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Admitted in: NH

February 10, 2014

Via Overnight Mail

Wanda I. Santiago, Regional Hearing Clerk
U.S. Environmental Protection Agency Region I
5 Post Office Square, Suite 100
Mail Code: ORA18-1
Boston, MA 02109-3912

Re: Aero Dynamics, Inc.
Docket No. RCRA-01-2013-0056

Dear Ms. Santiago:

Enclosed for filing are the original and one copy of my Motion to Extend Time to Complete Settlement to Administrative Complaint, Compliance Order and Notice of Opportunity for Hearing in the above-captioned matter.

Very truly yours,



Mark E. Beliveau

MEB/adm
Encl.

cc: Christine M. Foot, Esq.
Gregory Burzynski

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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I**

IN THE MATTER OF:)	EPA Docket No.
)	RCRA-01-2013-0056
)	
)	
Aero-Dynamics, Inc.)	Administrative Complaint
142 Batchelder Road)	Compliance Order and
Seabrook, New Hampshire 03874)	Notice of Opportunity for
)	Hearing
Respondent.)	
)	
Proceeding under Section 3008(a) of the)	
Resource Conservation Recovery Act,)	
42 U.S.C. §6928(a))	
)	

**MOTION TO EXTEND TIME TO COMPLETE SETTLEMENT OF
ADMINISTRATIVE COMPLAINT, COMPLIANCE ORDER
AND NOTICE OF OPPORTUNITY FOR HEARING
WITH CONSENT OF EPA ENFORCEMENT COUNSEL**

NOW COMES AERO-DYNAMICS, INC., Respondent, by and through its attorneys, Pierce Atwood LLP, and requests an extension of the deadline for Respondent to file an Answer to the Complaint, in order to Complete Settlement, to February 21, 2014, and in support thereof states as follows:

1. Immediately after being served the Administrative Complaint, Compliance Order and Notice of Opportunity for Hearing dated September 30, 2013, the United States Government was closed and Enforcement Counsel was unable to discuss this case with Respondent for more than two weeks.
2. The day after the United States Government re-opened, Respondent and Enforcement Counsel spoke by telephone and scheduled an informal settlement conference in Boston for October 31, 2013.

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3. By Order dated October 23, 2013, the Acting Regional Judicial Officer granted a 30 day extension of time to file an Answer to the Complaint.
4. On October 31, 2013 Respondent, its legal counsel and EPA Enforcement Counsel participated in a productive informal settlement conference in Boston after which additional information was exchanged.
5. Due to the holiday period and limited availability of all parties, a new deadline of January 15, 2014, to file an Answer to the Complaint was granted by Order dated November 25, 2013.
6. Due to the limited availability of the parties to continue negotiations during the period January 3, 2014 to January 13, 2014, a new deadline of February 12, 2014, to file an Answer to the Complaint was granted by order dated January 7, 2014.
7. The parties have agreed upon a settlement of this matter, have negotiated the terms of a Consent Agreement and the Respondent has executed the Consent Agreement and forwarded the signature page to EPA Enforcement Counsel.
8. To allow sufficient time for the Consent Agreement to be processed and signed by EPA, an additional extension of time to February 21, 2014 to file an Answer to the Complaint is requested.
9. EPA Enforcement Counsel consents to this request for a new deadline of February 21, 2014, for Respondent to file an Answer to the Complaint, in order to complete settlement.

WHEREFORE, Respondent respectfully requests that the time to file an Answer to the Complaint be extended until the close of business on Friday, February 21, 2014, in order to complete settlement.

Respectfully submitted,

Aero-Dynamics, Inc.

By its attorneys,
Pierce Atwood LLP

Dated: February 10, 2014

A handwritten signature in black ink, appearing to read "Mark E. Beliveau". The signature is written in a cursive style with a horizontal line underneath it.

Mark E. Beliveau, NH Bar No. 301
One New Hampshire Avenue
Suite 350
Portsmouth, New Hampshire
Tel. (603) 373-2002

Certificate of Service

I, Mark E. Beliveau, Esquire hereby certify that on this 10 day of February 2014, I have caused a true copy of the foregoing to be served by first-class mail, postage prepaid, to:

Christine M. Foot, Esquire, Enforcement Counsel
U.S. Environmental Protection Agency Region I
5 Post Office Square, Suite 100
Mail Code: OES04-2
Boston, MA 02109-3912

A handwritten signature in cursive script, reading "Mark E. Beliveau". The signature is written in black ink and is positioned above a horizontal line.

Mark E. Beliveau, Esquire