

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4

IN THE MATTER OF)

Gene A. Wilson)

Respondent)

Docket No. SDWA-04-2005-1016

HEARING CLERK

2006 DEC 15 AM 9:41

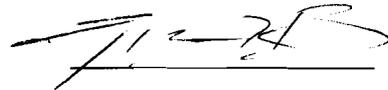
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**COMPLAINANT'S MOTION FOR EXTENSION OF TIME
TO REPLY TO RESPONDENT'S MOTION TO STRIKE OR
TO CONSOLIDATE AND MOTION FOR SUMMARY JUDGMENT**

COMES NOW, Counsel for Complainant and moves that this court allow Complainant additional time in which to reply to Respondent's two motions which were received by Counsel for Complainant on December 14, 2006. Pursuant to 40 CFR § 22.16(b), Complainant's reply is due within 15 days of service of the motions. However, Counsel for Complainant will be out of the office from December 18, 2006 through January 1, 2007. Further, it was Counsel for Complainant's understanding that the Honorable Regional Judicial Officer wanted only an indication of the parties' intent to file motions by December 15, 2006, so that she could establish a future schedule for motion filings.

Accordingly, in consideration of the fact that no prejudice to Respondent will result from granting Complainant this extension, it is respectfully requested that Complainant be afforded 14 days, beginning on January 2, 2007, to respond to Respondent's motions. Alternatively, Counsel for Complainant will comply with any other motions schedule imposed by the Honorable Regional Judicial Officer.

Respectfully submitted,



Zylpha K. Pryor
Counsel for Complainant

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the date indicated below, the original and one copy of Complainant's Motion were delivered by interoffice mail to the Regional Hearing Clerk and copies were sent to the following persons in the manner noted.

Susan B. Schub, Esq.
Regional Judicial Officer
U.S. EPA
61 Forsyth Street
Atlanta, GA 30303

Interoffice Mail

Gene A. Wilson
101 Madison Street
P.O. Box 702
Louisa, KY 41230

Overnight Mail

Nicholas N. Owens
National Ombudsman
U.S. Small Business Administration
409 3rd Street, SW, MC 2120
Washington, DC 20416-0005

First Class Mail

December 15, 2006



Sharon Thompson, Secretary
OLS - OEA
U.S. EPA
61 Forsyth Street
Atlanta, GA 30303