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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

EPA REGION VIII
HEARING CLERK

IN THE MATTER OF) Docket No. SDWA-08-2008-0093
)
Ethete Public Water System) **JOINT STATUS REPORT AND MOTION**
Northern Arapaho Utilities) **FOR SECOND EXTENSION OF TIME TO**
Ethete, Wyoming) **FILE ANSWER**
PWS ID #08569002,)
)
Respondent.)

Northern Arapaho Utilities (NAU) and the Environmental Protection Agency Region 8 (EPA), by and through their undersigned counsel, hereby provide the following joint motion requesting a second extension of time to file an answer. Specifically, NAU and EPA request an additional 30-day extension of time to answer the Complaint or, alternatively, to file a fully-executed Consent Agreement, up to and including December 1, 2008. In support of this Motion, the parties provide the following joint status report:

1. EPA filed a Complaint on August 20, 2008, alleging that NAU failed to comply with an Administrative Order, SDWA-08-2006-0035, issued on May 18, 2006.
2. NAU and EPA have conferred regularly in response to the Complaint to achieve both immediate and long-term compliance with the Safe Drinking Water Act and applicable National Primary Drinking Water Regulations at the Ethete Public Water System and other systems owned and/or operated by the NAU.

3. NAU and EPA believe that settlement of this matter outside of litigation is in the best interest of the parties and the persons served by the Ethete Public Water System.


4. NAU and EPA agree that the requested 30-day extension shall provide the parties with sufficient time to file a fully-executed Consent Agreement with the Presiding Officer in the event the parties are able to reach full and satisfactory resolution of the matter. If the parties are unable to effect a settlement within the extended 30-day period, NAU will file an Answer on or before December 1, 2008.

WHEREFORE, NAU and EPA respectfully request that the Presiding Officer enter an Order granting the Joint Status Report and Motion for Second Extension of Time to File an Answer, extending Respondent NAU's timeframe for filing an Answer up to and including December 1, 2008.

Dated October 23, 2008.

**UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, REGION 8,
Complainant.**

Date: 10/23/08

By: 
Amy Swanson, Enforcement Attorney
U.S. EPA Region 8
1595 Wynkoop Street (8ENF-L)
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NORTHERN ARAPAHO UTILITIES,
Respondent.

Date: 23 October 2008

By: Berthenia S. Crocker
Berthenia S. Crocker,
Attorney for Respondent
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P.O. Box 1229
Lander, Wyoming 82520

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on October 23, 2008, the original and one copy of the **JOINT STATUS REPORT AND MOTION FOR AN EXTENSION OF TIME TO FILE ANSWER** was hand-carried to Tina Artemis, Regional Hearing Clerk, EPA Region 8, 1595 Wynkoop Street, Denver, CO, and that a true copy of the same was sent electronically to the following:

Amy Swanson, Enforcement Attorney
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A handwritten signature in black ink, appearing to read 'Amy Swanson', is written over a horizontal line.