



**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR**

In the Matter of:)
)
U.S. Department of Veterans Affairs,) **Docket No. RCRA-02-2012-7502**
)
Respondent.)

ORDER ON MOTION FOR EXTENSION OF TIME

On June 6, 2012, the undersigned issued a Prehearing Order and Order on Joint Motion, setting forth prehearing filing deadlines, including June 21, 2012, for a status report, and July 6, 2012, for either a fully-executed Consent Agreement and Final Order (“CAFO”) or Complainant’s Initial Prehearing Exchange.

On June 21, 2012, this office received Complainant’s Status Report and Motion for Extension of Time (“Motion”), in which Complainant attests that “the Parties have reached an agreement for a sum certain,” Complainant has prepared and obtained approval of a CAFO, and the CAFO was sent to Respondent’s counsel for execution. Complainant argues in the Motion that because both parties are federal agencies and require “layers of approval,” Respondent must get approval from each director of the three facilities at issue in this matter, and some approvals may be delayed by the upcoming holiday, the CAFO cannot be fully executed by the current deadline of July 6, 2012. Therefore, Complainant requests a three week extension of time, until July 27, 2012, within which to file either a CAFO or Complainant’s Initial Prehearing Exchange.

Agency policy strongly supports settlement. The procedural rules that govern this proceeding, set forth at 40 C.F.R. Part 22 (“Rules”), provide that the Presiding Officer may grant an extension of time for filing any document upon timely motion, “for good cause shown, and after consideration of prejudice to other parties.” 40 C.F.R. § 22.7(b). In accordance with the Rules, for good cause shown, Complainant’s Motion is hereby **GRANTED**.

The deadlines established in the Prehearing Order issued June 6, 2012, are revised as follows:

July 27, 2012 CAFO or Complainant's Initial Prehearing Exchange

August 17, 2012 Respondent's Prehearing Exchange

August 31, 2012 Complainant's Rebuttal Prehearing Exchange

SO ORDERED.



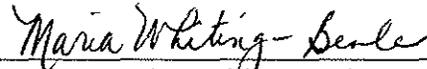
Susan L. Biro
Chief Administrative Law Judge

Dated: June 22, 2012
Washington, D.C.

In the Matter of U.S. Department of Veterans Affairs, Respondent
Docket No. RCRA-02-2012-7502

CERTIFICATE OF SERVICE

I certify that the foregoing **Order On Motion For Extension Of Time**, dated June 22, 2012, was sent this day in the following manner to the addressees listed below.



Maria Whiting-Beale
Staff Assistant

Dated: June 22, 2012

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