

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

2008 JUL 29 PM 3:09

REGION 8

EPA REGION VIII  
HEARING CLERK

IN THE MATTER OF )  
 )  
 Town of LaBarge, Wyoming, )  
 )  
 Respondent )  
 ) Docket No. SDWA-08-2008-0070  
 )  
 Proceeding under section 1414(g) )  
 of the Safe Drinking Water Act, )  
 42 U.S.C. §300g-3(g) )

UNOPOSED MOTION FOR EXTENSION OF TIME TO FILE ANSWER TO COMPLAINT

RESPONDENT TOWN OF LABARGE, by and through its attorney, William L. Combs, hereby moves this Agency for an Order permitting Respondent an extension of time to file its Answer to the June 24, 2008, Complaint filed by the Office of Enforcement in the captioned matter, based on the following:

1. The subject Complaint was served upon Mr. Dennis Hacklin, Mayor of the Town of LaBarge, Wyoming, on or about June 27, 2008; Mayor Hacklin subsequently forwarded the body of the Complaint by telefax of July 11, 2008, to below-signed counsel.

2. Based upon Mayor Hacklin's date of service upon him, Respondent would be required to file an Answer to the Complaint on or before July 28, 2008.

3. Below-signed counsel has entered negotiations with the Office of Enforcement in order to attempt resolution of this matter without further administrative proceedings.

4. Respondent requires additional time to file its Answer

to the Complaint in order to conclude said negotiations, to gather information necessary to file its Answer should negotiations fail, and to receive effective assistance of counsel.

5. Ms. Margaret J. Livingston, Enforcement Attorney for the Office of Enforcement, has been contacted regarding this proposed extension of time, and has expressed no objection to permitting Respondent an additional week, until August 4, 2008, to file its Answer.

6. The interests of judicial economy and fairness of proceedings argue for Respondent to be granted an extension of time to file its Answer to the Complaint filed in this matter.

BASED ON THE FOREGOING, Respondent respectfully requests this Agency for an Order extending the time for Respondent to Answer the Complaint in this matter to at least August 4, 2008.

DATED this 27 day of July 2008.



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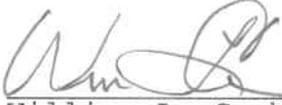
William L. Combs  
Combs Law Office, LLC  
318 Seventh Street  
P.O. Box 785  
Evanston, WY 82931-0785  
(307)-789-7003  
ATTORNEY FOR RESPONDENT

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on this 24 day of July 2008, I served a true and correct copy of the foregoing UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE ANSWER TO COMPLAINT by depositing same in the U.S. Mail, first-class postage prepaid, addressed to the following:

Tina Artemis  
Region 8 Hearing Clerk (8RC)  
U.S. Environmental Protection Agency  
1595 Wynkoop Street  
Denver, CO 80202

Margaret J. Livingston  
Enforcement Attorney  
Office of Enforcement  
U.S. E.P.A. Region 8  
1595 Wynkoop Street  
Denver, CO 80202

  
William L. Combs

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ORDER GRANTING EXTENSION OF TIME TO FILE ANSWER

THIS MATTER, having come before the Agency on Respondent's Unopposed Motion for Extension of Time to File Answer to Complaint; the Agency having reviewed same, noting no objection from the Office of Enforcement to the granting of said Motion; being thereby and otherwise duly informed in the premises, and finding just cause therefor, does

ORDER that Respondent's Motion be, and hereby is, GRANTED.

FURTHER ORDER that Respondent SHALL FILE ITS ANSWER to the Complaint in this matter on or before August 4, 2008.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 2008.

\_\_\_\_\_  
Regional Hearing Clerk