RECEIVED U.S. E.P.A.

BEFORE THE ENVIRONMENTAL APPEALS BOARD 15 AM III UNITED STATES ENVIRONMENTAL PROTECTION AGENCY 15 AM III WHASHINGTON, D.C.

ENVIR. APPEALS BOARD

In re:
Willie P. Burrell and
The Willie P. Burrell Trust,
Respondents below,

Docket No. TSCA-05-2006-0012

APPEARANCE OF REPRESENTATIVE

Derek S. Burrell hereby enters his Appearance for the Appellants, Willie P. Burrell and The Willie P. Burrell Trust.

Respectfully submitted,

Derek S. Burrell

Representative for Appellants

300 N. Indiana Avenue

Kankakee, Il 60901

815-933-6087 (Office)

815-933-5114 (fax)

815-954-3296 (cell)

Derekinthez@yahoo.com (E-Mail)

11/29/11 Date

CERTIFICATE OF SERVICE

The Appellants hereby certify that this **APPEARANCE OF REPRESENTATIVE**, in the above-captioned matter was served upon the following, by U.S. Mail, postage pre-paid, this <u>I</u> day of <u>Noimbel</u> 2011, to:

The Environmental Appeals Board Board (cc: via fax 202-233-0121)

[(Clerk of the Board)(Mail Code 1103B]
Untied States Environmental Protection Agency
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, Region 5 Marcy Toney, Regional Judicial Officer 77 West Jackson Boulevard Chicago, Illinois 60604-3590

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, Region 5 Office of the Regional Hearing Clerk, Attention: LaDawn Whitehead

77 West Jackson Boulevard

Mailcode: E-19J

Chicago, Illinois 60604-3590

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, Region 5 Maria Gonzalez, Associate Regional Counsel 77 West Jackson Boulevard Chicago, Illinois 60604-3590

Dudley B. Burrell and the Dudley B. Burrell Trust 649 N. Rosewood Kankakee, Illinois 60901

Derek Burrel1/

300 N. Indiana Avenue

Kankakee, I/1 60901

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BEFORE THE ENVIRONMENTAL APPEALS BOARD UNITED STATES ENVIRONMENTAL PROTECTION AGENCY DEC 15 AM 11: WHASHINGTON, D.C.

ENVIR. APPEALS BOARD

In re:
Willie P. Burrell and
The Willie P. Burrell Trust,
Respondents below,
Docket No. TSCA-05-2006-0012

MOTION TO EXTEND TIME TO FILE NOTICE OF APPEAL, APPELLATE BRIEF AND RELATED PLEADINGS TO FEBRUARY 1, 2012

Comes now, Appellants, by and through their representative, Derek S. Burrell, who hereby states:

- 1. Derek S. Burrell is the representative for the appellants.
- 2. Appellants' seek review of a Default Order and Initial Decision, issued by the Honorable Marcy A. Toney on November 23, 2011.
- 3. As such, appellants' Notice of Appeal, Appellant Brief, and related pleadings, would be due no later than December 23, 2011.
- 4. Appellants' Representative received the Order via mail from the appellants on November 29, 2011.
- 5. Appellants' representative will be out-of-state on vacation from December 16, 2011 to December 30, 2011.

- 6. December 31, 2011 thru January 1, 2012 is a week end.
- 7. The holidays and the ordinary course and press of business would not allow appellants' representative an adequate amount of time in which to prepare and submit their Notice of Appeal, Appellate Brief, and related pleadings.
- 8. Appellants request thirty (30) days from January 2, 2012 or up until February 1, 2012, in which to file their Appellate Brief and related pleadings.
- 9. This motion has not been made for a vexatious purpose or undue delay.
- 10. Co-Respondents below, Dudley B. Burrell and The Dudley B. Burrell Trust have no objections to this motion.
- 11. Appellants lack knowledge as to whether the complainant below would object to this motion.

Wherefore, appellants request that the Environmental Appeals Board extend time for appellants to file their Notice of Appeal, Appellants' Brief and any other related pleadings up to, and including, February 1, 2012.

Respectfully submitted,

Derek S. Burrell)

Representative for Appellant

300 N. Indi/ana Avenue

Kankakee, 11 60901

815-933-6087 (Office)

815-933-5114 (fax)

815-954-3296 (cell)

Derekinthez@yahoo.com (E-Mail)

11/29/11 Dat/e

CERTIFICATE OF SERVICE

Appellants, Willie P. Burrell and The Willie P. Burrell Trust hereby certifies that this <u>Motion to Extend Time to File</u>

<u>Notice of Appeal, Appeal Brief, and Related Pleadings</u>, in the above-captioned matter was served upon the following, by U.S.

Mail, postage pre-paid, this 29th day of November 2011, to:

The Environmental Appeals Board (cc: via fax 202-233-0121) [(Clerk of the Board) (Mail Code 1103B] Untied States Environmental Protection Agency 1200 Pennsylvania Ave., N.W. Washington, D.C. 20460

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, Region 5 Marcy Toney, Regional Judicial Officer 77 West Jackson Boulevard Chicago, Illinois 60604-3590

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