

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

Cameel Halim; Wilmette Real Estate & Management Company, LLC; WR Property Management, LLC; BCHFARGO, LLC; BCHROSCOE, LLC; BCH5036, LLC; BCH5625, LLC; BCH5633, LLC; BCH5746, LLC; BCH5900, LLC; HCT, 6026, LLC; BCHTOWER, LLC; BCHCHURCH, LLC; BCHHOYNE, LLC; BCHKENMORE 6230, LLC; BCH6300, LLC; BCHSIMPSON, LLC; HCT727, LLC; BCHSEELEY, LLC; HCTJACKSON, LLC; BCH801, LLC; BCH817, LLC; BCH5830, LLC; and BCHEASTWOOD, LLC; Respondents. ) TSCA-05-2011-0020 Proceeding to Assess a Civil Penalty Under Section 16(a) of the Toxic Substance Control Act, 15 U.S.C. §2615(a).

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APPEARANCE and REQUEST FOR HEARING

1. Alan M. Didesch, an attorney, hereby enters his appearance on behalf of Respondents: Cameel Halim; Wilmette Real Estate & Management Company, LLC; WR Property Management, LLC; BCHFARGO, LLC; BCHROSCOE, LLC; BCH5036, LLC; BCH5625, LLC; BCH5633, LLC; BCH5746, LLC; BCH5900, LLC; HCT6026, LLC; BCHTOWER, LLC; BCHCHURCH, LLC; BCHHOYNE, LLC; BCHKENMORE 6230, LLC; BCH6300, LLC; BCHSIMPSON, LLC; HCT727, LLC; BCHSEELEY, LLC; HCTJACKSON, LLC; BCH801, LLC; BCH817, LLC; BCH5830, LLC; and BCHEASTWOOD, LLC (collectively "Respondents").
2. Respondents request a hearing on the Complaint.

Dated: October 4, 2011

Respectfully submitted,

A handwritten signature in black ink that reads "Alan M. Didesch". The signature is written in a cursive style and is positioned above a horizontal line.

Alan M. Didesch,  
Attorney for Respondents

Alan M. Didesch, General Counsel  
WR Property Management, LLC  
107 Green Bay Road  
Wilmette, Illinois 60091-3303  
Telephone: (847) 920-2079  
Facsimile: (847) 256-1092  
E-mail: [alandidesch@yahoo.com](mailto:alandidesch@yahoo.com)  
Illinois State Bar No.: 6192123

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MOTION FOR EXTENSION OF TIME

Respondents: Cameel Halim; Wilmette Real Estate & Management Company, LLC; WR Property Management, LLC; BCHFARGO, LLC; BCHROSCOE, LLC; BCH5036, LLC; BCH5625, LLC; BCH5633, LLC; BCH5746, LLC; BCH5900, LLC; HCT6026, LLC; BCHTOWER, LLC; BCHCHURCH, LLC; BCHHOYNE, LLC; BCHKENMORE 6230, LLC; BCH6300, LLC; BCHSIMPSON, LLC; HCT727, LLC; BCHSEELEY, LLC; HCTJACKSON, LLC; BCH801, LLC; BCH817, LLC; BCH5830, LLC; and BCHEASTWOOD, LLC (collectively "Respondents"), through Alan M. Didesch their attorney, and pursuant to 40 C.F.R. §22.7(b), move the Regional Judicial Officer for an extension of time within which to file their answer

to the administrative complaint filed in this matter. In support of this motion, Respondents state as follows:

1. On Monday, September 26, 2011, the United States Environmental Protection Agency (“EPA”) served Respondents with an administrative complaint alleging violations of the Residential Lead-Based Paint Hazard Reduction Act of 1992 and its implementing regulations.
2. Pursuant to 40 C.F.R. §22.15(a), an answer to the EPA complaint must be filed within 30 days of receipt – *i.e.*, by October 26, 2011.
3. The EPA complaint comprises:
  - a. 728 pages
  - b. 4,215 counts
  - c. 4,345 paragraphs (not including subparagraphs) and
  - d. 432 written lease agreements.
4. On Monday, September 26, 2011, the United States Department of Housing and Urban Development (“HUD”) contemporaneously served Respondents with an administrative complaint alleging different violations of the Residential Lead-Based Paint Hazard Reduction Act of 1992 and its implementing regulations.
5. Pursuant to 24 C.F.R. §30.90(b), Respondents must answer the HUD complaint within 30 days of receipt – *i.e.*, by October 26, 2011.
6. The HUD complaint comprises:
  - a. 368 pages

- b. 762 counts
  - c. 1887 paragraphs (not including subparagraphs) and
  - d. 424 written lease agreements.
7. In sum, By October 26, 2011, Respondents are currently required to answer:
- a. 1,096 pages of allegations
  - b. 4,977 counts
  - c. 6,232 paragraphs (not including subparagraphs).
8. Under applicable regulations, Respondents are required to directly admit, deny or explain each factual allegation contained in the complaint and then further state the circumstances or arguments which are alleged to constitute the grounds of any defense, the facts that Respondents dispute, and the basis for opposing the proposed relief.
9. Given the specificity with which the complaints' allegations must be answered, and given the sheer number of the complaints' allegations, it simply is not possible for Respondents to answer the complaints within 30 days – *i.e.*, by October 26, 2011. In fact, given the specificity with which the complaints' allegations must be answered, and given the sheer number of the complaints' allegations, Respondents require significant additional time within which to answer the EPA and HUD complaints. Specifically, Respondents request an additional ninety (90) days – to January 24, 2012 – within which to answer the EPA complaint.

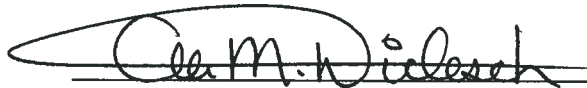
10. A motion for an extension of time “may be granted for good cause shown.” 40 C.F.R. §22.7(b).

11. Here, good cause for an extension of time exists because Respondents need the extension to properly answer the EPA complaint and to defend their property and procedural due process rights.

WHEREFORE, Respondents request a ninety (90) day extension – to January 24, 2012 – to file their answer to the EPA complaint.

Dated: October 4, 2011

Respectfully submitted,



Alan M. Didesch,  
Attorney for Respondents

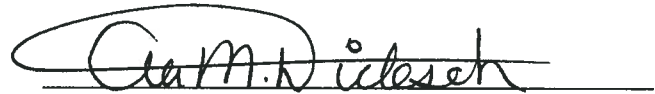
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Under penalty of perjury as provided by applicable statute, Alan M. Didesch certifies that he served his Appearance and Request for Extension of Time on the above-named individuals at the above-listed addresses by depositing copies thereof with FedEx before the hour of 6:00 p.m. on Tuesday, October 4, 2011.

Dated: October 4, 2011

A handwritten signature in black ink that reads "Alan M. Didesch". The signature is written in a cursive style and is positioned above a solid horizontal line.

Alan M. Didesch

Alan M. Didesch, General Counsel  
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