

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1

_____)	
In the Matter of:)	
)	
Brady Sullivan Millworks II, LLC and)	Docket No. TSCA-01-2016-0054
Brady Sullivan Millworks IV, LLC)	
670 N. Commercial Street, Suite 303)	
Manchester, New Hampshire)	
)	
Respondents)	ASSENTED TO
)	MOTION TO FURTHER
)	EXTEND ANSWER DATE
Proceeding under Section 16(a) of)	FOR 14 DAYS
the Toxic Substances Control Act,)	
42 U.S.C. § 2615(a).)	
)	
_____)	

NOW COME, Brady Sullivan Millworks II, LLC and Brady Sullivan Millworks IV, LLC, (“Respondents”) by and through their attorney, Marc A. Pinard, Esquire, and respectfully request that this Honorable Court postpone for an additional 14 days the date upon which Respondents’ Answer is due for filing in this matter, and in support thereof state as follows:

1. The parties have fully concluded the negotiation process relative to the settlement of this matter and have a final Consent Agreement and Final Order (“CAFO”) for execution. The Supplemental Environmental Project (“SEP”) that was to be part of the settlement became complicated and unworkable for the Respondents. Accordingly, the SEP is no longer part of the settlement. Despite best efforts of the parties, the SEP component unexpectedly delayed concluding this matter. No further delays will occur as the CAFO is now in final form.


2. The CAFO has been executed by the Respondents on the date hereof and will be forwarded to the EPA by overnight courier for execution by its Legal Enforcement Manager.
3. A brief additional period will be necessary for execution of the CAFO by EPA's Legal Enforcement Manager.
4. Accordingly, the Respondents seek a further 14 day extension of the Answer due date to allow sufficient time for full execution of the CAFO.
5. Respondents' counsel has sought and obtained assent to this Motion from EPA counsel, Attorney Andrea Simpson.

WHEREFORE, Respondents therefore respectfully request:

- A. A postponement of the Answer due date for an additional 14 days; and
- B. Such other and further relief as justice requires.

Dated: February 14, 2017

Respectfully submitted,
RESPONDENTS:
Brady Sullivan Millworks II, LLC and
Brady Sullivan Millworks IV, LLC
By:



Marc A. Pinard, General Counsel
BBO # 551715; NH Bar # 4117
Brady Sullivan Properties
670 N. Commercial Street
Manchester, NH 03101
(603) 622-6223

CERTIFICATE OF SERVICE

I, Marc A. Pinard, Esquire, certify that on this date I provided a copy of the foregoing Motion by forwarding the same by electronic mail to EPA Counsel, Attorney Andrea Simpson to simpson.andrea@epa.gov.



Marc A. Pinard, BBO # 551715; NH Bar # 4117