

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2

U.S. ENVIRONMENTAL  
PROTECTION AGENCY REG.11  
2012 MAR -6 P 2:26  
REGIONAL HEARING  
CLERK

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In the Matter of :

**Port Authority of New York and New Jersey,** :

Respondent. :

Proceeding under Section 3008 of  
the Solid Waste Disposal Act, as amended. :  
----- x

**STATUS REPORT  
MOTION FOR EXTENSION**

Docket No.  
RCRA-02-2011-7110

**STATUS REPORT AND MOTION FOR EXTENSION**

An Order Extending Prehearing Deadlines was issued by the former Presiding Officer in this case, dated January 26, 2012 granting Complaint until March 12, 2012 to file an Initial Prehearing Exchange..

Since that Order was issued, counsels have reviewed the language of a Consent Agreement which was express mailed to counsel for Respondent on February 23<sup>rd</sup>. Counsel for Respondent indicates that Respondent has several layers of management that must review the document but hopes to have it signed by Respondent shortly but the Consent Agreement is still with Respondent. Once that signature has been obtained, then the document has only to be returned to EPA for signature by the Regional Administrator. Complainant, while cognizant of having obtained a previous extension, and in light of the voluminous nature of the documents that would need to be produced by March 12, 2012 to comply with the Prehearing Order, hereby requests an additional 2 week extension to the March 12, 2012 deadline for the filing of Complainant's Initial Prehearing Exchange (with a corresponding 2 week extension to the other deadlines). This would make Complainant's Prehearing Exchange due March 29, 2012. Counsel for Respondent has indicated she has no objection to this request.

Sincerely,

  
Counsel for Complainant

Date: 3/6/12

**CERTIFICATE OF SERVICE**

I certify that I have on this day caused to be sent the foregoing Status Report/ Motion for Extension, bearing the above-referenced docket number, in the following manner to the respective addressees below:

Original and one copy by hand to:

✓ Office of the Regional Hearing Clerk.  
U.S. EPA- Region II  
290 Broadway, 16<sup>th</sup> floor  
New York, New York 10007-1866

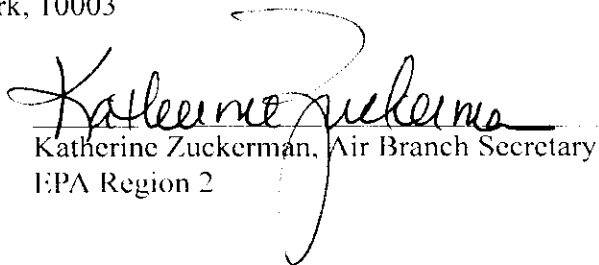
Copy by Pouch Mail and FAX:

The Honorable Lisa Buschmann, Administrative Law Judge  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N. W., Mail Code 1900L  
Washington, DC 20460  
FAX:(202) 565-0044

Copy by Certified Mail Return Receipt Requested:

Elizabeth Rogak, Esq.  
Law Department  
The Port Authority of NY and NJ  
255 Park Avenue South, 13<sup>th</sup> Floor  
New York, New York, 10003

Dated: 3/6/2012  
New York, New York

  
Katherine Zuckerman, Air Branch Secretary  
EPA Region 2