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October 20, 2008

FEDERAL EXPRESS

Ms. Wanda Rivera
Regional Hearing Clerk
U.S. Environmental Protection Agency
Region 1
One Congress Street, Suite 1100 (RAA)
Boston, Massachusetts 02114-2023

Ms. LeAnn Jensen
U.S. Environmental Protection Agency
Region 1
One Congress Street, Suite 1100 (RAA)
Boston, Massachusetts 02110

Re: Docket No. TSCA-01-2008-066

Dear Clerk Rivera and Ms. Jensen:

Enclosed please find Biren Properties, Inc.'s Assented to Motion for Extension of Time to Answer Administrative Complaint for filing in the above-captioned matter, time being of the essence.

Thank you for your attention to this matter. Please feel free to call me with any questions.

Sincerely,



Charles F. Cleary

CFC/dvc

Enclosure

cc: Peter DeCambre, Esquire

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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I**

IN THE MATTER OF:)

Biren Properties, Inc.)
88 McGregor Street, Suite 104,)
Manchester, New Hampshire)

Respondent.)

Proceeding under Section 16(a) of the)
Toxic Substances Control Act,)
42 U.S.C. § 2615(a).)
_____)

Docket Number TSCA-01-2008-0066

**ASSENTED TO MOTION FOR EXTENSION OF TIME
TO ANSWER ADMINISTRATIVE COMPLAINT**

NOW COMES Biren Properties, Inc., Respondent in the above-captioned matter, by and through its attorneys, Wadleigh, Starr & Peters, PLLC, and respectfully moves for one additional extension of time to answer Administrative Complaint in order to complete settlement negotiations, and states as follows:

1. Respondent was served with the Administrative Complaint on August 22, 2008, requiring an answer no later than September 22, 2008.
2. Respondent moved for an extension of time to answer Administrative Complaint which was granted extending the date for filing an answer to October 22, 2008.
3. Respondent has made a Settlement Offer in this matter which includes, as a substantial part, Respondent undertaking a Supplemental Environmental Project in Manchester, New Hampshire.
4. Counsel for Respondent and EPA Senior Enforcement Counsel, Peter M. DeCambre are close to a Settlement but need some time to finalize the specific terms of the Supplemental Environmental Project.
5. Complainant does not object to the requested relief in this Motion.

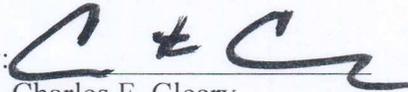
WHEREFORE, Respondent respectfully requests one additional thirty-day extension of time to answer the Administrative Complaint.

Biren Properties, Inc.
By and through its attorneys

Wadleigh, Starr & Peters, PLLC

Dated: October 20, 2008

By:



Charles F. Cleary
95 Market Street
Manchester, NH 03101
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Assented to Motion for Extension of Time to Answer Administrative Complaint has been sent to the following persons on the date noted below:

Ms. Wanda Rivera
Regional Hearing Clerk
U.S. Environmental Protection Agency-Region 1
One Congress Street, Suite 1100 (RAA)
Boston, Massachusetts 02114-2023

Ms. LeAnn Jensen
U.S. Environmental Protection Agency-Region 1
One Congress Street, Suite 1100 (RAA)
Boston, Massachusetts 02114-2023

Peter M. DeCambre, Esquire
Senior Enforcement Counsel
U.S. Environmental Protection Agency-Region 1
One Congress Street, Suite 1100 (SES)
Boston, MA 02114-2023

Dated: October 20, 2008



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