

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 1**

In the Matter of:	)	
Professional Contract Sterilization, Inc.	)	SUPPLEMENT TO
40 Myles Standish Boulevard	)	COMPLAINANT’S
Taunton, MA 02780	)	PREHEARING EXCHANGE
Respondent	)	
Proceeding under Section 113	)	Docket No. CAA-01-2022-0059
of the Clean Air Act	)	

**SUPPLEMENT TO COMPLAINANT’S  
PREHEARING EXCHANGE**

Complainant, the United States Environmental Protection Agency, Region 1 (“EPA” or “Complainant”) respectfully submits the following Supplement to Complainant’s Prehearing Exchange. Pursuant to the *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits* (“Consolidated Rules”), 40 C.F.R. § 22, and the Presiding Officer’s Initial Prehearing Order in this matter issued on August 8, 2022, Complainant supplements its Prehearing Exchange filed on October 28, 2022, and Rebuttal Prehearing Exchange filed on January 20, 2023, with an additional witness and the witness’s resume as an additional exhibit. In support thereof, Complainant states the following:

**I. Jurisdiction and Legal Authority**

This is a proceeding to assess a civil penalty under Sections 113(d) and 114(a) of the Clean Air Act, 42 U.S.C. §§ 7414(a) and 7413(d).

The procedural rules governing this proceeding, the *Consolidated Rules*, require the

parties to file and exchange certain information before the hearing, including the names of witnesses, a brief narrative summary of their testimony, and copies of all documents that party intends to introduce into evidence at the hearing. 40 C.F.R. § 22.19(a). The Initial Prehearing Order issued in this matter on August 8, 2022, requires the same, and further requires the submission of a curriculum vitae or resume for each identified expert witness. The *Consolidated Rules* also provide that the parties “shall promptly supplement or correct the [prehearing] exchange when the party learns that the information exchanged or response provided is incomplete, inaccurate or outdated, and the additional or corrective information has not otherwise been disclosed to the other party pursuant to this section.” 40 C.F.R. § 22.19(f). Further, the Initial Prehearing Order directs the parties to file an accompanying motion to supplement the prehearing exchange only when supplementation is sought within 60 days of the scheduled hearing. Because the hearing in this matter has not yet been scheduled, an accompanying motion is not needed for this Supplement to Complainant’s Prehearing Exchange.

## **II. Complainant’s Witnesses**

Complainant supplements its Prehearing Exchange dated October 28, 2022, with an additional witness along with a brief narrative summary of the witness’s expected testimony.

The following witness may testify on direct and/or on rebuttal:

Mary K. Medeiros, CPA  
Financial Analyst  
U.S. EPA Region 1  
5 Post Office Square, Suite 100 (Mail Code 4-WD)  
Boston, MA 02109

Mary K. Medeiros will testify as an expert witness. Ms. Medeiros is a financial analyst with EPA Region 1. She will testify as to the Respondent’s ability to pay the penalty proposed by EPA.

### **III. EXHIBITS**

The exhibit below supplements Complainant's Prehearing Exchange dated October 28, 2022, and Complainant's Rebuttal Prehearing Exchange dated January 20, 2023.

**CX 26.** Resume of Mary K. Medeiros

RESPECTFULLY SUBMITTED on February 17, 2023.

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Jaegun Lee  
Attorney-Advisor  
U.S. EPA, Region 1  
5 Post Office Square (Mail Code: 4-WD)  
Boston, MA 02109  
(617) 918-1511  
[Lee.Jaegun@epa.gov](mailto:Lee.Jaegun@epa.gov)

CERTIFICATE OF SERVICE

I certify that the foregoing Supplement to Complainant's Prehearing Exchange, Docket No. CAA-01-2022-0059, has been submitted electronically using the OALJ E- Filing System.

A copy was sent by email to:

Robert A. Fasanella, attorney for Respondent, at [RFasanella@rubinrudman.com](mailto:RFasanella@rubinrudman.com).

Dated: February 17, 2023

Respectfully Submitted,

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