

September 13, 2010

**Michael J. Schmidt**  
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E-mail: mschmidt@kdlegal.com

Regional Hearing Clerk (R-19J)  
U.S. Environmental Protection Agency – Region 5  
77 West Jackson Boulevard  
Chicago, IL 60604-3590

RE: *Lake's Farm Service LLC – Proceeding to Assess a Civil Penalty Under 42 U.S.C. § 7413(d)*

Dear Clerk:

Enclosed please find an original and copy of the Unopposed Motion for Extension of Time and proposed Order submitted on behalf of Lake's Farm Service LLC.

Please enter of record and return filed-stamped copies to my office in the envelope herewith provided for your convenience.

Thank you for your cooperation and attention to this matter. Should you have any questions or concerns, please do not hesitate to contact me.

Very Truly Yours,



Michael J. Schmidt

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U.S. ENVIRONMENTAL  
PROTECTION AGENCY**



6. No prior extensions of time have been requested.

WHEREFORE, Respondent, Lake's Farm Service LLC requests an extension of time up to and including October 29, 2010, within which to file an answer or responsive pleading to the Complaint.

Respectfully submitted,



Krieg DeVault LLP

Stephen A. Studer (16301-71)

Michael J. Schmidt (28857-71)

4101 Edison Lakes Parkway, Suite 100

Mishawaka, IN 46545

(574)277-1200

#### CERTIFICATE OF SERVICE

I certify that on the 31<sup>st</sup> day of September, 2010 a copy of this pleading was deposited in the United States mail with sufficient first-class postage affixed and addressed as follows:



Ms. Louise Gross  
Associate Regional Counsel  
U.S. Environmental Protection Agency – Region 5  
77 West Jackson Boulevard  
Chicago, IL 60604-3590

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REGIONAL HEARING CLERK  
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PROTECTION AGENCY

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

IN THE MATTER OF: ) Docket No. CAA-05-2010-0058  
)  
Lake's Farm Service LLC ) Proceeding to Assess a  
) Civil Penalty under  
New Carlisle, Indiana ) Section 113(d) of the  
) Clean Air Act,  
Respondent. ) 42 U.S.C. § 7413(d)

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PROTECTION AGENCY

**ORDER GRANTING UNOPPOSED MOTION FOR EXTENSION OF TIME**

The Court, having considered Respondent Lake's Farm Service, LLC ("Lake") Unopposed Motion for Extension of Time filed herein, and being duly advised in the premises, now finds that said Motion is meritorious and should be granted.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED**, that Respondent Lake is hereby granted an extension of time, to and including October 29, 2010, within which to file its answer or responsive pleadings to the Complaint filed by the Environmental Protection Agency.

**IT IS SO ORDERED.**

Date: \_\_\_\_\_

\_\_\_\_\_  
Administrative Law Judge

Distribution to:  
Michael J. Schmidt  
Krieg DeVault LLP  
4101 Edison Lakes Parkway, Suite 100  
Mishawaka, IN 46545

Ms. Louise Gross  
Associate Regional Counsel  
U.S. Environmental Protection Agency – Region 5  
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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5**

IN THE MATTER OF:	) Docket No. CAA-05-2010-0058
	)
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**IT IS SO ORDERED.**

Date: \_\_\_\_\_

\_\_\_\_\_  
Administrative Law Judge

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