



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Tom Villegas and Amy Villegas,) Docket No. CWA-07-2022-0104
)
Respondents.)

ORDER ON RESPONDENTS’ MOTION FOR EXTENSION OF TIME

On September 8, 2022, I issued a Prehearing Order (“Order”) setting dates for the parties to submit their Prehearing Exchange materials. Respondents were directed to file their Prehearing Exchange by November 11, 2022.

Respondents filed a Prehearing Exchange as directed, but they also moved for an extension of time because the expert witness they had retained had just informed them “that, due to limited staffing, he would no longer be able to provide services in connection with this matter.” Respondents’ Motion for Extension of Time (Nov. 11, 2022). They ask for an extension for both their Prehearing Exchange and the Agency’s Rebuttal Prehearing Exchange, and they state that counsel for the Agency does not object.

This Tribunal “may 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; or upon its own initiative.” 40 C.F.R. § 22.7(b). Here, I find that Respondents have presented good cause for an extension, and the Agency will not be prejudiced.

Accordingly, Respondents’ Motion is **GRANTED**.

Respondents’ Prehearing Exchange deadline is extended through **December 16, 2022**.

The Agency’s deadline for filing a Rebuttal Prehearing Exchange is extended through **January 6, 2023**.

SO ORDERED.

Susan L. Biro
Chief Administrative Law Judge

Dated: November 14, 2022
Washington, D.C.

In the Matter of *Tom Villegas and Amy Villegas*, Respondents.
Docket No. CWA-07-2022-0104

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order on Respondents' Motion for Extension of Time**, dated November 14, 2022, 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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Original by OALJ E-Filing System to:
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Dated: November 14, 2022
Washington, D.C.