

January 12, 2011

Dudley B. Burrell, and  
The Dudley B. Burrell Declaration of Trust  
649 North Rosewood  
Kankakee, IL 60901

US EPA Region 5  
Office of the Regional Hearing Clerk  
Attention: La Dawn Whitehead  
77 W. Jackson Blvd.  
Mailcode: E-19J  
Chicago, IL 60604-3590

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JAN 18 2011

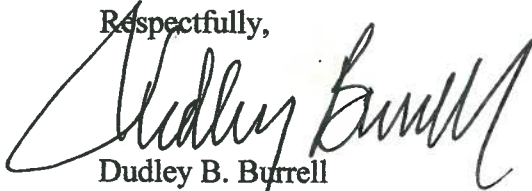
REGIONAL HEARING CLERK  
U.S. ENVIRONMENTAL  
PROTECTION AGENCY

Re: TSCA-05-2006-0012

Hearing Clerk:

Enclosed please find an Original and two (2) copies of Respondent's Motion for an Extension of Time in the above-referenced matter. Please provide me with a file-stamped copy of which I may retain for my file. I enclose a self addressed stamped envelope for your convenience.

Respectfully,



Dudley B. Burrell

Cc: Marcy Toney  
Regional Judicial Officer  
U.S. Environmental Protection Agency,  
Region 5  
77 West Jackson Boulevard  
Chicago, Il 60604

Maria Gonzalez (C14-J)  
Associate Regional Counsel  
Regional Judicial Officer  
U.S. Environmental Protection Agency,  
Region 5  
77 West Jackson Boulevard  
Chicago, Il 60604-3590

Willie P. Burrell,  
Willie P. Burrell Declaration of Trust  
300 N. Indiana Ave  
Kankakee, Il 60901

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

In the Matter of: ) Docket No. TSCA-05-2006-0012  
)  
Willie P. Burrell ) Proceeding to Assess a Civil  
The Willie P. Burrell Trust, ) Penalty under section 16(a) of  
Dudley B. Burrell, and the ) the Toxic Substances Control  
Dudley B. Trust ) Act, 15 U.S.C. § 2615(a)  
Kankakee, Illinois, )  
Illinois, )  
Respondents. )

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REGIONAL HEARING CLERK  
U.S. ENVIRONMENTAL  
PROTECTION AGENCY

MOTION FOR EXTENSION OF TIME TO FILE RESPONSIVE PLEADINGS TO  
COMPLAINANT'S MOTION AND MEMORANDUM IN SUPPORT OF MOTION FOR  
DEFAULT ORDER

Respondents Dudley B. Burrell and The Dudley B. Burrell Trust (hereinafter, Respondent"), pro se, pursuant to 40 C.F.R. § 22.7(b), hereby tenders its Motion for a Sixty Day (60) Extension of Time, and in support states:

1. Respondent received notice of Complainant's Memorandum In Support of and Motion for Default Order which was filed on January 3, 2010, on January 11, 2011.

2. Pursuant to 40 C.F.R. 22.16(b), at the earliest, Respondent has 15 days after service of Complainant's Motion for a Default Order, or January 18, 2011, in which to file Respondent's response.

3. Respondent, on January 11, 2011, received its first actual or constructive notice of the matters pending before this administrative agency.

4. Prior to January 11, 2011, Respondent had no actual

or constructive knowledge of this matter.

5. Respondent notes that the Complaint in this matter was filed on June 22, 2006. Complainant filed its Motion for Default Order on December 17, 2010, over four years and five months later. A sixty-day (60) extension to respond to Complainant's Motion and Memorandum in support is not unreasonable considering Complainant's delay in applying for a default judgment.

6. This Motion is not made for a vexatious purpose, nor is it intended to promote unnecessary delay.

7. This Motion is made for the purposes of allowing: (a) Respondent an opportunity to retain new and competent legal counsel to represent Respondent; (b) Respondent a possible opportunity to respond to the Complainant on the merits and assert any applicable defenses, or any other relief that is just and proper in the premises.

8. Respondent requests that the Presiding Officer issue an Order granting Respondent a Continuance of sixty-days (60), that is until March 12, 2011, in which to respond to Complainant's Motion for Default Order.

Wherefore, Respondent hereby requests an Order granting Respondent an additional sixty (60) days or until March 12, 2011, in which to respond to Complainant's Motion for Default Order.

Respectfully Submitted,



Dudley B. Burrell  
649 North Rosewood  
Kankakee, Il 60901  
815-790-1994

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U.S. ENVIRONMENTAL  
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**CERTIFICATE OF SERVICE**

Respondents Dudley B. Burrell and The Dudley B. Burrell Trust hereby certify that its Motion for Continuance to Respond to Motion for Default Order in the above-captioned matter was served upon the Complainant and other Respondents, by U.S. Mail, postage pre-paid, this 13 day of January 2011 at:

United States Environmental Protection Agency  
Region 5  
Joana Bezerra  
77 West Jackson Boulevard  
Chicago, Illinois 60604

Willie P. Burrell, and  
The Willie P. Burrell Declaration of Trust  
300 North Indiana Ave  
Kankakee, IL 60901

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JAN 18 2011

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January 12, 2011

Dudley B. Burrell,  
Dudley B. Burrell Trust  
649 N. Rosewood  
Kankakee, Il 60901

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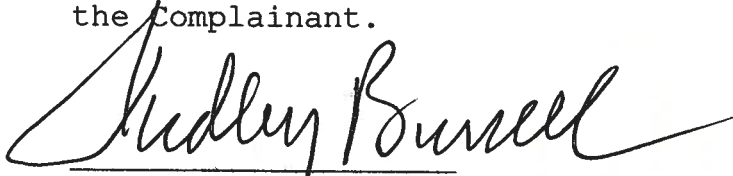
REGIONAL HEARING CLERK  
U.S. ENVIRONMENTAL  
PROTECTION AGENCY

Maria E. Gonzalez (C14-J)  
Associate Regional Counsel  
United States Environmental Protection Agency  
77 West Jackson Blvd.  
Chicago, Il 60604  
(312) 886-6630

Re: Willie P. Burrell, The Willie P. Burrell  
Trust, Dudley B. Burrell and The Dudley  
B. Trust, **TSCA-05-2006-0012**

REQUEST FOR SETTLEMENT CONFERENCE

Respondents Dudley B. Burrell and The Dudley B. Burrell  
Trust pursuant to the E.P.A.'s Complaint, page 17, filed on  
June 22, 2006, hereby REQUESTS a settlement conference with  
the Complainant.

  
Respectfully,

Dudley B. Burrell