



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG.11
2012 JUL 27 A 11: 18
REGIONAL HEARING
CLERK

In the Matter of:)
)
Andrew B. Chase, a/k/a Andy Chase,)
Chase Services, Inc., Chase Convenience)
Stores, Inc., and Chase Commercial)
Land Development, Inc.,)
)
Respondents.)

Docket No. RCRA-02-2011-7503

Dated: July 25, 2012

ORDER ON MOTION FOR ADDITIONAL TIME TO FILE INITIAL BRIEF

The July 13, 2012 "Order Granting Joint Motion to Cancel Hearing and for the Court to Issue an Initial Decision based on the Written Record" directed the parties to file briefs, requiring Complainant to file and serve its Initial Brief on or before August 6, 2012.

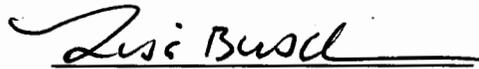
On July 24, 2012 Complainant requested this Court to grant additional time from August 6, 2012 to August 9, 2012 to file and serve the initial brief on the penalty issues. Reasons are that Complainant intends to file a declaration by Paul Sacker, but the Department of Justice (DOJ) has requested that Mr. Sacker produce a declaration concerning another administrative proceeding, so Mr. Sacker will not have the time this week to prepare his declaration in the present matter. Respondent does not oppose the Motion.

The presiding officer may grant an extension of time under Section 22.7(b) of the Rules of Practice, which provides that the Presiding Officer may grant a motion requesting an extension of time for filing any document for good cause shown and after consideration of prejudice to the other parties. 40 C.F.R. § 22.7(b).

The Motion is hereby **GRANTED**, for good cause. Further, it is appropriate to extend the Respondents' Response Brief as set forth below.

Accordingly, Complainant shall file and serve its Initial Brief (and any accompanying affidavits, declarations, documents and memoranda), on or before **August 9, 2012**, Respondents shall file and serve their Response Brief (and any accompanying affidavits, declarations, documents and memoranda), on or before **August 30, 2012**, and

Complainant shall file and serve its Reply Brief (and any accompanying affidavits, declarations, documents and memoranda), if any, on or before **September 18, 2012**.

A handwritten signature in cursive script, reading "Lisa Buschmann", written over a horizontal line.

M. Lisa Buschmann

U.S. Administrative Law Judge

In the Matter of *Andrew B. Chase, a/k/a Andy Chase, Chase Services, Inc., Chase Convenience Stores, Inc., and Chase Commercial Land Development, Inc., Respondents.*
Docket No. RCRA-02-2011-7503

CERTIFICATE OF SERVICE

I hereby certify that true copies of this **Order Granting Motion for Additional Time to File Initial Brief**, were sent to the following parties on this 25th day of July 2012, in the manner indicated:


Knolyn R. Jones
Legal Staff Assistant

Original and One Copy by Electronic and Pouch Mail to:

Karen Maples
Regional Hearing Clerk
US EPA, Region II
290 Broadway, 16th Floor
New York, NY 10007-1866

Copy by Electronic and Pouch Mail to:

Lee A. Spielmann, Esq.
Assistant Regional Counsel
Waste and Toxic Substances Agency
U.S. EPA / Region II
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New York, NY 10007-1866

Copy by Electronic and Regular Mail to:

Thomas W. Plimton, Esq.
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Dated: July 25, 2012
Washington, DC