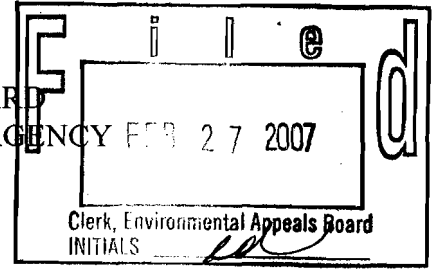


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
)

J. Phillip Adams)
)
)

Docket No. CWA-10-2004-0156)
)

CWA Appeal No. 06-06

**ORDER GRANTING SECOND EXTENSION OF TIME
TO FILE REPLY BRIEF**

By motion filed February 26, 2007, Respondent, J. Phillip Adams (“Respondent”), has requested an additional extension of time of seven days in which to file a reply to the notice of appeal and appeal brief filed January 17, 2007, by Complainant-Appellant U.S. EPA Region 10 (“Region”) in the above-captioned proceeding. Respondent’s reply brief is currently due on February 27, 2007.


In support of its motion, Respondent notes that despite its “substantial efforts” to meet the reply brief deadline, it is “unfeasible” for it to complete the reply brief by February 27, 2007, due to “the length of Complainant’s Brief and significant amount of additional research required to properly address new legal issues raised by Complainant on appeal.” Respondent further states that “neither party will be prejudiced by the requested extension,” observing that the instant case “has been pending since the Administrative Complaint was filed June 16, 2004.” Finally, the Respondent represents that the Region has stipulated to the requested extension.

For good cause shown, the Board grants the Respondent's request. Respondent has an additional seven days, until Tuesday, March 6, 2007, to file its reply brief in the instant matter. The Board must receive the Respondent's reply brief on or before this date.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: **2/27/07**

By: 
Edward E. Reich
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Second Extension of Time to File Reply Brief in the matter of J. Phillip Adams, CWA Appeal No. 06-06, were sent to the following persons in the manner indicated:


By Pouch Mail and facsimile:

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Dated: FEB 27 2007



Annette Duncan
Secretary