

**Shook,
Hardy &
Bacon** L.L.P.

www.shb.com

TO	PHONE	FAX
JUDGE SUSAN B. SCHUB	404-562-9586	404-562-9598
CC		
PATRICIA BULLOCK, CLERK	404-562-9511	404-562-9598
ROBERT CAPLAN, ESQ.	404-562-9520	404-562-9663
MR. MARK BLOETH	404-562-9013	404-562-8973
FROM	IT #	MATTER #
STEPHEN J. DARMODY	3477	SNAM.152887

Stephen J. Darmody

Miami Center, Suite 2400
201 South Biscayne Boulevard
Miami
Florida 33131-4332
305.358.5171
305.960.6910 DD
305.358.7470 Fax
sdarmody@shb.com

Pages Transmitted

4

DATE

DECEMBER 2, 2008

Original Documents will follow FedEx.

If you experience any problems, please call 305.358.5171 extension 68021.

COMMENTS:

fax

Geneva
Houston
Kansas City
London
Miami
Orange County
San Francisco
Tampa
Washington, D.C.

Confidentiality Notice: The documents accompanying this telecopy transmission contain confidential information belonging to the sender which is legally privileged. The information is intended only for the use of the individual(s) or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this telecopied information is strictly prohibited. If you have received this telecopy in error, please immediately notify us by telephone to arrange for return of the original documents to us.

621971v1

**Shook,
Hardy &
Bacon** L.L.P.

www.shb.com

Stephen J. Darmody

Miami Center, Suite 2400
201 South Biscayne Boulevard
Miami
Florida 33131-4332
305.358.5171
305.358.7470 Fax
sdarmody@shb.com

BY FACSIMILE AND FEDEX

December 2, 2009

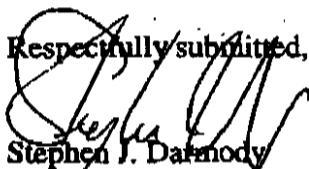
Judge Susan B. Schub
Regional Judicial Officer
U.S. Environmental Protection Agency
Region 4
61 Forsyth Street, SW
Atlanta, GA 30303

Re: Docket No. FIFRA-04-2010-3002,
Alleged Violations of the Federal Insecticide, Fungicide, and Rodenticide Act

Dear Judge Schub:

I represent the Respondent, Agrimor Int'l Co., in this matter. Enclosed please find my client's motion for a second enlargement of time to file a response to the First Amended Civil Complaint in this matter.

Respectfully submitted,



Stephen J. Darmody

SJD/gmr

Enclosure

Copy: Regional Hearing Clerk, U.S. EPA, Region 4 (by facsimile and FEDEX)
Robert Caplan, Esq., U.S. EPA, Region 4 (by facsimile and FEDEX)
Mr. Mark Bloeth, U.S. EPA, Region 4 (by facsimile and FEDEX)

RECEIVED
EPA REGION 4
2009 DEC -2 PM 3:00
HEARINGS CLERK

Geneva
Houston
Kansas City
London
Miami
Orange County
San Francisco
Tampa
Washington, D.C.

2009
11

Respondent, Agrimor Int'l Co. ("Agrimor") hereby moves for a second enlargement of time of fifteen (15) days within which to file a response to the First Amended Civil Complaint in this matter and in support of this motion states as follows:

(1) The First Amended Civil Complaint was served by the U.S. Environmental Protection Agency (USEPA) by U.S. mail on October 22, 2009;

(2) On November 10, 2009, Agrimor filed a motion seeking an enlargement of the time available for Agrimor to file a response in this matter;

(3) On November 12, 2009, Agrimor's motion was granted;

(4) Pursuant to this Court's order, Agrimor's response must now be filed on or before December 7, 2009;

(5) Between November 10, 2009, and today, undersigned counsel has been engaged with Robert Caplan, senior attorney in the USEPA's Region IV, in discussions aimed at reaching an expedited resolution of this matter;

(6) Granting an additional enlargement, up to and through December 23, 2009, should facilitate the completion of those discussions and expedite a resolution of this matter;

Law Offices

SHOOK, HARDY & BACON, LLP

MIAMI CENTER, SUITE 2400, 201 SOUTH BISCAYNE BOULEVARD, MIAMI, FLORIDA 33131-4332 • TELEPHONE (305) 358-5171

- (7) The brief extension sought here will not prejudice the rights of any party; and
- (8) Having discussed the matter with Mr. Caplan, Agrimor does not anticipate an objection to this motion being filed by the USEPA.

Dated: December 2, 2009.

Respectfully submitted,

SHOOK, HARDY & BACON L.L.P.
Counsel for Agrimor Int'l Co.
2400 Miami Center
201 South Biscayne Boulevard
Miami, Florida 33131
Telephone: (305) 358-5171
Facsimile: (305) 358-7470

By: 

Stephen J. Darmody
sdarmody@shb.com
Florida Bar No.: 0469289

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing motion for enlargement of time was served by facsimile and FEDEX this 2d day of December 2009, to: Regional Hearing Clerk, U.S. EPA Region 4, 61 Forsyth Street, SW, Atlanta, Georgia 30303; Robert Caplan, Esq., Senior Attorney, U.S. EPA, Region 4, 61 Forsyth Street, S.W., Atlanta, Georgia 30303; Mr. Mark Bloeth, Enforcement Officer, U.S. EPA, Region 4, 61 Forsyth Street, S.W., Atlanta, Georgia 30303.


Counsel