

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

IN THE MATTER OF:)	
)	
)	Docket No. CWA-07-2009-0074
)	
Michael L. Collins)	<u>JOINT MOTION TO EXTEND</u>
520 21 st Avenue)	<u>ALTERNATIVE DISPUTE</u>
Council Bluffs, Iowa 51501)	<u>RESOLUTION</u>
)	
Respondent)	
)	

**JOINT MOTION TO EXTEND ALTERNATIVE
DISPUTE RESOLUTION**

Pursuant to Rules 22.16 of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits, Complainant, the United States Environmental Protection Agency, Region VII (EPA) and Respondent, Michael L. Collins, seek an extension of time for the Alternative Dispute Resolution process, based on the reasons specified below:

1. Both parties are in support of continuing the Alternative Dispute Resolution process.
2. This extension of time will allow Respondent to demonstrate compliance with the Clean Water Act and, subsequently, allow the parties to negotiate a Consent Agreement and Final Order in settlement of this matter.
3. It is in the best interest of the parties to continue the Alternative Dispute Resolution process.

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Wherefore, EPA and Respondent request that this Motion be granted allowing Alternative Dispute Resolution to continue for an additional thirty days from June 11, 2010. This motion is submitted in good faith, and will not cause prejudice to either party.

Dated this 9th day of June, 2010.

Respectfully Submitted,


Ms. Kristen Nazar
Assistant Regional Counsel
U.S. Environmental Protection Agency
Region VII
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ATTORNEY FOR COMPLAINANT


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ATTORNEY FOR RESPONDENT
MICHAEL L. COLLINS

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CERTIFICATE OF SERVICE

I certify that the forgoing Joint Motion to Extend Alternative Dispute Resolution, dated June 9th, 2010, was sent this day in the following manner to the addressees listed below.

Original and One Copy Sent by Pouch Mail and facsimile to:

Sybil Anderson
Headquarters Hearing Clerk
U.S. EPA
Office of Administrative Law Judges
Mail Code 1900L
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Via Pouch Mail to:

The Honorable Spencer T. Nissen
Administrative Law Judge
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Mail Code 1900L
Ariel Rios Building
1200 Pennsylvania Ave, N.W.
Washington, D.C. 20460

Via Regular Mail to:

Mr. Mark Rater, Esq.
221 S. Main
Council Bluffs, Iowa 51503

6/9/2010
Date



United States Environmental Protection Agency
 Region 7
 Office of Regional Counsel
 901 North 5th Street
 Kansas City, Kansas 66101

Date: 6/10/10

Addressee: Sybil Anderson

Fax 202-565-0044

Subject: Michael L Collins
CWA-07-2009-0074

Sender: Kristen Nator
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