

Jim
Eppers/ENF/R8/USEPA/US
11/09/2007 09:49 AM

To Tina Artemis/RC/R8/USEPA/US@EPA
cc
bcc
Subject Fw: Second Unopposed Motion for Extension of Time for Answer

NOV - 9 2007
Regional Hearing Clerk

Tina,

I have read this motion and I do not oppose it.

Jim

— Forwarded by Jim Eppers/ENF/R8/USEPA/US on 11/09/2007 09:48 AM —



"Douglas W. Wolf"
<DWolf@SONOSKY.COM>
11/09/2007 09:39 AM

To Tina Artemis/RC/R8/USEPA/US@EPA
cc Jim Eppers/ENF/R8/USEPA/US@EPA, Nathan
Wiser/ENF/R8/USEPA/US@EPA,
<eackerman@fortpecktribes.org>, "Deb Madison"
<2horses@nemontel.net>, "Kathryn Tuttle"
<KTUTTLE@SONOSKY.COM>
Subject Second Unopposed Motion for Extension of Time for Answer

Ms. Tina Artemis
Regional Hearing Clerk
U.S. Environmental Protection Agency
1595 Wynkoop Street
Denver, Colorado 80202-1129

RE: Docket No: SDWA-082007-0082

Dear Ms. Artemis:

Please find attached an electronic version of Respondents' Second Unopposed Motion for Extension of Time for Answer and Certificate of Service. Please file these documents in the above referenced Docket.

If you have any questions or concerns please contact me or my assistant, Ms. Kathryn Tuttle, at 202-682-0240. Thank you for your assistance with this matter.

Sincerely,

Douglas W. Wolf



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<DWolf@SONOSKY.COM>
11/09/2007 09:39 AM

To: Tina Artemis/RC/R8/USEPA/US@EPA
cc: Jim Eppers/ENF/R8/USEPA/US@EPA, Nathan
Wiser/ENF/R8/USEPA/US@EPA,
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FILED
EPA REGION 8
HEARING CLERK

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Sincerely,

Douglas W. Wolf



2nd unopposed motion for extension.WFD

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

FILED
EPA REGION 8
HEARING CLERK

NOV - 9 2007

Docket No. SDWA-08-2007-0082

In the Matter of:)

Assiniboine & Sioux Tribes)
of the Fort Peck Reservation,)
Respondents.)

Proceedings under Section 1423(c))
of the Safe Drinking Water Act)
42 U.S.C. 300h-2(c))

SECOND UNOPPOSED
MOTION FOR EXTENSION
OF TIME FOR ANSWER

The Assiniboine & Sioux Tribes of the Fort Peck Reservation (Respondents) move as follows:

1. On October 10, 2007, Respondents filed their Unopposed Motion for Extension of Time for Answer. The Regional Judicial Officer granted this motion on October 11, 2007.

2. Pursuant to this order and to the procedural rules, 40 C.F.R. § 22.15, the Respondents' answer is now due on Wednesday, November 14, 2007.

3. Respondents and the U.S. Environmental Protection Agency (EPA) have been and are currently engaged in settlement discussions. Both Respondents and EPA believe the discussions are progressing well and see a good likelihood of success.

4. Respondents and EPA agree that the resources Respondents would have to commit to their counsel to fund the development of an answer would be more productively used to continue the settlement process.

4. On Thursday, November 8, 2007 as part of a settlement discussion including staff from EPA and from Respondents, the undersigned counsel asked Mr. Jim Eppers of EPA to support a second motion for a 30 day extension of the due date for Respondents' answer. Mr. Eppers and his client agreed to this request based on the progress the parties have made towards settlement.

5. Mr. Eppers has reviewed this motion and concurs with it.

THEREFORE, pursuant to 40 C.F.R. § 22.7(b), Respondents respectfully request that the requirement that they answer the Complaint be extended until Friday, December 14, 2007.

Respectfully submitted,

Douglas W. Wolf

Douglas W. Wolf
Sonosky, Chambers, Sachse,
Endreson & Perry LLP
1425 K Street, N.W.
Suite 600
Washington DC 20005
202-682-0240
202-682-0249fax

Attorney for Respondents Assiniboine &
Sioux Tribes of the Fort Peck Reservation

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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HEALTH
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NOV - 9 2007

Docket No. SDWA-08-2007-0082

In the Matter of:)
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42 U.S.C. 300h-2(c))
)

CERTIFICATE OF SERVICE

The undersigned counsel for the Assiniboine & Sioux Tribes of the Fort Peck Reservation (Respondents) hereby affirms that on the 9th of November 2007 he served Respondents' Second Unopposed Motion for Extension of Time for Answer as follows:

The motion was served electronically upon Mr. Jim Eppers, counsel for EPA and by mail, first class postage prepaid.

Respectfully submitted,

Douglas W. Wolf

Douglas W. Wolf
Sonosky, Chambers, Sachse,
Endreson & Perry LLP
1425 K Street, N.W.
Suite 600
Washington DC 20005
202-682-0240
202-682-0249fax

Attorney for Respondents Assiniboine &
Sioux Tribes of the Fort Peck

Reservation