

RECEIVED
U.S. E.P.A.
APR 10 ed

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

2012 APR -1 PM 3:39
ENVIR. APPEALS BOARD

IN RE:)	
)	DOCKET NO. CWA-9-2009-0006
SAN PEDRO FORKLIFT,)	
)	COMPLAINANT'S REQUEST
RESPONDENT.)	FOR ADDITIONAL EXTENSION
)	OF TIME TO FILE NOTICE OF
)	APPEAL AND APPELLATE BRIEF
)	

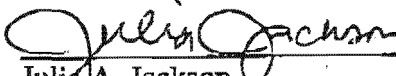
COMES NOW THE COMPLAINANT in the above-entitled action, the Director of the Water Division, United States Environmental Protection Agency, Region IX ("Complainant" or "EPA Region IX"), by its counsel of record, Julia Jackson, pursuant to the authority set forth at 40 C.F.R. § 22.16(a), and moves the Environmental Appeals Board ("the Board") for an order further extending the time for the Complainant to file a notice of appeal and appellate brief in the action as authorized under 40 C.F.R. § 22.30(a).

Complainant was served with the Initial Decision in this matter on February 2, 2012. On February 9th, 2012 Complainant filed a Request for Extension of Time To File Notice of Appeal, requesting a 45 day extension. On February 15, 2012 the Board granted the request, and set a new deadline of April 18, 2012 for submission of the appellate brief.

Complainant hereby seeks an additional 9 day extension of time to file a notice of appeal and appellate brief to April 27, 2012. This extension of time would permit Complainant to consult the staff attorney in the EPA Office of General Counsel, who is on leave until April 18th.

Respondent does not object to the granting of this Motion.

Respectfully submitted on this 10th day of April 2012,


Julia A. Jackson
Assistant Regional Counsel

CERTIFICATE OF SERVICE

I certify that the original and five copies of the foregoing Complainant's Request for Additional Extension of Time to File Notice of Appeal and Appellate Brief was sent by facsimile and inter-office pouch to:

U.S. Environmental Protection Agency
Clerk of the Board, Environmental Appeals Board (MC 1103B)
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001

and that a true and correct copy of the said document was sent by First Class United States Mail, addressed to the following:

Earnest J. Franceschi, Jr.
445 S. Figueroa Street, # 2600
Los Angeles, California 90071

John C. Glaser
Glaser & Tonsich, LLP
2500 Via Cabrillo Marina, Ste. 310
San Pedro, California 90731

Dated: 4/10/12

By: Bryan L. Godwin
Office of Regional Counsel
USEPA, Region IX