

January 12, 2011

Willie P. Burrell, and
The Willie P. Burrell Declaration of Trust
300 North Indiana Ave
Kankakee, IL 60901

RECEIVED
JAN 14 2011

REGIONAL HEARING CLERK
USEPA
REGION 5

US EPA Region 5
Office of the Regional Hearing Clerk
Attention: La Dawn Whitehead
77 W. Jackson Blvd.
Mailcode: E-19J
Chicago, IL 60604-3590

Re: TSCA-05-2006-0012

Hearing Clerk:

Enclosed please find an Original and two (2) copies of Respondent's Motion for an Extension of Time in the above-referenced matter. Please provide me with a file-stamped copy of which I may retain for my file. I enclose a self addressed stamped envelope for your convenience.

Respectfully,



Willie P. Burrell

Cc: Marcy Toney
Regional Judicial Officer
U.S. Environmental Protection Agency,
Region 5
77 West Jackson Boulevard
Chicago, Il 60604

Maria Gonzalez (C14-J)
Associate Regional Counsel
Regional Judicial Officer
U.S. Environmental Protection Agency,
Region 5
77 West Jackson Boulevard
Chicago, Il 60604-3590

Dudley B. Burrell, and

The Dudley B. Burrell Declaration of Trust
649 North Rosewood
Kankakee, IL 60901

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

In the Matter of:) Docket No. TSCA-05-2006-0012
)
Willie P. Burrell) Proceeding to Assess a Civil
The Willie P. Burrell Trust,) Penalty under section 16(a) of
Dudley B. Burrell, and the) the Toxic Substances Control
Dudley B. Burrell Trust) Act, 15 U.S.C. § 2615(a)
Kankakee, Illinois,)
Illinois,)
Respondents.)

RECEIVED
JAN 14 2011

REGIONAL HEARING CLERK

MOTION FOR AN EXTENSION OF TIME TO FILE RESPONSIVE PLEADINGS
TO COMPLAINANT'S MOTION AND MEMORANDUM IN SUPPORT OF ITS
MOTION FOR DEFAULT ORDER

Respondents Willie P. Burrell and The Willie P. Burrell Trust (hereinafter, collectively Respondent"), pro se, pursuant to 40 C.F.R. § 22.7(b), hereby tenders its Motion for a Sixty Day (60) Extension of Time, and in support states:

1. Respondent received Complainant's Memorandum In Support of and Motion for Default Order on January 3, 2011.

2. Pursuant to 40 C.F.R. 22.16(b), Respondent has 15 days after service of Complainant's Motion for a Default Order, or January 18, 2011, in which to file Respondent's response.

3. Respondent, on January 3, 2011, received its first actual notice of the matters pending before this administrative body.

4. Prior to January 11, 2011, Respondent had, at all

relevant times, retained legal counsel to represent Respondents in the above-captioned matter.

5. Since receiving actual notice of the matters before this administrative agency, on January 3, 2011, Respondent fired its legal counsel for this and all other matters regarding the Respondent, for failure to provide legal services and failure to communicate. (See Disengagement letter, attached hereto as Exhibit A)

6. Respondent notes that the Complaint in this matter was filed on June 22, 2006. Complainant filed its Motion for Default Order on December 17, 2010, over four years and five months later. A sixty-day (60) extension to respond to Complainant's Motion and Memorandum in support is not unreasonable considering Complainant's delay in applying for a default judgment.

7. This Motion is not made for a vexatious purpose, nor is it intended to promote unnecessary delay.

8. This Motion is made for the purposes of allowing:

(a) Respondent an opportunity to retain new and competent legal counsel to represent Respondent;

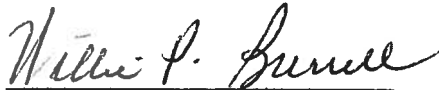
(b) Respondent a possible opportunity to respond to the Complainant on the merits and assert any applicable defenses, or any other relief that is just and proper in the premises.

9. Respondent requests that the Presiding Officer issue

an Order granting Respondent a sixty (60) day extension of time, that is until March 14, 2011, in which to respond to Complainant's Motion for Default Order.

Wherefore, Respondent hereby requests an Order granting Respondent a sixty (60) day extension of time, or until March 14, 2011 in which to respond to Complainant's Motion for Default Order.

Respectfully Submitted,



Willie P. Burrell
Willie P. Burrell
300 N. Indiana Avenue
Kankakee, Il 60901
815-933-6087 (Office)
815-933-5114 (Fax)

RECEIVED
JAN 14 2011
REGIONAL HEARING CLERK
USEPA
REGION 5

CERTIFICATE OF SERVICE

Respondents Willie. P. Burrell and The Willie P. Burrell Trust hereby certify that its Motion for a sixty (60) day Extension of Time to Respond to Motion for Default Order in the above-captioned matter was served upon the Complainant and other Respondents, by U.S. Mail, postage pre-paid, this 12 day of January 2011 at:

United States Environmental Protection Agency
Region 5
Joana Bezerra (DT-8J)
77 West Jackson Boulevard
Chicago, Illinois 60604

Dudley B. Burrell and
The Dudley B. Burrell Trust
649 North Rosewood
Kankakee, Illinois 60901

RECEIVED

JAN 14 2011

**REGIONAL HEARING CLERK
USEPA
REGION 5**

EXHIBIT A



Burrell Property Management, LLC

300 N. Indiana Avenue

Kankakee, Illinois 60901

PH. (815) 933-6087

FAX (815) 933-5114

Certified Mail #7005 3110 0002 7480 5883

January 11, 2011

Attorney Edward Lee
507 South Harrison
Kankakee IL 60901

Re: Client termination of all legal matters of the following: B & D Management, Burrell Property Management, The Willie P. Burrell Declaration of Trust & Willie P. Burrell

Dear Attorney Lee:

In connection with a periodic review of our records, it has become apparent that you have performed minimal or no services for B & D Management, Burrell Property Management, The Willie P. Burrell Declaration of Trust and Willie P. Burrell (collectively, "we", "us", or "our"), for a substantial period of time. In fact, we have not been able to communicate with you, via telephone, since September of 2010.

Accordingly, pursuant to our policy, this is to confirm that our engagement with you has terminated. We no longer have an attorney-client relationship with you or your firm, and we request that you not render further legal services to us on any matter.

Please forward all of our case files and materials to our office within ten (10) days so that we may retain new legal counsel. In connection with termination of our services for us, please forward all of your statements for fees and disbursements which are due.

Furthermore, please make us aware of any important dates in connection with the matters on which you have provided legal assistance. Please list known statutes of limitations, filing dates or other deadlines imposed by statute or rule. In addition, please outline any action items that maybe required to be taken to protect our legal rights.

We regret the circumstances that have necessitated this action, but we wish you every success in your future endeavors.

Respectfully,

Willie P. Burrell

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

In the Matter of:) Docket No. TSCA-05-2006-0012
)
Willie P. Burrell) Proceeding to Assess a Civil
The Willie P. Burrell Trust,) Penalty under section 16(a) of
Dudley B. Burrell, and the) the Toxic Substances Control
Dudley B. Burrell Trust) Act, 15 U.S.C. § 2615(a)
Kankakee, Illinois,)
Illinois,)
Respondents.)

RECEIVED
JAN 14 2011
REGIONAL HEARING CLERK
USEPA
REGION 5

ORDER ON RESPONDENT WILLIE P. BURRELL AND THE WILLIE P.
BURRELL TRUST'S MOTION FOR AN EXTENSION OF TIME TO FILE
RESPONSE TO COMPLAINANT'S MOTION AND MEMORANDUM IN SUPPORT
OF ITS MOTION FOR DEFAULT ORDER

Respondents Willie P. Burrell and The Willie P. Burrell Trust (hereinafter, Respondent"), pro se, pursuant to 40 C.F.R. § 22.7(b), tendered its Motion for a Sixty Day (60) Extension of Time:

The Presiding Officer, having duly been apprised of the Motion and all relevant matters therein, hereby ORDER that Respondent be GRANTED an EXTENSION OF TIME for sixty (60) days or up until March 14, 2010, to respond to Complainant's Motion for Default.

It is hereby Ordered, Adjudged and Decreed, this _____ day of January, 2011.

Presiding Officer,
U.S. EPA - Region 5

NOTICE TO:

Willie P. Burrell,
The Willie P. Burrell Trust
300 N. Indiana Avenue
Kankakee, Il 60901

Dudley B. Burrell and
The Dudley B. Burrell Trust
649 North Rosewood
Kankakee, Illinois 60901

United States Environmental Protection Agency
Region 5
Joana Bezerra (DT-8J)
77 West Jackson Boulevard
Chicago, Illinois 60604

January 12, 2011

Willie P. Burrell and
The Willie P. Burrell Trust
300 North Indiana Avenue
Kankakee, Il 60901

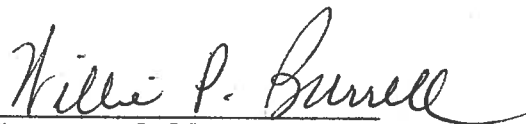
815-933-6087

Maria E. Gonzalez
Associate Regional Counsel
United States Environmental Protection Agency
77 West Jackson Blvd.
Chicago, Il 60604

Re: Willie P. Burrell, The Willie P. Burrell
Trust, Dudley B. Burrell and The Dudley
B. Trust, TSCA-05-2006-0012

REQUEST FOR SETTLEMENT CONFERENCE

Respondents Willie P. Burrell and The Willie P. Burrell
Trust pursuant to the E.P.A.'s Complaint, page 17, filed on
June 22, 2006, hereby REQUESTS a settlement conference with
the Complainant.


Respectfully,

Willie P. Burrell