



UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

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In the Matter of )  
 )  
City Of Portsmouth, Virginia, ) Docket No. CWA-03-2014-0240  
 )  
Respondent )

ORDER OF DESIGNATION

Chief Administrative Law Judge Susan L. Biro, Environmental Protection Agency, Washington, DC, is hereby designated as the Administrative Law Judge to preside in this proceeding under Section 309(g) of the Clean Water Act ("CWA"), 33 U.S.C. §1319(g) and in accordance with the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits 40 CFR Part 22.

Please note that pursuant to an official EPA pilot program, rather than filing all documents with the Regional Hearing Clerk as specified in 40 C.F.R. § 22.5(a), all documents and correspondence filed in this matter shall be filed with the Headquarters Hearing Clerk at the following address: Sybil Anderson, Headquarters Hearing Clerk, Office of Administrative Law Judges, 1200 Pennsylvania Avenue, N.W., Mail Code 1900R, Washington, D.C. 20460. If filings are sent by commercial carriers, such as UPS and Fedex, or hand-delivered, the following physical address should be used: Ronald Reagan Building, Rm. M1200, 1300 Pennsylvania

Avenue, N.W., Washington, D.C. 20004. Documents filed electronically should be submitted online using the OALJ E-Filing System.<sup>1</sup>

The Regional Hearing Clerk may properly reject any documents that a party attempts to file in the Regional Office while this matter is before the Administrative Law Judge.

**Privacy Act Statement; Notice of Disclosure of Confidential and Personal**

**Information; Waiver of Confidentiality and Consent to Public Disclosure:** The parties are cautioned that, unless redacted, all information filed with the court will be made publicly available. Thus, the parties are hereby advised not to file, or to redact (i.e., remove or obscure) where filing is necessary, any Confidential Business Information (CBI) or Personally Identifiable Information (PII) pertaining to any person. This may include information that, if disclosed to the public, would constitute an unwarranted invasion of personal privacy, such a Social Security numbers, medical records and personal financial information.

**To the extent that any person files or submits any un-redacted Confidential Business Information (CBI) or Personally Identifiable Information (PII) pertaining to themselves or their client, that person thereby waives any claims to confidentiality and thereby consents to public disclosure by EPA, including posting on the Internet, of all such information they**

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<sup>1</sup> More information about electronic filing may be found in the Standing Order Authorizing Electronic Filing in Proceedings Before the Office of Administrative Law Judges, available on the Office of Administrative Law Judges' website at [www.epa.gov/oalj](http://www.epa.gov/oalj).

submit. To protect such information against public disclosure, parties must follow the procedures specified on OALJ's website at [www.epa.gov/oalj](http://www.epa.gov/oalj).



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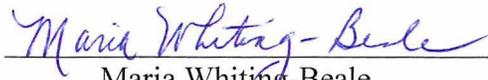
Susan L. Biro  
Chief Administrative Law Judge

Dated: November 3, 2014  
Washington, DC

In the Matter of City of Portsmouth, Virginia, Respondent  
Docket No. CWA-03-2014-0240

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Of Designation**, dated November 3, 2014, was sent this day in the following manner to the addressees listed below:

  
\_\_\_\_\_  
Maria Whiting-Beale  
Staff Assistant

Dated: November 3, 2014

Original And One Copy To:

Sybil Anderson  
Headquarters Hearing Clerk  
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Copy By Regular Mail To:

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