

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 8

1595 Wynkoop Street DENVER, CO 80202-1129 Phone 800-227-8917 http://www.epa.gov/region08

2012 OCT 23 AM 8:20

REA REGION VER

DOCKET NO.: CWA-08-2012-0025

NELCON, INC. 304 Jellison Road Kalispell, MT 59903

ORDER GRANTING SECOND EXTENSION OF TIME TO FILE ANSWER

RESPONDENT

By Motion filed, October 19, 2012, the Respondent, through its attorney, Rebecca L. Summerville, Datsopoulos, MacDonald & Lind, P. C., has requested an UNOPPOSED MOTION FOR EXTENSION OF TIME for Respondent to File an Answer to and including November 30, 2012 to respond to the ADMINISTRATIVE COMPLAINT AND NOTICE OF OPPORTUNITY FOR HEARING dated August 29, 2012. Respondent states they need additional time to familiarize themselves with the Complaint.

Accordingly, the Unopposed Motion for Extension of Time is hereby granted to November 30, 2012 pursuant to Section 22.16 of the Consolidated Rules of Practice.

SO ORDERED THIS 23 2012. Elvana R. Sutin Regional Judicial Officer

CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached ORDER GRANTING SECOND EXTENSION OF TIME TO FILE ANSWER, in the matter of NELCON, INC.; DOCKET NO.: CWA-08-2012-0025 was filed with the Regional Hearing Clerk on October 23, 2012.

Further, the undersigned certifies that a true and correct copy of the documents were delivered to Charles Figur, Senior Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned documents were placed in the United States mail certified/return receipt requested and e-mailed on October 23, 2012, to:

Respondent's Attorney:

Rebecca L. Summerville Datsopoulos, MacDonald & Lind, P. C. 201 W. Main Street, Suite 201 Missoula, MT 59802 rsummerville@dmllaw.com

October 23, 2012

1. Vento

Tina Artemis Paralegal/Regional Hearing Clerk