



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

RECEIVED JUL 14 2008

REGIONAL HEARING CLERK U.S. ENVIRONMENTAL AGENCY

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IN THE MATTER OF:

SUNRISE ELECTRONICS INC.,

Respondent.

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Docket No. RCRA-05-2007-0013

ORDER

On or about July 9, 2008, the undersigned received by facsimile from Respondent a "Motion for Extension of Time to File Respondent's Pre-Hearing Exchange." The Motion and the Certificate of Service attached thereto were both unsigned. In addition, the Motion failed to meet the requirements of the Consolidated Rules or the Prehearing Order. The Consolidated Rules at 40 C.F.R. § 22.7 provides that requests for extension of time be filed before expiration of the deadline sought to be extended. In this case, the Respondent's Prehearing Exchange was due on July 7, 2008 and thus the July 9th Motion Motion filed (assuming it was actually filed on that date), was untimely. Moreover, the Prehearing Order required that all motions include a statement that the other party was contacted and its position on the relief sought. Respondent's Motion merely suggests that "Respondent believes Complainant has no objection."

Nevertheless, in light of the representation regarding settlement made therein, the request for relief will be granted. Therefore, Respondent shall have until July 22, 2008 to file its Prehearing Exchange and Complainant shall have until August 5, 2008 to submit its rebuttal prehearing exchange in the event the fully executed Consent Agreement and Final Order is not submitted beforehand.

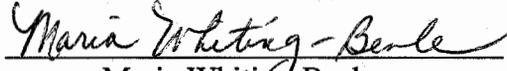
Handwritten signature of Susan L. Biro
Susan L. Biro
Chief Administrative Law Judge

Dated: July 10, 2008
Washington, D.C.

In the Matter of Sunrise Electronics Incorporated, Respondent
Docket No. RCRA-05-2007-0013

CERTIFICATE OF SERVICE

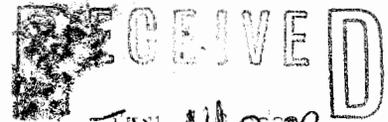
I certify that the foregoing **Order**, dated July 10, 2008, was sent this day in the following manner to the addressees listed below.


Maria Whiting-Beale
Staff Assistant

Dated: July 10, 2008

Original And One Copy By Pouch Mail To:

Sonja Brooks-Woodard
Regional Hearing Clerk
U.S. EPA
77 West Jackson Boulevard, E-13J
Chicago, IL 60604-3590



REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
AGENCY



Copy By Pouch Mail To:

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