

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

2011 SEP 22 PM 3:41

IN THE MATTER OF:

MARATHON OIL COMPANY,

Respondent.

Docket No. SDWA-08-2011-0051

FILED  
EPA REGION VIII  
HEARING CLERK

MOTION FOR A SECOND EXTENSION OF TIME IN WHICH TO ANSWER

COMES NOW Marathon Oil Company ("Marathon"), Respondent in the above-captioned matter, through its counsel, and makes this Motion for a Second Extension of Time in Which to Answer the Proposed Penalty Complaint dated July 25, 2011, per 40 C.F.R. § 22.7(b), on the following grounds:

1. Marathon and representatives of the Environmental Protection Agency's (EPA) Region 8 Office conducted an informal settlement conference on August 18, 2011, and have agreed upon terms to settle the above matter.
2. Despite efforts on behalf of the EPA and Respondent, the final documents need to be circulated for execution by the necessary parties.
3. This Motion is made in the interest of administrative efficiency and judicial economy to allow the EPA and Marathon to conclude the above matter.
3. The granting of an additional fifteen (15) days, until October 11, 2011, in which to file the answer, will not prejudice or adversely affect any party, but will instead assist the EPA in finalizing this enforcement action.

WHEREFORE: Marathon respectfully requests this Motion for a Second Extension of Time in Which to Answer be granted, along with such other and further relief to which Marathon may be entitled to at law or in equity.

Dated this 21st day of September, 2011.

Respectfully submitted,

MARATHON OIL COMPANY, Respondent

By

  
Kirby J. Iler, Its Counsel  
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the original and one copy of its Motion for an Extension of Time in Which to File an Answer in the Matter of Marathon Oil Company, Docket No. SDWA-08-2011-0051, was sent via Federal Express priority overnight delivery to the Regional Hearing Clerk, EPA Region 8, 1595 Wynkoop Street (8RC), Denver, CO 80202, and that a true copy of the same was sent via Federal Express priority overnight delivery, to:

Ms. Brenda Morris, Senior Enforcement Attorney  
U. S. Environmental Protection Agency  
Region 8  
Office of Enforcement, Compliance and Environmental Justice  
1595 Wynkoop Street (ENF-L)  
Denver, CO 80202

Dated and sent this 21<sup>st</sup> day of September, 2011.

  
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Kirby J. Iler