

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG-11
2011 APR 19 A 11:10
REGIONAL HEARING
CLERK

In the Matter of:)
)
Dal Realty Management Corporation,)
)
Respondent.)

Docket No. TSCA-02-2010-9271

ORDER GRANTING MOTION FOR EXTENSION

A Prehearing Order was issued in this matter setting a due date of April 29, 2011 for the parties to file a Consent Agreement and Final Order (CAFO) or for Complainant to file its Initial Prehearing Exchange, and a due date of May 20, 2011 for Respondent's Prehearing Exchange. Complainant submitted a Status Report dated April 8, 2011, informing the undersigned that the parties had reached a settlement in this matter and expected to file a CAFO soon.

Complainant then filed a Status Report and Motion for Extension dated April 25, 2011 ("Motion"), stating that due to "unforeseen delays," the CAFO will not be executed by the April 29, 2011 deadline. Complainant therefore requests a 30-day extension of the April 29, 2011 deadline for the parties' Prehearing Exchanges to be filed, so that the CAFO may be filed instead. Complainant notes that Respondent does not contest the Motion.

The Motion is hereby **GRANTED** for good cause in accordance with 40 C.F.R. § 22.7(b). Where the parties have reached a settlement, it is appropriate to set the due date for the CAFO to be filed or for both parties to file their Prehearing Exchanges simultaneously in the event the CAFO is not filed by that date. Accordingly, the parties shall file the fully executed Consent Agreement and Final Order, or their Prehearing Exchanges, on or before **May 30, 2011**.




Susan L. Biro
Chief Administrative Law Judge

Date: April 27, 2011
Washington, D.C.

In the Matter of Dal Realty Management Corporation, Respondent
Docket No. TSCA-02-2010-9271

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Motion For Extension**, dated April 27, 2011, was sent this day in the following manner to the addressees listed below.



Maria Whiting-Beale
Staff Assistant

Dated: April 27, 2011

Original And One Copy By Pouch Mail To:

Karen Maples
Regional Hearing Clerk
U.S. EPA
290 Broadway, 16th Floor
New York, NY 10007-1866

Copy By Pouch Mail To:

Stuart Keith, Esquire
Office of Regional Counsel
U.S. EPA
290 Broadway, 16th Floor
New York, NY 10007-1866

Copy By Regular Mail To:

Paul Dalmazio
Dal Realty Management Corporation
2269 65th Street
Brooklyn, NY 11204