3/8/94

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF	)	
	)	
Ortex Products of California, (Inc.),	)	Docket No. FIFRA-09-0829-C-93-04
	)	
	)	
Respondent	)	

ORDER GRANTING RESPONDENT'S MOTION AND COMPLAINANT'S REQUEST TO REOPEN THE HEARING RECORD FOR RECEIPT OF CERTAIN DOCUMENTARY EVIDENCE

By motion, dated January 19, 1994, Respondent requests that "official(judicial) notice" be taken of certain documents and/or, in the alternative, to reopen the hearing record for the receipt of such documents.

By letter dated February 24, 1994, Complainant states that it does not oppose Respondent's request provided the Complainant is given the opportunity to submit the document marked as Complainant's Exhibit 19, page 2 as part of the hearing record.

By pleading dated March 3, 1994, Respondent states that it has no objection to the receipt of Exhibit 19, page 2, provided its January 19 motion is granted.

For good cause shown, Respondent's motion is granted. The hearing record is hereby reopened for the limited purpose of receiving into evidence Complainant's responses to Respondent's Request for Production of Documents for Inspection, Copying and Testing, Request Numbers 12, 13, 14, and 15 and Complainant's responses thereto.

For good cause shown, Complainant's February 24, 1994, request is granted. The hearing record is hereby reopened for the limited purpose of receiving into evidence Complainant's Exhibit 19, page 2.

Jon G. Lotis
Administrative Law Judge

Dated: March 8, 1994
Washington, D.C.

IN THE MATTER OF ORTEX PRODUCTS OF CALIFORNIA, (INC.), Respondent
Docket No. FIFRA-09-0829-C-93-04

CERTIFICATE OF SERVICE

I certify that the foregoing Order Granting Respondent's Motion and Complainant's Request to Reopen the Hearing Record for Receipt of Certain Documentary Evidence, dated March 8, 1994, was sent in the following manner to the addressees listed below:

Original by Regular Mail to:

Steven Armsey
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region IX
75 Hawthorne Street
San Francisco, CA 94105-3901

Copy by Certified Mail, Return Receipt Requested to:

Counsel for Complainant:

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Carlita M. Davis
Legal Clerk, Office of Administrative Law Judges
U.S. Environmental Protection Agency
401 M Street, S.W.
Washington, D.C. 20460

Dated: March 8, 1994
Washington, D.C.