

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR**

_____)
IN THE MATTER OF:)
)
JUAN HERNANDEZ)
585 East Main Street)
Bridgeport, Connecticut 06608)
)
Respondent.)
_____)

Docket No. TSCA-01-2012-0029

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**JOINT MOTION FOR EXTENSION OF TIME FOR FILING
CONSENT AGREEMENT AND FINAL ORDER**

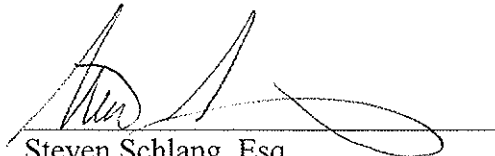
Complainant and Respondent (the "Parties") jointly move that the Presiding Officer extend the time to file the Consent Agreement and Final Order ("CAFO") in the above-captioned matter from February 1, 2013, to March 1, 2013. As grounds for this motion, the Parties state as follows:

1. Pursuant to the Presiding Officer's Prehearing Order dated December 11, 2013, either Complainant's Pre-hearing Exchange or an executed CAFO must be filed by February 1, 2013.
2. On January 17, 2013, the parties reached a settlement-in-principle and are currently making progress negotiating the terms of the CAFO. As part of the settlement, Counsel for Respondent has stated that his client must obtain financing to pay the penalty. Accordingly, in order to fully execute the settlement, the parties need additional time for the financing arrangements to be made and to arrange a payment schedule that will be incorporated into the CAFO.
3. In addition, prior to receiving the above-mentioned Prehearing Order, Counsel for Complainant had arranged to take leave for a week to help care for his elderly parents in Arizona

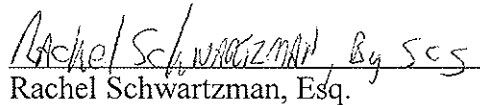
and will be out of the office from January 31, 2013 until February 6, 2013.

WHEREFORE, the Parties request requests that the Presiding Officer extend the time for filing the CAFO until March 1, 2013.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Steven Schlang', is written over a horizontal line.

Steven Schlang, Esq.
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A handwritten signature in black ink, appearing to read 'Rachel Schwartzman, Esq.', is written over a horizontal line.

Rachel Schwartzman, Esq.
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rschwartzman@cohenandwolf.com

In the Matter of Juan Hernandez
TSCA-01-2012-0029

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Joint Motion to Extend Time for Filing Consent Agreement and Final Order has been sent to the following persons on the date noted below:

Original and one copy,
by pouch mail:

Sybil Anderson
Headquarters Hearing Clerk
EPA Office of Administrative Law
Judges
1200 Pennsylvania Avenue, NW
Mail Code 1900L
Washington, DC 20460-2001

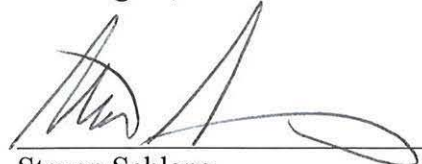
Copy, by Overnight/UPS

Attorney Rachel A. Schwartzman
Cohen & Wolf, P.C.
115 Broad Street
Bridgeport, CT 06604
rschwartzman@cohenandwolf.com

Honorable Susan L. Biro
Chief Administrative Law Judge
Office of Administrative Law Judges
1200 Pennsylvania Avenue, NW
Mail Code 1900L
Washington, D.C. 20460

Date

1/28/13



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