

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

In the Matter of:

PMCo L.L.C.

Respondent

RECEIVED

SEP 25 2009

REGIONAL HEARING CLERK
USEPA
REGION 5

) DOCKET No. FIFRA-05-2009-0016

) Proceeding to Assess a Civil
) Penalty Under Section 14(a) of the
) Federal Insecticide, Fungicide and
) Rodenticide Act, 7 U.S.C. 136(a)

JOINT MOTION FOR EXTENSION OF TIME FOR RESPONDENT, PMCO L.L.C., TO ANSWER THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S COMPLAINT

On behalf of the United States Environmental Protection Agency and Respondent, PMCo L.L.C. (hereinafter "Respondent"), we respectfully request the Regional Judicial Officer to grant a thirty (30) day extension of time for the Respondent to submit an Answer to the United States Environmental Protection Agency's Complaint, received by Respondent on June 30, 2009. The parties have compromised and settled their claims and are in the process of finalizing the settlement agreement. Respondent desires to receive a thirty (30) day extension of time to answer in light of the settlement and counsel for the United States Environmental Protection Agency has no objection in affording the Respondent such an extension to enable finalization of the settlement between the parties.

WHEREFORE, the parties request that the Judicial Hearing Officer grant an Agreed Order Extending Time for Respondent, PMCo L.L.C., to Answer the United States Environmental Protection Agency's Complaint and for any other appropriate relief. A proposed Order is attached for the convenience of the Regional Judicial Officer.

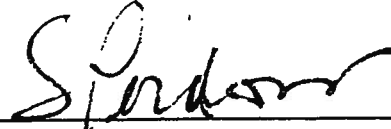
RECEIVED

SEP 25 2009

REGIONAL HEARING CLERK
USEPA
REGION 5



Brian M. Babb
Keating Muething & Klekamp PLL
One East Fourth Street, Suite 1400
Cincinnati, Ohio 45202
Attorney for Respondent, PMCo L.L.C.



Susan Perdomo
Counsel for Complainant
United States EPA
Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via regular U.S. Mail on this 24th day of September, 2009:

Regional Hearing Clerk
United States Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

Susan Perdomo
Office of Regional Counsel
United States Environmental Protection Agency, Region 5
77 West Jackson Boulevard/C-14J
Chicago, Illinois 60604



Brian M. Babb