

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION I

In the Matter of: :
Rhodes Technologies, Inc. : Joint Motion to Extend Time
498 Washington Street : to Answer
Coventry, RI 02816 :
Proceeding under Section 3008(a) of the : Docket No. RCRA-01-2011-0124
Resource Conservation and :
Recovery Act, 42 U.S.C. 6298(a) :

SECOND JOINT MOTION TO EXTEND TIME TO ANSWER

Complainant and Respondent (collectively the "Parties") jointly move for an additional extension of time for Respondent to file the Answer in the above-captioned action. The current date for Respondent's Answer is December 5, 2011. This Joint Motion seeks an extension to January 30, 2011. The Parties are actively engaged in negotiations concerning the claims in this matter. These negotiations have included a face-to-face meeting on October 27, 2011, and follow-up conference calls on November 8, 15, and 22, 2011. Depending on the outcome of these negotiations, any hearing or formal proceeding may be avoided entirely and this matter may settle.

Respectfully Submitted,



Steven J. Viggiani
Senior Enforcement Counsel
U.S. Environmental Protection Agency
Region I (Mailcode OES04-3)
5 Post Office Square, Suite 100
Boston, MA 02109-3912
Counsel for Complainant

Date: 11/23/11



Andrew Kolesar
Christopher Wiest
312 Walnut Street, 14th Floor
Cincinnati, Ohio 45202
513-352-6660 (voice)
Counsel for Respondent

Date: 11/23/11

In the Matter of Rhodes Technologies, Inc.
Docket No. RCRA-01-2011-0124

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I**

In the Matter of:)	
)	
Rhodes Technologies Inc.)	SECOND JOINT MOTION TO
498 Washington Street)	EXTEND TIME TO ANSWER
Coventry, Rhode Island 02816)	
)	
Proceeding under Section 3008(a))	Docket No. RCRA-01-2011-0124
of the Resource Conservation and)	
Recovery Act, 42 U.S.C. § 6928(a))	

CERTIFICATE OF SERVICE

I hereby certify that on November 23, 2011, I provided the original and one copy of the foregoing Second Joint Motion to Extend Time to Answer to the Regional Hearing Clerk via hand delivery, and arranged for a copy to be sent to counsel for Respondent Rhodes Technologies Inc. via first class mail, at the addresses set out below:


Original and one copy,
via hand-delivery:

Wanda I. Santiago
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region I
5 Post Office Square, Suite 100 (Mailcode ORA18-1)
Boston, MA 02109-3912

Copy, via regular mail:

Andrew Kolesar
Christopher Wiest
Thompson Hine LLP
312 Walnut Street, 14th Floor
Cincinnati, Ohio 45202

Date: 11/23/11



Steven J. Viggiani
Senior Enforcement Counsel
U.S. Environmental Protection Agency, Region 1