

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

In re:)	
)	NPDES Appeal No. 25-01
Permit applicant: Ocean Era, Inc.)	
Permitted facility: Velella Epsilon)	
NPDES Permit No. FL0A00001)	
_____)	

UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE REPLY

Pursuant to 40 C.F.R. § 124.19(g), Petitioners Center for Food Safety (CFS), Recirculating Farms Coalition (Recirculating Farms), Tampa Bay Waterkeeper (TBWK), Suncoast Waterkeeper (SCWK), Healthy Gulf, Sierra Club, and Food & Water Watch (FWW) (collectively, Petitioners) seek a ten-day extension of the deadline to file a reply to the response filed by the Environmental Protection Agency, Region 4 (“the Region”). The Region requested and received a 30-day extension to respond to Petitioners’ Petition, which it filed on August 15, 2025.

Without an extension, Petitioners’ reply would be due on September 2nd. *See* 40 C.F.R. § 124.19(c)(2). This is Petitioners’ first request for an extension. In support of this motion Petitioners state the following:

1. Petitioners have just received (most of) the voluminous administrative record in this matter and additional time to respond will allow review of these documents to determine whether a reply is necessary.

2. Petitioners’ counsel, through counsel for Friends of Animals, has conferred with counsel for the Region, who indicated that the Region does not oppose the granting of this extension.

3. Petitioners' counsel also conferred with counsel in a related matter, NPDES Appeal No. 25-02M. Petitioner's counsel in NPDES Appeal No. 25-02M already sought an unopposed extension and does not oppose Petitioners' request for the same extension.

4. In the interest of keeping the briefing schedule for both NPDES Appeal No. 25-02M and NPDES Appeal No. 25-01M on the same schedule, we respectfully request this extension.

For the foregoing reasons, Petitioners respectfully request that this motion for an extension of time be granted and that the time for Petitioners to file a reply be extended until September 12, 2025.

Date: August 20, 2025

Respectfully submitted,

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Attorney for Petitioners

CERTIFICATE OF SERVICE

I, Clay Garside, hereby certify that on August 20, 2025, I served a true and correct copy of the foregoing Motion for Extension of Time through the EAB's e-filing system and through e-mail to the following:

For EPA:

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