

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

In the Matter of:	RECEIVED JUL 30 2009)	DOCKET No. FIFRA-05-2009-0016
PMCo L.L.C.)	Proceeding to Assess a Civil
)	Penalty Under Section 14(a) of the
Respondent	REGIONAL HEARING CLERK U.S. ENVIRONMENTAL PROTECTION AGENCY)	Federal Insecticide, Fungicide and
)	Rodenticide Act, 7 U.S.C. 136(a)

**AGREED ORDER EXTENDING TIME FOR RESPONDENT, PMCO L.L.C., TO
ANSWER UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S
COMPLAINT**

The Regional Judicial Officer being advised that the United States Environmental Protection Agency and Respondent, PMCo L.L.C. (hereinafter "Respondent"), have comprised and settled their claims and are in the process of preparing and submitting settlement documents to the United States Environmental Protection Agency for approval in response to United State Environmental Protection Agency's Complaint that was received by the Respondent on June 30, 2009 for which Respondent desires to receive sixty (60) day extension of time to answer in light of the pending settlement.

IT IS HEREBY ORDERED that Respondent, PMCo L.L.C., shall have a sixty (60) day extension of time in which to answer the United States Environmental Protection Agency's Complaint or for the parties to finalize their settlement. If, however, the settlement between the parties is not finalized within sixty (60) days, then the Respondent shall have thirty (30) days, thereafter, in which to file an answer to the United States Environmental Protection Agency's Complaint.

IT IS SO ORDERED.

Regional Judicial Officer

COPIES TO:

Susan Perdomo
Office of Regional Counsel
United States Environmental Protection Agency – Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604-3590
Counsel for Complainant

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Cincinnati, Ohio 45202
Attorney for Respondent, PMCo. L.L.C.

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**REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY**

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

In the Matter of:

PMCo L.L.C.

Respondent

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REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY.

) DOCKET No. FIFRA-05-2009-0016

) Proceeding to Assess a Civil
) Penalty Under Section 14(a) of the
) Federal Insecticide, Fungicide and
) Rodenticide Act, 7 U.S.C. 136(a)

**MOTION FOR UNOPPOSED EXTENSION OF TIME FOR RESPONDENT, PMCO
L.L.C., TO ANSWER THE UNITED STATES ENVIRONMENTAL PROTECTION
AGENCY'S COMPLAINT**

On behalf of the United States Environmental Protection Agency and Respondent, PMCo L.L.C. (hereinafter "Respondent"), we respectfully request the Regional Judicial Officer to provide a sixty (60) day extension of time for Respondent to submit an Answer to the United States Environmental Protection Agency's Complaint, which Complaint was received by the Respondent on June 30, 2009. The parties have comprised and settled their claims and are in the process of preparing and finalizing settlement documents for the United States Environmental Protection Agency's approval. Respondent desires to receive a sixty (60) day extension of time to answer in light of the settlement and counsel for the United States Environmental Protection Agency has no objection in affording the Respondent such an extension to enable finalization of the settlement between the parties.

WHEREFORE, the parties request that the Judicial Hearing Officer grant an Agreed Order Extending Time for Respondent, PMCo L.L.C., to Answer the United States Environmental Protection Agency's Complaint and for any other appropriate relief. A proposed Order is attached for the convenience of the Regional Judicial Officer.

Brian M. Babb

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Cincinnati, Ohio 45202
Attorney for Respondent, PMCo L.L.C.

Susan Perdomo 7/27/09

Susan Perdomo
Counsel for Complainant
United States EPA
Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via regular U.S. Mail on this 24th day of July, 2009:

Regional Hearing Clerk
United States Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

Susan Perdomo
Office of Regional Counsel
United States Environmental Protection Agency, Region 5
77 West Jackson Boulevard/C-14J
Chicago, Illinois 60604

Brian M. Babb

Brian M. Babb

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**REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY**