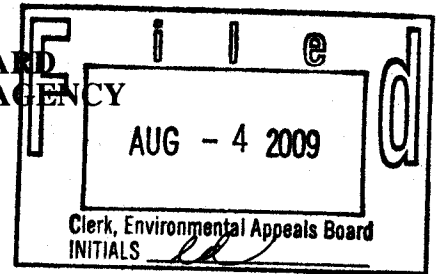


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re: _____)

EarthECycle, LLC)

Docket No. RCRA-HQ-2009-0001

ORDER EXTENDING TIME TO FILE ANSWER

By joint motion filed on July 23, 2009, the parties in the above-captioned matter seek a twenty (20) day extension of time for Respondent, EarthECycle, LLC, to file an answer. Joint Motion to Extend Deadline for Respondent's Answer to the Amended Complaint (July 23, 2009) ("Joint Motion"). According to the Joint Motion, the parties are engaged in settlement discussions and "request an extension for Respondent to file its answer until August 11, 2009, to allow for continued discussions * * *." Joint Motion at 2.

For good cause shown, the Joint Motion is granted. The answer must now be filed no later than August 11, 2009.¹

So ordered.

Dated: _____

August 4, 2009

ENVIRONMENTAL APPEALS BOARD

By: *Kathleen A. Steen for Charles J. Sheehan*
Charles J. Sheehan
Environmental Appeals Judge

¹ Documents are "filed" with the Board on the date they are *received*.

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Order Extending Time to File Answer in the matter of EarthECycle, LLC, RCRA-HQ-2009-0001, were sent to the following persons in the manner indicated:

First Class Mail:

Jeffrey Nixon
EarthECycle, LLC
18420 E. Admiral Place
Cartoosa, OK 74015

Inter-Office Mail:

Rosemarie A. Kelley (2249A)
Director, Waste and Chemical Enforcement Division
Office of Civil Enforcement

Dated: AUG - 5 2009

A handwritten signature in cursive script, appearing to read "Annette Duncan", is written over a horizontal line.

Annette Duncan
Secretary