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2007 DEC 31 PH 2: 05

ES NEGOTIVES

December 28, 2007

Regional Hearing Clerk Environmental Protection Agency 1595 Wynkoop Street Denver, CO 80202

Re:

Administrative Complaint under the Toxic Substances Control Act

United Power Inc., Respondent. Docket No. TSCA-08-2007-0014

Dear Regional Hearing Clerk:

Enclosed is an original of a Motion for Extension of Time in Which to File an Answer to Complaint in the above-referenced matter which I would appreciate your filing.

Sincerely,

Andrew R. Joppa

Mountain States Employer's Counsel Attorney for United Power, Inc.

Enc.

cc: David J. Janik (w/enc.)

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UNITED STATES OF AMERICA ENVIRONMENTAL PROTECTION AGENCY REGION 8

Docket Number:
TSCA-08-2007-0014

MOTION FOR EXTENSION OF TIME IN WHICH TO FILE ANSWER TO COMPLAINT

COMES NOW Respondent and moves for an additional thirty (30) days until and including, February 1, 2008, within which to file an Answer to the Complaint in the above-styled cause received by Respondent on September 27, 2007. As grounds therefore, the Respondent and counsel for the Environmental Protection Agency are currently in the process of negotiating a potential settlement. Respondent's counsel has conferred with counsel for the Environmental Protection Agency and counsel has not opposed this Motion.

WHEREFORE, Respondent respectfully request an additional thirty (30) days until and including, February 1, 2008, for the filing of an Answer to the Complaint in this proceeding.

Respectfully submitted,

Andrew R. Joppa

Mountain States Employer's Counsel

Attorney for United Power, Inc.

1799 Pennsylvania Street

P.O. Box 539

Denver, CO 80201-0539

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion for Extension of Time in Which to File Answer to Complaint mailed this 28th day of December, 2007, to:

David J. Janik Supervisory Attorney Legal Enforcement Division U.S. Environmental Protection Agency Region 8 999 18th Street – Suite 300 Denver CO 80202

Jacqueline C Talbot