

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF )  
 )  
Hanson's Window and Construction, Inc. )  
Madison Heights, Michigan 48071 )  
Respondent, )  
\_\_\_\_\_ )

Docket No. TSCA-05-2010-0013

Docket No. TSCA-05-2011-0006

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MOTION FOR EXTENSION OF TIME

Comes now Respondent Hanson's Window and Construction, Inc., by and through its counsel, pursuant to Rule 22.7(b) of the Consolidated Rules of Practice (40 C.F.R. 22.7(b)) and respectfully requests a 30-day extension of time to file its Prehearing Exchange and as good cause therefor states as follows:

Respondent and Complainant, the United States Environmental Protection Agency, have agreed to the terms of a consent decree to resolve both Docket No. TSCA-05-2010-0013 and Docket No. TSCA-05-2011-0006. Respondent and Complainant have codified this agreement into a written consent decree to be filed with the Presiding Officer upon completion. Respondent has signed the consent decree (signed on July 25, 2011), but is awaiting the signatures of the various parties representing Complainant.


The granting of this Motion will allow Respondent to avoid the unnecessary cost and burden of compiling its Prehearing Exchange and allow Complainant to avoid the unnecessary cost and burden of compiling its Rebuttal Prehearing Exchange—thus

resulting in a significant savings for both parties and allowing both parties to direct their complete attention to filing the consent decree.

While Respondent cannot speak for Complainant, Respondent has been led to believe that the fully signed consent decree should be filed shortly—perhaps even before the expiration of Respondent’s Prehearing Exchange deadline of August 5, 2011—but because Complainant cannot assure that fact, Respondent has to file this Motion.

Prior to filing this Motion, the undersigned contacted Complainant as to the extension requested herein and Complainant indicated that it does not oppose the Motion.

Respectfully submitted for  
Hanson’s Window and Construction, Inc.

By:   
Johanson Berenson LLP  
D.S. Berenson, Esq.  
Kevin M. Tierney, Esq.  
1146 Walker Road, Suite C  
Great Falls, Virginia 22066  
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**CERTIFICATE OF SERVICE**

I hereby certify that on August 4, 2011, the original and a true copy of the foregoing Respondent's Motion for Extension of Time was filed with:


Regional Hearing Clerk (E-19J)  
United States Environmental Protection Agency – Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604

a true copy of the foregoing was hand delivered via courier to:

Chief Judge Susan L. Biro  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
Ariel Rios Building, Mail Code 1900L  
1200 Pennsylvania Avenue, N.W.  
Washington D.C. 20460-2001

a true copy of the foregoing was hand delivered via courier to:

Mary McAuliffe  
Associate Regional Counsel  
United States Environmental Protection Agency - Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3590

  
Kevin M. Tierney, Esq.

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