

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2009 DEC - 1 PM 4: 47
REGIONAL HEARING
AMERICA

In the Matter of

Lanco Manufacturing Corporation,

Respondent.

Proceeding under the Federal Insecticide,
Fungicide and Rodenticide Act, as
amended.

COMPLAINT AND NOTICE OF
OPPORTUNITY FOR HEARING

Docket No. FIFRA-02-2009-5302

REQUEST FOR ADDITIONAL TIME TO FILE ANSWER TO THE COMPLAINT

TO THE REGIONAL JUDICIAL OFFICER:

COMES NOW Respondent, through the undersigned attorney, and respectfully alleges and prays as follows:

1. A request for an extension to answer the complaint was previously requested and granted by order entered on October 27, 2009.
2. As intended, the parties met for settlement discussions on November 13, 2009, wherein the parties discussed their respective postures in the litigation and preliminary alternatives for settlement of the complaint.
3. The parties have remained in contact and plan to exchange further documentation and hold conferences for more detailed discussions.
4. Given the holiday seasons and vacation schedule of the participants in the negotiations, the parties have agreed that the answer to the complaint should be held in abeyance while settlement discussions continue. Both have agreed an extension until January 11, 2010 is appropriate.

5. The undersigned has discussed this request with counsel for complainant, who has expressed concurrence with the request and with the granting of the extension requested herein.

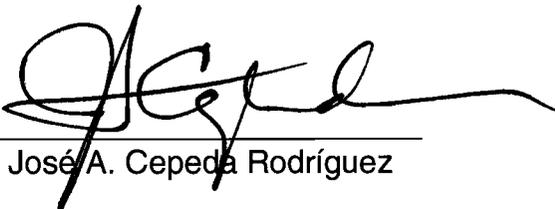
WHEREFORE, it is respectfully requested that an extension to answer the complaint be granted until January 11, 2010 to allow for an opportunity for settlement discussions between the parties.

I CERTIFY: That on this same date, a copy of this document was delivered by regular and electronic mail to Lee A. Spielmann, Esq., Assistant Regional Counsel, Office of the Regional Counsel, spielmann.lee@epamail.epa.gov; Helen S. Ferrara, Regional Judicial Officer, ferrara.helen@epamail.epa.gov; and Karen Maples, Regional Hearing Clerk, maples.karen@epamail.epa.gov; and at their postal address: United States Environmental Protection Agency, Region 2, 290 Broadway, 16th Floor, New York, New York 1007-1866.

In San Juan, Puerto Rico, this 24th day of November 2009.

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By: _____



José A. Cepeda Rodríguez