



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
GreenBuild Design & Construction, LLC,) Docket No. TSCA-10-2021-0006
)
Respondent.)

**ORDER SHORTENING TIME FOR REPLY TO RESPONDENT’S RESPONSE ON
COMPLAINANT’S MOTION TO ACCEPT AN AFFIDAVIT IN LIEU OF TESTIMONY**

On April 8, 2022, Complainant U.S. Environmental Protection Agency, Region 10 (“Complainant”) filed a Motion to Accept an Affidavit in Lieu of Oral Testimony (“Motion”). On April 12, 2022, this Tribunal issued an Order shortening the time by which Respondent GreenBuild Design and Construction, LLC (“Respondent”) could respond to the Motion from 15 days to one week. On April 15, 2022, Respondent filed a timely Response on Complainant’s Motion to Accept an Affidavit in Lieu of Oral Testimony (“Response”).

Under 40 C.F.R. § 22.16(b), Complainant’s reply to Respondent’s Response must be filed within 10 days after the Response was filed. However, the hearing in this case is scheduled to begin on May 2, 2022. Thus, to allow time for this Tribunal to consider the Motion and rule on it before the hearing begins, the deadline for Complainant to reply to the Response shall be shortened to 5 days as provided by Section 22.16(b) of the Rules. *See* 40 C.F.R. § 22.16(b) (“The Presiding Officer . . . may set a shorter or longer time for response or reply, or make other orders concerning the disposition of motions”).

Therefore, Complainant is hereby ordered to file its response to the Motion on or before April 22, 2022.

SO ORDERED.

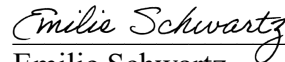
Susan L. Biro
Chief Administrative Law Judge

Dated: April 18, 2022
Washington, D.C.

GreenBuild Design & Construction, LLC, Respondent.
Docket No. TSCA-10-2021-0006

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Shortening Time For Reply to Respondent's Response On Complainant's Motion To Accept An Affidavit In Lieu Of Testimony**, dated April 18, 2022, and issued by Chief Administrative Law Judge Susan L. Biro, was sent this day to the following parties in the manner indicated below.


Emilie Schwartz
Attorney Advisor

Original by Electronic Delivery to:

Mary Angeles, Headquarters Hearing Clerk
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For Respondent

Dated: April 18, 2022
Washington, D.C.