



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

1595 Wynkoop Street  
DENVER, CO 80202-1129  
Phone 800-227-8917  
<http://www.epa.gov/region08>

November 8, 2010

Ref: 8ENF-L

Ms. Tina Artemis  
Regional Hearing Clerk (8RC)  
U.S. Environmental Protection Agency  
Region 8  
1595 Wynkoop St.  
Denver, CO 80202-1129

Re: In the Matter of Farmers Union Oil Company, Kenaston Anhydrous Plant  
Docket No. CAA-08-2010-0028

Dear Ms. Artemis

Enclosed you will find a Motion for Extension of Response Deadline in above referenced matter pursuant to § 22.7(b) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties ("Part 22"). The Motion requests a 60 day extension of the deadline for the Respondent to file a Response to the Complaint.

Sincerely,

Marc Weiner, Enforcement Attorney  
U.S. Environmental Protection Agency  
Region 8

Enclosure

cc: John S. Steinberger, Jr., Esq.  
David Cobb, 8ENF-AT  
Greg Bazley, 8ENF-AT

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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EPA REGION VIII  
HEARING CLERK

IN THE MATTER OF

**Farmers Union Oil Company, Inc.**  
**Kenaston Anhydrous Plant**  
**County Road 1**  
**Kenmare, North Dakota 58746**

Respondent.

**MOTION FOR EXTENSION OF  
RESPONSE DEADLINE FOR  
60 DAYS**

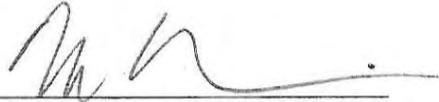
Docket No. CAA-08-2010-0028

Pursuant to § 22.7(b) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties ("Part 22"), Complainant requests, on behalf of the Respondent, a 60 day extension of the response deadline in this matter. Complainant and Respondent believe it is in the best interest of the parties to delay this deadline in order to more fully explore possibility of settlement. Therefore, Complainant requests, with Respondents concurrence, that Respondent be allowed an additional 60 days from the November 12, 2010 deadline until January 11, 2011 to file a Response to the Complaint.

Respectfully Submitted,

Date:

11/08/2010



Marc Weiner, Enforcement Attorney,  
U.S. Environmental Protection Agency, Region 8

In the Matter of Farmers Union Oil Company, Inc., Kenaston Anhydrous Plant  
Docket No. CAA-08-2010-0028

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the **Complainant's Motion for Extension of Response Deadline for 60 day** was delivered in the following manner to:

Original and one copy hand delivered to:

Ms. Tina Artemis  
Regional Hearing Clerk (8RC)  
U.S. Environmental Protection Agency  
Region 8  
1595 Wynkoop St.  
Denver, CO 80202-1129

Copy via first class mail and fax to:

John S. Steinberger, Jr., Esq.  
Attorney at Law  
P.O. Box 566  
Kenmare, North Dakota 58746-0566  
Fax No. 701-385-4954

8/11/2010  
Date

Judith McTernan  
Judith McTernan