

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 8

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2010 MAY -3 AM 10: 05

EPA REGION VIII HEARING CLERK

DOCKET NO.: CWA-08-2009-0021

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47 <sup>TH</sup> STREET TOWNHOMES, LLC.	)	ORDER GRANTING
JORDAHL CUSTOM HOMES, INC.	)	EXTENSION OF TIME
And	)	TO FILE MEMORANDUM IN
MASTER CONSTRUCTION CO., INC.	)	OPPOSTION OF COMPLAINANT'S
	)	MOTION FOR PARTIAL
	)	ACCELERATED DECISION
RESPONDENTS.	)	ON LIABILITY
	)	

By Motion dated, April 26, 2010, Respondents, through their attorney, Kyle G. Pender, of Montgomery, Goff & Bullis, P.C., have requested a MOTION FOR EXTENSION OF TIME TO FILE MEMORANDUM IN OPPOSITION OF COMPLAINANT'S MOTION FOR PARTIAL ACCELERATED DECISION ON LIABLITY to and including May 7, 2010. The Complainant has no objection to this request.

Accordingly, the Motion for Extension of Time is hereby granted to May 7, 2010 pursuant to Section 22.16 of the Consolidated Rules of Practice.

SO ORDERED THIS 3td of May , 2010.

Elyana R. Sutin

Regional Judicial Officer

## CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached ORDER GRANTING EXTENSION OF TIME TO FILE MEMORANDUM IN OPPOSITION OF COMPLAINANT'S MOTION FOR PARTIAL ACCELERATED DECISION ON LIABLITY, in the matter of 47<sup>th</sup> STREET TOWNHOMES, LLC., JORDAHL CUSTOM HOMES, INC. and MASTER CONSTRUCTION CO., INC.; DOCKET NO.: CWA-08-2009-0021 was filed with the Regional Hearing Clerk on May 3, 2010.

Further, the undersigned certifies that a true and correct copy of the documents was delivered to Margaret "Peggy" Livingston, Senior Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned documents were placed in the United States mail certified/return receipt requested and e-mailed on May 3, 2010, to:

Attorney for Respondents:

James R. Bullis Kyle G. Pender Montgomery, Goff & Bullis, P.C. P. O. Box 9199 Fargo, ND 58106-9199 KYLE@BULLISLAW.COM

May 3, 2010

Tina Artemis

Paralegal/Regional Hearing Clerk