

**BEFORE THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

In the Matter of:	)	
	)	Docket No. TSCA-10-2021-0006
GREENBUILD DESIGN & CONSTRUCTION, LLC	)	
	)	<b>COMPLAINANT’S MOTION TO CONFORM THE TRANSCRIPT TO THE ACTUAL TESTIMONY</b>
Anchorage, Alaska	)	
	)	
Respondent.	)	
_____	)	

**MOTION TO CONFORM THE TRANSCRIPT**

COMES NOW, the U.S. Environmental Protection Agency, Region 10 (“Complainant”), by and through its undersigned counsel and pursuant to 40 C.F.R. § 22.25 and this Court’s May 24, 2022 Post-Hearing Scheduling Order to respectfully offer the following Motion to Conform the Transcript to the Actual Testimony. Complainant does not believe that any of the proposed edits are substantive in nature, but rather are meant to fix minor typographical or other errors. Complainant wrote to Respondent about each of the proposed edits below, but Respondent failed to respond.

Complainant respectfully offers the following edits to the transcripts:

Within **Volume I – Monday, May 2, 2022**

1. Page 2:

As written: On Behalf of the Environmental Protection Agency Region 5

Suggested edit: On Behalf of the Environmental Protection Agency Region 10

2. Page 2:

As written:

ANDREW FUTERMAN, ESQ.  
DANIELLE MEINHARDT, ESQ.  
Of: Environmental Protection Agency  
Region 5  
Office of Regional Counsel  
Multi Media Branch I, Section III

77 W. Jackson Blvd., M/S C-14J  
Chicago, IL 60604  
312-353-2325  
Futerman.Andrew@epa.gov

Suggested edit:

ANDREW FUTERMAN, ESQ.  
Of: Environmental Protection Agency  
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Meinhardt.Danielle@epa.gov

3. Page 8, Line 114:

As written: continuing business

Suggested edit: continue in business

4. Page 47, Line 3:

As written: and how teaches those trainings

Suggested edit: and who teaches those trainings

5. Page 50, Line 15:

As written: regulator community

Suggested edit: regulated community

6. Page 85, Lines 10 – 11:

As written: Let's just have it Friday

Suggested edit: It's every day until Friday.

7. Page 168, Lines 19 – 21:

As written: the rule says you have to go out 10 in each direction to lay down the plastic.

Suggested edit: the rule says you have to go out 10 feet in each direction to lay down the plastic.

8. Page 202, Line 4:

As written: I use penalty policy as a guidance

Suggested edit: I use the penalty policy as a guidance

9. Page 203, Line 6:

As written: Derrick Carrada

Suggested Edit: Derrick Terada

10. Page 206, Line 3:

As written: let's say four

Suggested edit: let's say for

11. Page 246, Line 18:

As written: if the special circumstances is sought where you

Suggested edit: if the special circumstances is sort of where you

12. Page 248, Line 2:

As written: Okay, is that the CX96 document

Suggested edit: Okay, is that the CX 95 document

Within **Volume II – Tuesday, May 3, 2022**

13. Page 2:

As written: On Behalf of the Environmental Protection Agency Region 5

Suggested edit: On Behalf of the Environmental Protection Agency Region 10

14. Page 2:

As written:

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Suggested edit:

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Meinhardt.Danielle@epa.gov

15. Page 15, Line 7–8:

As written: We'll talk about the detail when the document is actually arrives.

Suggested edit: We'll talk about the detail when the document actually arrives.

16. Page 53, Line 16:

As written: Do you know it says?

Suggested edit: Do you know what it says?

17. Page 73, Line 20:

As written: talked to him about the reimbursement requests

Suggested edit: talked to him about the certification requirements

18. Page 77, Lines 4–5:

As written: in order for it to me an enforcement action

Suggested edit: in order for it to be an enforcement action

19. Page 81, Lines 14–15:

As written: would you (audio interference)

Suggested edit: would you please turn

20. Page 88, Lines 15–18:

As written: A It provides me the– the financial information that – that is either an estimate.

Suggested edit: A It provides me the financial information that is an estimate.

21. Page 89, Line 3:

As written: it's suggestive

Suggested edit: it suggests

22. Page 93, Lines 9–10:

As written: page 9 of 19 CFC

Suggested edit: page 9 of 19.

23. Page 96, Lines 1–2:

As written: Is that accurate kind of summary?

Suggested edit: Is that an accurate kind of summary?

24. Page 103, Line 14:

As written: Section 16A of TSCA

Suggested edit: Section 16(a) of TSCA

Respectfully submitted,

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Andrew Futerman,  
Counsel for Complainant  
EPA Region 10

In the Matter of *GreenBuild Design & Construction, LLC*, Respondent.  
Docket No. TSCA-10-2021-0006

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **Motion to Conform**, dated June 24, 2022 was served on the following parties in manner indicated below:

Original by OALJ E-Filing System to:  
Mary Angeles, Headquarters Hearing Clerk  
U.S. Environmental Protection Agency  
Office of Administrative Law Judges  
Ronald Reagan Building, Room M1200  
1200 Pennsylvania Avenue, NW  
Washington DC 20004

Copy by Electronic Mail to:  
Mr. and Mrs. Rodrigo and Kari von Marees  
GreenBuild Design & Construction, LLC  
rad@greenbuild.us.com  
kad@greenbuild.us.com  
*For Respondent*

Dated: June 24, 2022  
Chicago, Illinois

Respectfully submitted,

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Andrew Futerman,  
Counsel for Complainant  
EPA Region 10