

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR

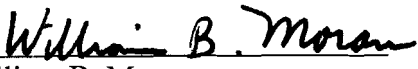
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ENVIRONMENTAL PROTECTION  
AGENCY-REGION VII  
REGIONAL HEARING CLERK

In the Matter of )  
)  
William Gepford )  
) Docket No. CWA-07-2006-0057  
)  
)  
)  
Respondents )


ORDER ON MOTION FOR EXTENSION

Counsel for EPA has filed an unopposed motion seeking a 60-day extension, until October 13, 2006, to submit the initial Prehearing Exchanges. The Court's Prehearing Order, issued on June 14, 2006, required that the Exchanges occur by August 14, 2006. EPA's request for the two-month extension is based upon the need to evaluate the impact on this litigation, if any, as a result of the United States Supreme Court's recent Clean Water Act decision in *Rapanos et ux., et al. v. United States*, 126 S. Ct. 2208 (2006).

Upon consideration, the request for an extension is **DENIED**. The evaluation of the *Rapanos* decision is not a sufficient basis to warrant the requested delay. The due date for the Prehearing Exchanges remains as per the Court's June 14<sup>th</sup> Prehearing Order.

  
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William B. Moran  
United States Administrative Law Judge

Dated: July 21, 2006  
Washington, D.C.

  
Knolyn R. Jones  
Legal Staff Assistant

Dated: July 21, 2006

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