

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4

IN THE MATTER OF; )  
)  
Atkinson Developers, LLC )  
Francis M. Atkinson Jr. )  
Aynor, South Carolina 28306 )  
)  
Respondent )  
\_\_\_\_\_ )

Docket No.: CWA-04-2010-5515

RECEIVED  
EPA REGION IV  
2014 DEC -4 AM 7:05  
HEARING CLERK

ORDER GRANTING EXTENSION OF TIME

On November 25, 2014, Complainant filed "Response to Order to Supplement Record," in response to the undersigned's January 15, 2015, Order to Supplement the Record, seeking in the alternative that the undersigned a) extend Complainant's time to provide the information requested; or b) reconsider the requirement to submit such information.

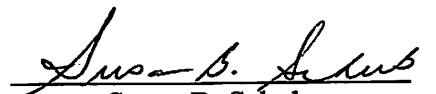
As a basis for seeking an extension, Complainant sets forth several scheduling and Agency personnel challenges to meeting the December 1, 2014 deadline. I am persuaded that these factors provide cause for an extension of time, and that no prejudice would result in providing such an extension. Furthermore, in having determined that Complainant's request for an extension is reasonable, there is no further necessity to address the alternative argument pertaining to the regulatory or case law basis underlying the Order or Supplement.

**IT IS ORDERED:**

On or before **January 15, 2015**, Complainant shall submit the supporting documentation to the relief sought in the Motion for Default as ordered by the undersigned in the October 29, 2014, Order to Supplement the Record, such as an affidavit or declaration of the person calculating the proposed penalty, which will provide factual grounds for the proposed penalty.

Any document relied upon should also be referenced in the affidavit and attached to the affidavit as an exhibit.

Date: 12/3/2015

  
Susan B. Schub  
Regional Judicial Officer

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the foregoing Order Granting Extension of Time, in the Matter of Atkinson Developers, LLC, Francis M. Atkinson, Jr., Docket No. CWA-04-2010-5515, on the parties listed below in the manner indicated:

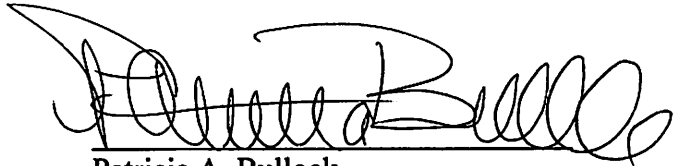
First Class Mail-Return Receipt Requested

Mr. Francis M. Atkinson, Jr.  
Atkinson Developers, LLC  
4368 Green Sea Road South  
Aynor, South Carolina 29511

Intra-Office Mail:

Wilda Watson Cobb, Esq.  
Office of Environmental Accountability  
U.S. Environmental Protection Agency  
Region 4  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Date: 12-4-14



Patricia A. Bullock  
Regional Hearing Clerk  
U.S. Environmental Protection  
Agency, Region 4  
61 Forsyth Street, S.W.  
Atlanta, GA 30303  
404/562-9511