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Our File: 356610.00004

April 26, 2011

Sent via telefax (212-637-3115) and Federal Express Overnight Mail

Ms. Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, New York 10007

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG.II
2011 APR 28 A 8:11
REGIONAL HEARING
CLERK

Re: *In the Matter of Lawes Coal Company, Inc.*
Docket No. CWA 02-2009-3802

Dear Ms. Maples:

On behalf of Lawes Coal Company, Inc. ("Lawes"), I have enclosed herewith the following documents for filing in the above-referenced matter:

- (1) an original and one (1) copy of a letter to the Regional Judicial Officer requesting an extension of time for Lawes to file an Answer to the USEPA's Complaint; and
- (2) a Certification of Service.

I have also enclosed an additional copy of this packet and ask that you please mark it "Received" and return it to me in the enclosed self-addressed reply envelope.

Thank you very much for your courtesies. If you have any questions, please do not hesitate to contact me.

Very truly yours,
Saul Ewing LLP

Cristina Stummer
Encls.



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April 26, 2011

Sent via Federal Express Overnight Mail

The Honorable Helen Ferrara, RJO
United States Environmental Protection Agency
290 Broadway, 17th Floor
New York, NY 10007-1866

Re: *In the Matter of Lawes Coal Company*
Docket No.: CWA-02-2009-3802

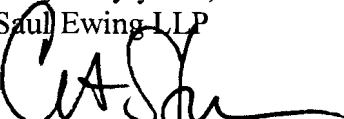
Dear The Honorable Helen Ferrara, RJO:

On behalf of the Respondent Lawes Coal Company, Inc., kindly accept this letter as Respondent's motion to request an extension of time until September 9, 2011 for the Respondent to file its Answer to the USEPA's Complaint in the above-referenced matter. Mr. Timothy Murphy, Esq., the Regional Counsel representing the USEPA in the matter, has so graciously consented to the extension. The purpose of the extension is to allow the parties to continue to engage in settlement communications.

Without waiving any defenses and without admitting to any of Petitioner's allegations in its Complaint, Respondent has been addressing matters so as to limit the number of items that may otherwise have to be included in a compliance plan that may have to be incorporated into any Consent Decree reached with Petitioner. Counsel for the Petitioner and Respondent have been in frequent communication with each other regarding the progress.

Thank you very much for your consideration of this matter.

Very truly yours,
Saul Ewing LLP



Cristina Stummer

c Timothy Murphy, Esq. (via email and U.S. Priority Mail)

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Marc A. Citron - Princeton Managing Partner

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Attorneys for Respondent Lawes Coal Company, Inc.

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG.11
2011 APR 28 A 8:12
REGIONAL HEARING
CLERK

IN THE MATTER OF:

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, REGION 2,

v.

LAWES COAL CO. INC.,

Respondent.

Proceeding to Assess Class I Civil Penalty
Under Section 311(b)(6) of the Clean Water
Act.

Docket No.: CWA-02-2009-3802

CERTIFICATION OF SERVICE

I, Cristina Stummer, being of full age, hereby certify:

1. I am an attorney with the law firm of Saul Ewing LLP, a Delaware LLP, attorneys for Respondent Lawes Coal Company, Inc.

2. On April 26, 2011, I caused to be served via Federal Express Overnight Mail one (1) original and one (1) copy of Respondent's Request for Extension of Time to File an Answer pursuant to 40 C.F.R. 22.5 on:

Ms. Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, New York 10007

3. On April 26, 2011, I caused to be served via Federal Express Overnight Mail one (1) copy of Respondent's Request for Extension of Time to File an Answer pursuant to 40 C.F.R. 22.5 on:

The Honorable Helen Ferrara, RJO
United States Environmental Protection Agency
290 Broadway, 17th Floor
New York, NY 10007-1866

Timothy Murphy, Esq.
Assistant Regional Counsel
United States Environmental Protection Agency
290 Broadway, 16th Floor
New York, New York 10007-1866

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the statements made by me are willfully false, I am subject to punishment.


Cristina Stummer

Dated: April 26, 2011