

comments on EPA's draft CAFO regarding the SEP and is awaiting a response from EPA in order to finalize the settlement.

The Town further states that no prejudice will result from the granting of this extension where both the Town and EPA have agreed to a settlement of this matter that will avoid the time and expense of any further administrative proceedings. EPA, through its senior enforcement counsel, has assented to this Motion.

WHEREFORE, the Town asks the Presiding Officer to issue an order granting this assented to Motion and extending the time period the Town has to answer the Administrative Complaint in this matter to January 13, 2010.

THE TOWN OF WINTHROP,
By its attorneys,



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December 11, 2009

CERTIFICATE OF SERVICE

I hereby certify that I caused a true copy of the foregoing document to be served by mail upon counsel of record for each party and by overnight mail on the Regional Judicial Officer on December 11, 2009.


