

DEC 08 2017

EPA ORC
Office of Regional Hearing Clerk

WS

December 8, 2017

BY ELECTRONIC MAIL

Wanda Santiago
Regional Hearing Clerk
U.S. Environmental Protection Agency
Region 1 (ORC 04-6)
5 Post Office Square – Suite 100
Boston, Massachusetts 02109-3912

Ann M. Sobolewski
617-973-6120
617-722-4921 FAX
asobolewski@pbl.com

Re: In the Matter of GVS North America, Inc.
RCRA-01-2017-0053

Dear Ms. Rivera:

Enclosed please find the following documents for filing in the above-referenced matter:

1. Motion For Further Extension Of Time In Which To Answer The Administrative Complaint;
2. Proposed Order; and
3. Certificate of Service.

Thank you for your attention to this matter. Should you have any questions please contact me.

Very truly yours,



Ann M. Sobolewski

Enclosure

cc: Kathleen Woodward, Esq. (by electronic mail)
Keith Lindquist (by electronic mail)

2405406v1/20488-5

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1**

In the Matter of:

GVS North America, Inc.
63 Community Drive
Sanford, ME 04073

EPA ID No. MED980914451

Respondent

Docket No. RCRA-01-2017-0053

**MOTION FOR EXTENSION OF TIME
IN WHICH TO ANSWER THE
ADMINISTRATIVE COMPLAINT**

Proceeding Under Section 3008(a) of the
Resource Conservation and Recovery Act,
42 U.S.C. §6928(a)

**MOTION FOR EXTENSION OF TIME
IN WHICH TO ANSWER THE ADMINISTRATIVE COMPLAINT**

I. NEED FOR AN EXTENSION

On October 2, 2017, GVS North America, Inc. ("Respondent") received the Administrative Complaint and Notice of Opportunity to Request a Hearing in the above-captioned matter ("Complaint"). Since receiving the Complaint, Respondent has begun reviewing all relevant documents and has retained the undersigned counsel to assist with this matter. On October 12, 2017, the undersigned participated in an informal telephone call with EPA Senior Enforcement Counsel Kathleen Woodward. Based upon the results of this initial investigation and conference call, Respondent requests a forty-five (45) day extension of the deadline for filing an answer to the Complaint.

This extension is necessary in order to explore the possibility of settlement of this matter so that the Respondent can avoid incurring potentially unnecessary litigation costs. It would impose an unnecessary burden on the Respondent to require preparation of an answer to the Complaint if, as appears possible, settlement of this matter and full compliance with the relevant regulations can be achieved without having to do so. The requested forty-five (45) day extension

should provide sufficient time to determine whether a settlement of this matter is likely.

Attorney Woodward has indicated that she has no objection to this request for an extension of time to answer the Complaint until December 18, 2017.

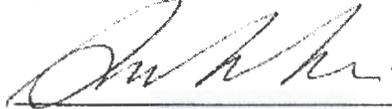
II. AUTHORITY TO GRANT AN EXTENSION

The Presiding Officer may grant an extension of time for filing any document, including a written answer to an administrative complaint, upon timely motion of a party to the proceeding, for good cause shown, and after consideration of prejudice to other parties, under the Consolidated Rules of Practice, 40 C.F.R. § 22.7(b). This motion is made sufficiently in advance of the due date of November 1, 2017, is intended to allow all parties to pursue settlement of this matter at an early stage of these proceedings and is not opposed by the EPA. For these reasons, Respondent's request complies with the requirements of 40 C.F.R. §22.7.

III. REQUEST FOR EXTENSION

There is no prejudice to any other party and there is good cause for an extension of time in which to file an answer to the Complaint. Therefore, the Respondent respectfully requests that the time for filing an answer to the Complaint be extended to December 18, 2017.

Respectfully Submitted,
GVS North America, Inc.
By its attorneys



Ann M. Sobolewski
POSTERNAK BLANKSTEIN & LUND LLP
Prudential Tower
800 Boylston Street
Boston, MA 02199-8004
(617) 973-6100
asobolewski@pbl.com