

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I**

\_\_\_\_\_)  
**IN THE MATTER OF:** )  
 )  
John Fogg Jr. Enterprises, LLC )  
247 Haley Road )  
Ledyard, CT 06339 )  
 )  
Respondent. )  
\_\_\_\_\_)

**Order Granting Extension  
of Time to File Answer to  
the Complaint**

EPA Docket No.  
TSCA-01-2014-0034

The Complaint for the above-captioned matter was served upon Respondent on or about August 22, 2014. Under the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties (CROP), 40 C.F.R. Part 22, Respondent's Answer was due within 30 days after service of the Complaint. 40 C.F.R. § 22.15(a). Accordingly, the Answer for this matter was due on or about September 22, 2014. To date, the Answer has not been filed with the Regional Hearing Clerk.

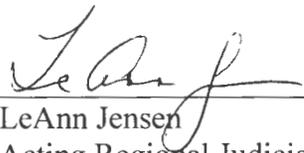
Under the CROP, any motion to request an extension of time to file an Answer must be submitted to the Presiding Official "sufficiently in advance of the due date." 40 C.F.R. § 22.7(b). Despite this rule, Respondent submitted its first request for an extension of this deadline in March 2015, approximately 6 months after the Answer was due. As reason for this extension, Respondent stated it needs additional time to gather and submit financial documents necessary to demonstrate its ability to pay a penalty, and that Complainant does not object to the extension request.

In accordance with 40 C.F.R. §§ 22.7(b) and 22.16(c) and in light of the 7 months that have passed since issuance of the Complaint, Respondent will be granted one additional 60 day

extension of time to file an Answer. The extension will commence on the date of issuance of this Order, April 2, 2015, and extend until the close of business on Monday, June 1, 2015. No

**SO ORDERED:**

Dated: April 2, 2015

  
\_\_\_\_\_  
LeAnn Jensen  
Acting Regional Judicial Officer

In the Matter of John Fogg Jr. Enterprises, LLC  
Docket No. TSCA-01-2014-0034

**CERTIFICATE OF SERVICE**

I certify that on this 2<sup>nd</sup> day of April, 2015 the original foregoing Order was filed with the Regional Hearing Clerk, a copy was hand-delivered to Counsel for Complainant, and a copy was mailed by certified mail, return receipt requested, to Counsel for Respondent.

4/2/15  
Date

Wanda I. Santiago  
Wanda I. Santiago  
Paralegal/Regional Hearing Clerk  
U.S. EPA Region I  
5 Post Office Square, Suite 100  
Mail code (ORA 18-1)  
Boston, MA 02109-3912

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