

United States  
Environmental Protection Agency  
Before the Administrator

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In the Matter of: )  
)  
David E. Easterday & Co., Inc., ) Docket No. FIFRA-05-20119-0005  
d/b/a Woodwright Finishing, )  
)  
Respondent. )

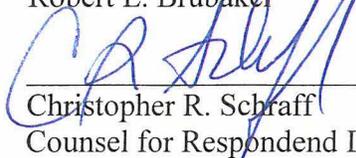
**Respondent's Preliminary Statement**

In response to ALJ Coughlin's February 8, 2019 Preliminary Order issued in this matter, the Respondent David E. Easterday & Co., Inc. states as follows:

1. Absent a subsequent agreement to the contrary, section 14(a)(3) of the Federal Insecticide, Fungicide and Rodenticide Act, 7 U.S.C. § 1361(a)(3), requires the location of the hearing to be the county of residence of the Respondent, in this case Holmes County, Ohio. The County seat of Holmes County is the Village of Millersburg, Ohio.
2. The Respondent consents to service of orders and decisions issued by the EPA Office of Administrative Law Judges, and to service of documents filed by other parties, by email only during this proceeding.
3. The email addresses of counsel for Respondent at which the Respondent will accept email service are: for Robert L. Brubaker: [rbrubaker@porterwright.com](mailto:rbrubaker@porterwright.com); and for Christopher R. Schraff: [cschraff@porterwright.com](mailto:cschraff@porterwright.com).

Respectfully submitted,

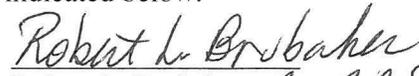
  
Robert L. Brubaker

  
Christopher R. Schraff  
Counsel for Respondent David E. Easterday & Co., Inc.

Date: March 6, 2019

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Preliminary Statement, dated March 6, 2019, was sent this day to the following parties in the manner indicated below.

  
Robert L. Brubaker *By CR Schaff*  
Counsel for Respondent

Original and One Copy by Overnight mail to:

Mary Angeles, Headquarters Hearing Clerk  
U.S. Environmental Protection Agency  
Office of Administrative Law Judges Ronald  
Reagan Building, Room M1200  
1300 Pennsylvania Avenue,  
NW Washington, DC 20004

Copy by Electronic and Overnight Mail to:

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Attorney for Complainant