

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III**

IN THE MATTER OF:)
) Docket No. CAA-03-2012-0236
Crotts Brothers Garage)
404 8 th St.)
Salem, Virginia 24153) Proceeding Under Section 113(d)
) of the Clean Air Act
RESPONDENT)
_____)

MOTION TO ENTER FINAL ORDER
PENDING RECEIPT OF ORIGINAL SIGNATURE PAGE

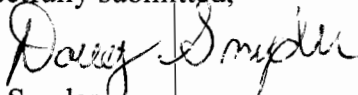
Complainant, the Director of the Air Protection Division, EPA Region III (“EPA” or “Complainant”) requests through the undersigned counsel that the Regional Judicial Officer enter the Final Order in this matter in reliance upon the facsimiled copy of the Consent Agreement signed by Respondent Crotts Brothers Garage. In support of this motion, Complainant states as follows:

1. On September 20, 2012, Respondent Crotts Brothers Garage sent a signed copy of the signature page for the Consent Agreement in this matter to EPA Region III via facsimile.
2. Ashley Crotts, on behalf of Respondent Crotts Brothers Garage, has told undersigned counsel on the phone that the original of the Consent Agreement signature page has been sent to EPA Region III via regular U.S. Mail.

3. As of the filing of this motion on September 28, 2012, the signed original of the Consent Agreement signature page has not arrived at EPA Region III.
4. A copy of the Consent Agreement and Final Order, including the signature page of the Consent Agreement facsimiled to EPA by Crotts Brothers Garage, has been filed with the Regional Judicial Officer for signature.
5. If the Consent Agreement and Final Order is not entered today, Complainant and Respondent will have to sign a new version of the Consent Agreement and Final Order that is identical to this Consent Agreement and Final Order **but for** the Docket Number.

For the sake of judicial economy and to avoid further delay in this matter, Complainant respectfully requests that the Regional Judicial Officer enter the Final Order in this matter based upon Respondent's facsimile of the Consent Agreement signature page, and that Complainant be allowed to include the signed original signature page in the Consent Agreement upon receipt but following entry of the Consent Agreement and Final Order by the Regional Judicial Officer.

Respectfully submitted,



Doug Snyder
Assistant Regional Counsel
EPA Region III

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III

IN THE MATTER OF:)

Crotts Brothers Garage)
404 8th St.)
Salem, Virginia 24153)

RESPONDENT)
_____)

) Docket No. CAA-03-2012-0236
)
) Proceeding Under Section 113(d)
) of the Clean Air Act

**ORDER GRANTING MOTION TO ENTER
CONSENT AGREEMENT AND FINAL ORDER IN RELIANCE UPON
FACSIMILED COPY OF RESPONDENT'S SIGNATURE**

In response to the unopposed motion of Complainant EPA, entitled "Motion to Enter Final Order Pending Receipt of Signature Page," the undersigned hereby grants the motion and will allow entry of the Consent Agreement and Final Order in reliance upon the facsimiled Consent Agreement submitted by R.C. Restoration and Repair. Counsel for Complainant is ordered to ensure that the original signature page signed by Respondent is included with the Consent Agreement and Final Order filed with the Regional Hearing Clerk as soon as the original arrives in the mail.

9/28/12

Date

Renée Sarajian

Renée Sarajian
Regional Judicial Officer
EPA Region III

REGIONAL HEARING CLERK

2012 SEP 28 PM 3:59

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III

IN THE MATTER OF:)

Crotts Brothers Garage)
404 8th St.)
Salem, Virginia 24153)

RESPONDENT)
_____)

) Docket No. CAA-03-2012-0236
)
) Proceeding Under Section 113(d)
) of the Clean Air Act

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the date shown below, a true and correct copy of the Motion to Enter the Consent Agreement Pending Receipt of Original Signature Page and the Order Granting Motion to Enter Consent Agreement and Final Order in Reliance Upon Facsimiled Copy of Respondent's Signature was sent, via facsimile, to Respondent at (540) 389-1177, and via mail to the address above, and that the original of the motion was filed with the Regional Hearing Clerk, EPA Region III.

9/28/12
Date

Doug Snyder
Doug Snyder
Assistant Regional Counsel

2012 SEP 28 PM 3:59
REGIONAL HEARING CLERK
REGION III, PHILA. PA

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