

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION I

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Docket No. CAA-01-2008-0098

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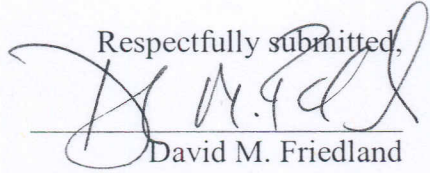
In the Matter of:)
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The Dow Chemical Company)
1761 Route 12)
Gales Ferry, CT 06335)
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UNOPPOSED MOTION FOR FURTHER EXTENSION OF TIME TO FILE AN ANSWER

The Dow Chemical Company (“Dow”) requests that the Regional Judicial Officer for Region I grant a further extension of time to April 6, 2009 for Dow to file its Answer to the Administrative Complaint filed in the above-captioned matter. On January 14, 2009, the Acting Regional Judicial Officer extended the time for filing of an Answer for good cause shown, and with the assent of EPA, to March 5, 2009. Since January, Dow and EPA have reached a settlement in principle to resolve the matter. Currently, the parties are drafting a Consent Agreement and Final Order. The parties continue to negotiate the details of a potential Supplemental Environmental Project (SEP) as part of the settlement. Accordingly, Dow requests this further extension of time to continue settlement discussions, to evaluate a possible SEP, and to negotiate the necessary consent agreement.

EPA Counsel, Amanda Helwig, has authorized Dow to state that EPA assents to this Motion.

For the reasons set forth above, Dow respectfully requests that its Unopposed Motion for Further Extension of Time to File an Answer be granted and that the Regional Judicial Officer extend the deadline for Dow’s response to April 6, 2009.

Respectfully submitted,

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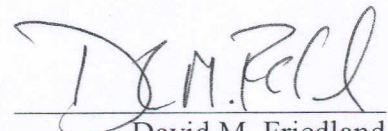
Date: February 23, 2009

Attorney for the Dow Chemical Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Unopposed Motion for Further Extension of Time to File an Answer in the matter of the Dow Chemical Company, Docket No. CAA-01-2008-0098 was served by United States First Class Mail on the following person, this 23rd day of February, 2009:

Amanda J. Helwig
Enforcement Counsel
U.S. Environmental Protection Agency, Region I
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Boston, Massachusetts 02114-2023



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Date: February 23, 2009

Attorney for the Dow Chemical Company