



**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR**

In the Matter of:)
)
Aylin, Inc., Rt. 58 Food Mart, Inc.,) **Docket No. RCRA-03-2013-0039**
Franklin Eagle Mart Corp.,)
Adnan Kiriscioglu d/b/a New Jersey Petroleum)
Organization a/k/a NJPO,)
5703 Holland Road Realty Corp.,)
8917 South Quay Road Realty Corp., and)
1397 Carrsville Highway Realty Corp.)
)
Respondents.)

NOTICE OF HEARING ORDER

Pursuant to the procedural rules governing this proceeding, set forth at 40 C.F.R. Part 22, I am responsible for scheduling the hearing and determining an appropriate location for the hearing, consistent with 40 C.F.R. §§ 22.21 and 22.19(d). I am also responsible for regulating the course of the hearing consistent with 40 C.F.R. § 22.4. Accordingly, prehearing filing deadlines and the hearing in this matter are scheduled as follows.

Non-dispositive Motions. Non-dispositive prehearing motions, such as motions for additional discovery, motions for subpoenas, and motions in limine, shall be filed no later than **February 26, 2016**. This deadline does not apply to motions to supplement a prehearing exchange.

Settlement Status Reports. Complainant is directed to file a Status Report as to the status of any settlement negotiations between the parties, *which shall not include any specific terms of settlement*, on or before **March 25, 2016**.

Joint Stipulations. On or before **March 25, 2016**, the parties shall file a Joint Set of Stipulated Facts, Exhibits, and Testimony. The time allotted for the hearing is limited. Therefore, the parties must make a good faith effort to stipulate as much as possible to matters that cannot reasonably be contested so that the hearing can be concise and focused solely on those matters that can only be resolved after an evidentiary hearing.

Prehearing Conference. A prehearing conference will be scheduled in advance of the hearing and conducted by a staff attorney.

Prehearing Briefs. The parties may, if they wish, file prehearing briefs on or before **April 8, 2016**. If filed, Complainant's brief should specifically state each count of the Complaint and each claim therein that will be tried at the hearing and indicate which counts and claims will not. If filed, Respondents' brief should identify each of the defenses that Respondents intend to pursue at the hearing.

Hearing. The hearing in this matter shall begin promptly at **9:00 a.m. on Monday, April 25, 2016**, in or around Philadelphia, Pennsylvania, and continue as necessary through Monday, May 2, 2016. The Headquarters Hearing Clerk, Sybil Anderson, will make appropriate arrangements for a courtroom. The parties will be notified of the exact location and of other procedures pertinent to the hearing when those arrangements are complete.

Individuals requiring special accommodations at the hearing, including wheelchair access and translation services, must contact the Headquarters Hearing Clerk at (202) 564-6261 no later than 30 days prior to the scheduled hearing, so that appropriate arrangements can be made. A staff attorney for the undersigned, Jennifer Almase, can be contacted should you have any procedural questions or questions about what to expect at the hearing, at (202) 564-1170 or almase.jennifer@epa.gov

RESPONDENTS ARE ADVISED THAT FAILURE TO APPEAR AT THE HEARING, WITHOUT GOOD CAUSE HAVING BEEN SHOWN, MAY RESULT IN THE ENTRANCE OF DEFAULT JUDGMENT AGAINST THEM.

IF EITHER PARTY DOES NOT INTEND TO ATTEND THE HEARING, OR HAS GOOD CAUSE FOR NOT BEING ABLE TO ATTEND THE HEARING AS SCHEDULED, IT SHALL NOTIFY THE UNDERSIGNED AT THE EARLIEST POSSIBLE MOMENT.

Christine Donelian Coughlin
Administrative Law Judge

Date: December 10, 2015
Washington, D.C.