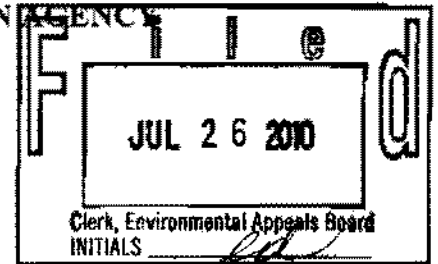


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
)

99 Cents Only Stores,)

Docket No. FIFRA-09-2008-0027)
)

FIFRA Appeal No. 10-(01)

ORDER GRANTING EXTENSION OF TIME TO FILE APPEAL

The Director of the Air Division, United States Environmental Protection Agency ("EPA"), Region 9 (the "Region") filed a complaint against 99 Cents Only Stores ("99 Cents"), alleging violations of the Federal Insecticide, Fungicide, and Rodenticide Act ("FIFRA"), 7 U.S.C. §§ 136 - 136y. On June 24, 2010, Chief Administrative Law Judge Susan L. Biro issued the Initial Decision.

Before the Environmental Appeals Board at this time is the Region's motion requesting a 30-day extension of time to file the Region's notice of appeal and appellate brief. Without an extension of time, the Region must file its notice of appeal on or before July 26, 2010. The Region states that it needs the additional time to consult with appropriate EPA officials in Washington, D.C. and the other Regions and to otherwise comply with its coordination obligations. The Region states that 99 Cents does not oppose the Region's motion.

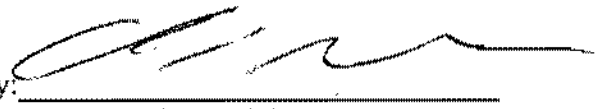
Upon consideration, the Board hereby grants the Region a 30-day extension of time to file the Region's notice of appeal and appellate brief in the above-captioned matter. In the event the

Region decides to appeal the Initial Decision in this matter, the Region shall file its notice of appeal, statement of issues, and appellate brief on or before Wednesday, August 25, 2010.

So ordered.

Dated: 7/26/10

ENVIRONMENTAL APPEALS BOARD

By: 

Edward E. Reich,
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Extension of Time, in the matter of 99 Cents Only Stores, FIFRA Appeal No. 10-(01), were sent to the following persons in the manner indicated:

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Date **AUG 26 2010**


Annette Duncan
Secretary