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DOCKET NO.: TSCA-01-2012-0029
Office of Regional Hearing Clerk

IN THE MATTER OF:)

JUAN HERNANDEZ)
585 East Main Street)
Bridgeport, Connecticut 06608)

RESPONDENT.)
_____)

August 22, 2012

RESPONDENT'S FIFTH MOTION FOR EXTENSION OF TIME TO PLEAD

Respondent Juan Hernandez (the "Respondent") hereby moves for a thirty-day extension of time, through and including September 28, 2012, to file an answer to the Complaint and Notice of Opportunity for Administrative Hearing (the "Complaint"), filed by the United States Environmental Protection Agency, Region 1 (the "Complainant"), dated March 27, 2012.

This is the fifth request for an extension of time relating to this action. The Parties agree to a 30-day extension for the Complainant to further review the Respondent's Supplemental Memorandum in Support of Penalty Reduction and accompanying documentation, submitted at the Complainant's request on July 9, 2012. The Parties have been working collaboratively to settle this matter for several months.

As indicated above, the Complainant consents to a 30-day extension.

Based upon the foregoing, the Respondent respectfully requests a fifth 30-day extension for the purposes of ongoing settlement negotiations.

**THE RESPONDENT,
JUAN HERNANDEZ**

By: /s/ Rachel A. Schwartzman 432997

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CERTIFICATION OF SERVICE

I hereby certify that on the date hereof, a copy of the foregoing was served by U.S., mail, postage prepaid, upon all counsel and pro se parties of record, as follows:

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