

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

IN THE MATTER OF:

Leroux Oil Co.
3546 Chateaugay Street
Fort Covington, New York 12937

Respondent

Proceeding Pursuant to §311(b)(6) of the
Clean Water Act, 33 U.S.C. §1321(b)(6), for
SPCC Violations

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

Docket No. CWA-02-2009-3810

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG-2
2010 MAY -4 AM 11:25
REGIONAL HEARING
CLERK

**MOTION FOR STAY OF PROCEEDINGS PENDING EXECUTION OF CONSENT
AGREEMENT AND FINAL ORDER**

Region 2 of the United States Environmental Protection Agency ("the Region") requests that the Regional Judicial Officer grant a 15-day stay of the proceedings in the above-captioned matter.

Pursuant to its effective Order, the Regional Judicial Officer postponed the Status Teleconference between the parties until May 5, 2010.

Respondent's counsel has forwarded to the undersigned Consent Agreement and Final Order (CA/FO) with Respondent Mr. Leroux's signature in original.

Complainant's counsel hereby notifies that Region 2 needs additional time to place the approval of the CA/FO in concurrence and obtain the relevant agency management signatures.

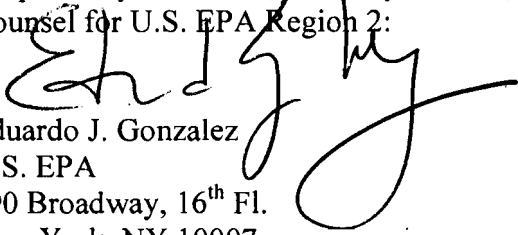
Complainant's counsel consulted the aforementioned with Respondent's counsel, who agreed to the petition of additional time via the foregoing Motion.

The parties believe that this matter presents no issues which preclude the final execution of the document by the parties.

EPA requests that the Regional Judicial Officer extend the deadline for the filing of the executed CA/FO to May 20, 2010 without prejudice to Respondent's right to request re-

activation of the proceedings if that should prove necessary.

Respectfully submitted, this May 3, 2010,
Counsel for U.S. EPA Region 2:

A handwritten signature in black ink, appearing to read 'Eduardo J. Gonzalez', written over the typed name and address.

Eduardo J. Gonzalez
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New York, NY 10007
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UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2

**In The Matter of
Leroux Oil Co.
3546 Chateaugay Street
Fort Covington, New York 12937**

DOCKET NO. CWA-02-2009-3810

Respondent.

Proceeding pursuant to Section 311(b)(6) of
the Clean Water Act, 33 U.S.C. §1321(b)(6)

CERTIFICATE OF SERVICE

I certify that, on the date noted below, I served the foregoing MOTION FOR STAY OF PROCEEDINGS, bearing the above-referenced docket number, in the following manner.

Copy to Respondent's Counsel

Via Electronic Mail and

Regular Mail:

Kevin M. Young, Esq.
Executive Woods,
Five Palisades Drive
Albany, NY 12205

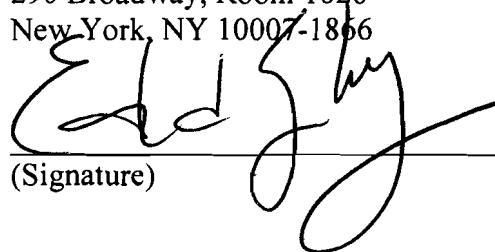
Original and One Copy
By Internal Mail:

Regional Hearing Clerk
U.S. Environmental Protection Agency
290 Broadway, 16th floor
New York, New York 10007-1866

Copy By Internal Mail:

Helen S. Ferrara
Regional Judicial Officer
U.S. Environmental Protection Agency
290 Broadway, Room 1626
New York, NY 10007-1866

Date: May 3, 2010


(Signature)