

RECEIVED BY OALJ
2014 FEB 21 PM 3:52

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Reckitt Benckiser LLC, et al.,) FIFRA Docket No. 661
)
)
Petitioners)

JOINT MOTION CONCERNING THE PREHEARING EXCHANGE

The parties have conferred regarding the Prehearing Exchange outlined in the Prehearing Order, dated February 10, 2014. The parties jointly request that the Administrative Law Judge adopt the following procedures for the Prehearing Exchange:

- 1) The parties will accept electronic submittals of materials produced for the Prehearing Exchange in lieu of paper copies.
- 2) The parties will accept a description of non-documentary physical exhibits produced for the Prehearing Exchange in lieu of the non-documentary physical exhibits themselves, subject to the terms set forth in the February 19, 2014 Status Report on Settlement.
- 3) The parties may file with the Administrative Law Judge electronic copies of materials produced for the Prehearing Exchange for purposes of the deadlines in the February 10, 2014 Prehearing Order, with paper copies to be filed at such future date(s) as the Administrative Law Judge may order.
- 4) When an Exhibit is a document that is available on the Internet, the document may be identified by citation (including an active and functional URL address) in the Prehearing Exchanges in lieu of providing a physical copy of the document. A physical copy will be made available for purposes of the Hearing. Any party may request that a physical or electronic copy of any document identified as an Exhibit in the Prehearing Exchanges be provided by the party proffering the Exhibit; and the party proffering the Exhibit will produce the document within three business days.
- 5) If an Exhibit that is provided as part of the Prehearing Exchange includes tables, charts, graphs and other images that are clearly and legibly included within the Exhibit, the tables, charts, graphs and other images contained therein may be enlarged for presentation or shown on screen during the Hearing without having to separately identify or exchange the enlarged image as an additional Exhibit for purposes of the Prehearing Exchange, provided no other change has been made to the image.

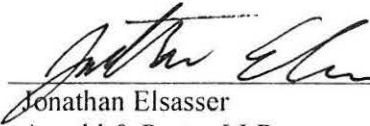
Jointly Submitted: February 21, 2014

Lawrence E. Cullen

In the Matter of Reckitt Benckiser LLC, et al., FIFRA Docket No. 661

CERTIFICATE OF SERVICE

I certify that the foregoing Joint Motion Concerning the Pre-Hearing Conference, dated February 21, 2014, was served at the addresses listed below in the manner indicated.



Jonathan Elsasser
Arnold & Porter LLP
555 Twelfth Street NW
Washington, DC 20004
Email: Jonathan.Elsasser@aporter.com
Telephone: 202-942-6405
Facsimile: 202-942-5999

Dated: February 21, 2014

Original and One Copy via Hand-Delivery to:

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

One Copy by First Class Mail and Electronic Mail to:

Robert G. Perlis
Scott B. Garrison
David N. Berol
U.S. Environmental Protection Agency
Office of General Counsel (2333A)
1200 Pennsylvania Ave., NW
Washington, DC 20460
Perlis.Robert@epa.gov
Garrison.Scott@epa.gov
Berol.David@epa.gov

Steven Schatzow
Attorney at Law
2022 Columbia Road NW, Suite 601
Washington, DC 20009

Ronald A. Schechter
Jeremy C. Karpatkin
ARNOLD & PORTER LLP
555 Twelfth Street, N.W.
Washington, D.C. 20004
Telephone: (202) 942-5000
Facsimile: (202) 942-5999
lawrence.culleen@aporter.com

Robert G. Perlis
Scott B. Garrison
David N. Berol
U.S. Environmental Protection Agency
Office of General Counsel (2333A)
1200 Pennsylvania Ave., NW
Washington, DC 20460
Perlis.Robert@epa.gov
Garrison.Scott@epa.gov
Berol.David@epa.gov

Gregory C. Loarie
Irene V. Gutierrez
Earthjustice
50 California Street, Suite 500
San Francisco, CA 94111
gloarie@earthjustice.org
igutierrez@earthjustice.org

Dimple Chaudhary
Aaron Colangelo
Natural Resources Defense Counsel
1152 15th Street NW, Suite 300
Washington, DC 20005
dchaudhary@nrdc.org
acolangelo@nrdc.org

Steven Schatzow
Attorney at Law
2022 Columbia Road NW, Suite 601
Washington, DC 20009
sschatzow@his.com

SSchatzow@his.com

Gregory C. Loarie
Irene V. Gutierrez
Earthjustice
50 California Street, Suite 500
San Francisco, CA 94111
gloarie@earthjustice.org
igutierrez@earthjustice.org

Dimple Chaudhary
Aaron Colangelo
Natural Resources Defense Counsel
1152 15th Street NW, Suite 300
Washington, DC 20005
dchaudhary@nrdc.org
acolangelo@nrdc.org

John D. Conner, Jr.
McKenna Long & Aldridge LLP
1900 K Street NW
Washington, DC 20006
jconnerjr@mckennalong.com

Seth Goldberg
Cynthia Taub
Steptoe & Johnson LLP
1330 Connecticut Avenue, NW
Washington, DC 20036
sgoldberg@steptoe.com
ctaub@steptoe.com

One Courtesy Copy via Electronic Mail to:

OALJfiling@epa.gov