

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR


In the Matter of:  Kent Hoggan, Frostwood 6, LLC, and David Jacobsen,  Respondents	Docket No. CWA-08-2107-0026
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RESPONDENT KENT HOGGAN'S MOTION TO SUPPLEMENT PRETRIAL EXCHANGE

Respondent, Kent Hoggan ("Hoggan") respectfully submits his Motion to Supplement Pretrial Exchange in order to add to Mr. Hoggan's submittals, his engineer's expert report as to storm-water runoff on the subject project in rebuttal to the expert report submitted by the EPA, which was only recently filed as a supplement by the EPA to its pretrial exchanges.

Mr. Hoggan has presented the EPA's expert report to his engineers and they do not believe that storm water runoff from the subject project comes anywhere near any US Waterway. The engineer is in the process of preparing its report and it should be completed in the next couple of weeks.

Dated this 15<sup>th</sup> day of April, 2019.

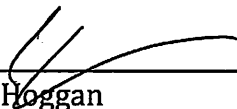


David W. Steffensen,  
Law Office of David W. Steffensen, P.C.  
Counsel for Respondent  
801-263-1122  
4873 South State Street  
Salt Lake City, Utah 84107

VERIFICATION

I, Kent Hoggan, hereby verify under penalties of perjury, that I have read the foregoing statements and that the same are true and correct to the best of my knowledge and belief.

Dated this 15<sup>th</sup> day of April, 2019.

  
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Kent Hoggan

CERTIFICATE OF SERVICE

I certify that the foregoing RESPONDENT KENT HOGGAN'S MOTION TO SUPPLEMENT PRETRIAL EXCHANGE, dated April 15, 2019, was sent this day in the following manner to the addressees listed below:

Copy by email to:

Counsel for Complainant: Matthew Castelli, Attorney  
U.S. Environmental Protection Agency, Region 8  
1595 Wynkoop Street (8ENF-L)  
Denver, CO 80202  
Telephone: (303) 312-6491  
Email: castelli.matthew@epa.gov

Copy by U.S. mail to:

Office of the Hearing Clerk: Mary Angeles  
Headquarters Hearing Clerk  
U.S. Environmental Protection Agency  
Office of Administrative Law Judges  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

Presiding Judge: The Honorable Susan L. Biro  
U.S. Environmental Protection Agency  
Office of Administrative Law Judges  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

  
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Date: April 15, 2019