



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

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In the Matter of:

City of Huntington
800 5th Avenue
Huntington, WV 25701-2002

Respondent

Docket No. CWA-03-2011-0235

RESPONSE TO RESPONDENT'S MOTION FOR STAY

1. EPA responds to this motion pursuant to 40 C.F.R. § 22.16(b).
2. Respondent's Answer simultaneously requests that EPA join in voluntary settlement efforts through alternative dispute resolution ("ADR") pursuant to 40 C.F.R. § 22.18(d) and makes a motion to stay these administrative proceedings.
3. A motion to stay is unnecessary. EPA generally accepts invitations to ADR and in this case Counsel represents that EPA will accept ADR.
4. In light of Respondent's request for ADR, no stay is necessary at this time.
5. Therefore, EPA respectfully requests that Respondent's Motion for Stay be DENIED.


Zachary Moor

December 8, 2011

CERTIFICATE OF SERVICE

I certify that the foregoing Response to Respondent's Motion for Stay, dated December 8, 2011, was sent this day in the following manner to the addressees listed below:

Original filed via hand delivery:

Lydia Guy (3RC00)
Regional Hearing Clerk
U.S. EPA Region III
1650 Arch Street
Philadelphia, PA 19103

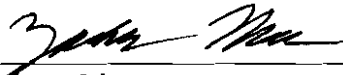
Sent via certified mail:

Attorney for Complainant:

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Marc C. Bryson
Steptoe & Johnson, PLLC
P.O. Box 1588
Charlestown, WV 25326-1588

Presiding Judge:

The Honorable Susan L. Biro
Chief Administrative Law Judge (1900L)
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington D.C. 20460



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December 8, 2011

