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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

IN THE MATTER OF:) Docket No. CAA-05-2008-0002
)
Frozen Assets Cold Storage, LLC) Proceeding to Assess a
2635 S. Western Ave.) Civil Penalty under
Chicago, Illinois 60608) Section 113(d) of the
) Clean Air Act,
Respondent.) 42 U.S.C. §7413(d)

NOTICE OF FILING

To: All Counsel on Attached Service List

PLEASE TAKE NOTICE that on March 28, 2008, we caused to be filed with the Regional Hearing Clerk, an **Agreed Motion For Extension of Time to Answer**, a copy of which is attached hereto and hereby served upon you.



Edward V. Walsh, III
Attorney for Frozen Assets Cold Storage LLC

Edward V. Walsh, III
REED SMITH, LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
(312) 207-1000

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Chicago, Illinois 60608)	Section 113(d) of the
)	Clean Air Act,
Respondent.)	42 U.S.C. §7413(d)

Agreed Motion For Extension of Time to Answer

Respondent Frozen Assets Cold Storage, LLC by its attorneys Reed Smith, LLP moves, pursuant to Rule 22.7 of the Consolidated Rules of Practice (40 C.F.R. Part 22 et.seq.) for an agreed extension of time within which to file a response pleading herein, and in support of its motion states as follows:

1. The United States Environmental Protection Agency ("EPA") through its counsel, William Wagner, Esq. has no objection to the granting of this Motion.

2. Two prior extensions of time to answer have been sought and granted herein in order to enable further settlement discussions between the parties. Recently, Respondent provided updated financial data (2007 year end results) to USEPA.. The parties have now reached an agreement in principle to settle this matter, subject to provision of some confirmatory documentation and management approval. The parties require time to accomplish this and to document the settlement.

4. In order for the parties to finalize the agreement in principle to settle, Respondent, without objection from EPA, requests an additional 30 days from April 4, 2008 the date upon which the current extension expires, within which to file a response pleading.

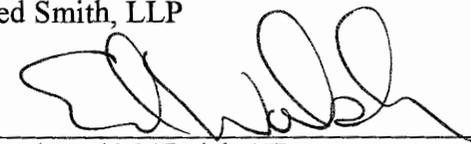
Accordingly, Respondent requests an extension of time to answer to and including, May 5, 2008.

Respectfully submitted

DATED: March 27, 2008

Reed Smith, LLP

By

A handwritten signature in black ink, appearing to read "Edward V. Walsh, III", written over a horizontal line.

Edward V. Walsh, III
Attorney for Frozen Assets Cold Storage, LLC

CERTIFICATE OF SERVICE

I, Edward V. Walsh, III, attorney for Respondent Frozen Assets Cold Storage, LLC, hereby certify that a copy of the foregoing **Agreed Motion For Extension of Time to Answer** was served upon each person listed on the attached Service List in the manner indicated on this 28th day of March, 2008:

A handwritten signature in black ink, appearing to read 'Edward V. Walsh, III', is written above a horizontal line.

Edward V. Walsh, III

SERVICE LIST

VIA PERSONAL DELIVERY

William Wagner, Esq.
U.S. EPA
77 West Jackson Blvd.
Chicago, IL 60604

VIA PERSONAL DELIVERY

Marcey Toney
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