

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

IN THE MATTER OF:

**BASF Corporation,

Respondent.**

Docket No. CWA-05-2018-0008

Proceeding to Assess a Class II Civil Penalty
Under Section 309(g) of the Clean Water Act
33 U.S.C. § 1319(g)

PRELIMINARY STATEMENT

BASF Corporation ("BASF") through the undersigned attorneys, presents its Preliminary Statement, pursuant to the Prehearing Order issued September 28, 2018, and respectfully states as follows:

I. Hearing Location

BASF prefers to hold the hearing in Newark, New Jersey. BASF's principal place of business, counsel, and anticipated witnesses are located in Florham Park, New Jersey. Therefore, BASF respectfully requests that the hearing take place at the Martin Luther King Building and Courthouse of the United States District Court for the District of New Jersey, located at 50 Walnut Street, Newark, NJ 07101.

II. Consent to Electronic Service

BASF hereby notifies the Administrative Board that it consents to service by electronic mail in this proceeding. All filings should be served on Donald J. Camerson, II, Esq., counsel to BASF, at djcamerson@bressler.com.

Respectfully submitted,



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Counsel for BASF Corporation

DATED: October 18, 2018

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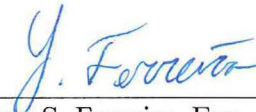
CERTIFICATE OF SERVICE

I hereby certify that today I issued a copy of this Preliminary Statement via the OALJ E-Filing System and Overnight Mail, Federal Express to:

Hearing Clerk Mary Angeles
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Ronald Reagan Building, Rm. M1200
1300 Pennsylvania Avenue, NW
Washington, DC 20460

I additionally certify that today I issued a copy this Preliminary Statement via e-mail and regular mail to:

Jeffery M. Trevino, Esq.
Associate Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency
77 West Jackson Boulevard (C-14J)
Chicago, Illinois 60604-3590
trevino.jeffery@epa.gov
Counsel to Complainant



Yelena S. Ferreira, Esq.
Counsel for Respondent BASF Corporation

Dated: October 18, 2018