

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2009 MAY 29 AM 10:10
REGIONAL HEARING
CLERK

<p>IN THE MATTER OF: 151-45 Sixth Road Whitestone Partners LLC. Trump Tower 725 Fifth Avenue, 24th Floor New York, New York 10022</p> <p>Respondent</p>	<p>DOCKET NO. CWA-02-2009-3401</p> <p>Proceeding pursuant to Section 309(g) of the Clean Water Act, 33 U.S.C. §1319(g)</p>
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MOTION FOR STAY OF PROCEEDINGS PENDING EXECUTION OF CONSENT
AGREEMENT AND FINAL ORDER

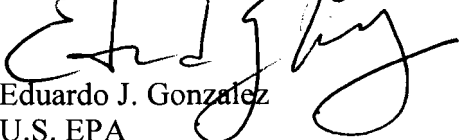
Region 2 of the United States Environmental Protection Agency (“the Region”) requests that the Regional Judicial Officer grant a 10-day stay of the proceedings in the above-captioned matter.

The parties have memorialized their agreement in a Consent Agreement and Final Order, which the Respondent has signed and forwarded to the undersigned. Region 2 is in the process of obtaining the necessary internal approval signatures, including signature of the Order by the Regional Administrator.

The undersigned has consulted the instant petition with counsel for Respondent, and counsel for Respondent has expressed agreement with the same.

For the reasons set forth above, EPA requests that the Regional Judicial Officer extend the deadline for the Respondent’s response to June 12, 2009 without prejudice to Respondent’s right to request re-activation of the proceedings if that should prove necessary.

Respectfully submitted, this May 28, 2009,
Counsel for U.S. EPA Region 2:


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U.S. EPA

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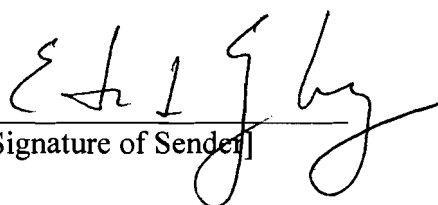
Certificate of Service

I certify that, on the date noted below, I caused to be mailed, by certified mail, return receipt requested, a copy of the foregoing MOTION FOR STAY OF PROCEEDINGS PENDING EXECUTION OF CONSENT AGREEMENT AND FINAL ORDER to the following persons at the addresses listed below:

Jesse Hiney, Attorney at Law
Paul, Hastings, Janofsky & Walker LLP
75 East 55th Street, New York, NY 10022
direct: 212 318 6578
main: 212 318 6000
direct fax: 212 230 5122

I [hand carried / mailed] the original and a copy of the foregoing Motion to the office of the Regional Hearing Clerk, United States Environmental Protection Agency, Region 2.

Date: 5/28/2009


[Signature of Sender]