



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ADMINISTRATOR

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In the Matter of:
East Texas Salt Water Disposal Company,
Respondent.

Docket No. CWA-06-2014-1751

ORDER GRANTING MOTION FOR EXTENSION OF TIME

On February 2, 2015, I issued a Prehearing Order in this matter setting forth various prehearing filing deadlines. Complainant was ordered to file and serve its Initial Prehearing Exchange documents on or before March 20, 2015, and Respondent was ordered to file and serve its Prehearing Exchange documents on or before April 10, 2015. Also therein, I stated: "Only the filing with the Regional Hearing Clerk of a fully-executed Consent Agreement and Final Order ["CAFO"], or an order of the judge, excuses noncompliance with filing deadlines."

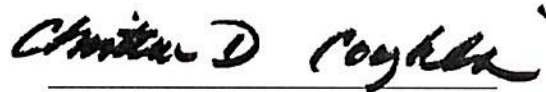
On March 6, 2015, Complainant filed an Unopposed Motion for Extension of Time to File Consent Agreement and Final Order ("Motion"). Complainant states that the parties have reached agreement in a CAFO that resolves this matter and Respondent has signed the CAFO. Before the CAFO is issued, however, Complainant must provide public notice of its terms for a set period of time, which will extend past the March 20 deadline by which Complainant must file either the CAFO or its Initial Prehearing Exchange. Therefore, Complainant requests, without objection from Respondent, that the filing deadline be extended to April 6, 2015, by which date Complainant anticipates that the CAFO will be able to be filed.

The Rules that govern this proceeding, set forth at 40 C.F.R. Part 22, provide that the presiding Judge "may grant an extension of time for filing any document: upon timely motion of a party to the proceeding, for good cause shown, and after consideration of prejudice to other parties; or upon its own initiative." 40 C.F.R. § 22.7(b). Complainant's Motion was timely and shows good cause to grant an extension of time in order to finalize the parties' settlement and not waste resources on an unnecessary prehearing exchange, and certainly, there is no prejudice to the parties in granting their joint motion. Therefore, the Motion is GRANTED.

The deadlines set forth in the Prehearing Order are revised as set forth below in order to accommodate Complainant's proposed CAFO filing schedule:

|                       |  |
|-----------------------|--|
| <b>April 6, 2015</b>  | Complainant's Initial Prehearing Exchange  |
| <b>April 27, 2015</b> | Respondent's Prehearing Exchange           |
| <b>May 11, 2015</b>   | Complainant's Rebuttal Prehearing Exchange |

**SO ORDERED.**



Christine D. Coughlin  
Administrative Law Judge

Dated: March 12, 2015  
Washington, D.C.

In the Matter of *East Texas Salt Water Disposal Company*, Respondent.  
Docket No. CWA-06-2014-1751

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Motion for Extension of Time, dated March 12, 2015, issued by Christine D. Coughlin, Administrative Law Judge, were sent this 12th day of March 2015, in the following manner to the addressees listed below.



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**Dated: March 12, 2015**  
**Washington, DC**