

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

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U.S. ENVIRONMENTAL
PROTECTION AGENCY

IN THE MATTER OF:

John A. Biewer Company of Ohio, Inc.
300 Oak Street
St. Clair, Michigan 48079-0497
(Washington Courthouse Facility)

DOCKET NO: RCRA-05-2008-0007

**UNOPPOSED MOTION FOR
ADDITIONAL EXTENSION OF
TIME TO RESPOND**

U.S. EPA ID #: OHD 081 281 412

RESPONDENT
_____ /


NOW COMES Respondent, by and through its attorneys, Mika Meyers Beckett & Jones PLC, and hereby moves the Presiding Officer in this matter to grant Respondent an additional extension until November 14, 2008 in which to reply to U.S. EPA's Motion to Amend Complaint. Respondent makes this request to allow retrieval of additional documents and contact with non-employee witnesses needed to respond to the numerous factual allegations alleged in the pending motion and supporting brief. Respondent has spoken with Richard Wagner, attorney for U.S. EPA, regarding this request, and Mr. Wagner has stated he has no objection to the relief sought herein.

Respectfully submitted,

MIKA MEYERS BECKETT & JONES PLC
Attorneys for Respondent

Dated: November 5, 2008

By: _____


Douglas A. Donnell
900 Monroe Avenue, NW
Grand Rapids, MI 49503
(616) 632-8000

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CERTIFICATE OF SERVICE

U.S. EPA ID #: OHD 081 281 412

RESPONDENT
_____ /

I, Jane E. Blakemore, hereby state that I am the secretary for Douglas A. Donnell, and that on November 5, 2008, I served a copy of:

Respondent's Unopposed Motion for Additional Extension of Time to Respond

upon the following individuals by placing the same in the U. S. Mail, first-class postage prepaid:

Hon. William B. Moran
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Ariel Rios Building, Mailcode: 1900L
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Richard R. Wagner, Senior Attorney
Office of Regional Counsel (C-14J)
U. S. Environmental Protection Agency
77 West Jackson Blvd.
Chicago, IL 60604-3590

I declare that the statements above are true to the best of my information, knowledge and belief.

Dated: November 5, 2008



Jane E. Blakemore