

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 7  
11201 RENNER BOULEVARD  
LENEXA, KANSAS 66219  
BEFORE THE ADMINISTRATOR

IN THE MATTER OF: )  
 )  
MICHAEL ZAHNER )       RESPONDENTS' PRELIMINARY  
 )                               STATEMENT  
and )  
 )       Docket No. CWA-07-2022-0141  
ZAHNER MANAGEMENT COMPANY, )  
LLC )  
 )  
Respondents )

**PRELIMINARY STATEMENT OF RESPONDENTS**

Pursuant to the Prehearing Order of the Office of Administrative Law Judges (“OALJ”), Respondents Michael Zahner and Zahner Management Company, LLC, through counsel, submit the following Preliminary Statement:

1. **Hearing Location.** Respondents’ preference for location of the hearing in this matter is the City of Marble Hill, Bollinger County, Missouri.
2. **Document Service.** Respondents consent to service of orders and decisions issued by this Tribunal, and to service of documents filed by parties, by email only during this proceeding.
3. **Valid Email Addresses.** Respondents will accept service by email at [bill.ford@lathrogpm.com](mailto:bill.ford@lathrogpm.com) and [shanna.mccormack@lathrogpm.com](mailto:shanna.mccormack@lathrogpm.com).

Dated this 23<sup>rd</sup> day of February, 2023.

By: /s/ William Ford

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Attorney for Respondents

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing was filed and served on Chief Administrative Law Judge Biro on February 23, 2023, through the Office of Administrative Law Judge's e-filing system, and that a copy of this document was also served on opposing counsel at the following e-mail address: [mccoin.shane@epa.gov](mailto:mccoin.shane@epa.gov).

/s/ William Ford  
Attorney of Record