

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

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REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

IN THE MATTER OF:

John A. Biewer Company of Toledo, Inc.
300 Oak Street
St. Clair, Michigan 48079-0497
(Perrysburg Facility)

DOCKET NO: RCRA-05-2008-0006

**UNOPPOSED MOTION FOR
EXTENSION OF TIME TO
RESPOND**

U.S. EPA ID #: OHD 106 483 522


RESPONDENT
_____ /

NOW COMES Respondent, by and through its attorneys, Mika Meyers Beckett & Jones PLC, and hereby moves the Presiding Officer in this matter to grant Respondent an extension until January 9, 2009 in which to reply to U.S. EPA's Motion to Strike, In Part, Respondent's Pre-Hearing Exchange; and U.S. EPA's Motion for Accelerated Decision on Liability and Penalty. Respondent makes this request in view of the filing of these Motions shortly before the holidays. Respondent has spoken with Richard Wagner, attorney for U.S. EPA, regarding this request, and Mr. Wagner has stated he has no objection to the relief sought herein.

Respectfully submitted,

MIKA MEYERS BECKETT & JONES PLC
Attorneys for Respondent

Dated: December 30, 2008

By: 

Douglas A. Donnell
900 Monroe Avenue, NW
Grand Rapids, MI 49503
(616) 632-8000

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CERTIFICATE OF SERVICE

U.S. EPA ID #: OHD 106 483 522

RESPONDENT

_____ /

I, Jane E. Blakemore, hereby state that I am the secretary for Douglas A. Donnell, and that on December 30, 2008, I served a copy of:

Unopposed Motion for Extension of Time to Respond


upon the following individuals by placing the same in the mail as indicated, postage prepaid:

Hon. William B. Moran
U.S. EPA
Office of Administrative Law Judges
1099 – 14th Street, NW, Suite 350
Washington, DC 20005
by Federal Express mail

Richard R. Wagner, Senior Attorney
Office of Regional Counsel (C-14J)
U. S. EPAg
77 West Jackson Blvd.
Chicago, IL 60604-3590
by first-class mail

I declare that the statements above are true to the best of my information, knowledge and belief.

Dated: December 30, 2008


Jane E. Blakemore