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January 10, 2019

VIA U.S. MAIL AND E-MAIL

Wanda A. Santiago
Regional Hearing Clerk
U.S. EPA, Region 1
5 Post Office Square - Suite 100
Mail Code: ORC04-6
Boston, MA 02109-3912
Santiago.wanda@epa.gov

**RE: In the Matter of: Campos Construction
Docket No. TSCA-01-2018-0058**

Dear Ms. Santiago:

Enclosed for filing in the above-referenced matter is a Motion for Extension of Time to File Responsive Pleading and Certificate of Service.

Very truly yours,



Elizabeth F. Quinby

EFQ:kms
Enclosure

cc: Kathleen E. Woodward, U.S. EPA (via email)
Jeffrey Talbert (via email)
Neto Campos (via email)

**U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION 1**

U.S. ENVIRONMENTAL PROTECTION)
AGENCY REGION 1,)
)
Plaintiff,)
)
v.)
)
CAMPOS CONSTRUCTION)
)
)
Defendant.)
)
)
_____)

Docket No. TSCA-01-2018-0058

**MOTION FOR EXTENSION
OF TIME TO FILE RESPONSIVE PLEADING**

Pursuant to 40 CFR § 22.7, Defendant Campos Construction respectfully moves the Presiding Officer for an extension of time in which to file a responsive pleading to Plaintiff's Complaint of 14 days after the end of the federal government shutdown. Counsel for Defendant filed a Motion for Extension of Time to File Responsive Pleading on December 26, 2018, requesting that the Presiding Officer extend the deadline from December 28, 2018 to January 11, 2019. Presumably due to the federal government shutdown, counsel for Defendant have not received a response from the Presiding Officer.

The extension is requested to allow counsel for Defendant to conclude settlement discussions with counsel for Plaintiff, as the parties have made significant progress toward settlement that was stalled due to the federal government shutdown. On the afternoon of December 21, 2018, counsel for Plaintiff inquired about the status of settlement and advised counsel for Defendant that she would be unavailable the week of December 24, 2018.

Unfortunately, counsel were unable to communicate regarding settlement on December 21, 2018. On December 26, 2018, counsel for Defendant filed a request for an extension of time in light of counsels' holiday schedules. The federal government shut down before counsel for Plaintiff became available to discuss settlement. Counsel for Plaintiff will not be available to discuss settlement until the conclusion of the federal government shutdown. The requested extension of time is necessary in light of the federal government shutdown and will give counsel time to conclude productive settlement discussions.

Wherefore, Defendant respectfully requests that the Presiding Officer extend the deadline for responsive pleadings on behalf of Defendant to 14 days after the conclusion of the federal government shutdown.

Dated: January 10, 2019

Respectfully submitted,



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CERTIFICATE OF SERVICE

I, Elizabeth F. Quinby, attorney for Defendant Campos Construction, hereby certify that on the above date, I sent a copy of the foregoing by First Class U.S. Mail to:

Kathleen E. Woodward
Senior Enforcement Counsel
U.S. EPA, Region 1
5 Post Office Square – Suite 100
Mail Code: OES04-2
Boston, Massachusetts 02109-3912



Elizabeth F. Quinby
Attorney for Campos Construction

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