

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF:)
)
GEOLOGISTICS AMERICAS, INC.,) DOCKET NO. RCRA-06-2003-0922
)
)
Respondent)

SUBPOENA DUCES TECUM¹¹

TO: Texas Commission on Environmental Quality

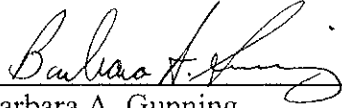
YOU ARE HEREBY COMMANDED, pursuant to Section 3008(b) of the Resource Conservation and Recovery Act, 42 U.S.C. § 6928(b), Rule 34 of the Federal Rules of Civil Procedure, and 40 C.F.R. §§ 22.4(c)(9), 22.19(e)(4), **TO PRODUCE OR MAKE AVAILABLE FOR INSPECTION AND COPYING** within thirty (30) days of service of this Subpoena the documentary evidence described and identified in Respondent's Geologistics Americas, Inc.'s Consent Motion for Additional Discovery Pursuant to 40 C.F.R. § 22.19(e).¹²

NOTICE: FAILURE TO COMPLY WITH THIS SUBPOENA MAY RESULT IN INITIATION OF COURT PROCEEDINGS IN A UNITED STATES DISTRICT COURT AGAINST THE RECIPIENT OF THE SUBPOENA TO COMPEL COMPLIANCE WITH THE SUBPOENA AND ANY FAILURE TO OBEY SUCH ORDER OF THE COURT MAY BE PUNISHED BY SUCH COURT AS CONTEMPT THEREOF.

¹¹ This subpoena is to be served on the witness in accordance with 40 C.F.R. § 22.5(b)(1).

¹² A copy of Respondent's Request for Production of Documents, including Exhibit A, is attached hereto.

ISSUED in Washington, D.C., this 24th day of September 2004.



Barbara A. Gunning
U.S. Administrative Law Judge
Office of Administrative Law Judges
Mail Code 1900L
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

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SUBPOENA FOR TEXAS COMMISSION ON ENVIRONMENTAL QUALITY