

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1

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In the Matter of:)
)
PropSys Management Company)
55 Lisbon Street)
Suite 2100)
Lewiston, Maine 04240)
)
Respondent.)
)
Proceeding under Section 16(a) of the)
Toxic Substances Control Act)
42 U.S.C. § 2615(a))
)
)
)

Docket No.
TSCA-01-2009-0101

**UNOPPOSED MOTION
TO EXTEND TIME
PERIOD IN WHICH TO
FILE ANSWER**

**UNOPPOSED MOTION FOR FURTHER EXTENSION OF TIME FOR FILING
ANSWER**

NOW COMES the Respondent, PropSys Inc., by and through undersigned counsel, and respectfully moves to further extend the time period in which to file its Answer in the above-captioned matter, for an additional 30-days, and in support says as follows:

1. On or about September 28, 2009, the Respondent was served with a Complaint alleging violations of the Residential Lead-Based Paint Hazard Reduction Act of 1992, 42 U.S.C. § 4851, federal regulations promulgated thereunder, and Section 409 of the Toxic Substances Control Act, 15 U.S.C. § 2689, and seeking civil penalties. The Complaint and related correspondence invited the Respondent to confer informally with the Complainant in order to explore the possibility of settlement.
2. Accordingly, Respondent initiated a request to engage in informal settlement discussions. The parties met on November 12, 2009 and conducted a

settlement conference at which productive discussions were held, exploring potential ways in which this matter can be resolved by agreement and without the need for a hearing. The Respondent is now in the process of preparing and submitting a proposed settlement to enforcement counsel. Consequently, the parties have agreed that additional time is needed to fully explore and execute a potential resolution of the matter by settlement, that discussions between the parties thus far have been productive, and that such additional time will be productive as well.

3. 40 CFR §22.7(b) authorizes such extensions of time for good cause shown under circumstances such as these.

4. Consequently, the Respondent respectfully requests that the time period in which to file its Answer to the Complaint be further extended for an additional thirty days from the current deadline of November 30, 2009, until December 30, 2009. The Complainant, through Enforcement Counsel William D. Chin, has been consulted and has indicated that the Complainant **does not oppose** the Respondent's request.

WHEREFORE, the Respondent respectfully requests that the time period for filing its Answer in the above-captioned matter be extended until **December 30, 2009**.

RESPECTFULLY SUBMITTED:
PropSys Inc.,
Respondent.

By: 
Malinda R. Lawrence
Verrill Dana, LLP
One Portland Square
Portland, Maine 04112-0586
(207) 774-4000
mlawrence@verrilldana.com

Counsel for Respondent

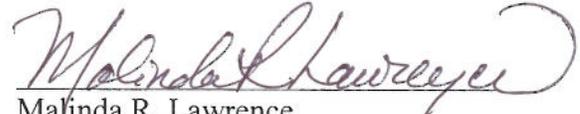
November 19, 2009
Date

CERTIFICATION OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was served on the following counsel of record for the Complainant, Legal Enforcement Manager of the Office of Environmental Stewardship, U.S. Environmental Protection Agency, Region 1 by U.S. Mail, first class postage pre-paid:

William D. Chin
Enforcement Counsel
U.S. EPA, Region 1
One Congress Street
Suite 1100 (Mail Code: SEL)
Boston, Massachusetts 02114-2023

Date: November 9, 2009


Malinda R. Lawrence
Counsel for Respondent