

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REGION 2
2008 DEC 18 PM 3: 57
REGIONAL HEARING
CLERK

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In the Matter of :
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 :
U.S. Department of Agriculture :
Agricultural Research Service :
Tropical Agricultural Research Station :
Mayaguez and Isabela, Puerto Rico :
 :
 :
Respondent. :
 : Docket Number RCRA-02-2008-7505
Proceeding under Section 9006 of the :
Solid Waste Disposal Act, as amended :
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Motion for Extension of Time

The parties had their second alternative dispute resolution conference (ADR) with Judge Nissen last December 17. The parties informed Judge Nissen that the parties had reached a tentative agreement for a sum certain and the removal of Respondent's underground storage tanks at its facility located in Isabela, Puerto Rico.

As suggested by Judge Nissen, the undersigned respectfully request an extension of time of forty five days from December 24, 2008 to provide the parties with the time needed to prepare

the settlement documents.

Dated: 12/18/08
New York, New York

Respectfully submitted,



Rudolph S. Perez
Assistant Regional Counsel
Environmental Protection Agency, Region 2
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**In the Matter of U.S. Department of Agriculture, Agricultural Research Service, Tropical
Agricultural Research Station, Mayaguez and Isabela, Puerto Rico
Docket No. RCRA-02-2008-7505**

CERTIFICATE OF SERVICE

I certify that the foregoing Motion for Extension of Time was sent this day in the following manner to the addressees listed below:

Original and Copy by Hand:

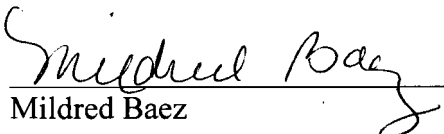
Office of the Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th floor
New York, NY 10007-1866

Copy by Fax and Pouch Mail:

Honorable Spencer T. Nissen
Administrative Law Judge
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Mail Code 1900L
Washington, D.C. 20460-2001

Copy by Fax and
First Class Mail

Kirk Minckler, Esq.
Office of General Counsel
U.S. department of Agriculture
Mountain Region
740 Simms Street, Room 309
Golden, CO 80401-4720


Mildred Baez

Dated: DEC 18 2008
New York, New York