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U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG.11
2011 JAN 14 A 8:51
REGIONAL HEARING
CLERK

January 10, 2011

Karen Maples, Regional Hearing Clerk
U.S. EPA
290 Broadway – 16th Floor
New York, NY 10007-1866

VIA FIRST CLASS MAIL

Re: In the Matter of: D. R. Horton, LLC; Docket No. CWA-02-2011-3402

Dear Ms. Maples:

This Firm represents Respondent in the proceedings referenced above. I am enclosing for filing an original and one (1) copy of Respondent's Unopposed Motion to Extend Time to Answer Complaint and Request a Hearing.

Very truly yours,



Frances E. Phillips

FEP/ast/d-2193317.v1
c/m#: 124134-71

Enclosures

cc: Chris Saporita (w/enclosure)
Office of Regional Counsel

VIA FIRST CLASS MAIL

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG.II
2011 JAN 14 A 8:51
REGIONAL HEARING
CLERK

In the Matter of §
D. R. Horton, LLC, § Docket No. CWA-02-2011-3402
Respondent. §
§
§
§
§

**UNOPPOSED MOTION TO EXTEND TIME TO ANSWER
OR OTHERWISE RESPOND**

Respondent D. R. Horton, LLC, by and through counsel, moves for an extension of time within which to file its answer or otherwise respond as follows:

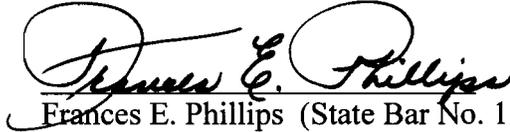
1. On or about December 14, 2010, the United States Environmental Protection Agency (“EPA”) filed the above-referenced Administrative Complaint.
2. Respondent’s answer is due on January 19, 2011.
3. Respondent has requested an additional 60 days to file its answer or otherwise respond, as the parties have scheduled an informal settlement conference in an effort to resolve the matter.
4. EPA has indicated that it does not oppose the relief requested in this Motion.

WHEREFORE, PREMISES CONSIDERED, Respondent requests an order granting Respondent until March 21, 2011 to file its answer or otherwise respond.



DATED: January 10, 2011

Respectfully submitted,



Frances E. Phillips (State Bar No. 15924500)

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CERTIFICATE OF SERVICE

I hereby certify that on January 10, 2011, an original and a copy of this motion were filed with the Regional Hearing Clerk for EPA Region 2 and that true and correct copies were served on the following persons as indicated:

Chris Saporita, Esq.
Assistant Regional Counsel
Water & General Law Branch
Office of Regional Counsel
U.S. EPA, Region 2
290 Broadway – 16th Floor
New York, NY 10007-1866