

David B. Van Slyke  
dvanslyke@preti.com

August 8, 2011

**By FedEx and Electronic Mail**

Wanda A. Santiago  
Regional Hearing Clerk  
U.S. EPA, Region 1  
4 Post Office Square – Suite 100  
Mail Code: ORA18-1  
Boston, MA 02109-3912

Re: In the Matter of: Colin Wentworth  
Docket No. TSCA-01-2011-0037

Dear Ms. Santiago:

Enclosed for filing for the above-referenced matter is Respondent's Motion for Extension of Time and Certificate of Service.

Very truly yours,



David B. Van Slyke

DVS/jac  
Enclosure

cc: William D. Chin, Esq. - EPA  
Sigmund D. Schutz, Esq.  
Colin Wentworth  
Wayne R. Crandall, Esq.

2549426.1

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I**

In the Matter :	)	
	)	
Colin Wentworth	)	DOCKET NO.
6 Lake Avenue	)	TSCA-01-2011-0037
Rockland, Maine 04841	)	
	)	
Respondent.	)	<b>MOTION FOR EXTENSION OF</b>
	)	<b>TIME</b>
Proceedings under Section 16(a) of the	)	
Toxic Substances Control Act,	)	
42 U.S.C. § 2615(A).	)	
	)	

Respondent Colin Wentworth, by and through undersigned counsel, moves for a thirty (30) day extension of time to file an Answer to the Complaint filed in the above-referenced matter pursuant to Rule 22.7 of the Consolidated Rules of Practice Governing the Administrative Assessment and Civil Penalties and the Revocation/Termination or Suspension of Permits (“CROP”).

By way of support for this motion, Respondent states as follows:

1. The Complaint was delivered to Respondent Wentworth on May 12, 2011. The Answer was initially due on June 11, 2011.
  
2. Due to the fact that Respondent Wentworth retained new counsel only days before the Answer was initially due, that such new counsel (the undersigned) had obtained substantial amounts of information necessary to formulate an Answer, and that Mr. Wentworth desired to explore resolution for this matter without a hearing or further process, an initial motion for extension of time was filed on behalf of Respondent Wentworth on May 31, 2011.

3. On June 6, 2011, Acting Regional Judicial Officer Jill T. Metcalf entered an Order Granting Extension of Time to File Answer in this matter, which Order extended the time to file such Answer to the close of business on July 11, 2011.

4. Following a request for a meeting with EPA by Respondent Wentworth, on June 13, 2011, Respondent Wentworth met with EPA to pursue informal settlement discussions.

5. As a result of that meeting, further information was agreed to be exchanged between the parties, including information on the Respondent's ability to pay.

6. Due to the vacation schedules of the undersigned, the Respondent's accountant and Respondent, Respondent requested a second extension of time. That request was consented to by counsel for U.S. EPA in this matter, Mr. William Chin, and Acting Regional Counsel Judicial Officer Metcalf granted the motion extending the time to respond to and including August 10, 2011.

7. Respondent's ability-to-pay information was more fully assembled in July and subsequent internal review has taken longer than anticipated. That information, however, has been forwarded to EPA on August 8, 2011.

8. In order to have sufficient time for EPA to review this information and for the parties to continue discussions towards settlement with an ability to pay component, Respondent Wentworth moves for an additional thirty day extension of time, to September 9, 2011 to file his Answer.

9. Counsel for Respondent has attempted to contact U. S. EPA Attorney Chin to obtain his consent for this requested extension of time but Attorney Chin is currently out of the office.

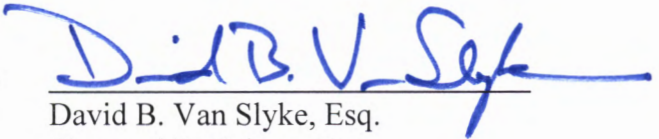
WHEREFORE, Colin Wentworth respectfully requests that this tribunal extend the time allowed for answer to the Complaint by thirty (30) days. The new deadline for the filing of an Answer would be September 9, 2011.

DATED: August 8, 2011.

Respectfully Submitted,  
COLIN WENTWORTH

By his Attorneys,  
PRETI, FLAHERTY, BELIVEAU &  
PACHIOS, LLP

By:

A handwritten signature in blue ink, appearing to read "D. B. Van Slyke", written over a horizontal line.

David B. Van Slyke, Esq.  
Sigmund D. Schutz, Esq.

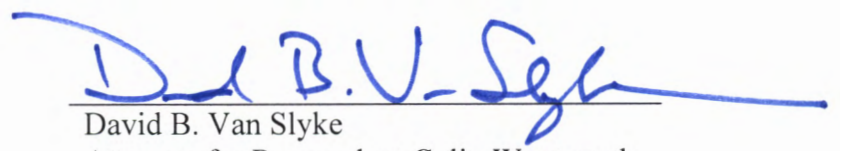
One City Center  
P. O. Box 9546  
Portland, ME 04112-9546  
Telephone: (207) 791-3000  
Facsimile: (207) 791-3111

**CERTIFICATE OF SERVICE**

I, David B. Van Slyke, Attorney for Respondent Colin Wentworth, certify that I have, this date, mailed a copy of the Motion for Extension of Time to the counsel listed below, by United States Mail, first-class, postage prepaid (as well as by electronic mail), addressed as follows:

William D. Chin  
Enforcement Counsel  
U.S. EPA, Region 1  
5 Post Office Square – Suite 100  
Mail Code: OES-04-4  
Boston, MA 02109-3912

Dated: August 8, 2011



David B. Van Slyke  
Attorney for Respondent Colin Wentworth

PRETI, FLAHERTY, BELIVEAU,  
& PACHIOS, LLP  
One City Center  
P.O. Box 9546  
Portland, ME 04112-9546  
Tel: 207-791-3000  
Fax: 207-791-3111