

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

2009 JUN 22 AM 11:43

Docket No.: SDWA-08-2009-0045

EPA REGION VIII
HEALTH & ENVIRONMENTAL
QUALITY

In the Matter of:)
)
El Paso Production Oil and Gas) **MOTION FOR STAY OF**
Company,) **PROCEEDINGS OR**
) **ALTERNATIVELY A SECOND**
) **EXTENSION OF TIME**
) **TO ANSWER**
Respondent)
)

The U.S. Environmental Protection Agency ("EPA"), by its undersigned attorney, with the concurrence of Janet L. McQuaid, counsel for El Paso E&P Company, L.P. ("El Paso"), formerly known as El Paso Production Oil and Gas Company USA, L.P., hereby requests that a stay of the proceedings or alternatively a second extension of time to answer be granted. EPA requests that this motion be granted for the reasons set forth below.

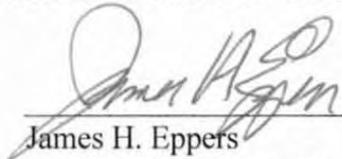
1. EPA and El Paso have agreed, in principle, to settle this case;
2. EPA and El Paso have agreed, at the staff level, to the terms and actual language of a Consent Agreement;
3. Under these circumstances, EPA and El Paso wish to avoid the need for El Paso to expend the time and resources to formally file an answer by the current deadline, which is on July 1, 2009.

Therefore, counsel for EPA, with the concurrence of counsel for El Paso, requests a stay of the proceedings or alternatively a second extension of time for El Paso to file an answer until at least July 24, 2009.

RESPECTFULLY SUBMITTED this 22nd day of June 2009.

United States Environmental Protection Agency, Region 8

By:



James H. Eppers
Senior Enforcement Attorney
Counsel for EPA

El Paso Production Oil and Gas Company
Docket No. SDWA-08-2009-0045

CERTIFICATE OF SERVICE

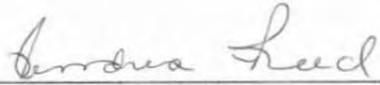
I hereby certify that the original and one true copy of this Motion for Stay of the Proceedings or Alternatively a second Extension of Time to Answer were hand carried to the Regional Hearing Clerk, EPA Region 8, 1595 Wynkoop Street Denver, Colorado, and that a true copy of the same was hand-carried to the:

Presiding Judicial Officer
EPA Region 8
1595 Wynkoop Street
Denver, CO 80202-1129

and that a true copy was sent via first class U.S. Mail to:

Janet L. McQuaid
Senior Counsel
El Paso Energy Service Company
P.O. Box 2511
Houston, TX 77252

Dated: 6/22/2009

By: 
Andrea Reed