

**U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION 7
901 N. 5TH STREET
KANSAS CITY, KANSAS 66101**

BEFORE THE ADMINISTRATOR

In the Matter of)	
)	
William Gepford)	Docket No. CWA-07-2006-0057
)	
)	
Respondent)	MOTION FOR EXTENSION
)	OF TIME TO FILE INITIAL
)	PREHEARING EXCHANGE
Proceedings under Section 309(g) of the)	
Clean Water Act, 33 U.S.C. § 1319(g))	

MOTION FOR EXTENSION OF TIME TO FILE INITIAL PREHEARING EXCHANGE

Pursuant to Rules 22.7 and 22.16 of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation, Termination or Suspension of Permits, 40 C.F.R. §§ 22.7 and 22.16, Respondent William Gepford hereby moves for an extension of time to submit the initial Prehearing Exchange in this matter.

Pursuant to the August 3, 2006, Order Granting Extension, in Part, in the above-captioned action, the initial prehearing exchanges are due by August 28, 2006. Complainant and Respondent have settled this matter. Therefore, Respondent requests that the Court grant a 90-day extension of time until November 13, 2006 to submit the initial Prehearing Exchanges in this matter. Granting the extension will not prejudice any of the parties.

Respondent has been authorized to state that Complainant does not object to this extension of

time. Based upon the foregoing, it is respectfully requested that the Prehearing Exchange date be extended from August 28, 2006 until November 13, 2006.

Respectfully submitted,



Michael P. Comodeca
Counsel for Respondent

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the original and one true copy of the RESPONDENT'S MOTION FOR EXTENSION OF TIME TO FILE PREHEARING EXCHANGE was filed with the Regional Hearing Clerk, EPA Region VII, 901 North Fifth Street, Kansas City, Kansas, and that a true copy of the same was sent, via first class U.S. mail and facsimile to:

The Honorable William B. Moran
Administrative Law Judge
Office of the Administrative Law Judges
(Mail Code 1900L)
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

and sent, via first class U.S. mail to:

Steven L. Sanders
Assistant Regional Counsel
United States Environmental Protection Agency
Region 7
901 North 5th Street
Kansas City, KS 66101.

Date: 8/24/06

By: Michael J. Condoles

SPENCER FANE

BRITT & BROWNE LLP

ATTORNEYS & COUNSELORS AT LAW

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