

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

FILED
EPA REGION 7
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HEARING CLERK

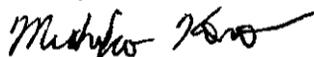
In the Matter of)
)
Spring Lake Gardens, Inc.) Docket No. FIFRA-04-2009-3027
)
Respondent)

MOTION FOR EXTENSIONS OF TIME TO FILE CONSENT AGREEMENT AND FINAL ORDER AND PREHEARING EXCHANGES

COMES NOW Complainant, and files this Motion for extension of time to file a Consent Agreement and Final Order, and Prehearing Exchanges. On or about December 11, 2009, the parties reached a settlement in principle. The settlement in principle is subject to EPA management approval. Additional time is needed to memorialize the settlement in a Consent Agreement and Final Order, obtain the signatures of the parties, obtain approval from the Regional Judicial Officer, and file a Consent Agreement and Final Order with the Regional Hearing Clerk. In addition, counsel for Complainant will not be in the office from December 24, 2009 through January 4, 2010.

WHEREFORE, Complainant respectfully requests an extension of time to file the Consent Agreement and Final Order and an extension of time to file Prehearing Exchanges. Complainant requests an extension of time of one month to finalize settlement and file the Consent Agreement and Final Order, and if necessary, file Prehearing Exchanges. Complainant respectfully requests that the parties be given until January 19, 2010, to file a Consent Agreement and Final Order, and that the deadlines for Prehearing Exchanges be extended by one month, as well. Complainant has consulted with Respondent on this Motion, and Respondent does not object to this Motion.

Respectfully submitted,



Michiko Kono
Attorney for Complainant

Date: Dec. 11, 2009

CERTIFICATE OF SERVICE

I hereby certify that the original of this Motion for Extensions of Time to File Consent Agreement and Final Order and Prehearing Exchanges in the Matter of Spring Lake Gardens, Inc., Docket No. FIFRA-04-2009-3027, and a copy, were hand-delivered to the Regional Hearing Clerk, Region 4, and that a copy was transmitted to the addressees listed below.

Addressees:

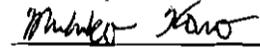
The Honorable Susan L. Biro
Chief Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900L
1200 Pennsylvania Ave. N.W.
Washington, DC 20460

(via facsimile and Agency
pouch mail)

Mr. Timothy Lowder
Spring Lake Gardens, Inc.
33463 Old Salisbury Road
Albermarle, NC 28001

(via first class mail)

Date: Dec. 11, 2009



Michiko Kono
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