

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF:)
)
Spring Lake Gardens, Inc.,)
)
Respondent.)

Docket No. FIFRA-04-2009-3027

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ORDER GRANTING MOTION FOR EXTENSION OF TIME

A Prehearing Order was issued in this matter directing the parties to file a Consent Agreement and Final Order (CAFO) or Complainant to file an initial prehearing exchange on December 18, 2009, and directing Respondent to file a prehearing exchange on January 8, 2010, and Complainant to file a rebuttal prehearing exchange on January 22, 2010. Complainant submitted on December 11, 2009 a Motion for Extensions of Time to File Consent Agreement and Final Order and Prehearing Exchanges, requesting until January 19, 2010 to file the CAFO, and requesting that the deadlines for the prehearing exchanges also be extended by one month. The Motion states that Respondent has indicated that it does not object to the Motion.

The Motion states that the parties have reached a settlement in principle of this matter, and that additional time is needed to memorialize the settlement in a CAFO, and obtain signatures of the parties and final approval. The Motion states further that counsel for Complainant will not be in the office from December 24, 2009 through January 4, 2010.

The Motion is hereby **GRANTED**. Good cause exists for the granting of the Motion in that it is in the interest of the parties and judicial economy for the parties to settle this matter on mutually agreeable terms rather than litigate the matter to conclusion. In that a hearing in this case has not been scheduled, no prejudice will result from a brief delay. Accordingly, Complainant shall file the fully executed Consent Agreement and Consent Order (CAFO) or its Initial Prehearing Exchange, on or before **January 19, 2010**. If the CAFO is not yet filed beforehand, the Respondent shall file its Prehearing Exchange on or before **February 9, 2010**, and Complainant shall file its Rebuttal Prehearing Exchange by **February 23, 2010**.



Susan L. Biro
Chief Administrative Law Judge

Date: December 11, 2009
Washington, D.C.

Stacia Whittington
Staff Assistant

Dated: December 11, 2009

Original And One Copy By Pouch Mail To:

Patricia Bullock
Regional Hearing Clerk
U.S. EPA
Atlanta Federal Center
61 Forsyth Street, SW
Atlanta, GA 30303-8960

Copy By Pouch Mail To:

Michiko Kono, Esquire
Associate Regional Counsel
U.S. EPA
Atlanta Federal Center
61 Forsyth Street, , SW
Atlanta, GA 30303-8960

Copy By Regular Mail To:

Mr. Timothy Lowder
Spring Lake Gardens, Inc.
33463 Old Salisbury Road
Albermarle, NC 28001