

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In The Matter of:

HAWAII STEVEDORES, INC.
965 North Nimitz Highway
Honolulu, Hawaii 96817-4572

Respondent.

Proceedings Under Section 309(g)(2)(B) of the
Clean Water Act, as amended, 33 U.S.C. §
1319(g)(2)(B)

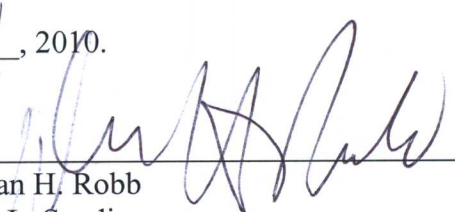
DOCKET NO.: CWA-09-2010-0005

RESPONDENT'S SECOND MOTION TO
EXTEND TIME TO FILE AN ANSWER;
MEMORANDUM IN SUPPORT OF
MOTION; CERTIFICATE OF SERVICE

RESPONDENT'S SECOND MOTION TO EXTEND TIME TO FILE AN ANSWER

Respondent Hawaii Stevedores, Inc. ("HSI") respectfully requests that the Presiding Officer grant a further extension of time of approximately two weeks to file an Answer until December 15, 2010 in the above captioned matter. This Motion is brought under 40 C.F.R. § 22.7.

DATED: Honolulu, Hawai'i, November 24, 2010.



Dean H. Robb
Ian L. Sandison

Attorneys for Respondent
Hawaii Stevedores, Inc.

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MEMORANDUM IN SUPPORT OF
MOTION

MEMORANDUM IN SUPPORT OF MOTION

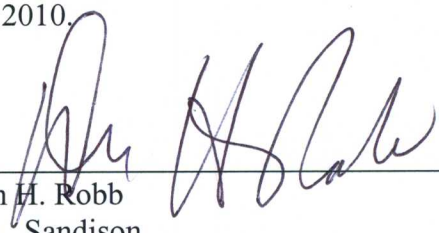
Respondent Hawaii Stevedores, Inc. ("Respondent") respectfully requests that the Presiding Officer grant an extension of time (approximately two weeks) until December 15, 2010 to answer the Complaint. If such request is granted, Respondent will have until December 15, 2010 to file an Answer. Respondent previously requested a 30-day extension of time to answer until November 29, 2010.

On November 18, 2010, an informal settlement conference was held in San Francisco between Respondent, through its counsel, and Ms. Charlotte Withey, EPA Office of Regional Counsel. A settlement has not been reached as of yet, and the parties desire more time to work on settlement until December 15, 2010. Due to the tight time frame involved, Respondent, through its counsel, requests an extension of time to file its Answer to the EPA's Administrative Complaint. We understand that Ms. Withey is in agreement with this request

For the reasons set forth above, Respondent respectfully requests that the Presiding

Officer grant Respondent's request for an extension of time to file its Answer on December 15, 2010 in the above captioned matter.

DATED: Honolulu, Hawai'i, November 22, 2010.



Dean H. Robb
Ian L. Sandison

Attorneys for Respondent
HAWAII STEVEDORES, INC.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing RESPONDENT'S SECOND MOTION TO EXTEND TIME TO FILE AN ANSWER; MEMORANDUM IN SUPPORT OF MOTION; CERTIFICATE OF SERVICE in the matter of Hawaii Stevedores, Inc., Docket No. CWA-09-2010-0005, was sent to the following persons, in the manner specified, on the date specified:


Original and one copy by
courier:

Regional Hearing Clerk
U.S. EPA Region 9 (ORC-1)
75 Hawthorne Street
San Francisco, CA 94105

Copy by certified mail
return receipt requested:

Charlotte Withey
Assistant Regional Counsel
Office of Regional Counsel
U.S. EPA Region 9 (ORC-2)
75 Hawthorne Street
San Francisco, CA 94105

DATED: Honolulu, Hawai'i, November 24, 2010.



Dean H. Robb
Ian L. Sandison

Attorneys for Respondent
HAWAII STEVEDORES, INC.