



Steven J. Picco
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September 2, 2010

Via Federal Express

Ms. Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency
Region 2
290 Broadway – 16th Floor
New York, New York 10007-1866

U.S. ENVIRONMENTAL
PROTECTION AGENCY REGION 2
2010 SEP -8 PM 3:37
REGIONAL HEARING
CLERK

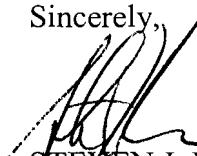
Re: Complaint and Notice of Opportunity to Request a Hearing
In the matter of: Kinder Morgan Liquid Terminals, LLC
CAA-02-2010-1226

Dear Ms. Maples:

This firm represents Respondent Kinder Morgan Liquid Terminals, LLC in the above matter. I enclose an original and one copy of a Motion for Extension of Time to Answer Complaint and Request Hearing along with a Certificate of Service.

Should you have any comments or questions, please contact me at 609-452-3153.

Sincerely,


STEVEN J. PICCO
Attorney for Respondent

Enclosures

cc: Marie T. Quintin, Esquire (via Federal Express)
SJP/amd

cc: The Honorable Helen Ferrara, Regional Judicial Officer (via Federal Express)

**BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

In re: :
:
Kinder Morgan Liquid Terminals, LLC : CAA-02-2010-1226
Respondent :
:
In a proceeding under :
Section 113(d) of the Clean Air Act :

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REGION 2
2010 SEP -8 PM 3:27
REGIONAL HEARING
CLERK

**MOTION FOR EXTENSION OF TIME
TO ANSWER COMPLAINT AND REQUEST HEARING**

NOW COMES, Respondent, Kinder Morgan Liquid Terminals, LLC, by and through its counsel, Saul Ewing LLP, and files this motion for an extension of time to answer the complaint and request a hearing, pursuant to 40 CFR § 22.7(b). In support of this motion, the Respondent avers as follows:

1. Respondent received the Complaint and Notice of Opportunity to Request a Hearing (the “Complaint”) in the above matter on August 12, 2010.
2. The Complaint sets forth three counts for alleged violations of the Clean Air Act, the regulations promulgated under the Clean Air Act, and Respondent’s Title V Operating Permit.
3. The Complaint sets forth a proposed civil penalty of \$284,660.
4. Pursuant to 40 CFR § 22.7(c) and 40 CFR § 22.15(a), Respondent has until September 13, 2010 to file a written answer to the Complaint and to request a hearing.
5. The Complaint contains serious allegations which require substantial investigation by Respondent.
6. In light of the serious allegations in the Complaint and the need for substantial investigation, the Respondent respectfully requests a 30-day extension, until October 13, 2010, to file a written answer and to request a hearing.

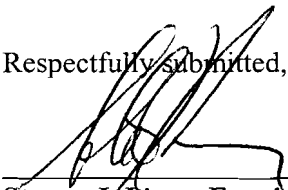
7. Respondent has sought the consent of the Complainant for an extension of time, however, the Respondent has not heard back from the Complainant. It is Respondent's understanding that the attorney for the Complainant is out of the office for personal reasons.

8. Pursuant to 40 CFR § 22.7(b), this motion is filed sufficiently in advance of the due date for a written answer and request for a hearing, so as to allow the Complainant reasonable opportunity to respond.

9. Pursuant to 40 CFR § 22.5(c)(4), the undersigned is authorized to accept service in this matter.

WHEREFORE, the Respondent requests the Presiding Officer extend the Respondent's deadline to file a written answer and to request a hearing to October 13, 2010.

Respectfully submitted,



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Attorney for Respondent

DATE: September 2, 2010

**BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

In re: :
: :
Kinder Morgan Liquid Terminals, LLC : CAA-02-2010-1226
Respondent : :
: :
In a proceeding under :
Section 113(d) of the Clean Air Act :

CERTIFICATE OF SERVICE

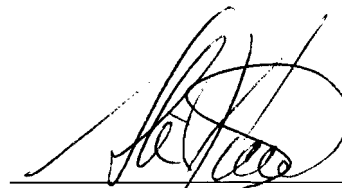
Pursuant to 40 CFR § 22.5(a)(3), I hereby certify that a true and correct original and copy of the foregoing Motion for Extension of Time was this day served upon the following individuals via overnight mail.

Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency – Region 2
290 Broadway – 16th Floor
New York, NY 10007-1866

Pursuant to 40 CFR § 22.5(a)(3), I hereby certify that a true and correct copy of the foregoing Motion for Extension of Time was this day served upon the following individuals via overnight mail.

Marie T. Quintin
Assistant Regional Counsel
Office of Regional Counsel, Air Branch
U.S. Environmental Protection Agency – Region 2
290 Broadway – 16th Floor
New York, NY 10007-1866

The Honorable Helen Ferrara
Regional Judicial Officer
U.S. Environmental Protection Agency – Region 2
290 Broadway, 17th Floor
New York, NY 10007-1866



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Attorney for Respondent

DATE: September 2, 2010