

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

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JUN - 4 2008

BEFORE THE ADMINISTRATOR

EPA ORC
Office of Regional Hearing Clerk

IN THE MATTER OF:)
)
Revane Development Company, Inc.,) Docket No. CWA-01-2008-0027
)
Respondent.)

**ORDER GRANTING MOTION FOR SECOND EXTENSION OF TIME
TO SUBMIT COMPLAINANT'S REBUTTAL PREHEARING EXCHANGE**

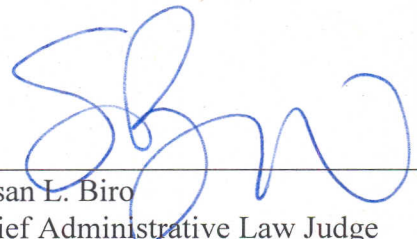
A Prehearing Order in this matter scheduled the parties' prehearing exchanges, setting a due date of May 9, 2008 for Respondent's prehearing exchange and a due date of May 21, 2008 for Complainant's rebuttal prehearing exchange.¹ On May 15, 2008, upon Motion, Complainant was granted an extension until June 4, 2008 to submit its Rebuttal Prehearing Exchange. On June 2, 2004, Complainant filed a Motion for Second Extension of Time to Submit its Rebuttal Prehearing Exchange (Second Motion).

Grounds stated in the Second Motion are that Complainant has requested additional information regarding Respondent's ability to pay the penalty which it anticipates will not be provided to it until mid-June and that its expert witness will need sufficient time thereafter to review such data and prepare a report with regard thereto. Complainant asserts that the Respondent company, which is acting *pro se*, does not oppose the Second Motion.

The Second Motion is hereby **GRANTED**. Good cause exists for the granting of the Motion for the reasons stated therein. Further, it is in the interest of the parties and judicial economy for the parties to submit complete and accurate information in their prehearing exchanges particularly with regard to the calculation of the proposed penalty. In that a hearing in this case has not been scheduled, no prejudice will result from another brief delay.

Accordingly, Complainant shall file its Rebuttal Prehearing Exchange on or before **July 10, 2008**.

¹ Respondent apparently filed its Prehearing Exchange with the Regional Hearing Clerk on May 9, 2008 but failed to submit a copy of the same to this Tribunal. **Respondent shall submit a copy of its Prehearing Exchange to this Tribunal within 10 days of this Order.**



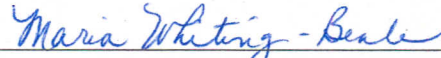
Susan L. Biro
Chief Administrative Law Judge

Date: June 3, 2008
Washington, D.C.

In the Matter of Revane Development Company, Inc., Respondent
Docket No. CWA-01-2008-0027

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Motion For Second Extension Of Time To Submit Complainant's Rebuttal Prehearing Exchange**, dated June 3, 2008, was sent this day in the following manner to the addressees listed below:



Maria Whiting-Beale
Staff Assistant

Dated: June 3, 2008

Original And One Copy By Pouch Mail To:

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