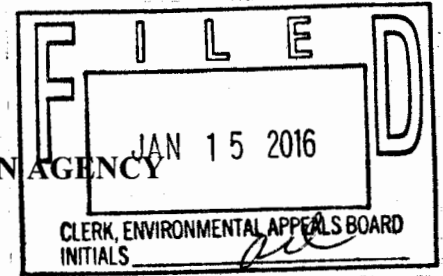


ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
Polo Development, Inc.,) CWA Appeal No. 15-(01)
AIM Georgia, LLC, and)
Joseph Zdrilich,)
)
Docket No. CWA-05-2013-0003)

**ORDER EXTENDING DEADLINE
FOR DECIDING WHETHER TO EXERCISE SUA SPONTE REVIEW**

On December 1, 2015, Administrative Law Judge M. Lisa Buschmann issued an Initial Decision and Order in the above-captioned matter. On January 13, 2016, counsel for Respondents filed a motion with the Environmental Appeals Board ("Board") requesting to file a notice of appeal.

The Board hereby extends its deadline for deciding whether to review the Initial Decision and Order on its own initiative, i.e., sua sponte, under 40 C.F.R. § 22.30(b) until thirty (30) days after the Board rules on Respondents' motion. The Region shall file a response to Respondents' motion no later than **Monday, February 1, 2016**. Respondents shall file any reply in support of their motion no later than **Tuesday, February 16, 2016**. See 40 C.F.R. § 22.16(b); *id.* § 22.7(a).

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: 1/15/16

By: Mary Kay Ward for
Mary Beth Ward
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Extending Deadline for Deciding Whether to Exercise Sua Sponte Review in the matter of Polo Development, Inc., CWA Appeal No. 15-(01), Docket No. CWA-05-2013-0003, were sent to the following persons in the manner indicated:

By Facsimile and First Class U.S. Mail:

Dennis A. DiMartino, Esq.
839 Southwestern Run
Youngstown, OH 44514-4688
Facsimile: (330) 726-7779

By Facsimile and EPA Pouch Mail:

Richard J. Clarizio
U.S. Environmental Protection Agency, Region 5
Associate Regional Counsel
77 W. Jackson Boulevard, Mail Code C-14J
Chicago, IL 60604-3590
Facsimile: (312) 582-5889

LaDawn Whitehead
U.S. Environmental Protection Agency, Region 5
Regional Hearing Clerk
77 W. Jackson Boulevard, Mail Code E-19J
Chicago, IL 60604-3590
Facsimile: (312) 692-2405

By Facsimile and EPA Interoffice Mail:

Sybil Anderson
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Headquarters Hearing Clerk
1200 Pennsylvania Ave., N.W., Mail Code 1900R
Washington, DC 20460
Facsimile: (202) 564-0044

Dated: JAN 15 2016


Annette Duncan
Secretary