



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Kirk Wilson,) Docket No. CWA-10-2020-0181
)
Respondent.)

**ORDER ON JOINT MOTION FOR AN EXTENSION OF TIME
TO FILING DEADLINES**

Prehearing submission deadlines were established by Prehearing Order dated December 31, 2020. On February 10, 2021, the Tribunal granted the parties’ joint motion for an extension of time to the filing deadlines.

On April 5, 2021, the parties filed a Joint Motion for an Extension of Time to Filing Deadlines (“Joint Motion”). As grounds for the Joint Motion, the parties represent that they have reached an agreement in principle, and on March 9, 2021, Respondent signed the Consent Agreement and the Agency published notice of the proposed civil penalty pursuant to 40 C.F.R. § 22.45(b)(1). Jt. Mot. at 2. In the Joint Motion, the parties propose a prehearing exchange schedule to ensure sufficient time for Complainant to secure the signature of the authorized EPA official on the Consent Agreement and for the Regional Judicial Officer for Region 10 to consider issuing a final order. Jt. Mot. at 2.

Under the Consolidated Rules of Practice governing this proceeding, set forth at 40 C.F.R. Part 22, the presiding officer is empowered to “grant an extension of time for filing any document[] upon timely motion of a party to the proceeding, for good cause shown, and after consideration of prejudice to other parties[.]” 40 C.F.R. § 22.7(b). Upon consideration of the grounds stated in the Joint Motion, I find there is good cause to allow the requested extension of time, and I find that neither party will be prejudiced by granting this request. Consequently, the Joint Motion is **GRANTED**.

The prehearing exchanges called for in the December 31, 2020 Prehearing Order shall be filed pursuant to the following schedule:

- May 17, 2021** Complainant’s Initial Prehearing Exchange or Consent Agreement and Final Order
- June 7, 2021** Respondent’s Prehearing Exchange
- June 21, 2021** Complainant’s Rebuttal Prehearing Exchange

Any remaining deadlines set by the Prehearing Order, such as that for filing a joint motion for the appointment of a neutral, are extended accordingly.

SO ORDERED.

A handwritten signature in black ink, appearing to read 'S. Biro', is written above a horizontal line.

Susan L. Biro
Chief Administrative Law Judge

Dated: April 9, 2021
Washington, D.C.

In the Matter of *Kirk Wilson*, Respondent.
Docket No. CWA-10-2020-0181

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order on Joint Motion for an Extension of Time to Filing Deadlines**, dated April 9, 2021, and issued by Chief Administrative Law Judge Susan L. Biro, was sent this day to the following parties in the manner indicated below.



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Dated: April 9, 2021
Washington, D.C.