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1001 G Street, N.W. Suite 500 West Washington, D.C. 20001 tel. 202.434.4100 fax 202.434.4646 PROTECTION AGENCY-REG.II

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REGIONAL HEARING write ERM Access Eric P. Gotting (202) 434-4269 gotting@kblaw.com

May 30, 2012

Karen Maples Regional Hearing Clerk U.S. Environmental Protection Agency, Region 2 290 Broadway, 16th Floor New York, NY 10007-1866

Re: Landers-Segal Color Co.

Dear Ms. Maples:

Please find enclosed the original and a copy of the Respondent's Unopposed Motion for Extension of Time to File Answer filed on behalf of Respondent, Landers-Segal Color Co., Inc.

Sincerely,

Eric P. Gotting

Enclosure

cc: Carl R. Howard Helen Ferrara

4813-8968-8335, v. 1

Washington, D.C.

San Francisco

Shanghai

Brussels

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of:)
)
LANDERS-SEGAL COLOR CO., INC.)
d/b/a Lansco)
) Docket No. TSCA-02-2012-9245
Respondent.)
)
Proceeding under Section 16(a) of the)
Toxic Suhstances Control Act)

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RESPONDENT'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE ANSWER

Respondent, Landers-Segal Color Co., Inc. ("LANSCO"), by and through its undersigned counsel, pursuant to Rule 22.7(b) of the Consolidated Rules of Practice (40 C.F.R. § 22.7(b)), respectfully requests a second 45-day extension of time to file its Answer to the Complaint, and as good cause therefore states as follows:

- 1. The Complaint in this matter was received by LANSCO on March 22, 2012, thus making the Answer due on or before April 23, 2012;
- 2. On April 11, 2012, LANSCO filed an unopposed motion for an extension of time to file the Answer so that the parties could engage in informal settlement discussions in an effort to resolve this case without incurring the time and expense of litigating this dispute;
- 3. On April 18, 2012, the Regional Judicial Officer granted the unopposed motion, setting the due date for the Answer on or before June 5, 2012;
- 4. The parties are currently engaged in settlement negotiations and believe that the additional requested time will facilitate a resolution to this case;

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- 5. On May 29, 2012, prior to filing this Motion, counsel for LANSCO and the Complainant discussed the proposed extension. Complainant indicated that it does not oppose this request for an extension of time; and
- With the requested extension, LANSCO's Answer would be due on or before July 20, 2012.

Accordingly, no prejudice to either party will result from granting this Motion. This Motion is timely filed, as it is sufficiently in advance of the Answer due date.

May 30, 2012

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Douglas J. Behr Eric P. Gotting Keller and Heckman LLP 1001 G St., NW, Suite 500 West Washington, DC 20001 Phone: (202) 434-4100 Fax: (202) 434-4646 <u>behr@khlaw.com</u> gotting@khlaw.com

Counsel for Respondent LANSCO

CERTIFICATE OF SERVICE

I certify that the foregoing Respondent's Unopposed Motion for Extension of Time to File Answer, dated May 30, 2012, was sent this day via Federal Express, overnight delivery, to the addresses listed below:

Original and one copy to:	Karen Maples Regional Hearing Clerk U.S. Environmental Protection Agency, Region 2 290 Broadway, 16th Floor New York, NY 10007-1866
Copy to:	Carl R. Howard Assistant Regional Counsel Office of Regional Counsel Waste and Toxic Substances Branch U.S. Environmental Protection Agency, Region 2 290 Broadway, 16th Floor New York, NY 10007-1366
Copy to:	Helen Ferrara Regional Judicial Clerk U.S. Environmental Protection Agency, Region 2 290 Broadway, 16th Floor New York, NY 10007

May 30, 2012

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Eric P. Gotting Keller and Heckman LLP 1001 G St., NW, Suite 500 West Washington, DC 20001 Phone: (202) 434-4100 Fax: (202) 434-4646 gotting@khlaw.com

4844-0362-2671, v. 1