

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 RENNER BOULEVARD
LENEXA, KANSAS 66219
BEFORE THE ADMINISTRATOR**

IN THE MATTER OF)	
)	Docket No. FIFRA-07-2022-0142
)	
CBD American Shaman, LLC,)	
)	MOTION FOR EXTENSION OF
)	TIME TO FILE PREHEARING
Respondent.)	EXCHANGE AND/OR A CONSENT
)	AGREEMENT AND FINAL ORDER

Complainant U.S. Environmental Protection Agency ("EPA") hereby respectfully submits the following Motion for Extension of Time to File Prehearing Exchange and/or a Consent Agreement and Final Order.

1. On June 1, 2023, Complainant and Respondent held a settlement conference.
2. On June 5, 2023, Complainant and Respondent held another conference to discuss settlement.
3. On June 7, 2023, Complainant and Respondent held a telephone call to discuss settlement.
4. Counsel for Complainant was out of office for training the week of June 12-16, 2023.
5. The parties have made meaningful progress toward settlement. However, settlement will require further discussion between the parties, as well as consultation with EPA headquarters.
6. Therefore, Complainant files this motion to extend the following deadlines:
 - a. A Consent Agreement and Final Order is due June 30, 2023. Complainant

requests that this deadline be extended four weeks, to July 28, 2023.

b. Complainant's Initial Prehearing Exchange is due June 30, 2023. Complainant requests that this deadline be extended four weeks, to July 28, 2023.

c. Respondent's Prehearing Exchange is due July 21, 2023. Complainant requests that this deadline be extended four weeks, to August 18, 2023.

d. Complainant's Rebuttal Prehearing Exchange is due August 4, 2023.

Complainant requests that this deadline be extended four weeks, to September 1, 2023.

7. Complainant has consulted with Respondent on this motion, and this motion is not opposed by Respondent.

RESPECTFULLY SUBMITTED this 20th day of June, 2023.

For the Complainant
Katherine Kacsur
Assistant Regional Counsel
11201 Renner Boulevard
Lenexa, Kansas 66209
(913) 551-7734
kacsur.katherine@epa.gov

CERTIFICATE OF SERVICE

I certify that the foregoing Motion for Extension of Time to File Prehearing Exchange and/or a Consent Agreement and Final Order, Docket No. FIFRA-07-2022-0142, has been submitted electronically using the OALJ E-Filing System.

A copy was sent by email to Nicholas Porto, Registered Agent and counsel, American Shaman Botanicals, LLC, at *nporto@portolaw.com*.

Date: June 20th, 2023

Katherine Kacsur
Assistant Regional Counsel
11201 Renner Boulevard
Lenexa, Kansas 66209
(913) 551-7734
kacsur.katherine@epa.gov