

**BEFORE THE UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, PA 19103**

IN RE: :  
: :  
TRITON SERVICES, INC., : **Docket No.**  
Respondent : **RCRA/TSCA-03-2011-0219**  
: :  
Facility Address: :  
3100 Charlotte Avenue :  
Easton, PA 18045 :  
:

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**JOINT MOTION FOR EXTENSION OF TIME**

Petitioner, the United States Environmental Protection Agency, Region III, Office of Regional Counsel, and Respondent, Triton Services, Inc. (“Triton”), by their undersigned counsel, hereby jointly move for a thirty (30) day extension of time for Respondent to file an Answer to the Administrative Complaint filed in the above captioned administrative proceeding before the United States Environmental Protection Agency (“EPA”). The motion is made pursuant to Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, 40 Code of Federal Regulations, Part 22.7(b).

The parties are moving for a thirty (30) day extension on the following grounds:

1. On September 28, 2011, the United States Environmental Protection Agency, Region III, filed an Administrative Complaint and Notice of Opportunity for Hearing in the above captioned matter. The Administrative Complaint was received by Triton on October 4, 2011. The original Answer to the Administrative Complaint was due on November 3, 2011.

2. On October 11, 2011, Respondent spoke with counsel for EPA indicating that Respondent intended to submit information to EPA demonstrating its inability to pay any civil penalties.

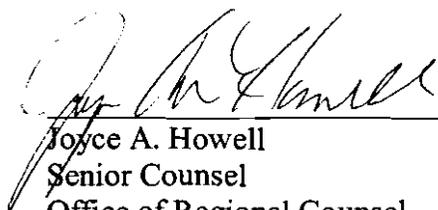
Respondent also provided to EPA a copy of an August 16, 2011 determination by the U.S. Pension Benefit Guaranty Corporation that Triton met all the requirements for a distress termination based on its financial condition.

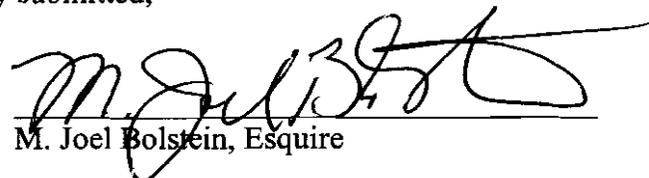
3. On October 12, 2011, EPA counsel provided to Respondent's counsel a copy of the Corporate Inability to Pay Questionnaire used by EPA in making that determination.

4. Respondent is working diligently to complete the Inability to Pay Questionnaire and submit that to EPA so it can evaluate Respondent's inability to pay and allow for a settlement of the allegations contained in the Administrative Complaint that will not create an undue financial hardship for Respondent and will preserve the financial resources of the EPA.

5. Therefore, the parties jointly request that the EPA grant a thirty (30) day extension of time, from November 3, 2011 to December 3, 2011 for Respondent to file an Answer to the Administrative Complaint in the above captioned proceeding.

Respectfully submitted,

  
\_\_\_\_\_  
Joyce A. Howell  
Senior Counsel  
Office of Regional Counsel

  
\_\_\_\_\_  
M. Joel Bolstein, Esquire

United States Environmental Protection Agency  
1650 Arch Street, Region III  
Philadelphia, PA 19103-2029

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Counsel for Petitioner  
Office of Regional Counsel

Counsel for Respondent  
Triton Services, Inc.

Date: 10/18/2011

Date: 10/13/11

**BEFORE THE UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, PA 19103**

IN RE:	:
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TRITON SERVICES, INC.,	: Docket No.
Respondent	: RCRA/TSCA-03-2011-0219
	:
Facility Address:	:
3100 Charlotte Avenue	:
Easton, PA 18045	:
	:

**ORDER**

Upon consideration of the Joint Motion for Extension of Time filed in the above captioned matter, and upon due deliberation, and the parties having demonstrated good cause for requesting an extension of time, it is hereby:

ORDERED that the motion is GRANTED;

ORDERED that Respondents are to file an Answer to the Administrative Complaint in the above captioned matter on or before December 3, 2011.

\_\_\_\_\_  
Presiding Officer

Date: \_\_\_\_\_

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

In the Matter of:

Triton Services, Inc.

RESPONDENT

Triton Services, Inc.  
3100 Charlotte Avenue  
Easton, PA, MD 18045

FACILITY

Docket No. RCRA/TSCA-03-2011-0219

CERTIFICATE OF SERVICE

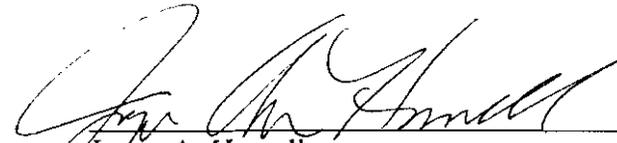
I certify that I sent a copy of the Joint Motion for Extension of Time to the addressees listed below. The original and one copy of the Complaint were hand-delivered to the Regional Hearing Clerk, U.S. EPA Region III, 1650 Arch Street, Philadelphia, PA 19103-2029.

By hand:  
Renée Sarajian  
Presiding Officer  
U.S. Environmental Protection Agency  
Region III (Mail Code 3RC00)  
1650 Arch Street  
Philadelphia, PA 19103-2029

Via UPS, next day delivery:  
M. Joel Bolstein  
Fox Rothschild LLP  
Stone Manor Corporate Center  
2700 Kelly Road, Suite 300  
Warrington, PA 18796-2624

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EPA REGION III PHILADELPHIA

Dated: 10/18/2011

  
Joyce A. Howell  
Senior Assistant Regional Counsel  
U.S. EPA - Region III  
1650 Arch Street