

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

2010 NOV -9 PM 2:33

Docket No. CWA-08-2010-0032

FILED  
EPA REGION VIII  
HEARING CLERK

IN THE MATTER OF:

**Double D Distribution** )  
455 W. 1100 North )  
North Salt Lake, UT 84054-2620 )  
Respondent. )  
\_\_\_\_\_ )

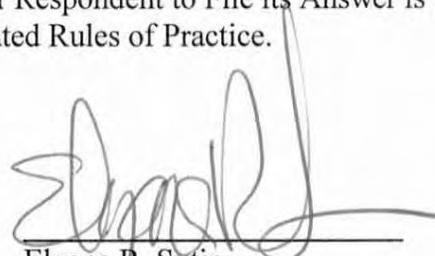
**ORDER GRANTING  
EXTENSION OF TIME TO FILE  
ANSWER**

By **MOTION** dated, November 4, 2010, through the Complainant's attorney, Brenda L. Morris, a request for an **EXTENSION OF TIME FOR RESPONDENT TO FILE ANSWER** to and including November 29, 2010, was filed. The Motion was made on behalf of the Respondent.

Pursuant to 40 C.F.R. § 22.7(b) an extension of time can be granted by the Presiding Officer upon timely motion and good cause shown. The Motion does not state the reasons for the extension and it is not clear whether the request for extension was timely. Based on the diligence of the parties to submit a Motion, I am willing to agree to an extension of time. Please note that any future requests for an extension to file an Answer must contain a reasonable basis for the extension of time. Filing an Answer does not preclude the parties from continuing with settlement discussions.

Accordingly, the Motion for Extension of Time for Respondent to File its Answer is hereby granted pursuant to Section 22.16 of the Consolidated Rules of Practice.

SO ORDERED THIS 9<sup>th</sup> OF November, 2010.

  
\_\_\_\_\_  
Elyana R. Sutin  
Regional Judicial Officer

## CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached **ORDER GRANTING EXTENSION OF TIME TO FILE ANSWER** in the matter of **Double D. Distribution.: CWA-08-2010-0032** was filed with the Regional Hearing Clerk on November 9, 2010.

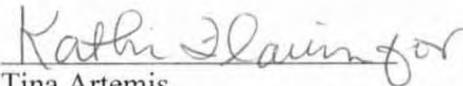
Further, the undersigned certifies that true and correct copies of the documents were delivered to Brenda Morris, Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned documents were placed in the United States mail certified/return receipt requested on November 10, 2010 to:

Mr. Brian Burnett  
Zions Bank Building  
10 East South Temple, Suite 900  
Salt Lake City, UT 84133

E-mailed to:

Michelle Angel  
U. S. Environmental Protection Agency  
Cincinnati Finance Center  
26 W. Martin Luther King Drive (MS-0002)  
Cincinnati, Ohio 45268

November 10, 2010

  
Tina Artemis  
Paralegal/Regional Hearing Clerk