

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 1

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2009 SEP -2 P 2:27

\_\_\_\_\_  
In the Matter of: )

Cytec Industries, Inc. )  
South Cherry Street )  
Wallingford, CT 06492 )

Respondent. )  
\_\_\_\_\_

Docket No. CAA-01-2009-0024

EPA ORC  
OFFICE OF  
REGIONAL HEARING CLERK

**JOINT MOTION FOR EXTENSION OF TIME  
FOR FILING PREHEARING EXCHANGE**

Complainant and Respondent jointly move in the above-captioned matter for an extension of time for the filing of Complainant's and Respondent's Initial Prehearing Exchanges.

As set forth in the Presiding Officer's Prehearing Order, dated August 5, 2009, Complainant and Respondent are ordered to file their Initial Prehearing Exchanges by September 16, 2009 and October 14, 2009, respectively. Complainant and Respondent jointly move that an extension of thirty (30) days for the filing of their Prehearing Exchanges be granted. As grounds for this Motion, Complainant and Respondent respectfully state as follows:

1. The parties have reached an agreement-in-principle regarding a settlement amount for this action. The parties have been engaged in discussions about including a supplemental environmental project ("SEP") as part of the settlement in this matter.

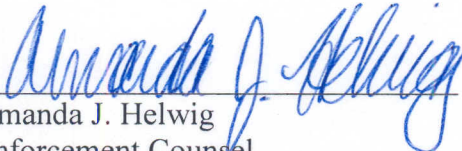
2. Respondent submitted several SEP proposals to Complainant. The parties have narrowed Respondent's proposals to one potential SEP for this settlement. The parties have exchanged information about the details of this SEP. Respondent has agreed to provide Complainant with finalized materials regarding the proposed SEP by September 11, 2009.

3. Complainant has agreed to provide Respondent with a draft Consent Agreement and Final Order by September 14, 2009.

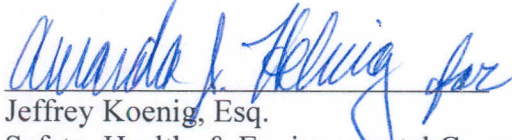
WHEREFORE, Complainant and Respondent respectfully move that the deadlines for filing their Prehearing Exchanges in this matter be extended by an additional thirty (30) days to provide the parties with an opportunity to include a SEP in the settlement of this matter.

Respectfully submitted,

Dated: 9/2/09

  
Amanda J. Helwig  
Enforcement Counsel  
U.S. EPA, Region 1  
One Congress Street  
Suite 1100 (SEL)  
Boston, MA 02114-2023

Dated: 9/2/09

  
Jeffrey Koenig, Esq.  
Safety, Health, & Environmental Counsel  
Cytec Industries, Inc.  
Five Garret Mountain Plaza  
West Patterson, NJ 07424

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Joint Motion for Extension of Time for Filing Prehearing Exchange has been sent to the following persons on the date noted below:

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Original and one copy,  
by hand:

Wanda Santiago  
Regional Hearing Clerk  
U.S. EPA, Region I  
One Congress Street, Suite 1100 (RAA)  
Boston, MA 02114-2023

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OFFICE OF  
REGIONAL HEARING CLERK

One copy, by facsimile and  
pouch mail:

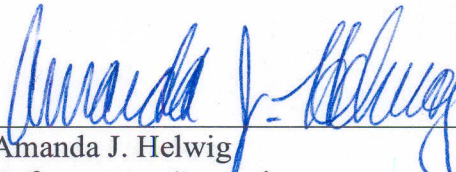
The Honorable Barbara A. Gunning  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
Mail Code: 1900L  
1200 Pennsylvania Ave., NW  
Washington, D.C. 20460-2001

One copy, by first-class mail:

Jeffrey Koenig, Esq.  
Safety, Health, & Environmental Counsel  
Cytec Industries, Inc.  
Five Garrett Mountain Plaza  
West Patterson, NJ 07424

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

9/2/09

  
Amanda J. Helwig  
Enforcement Counsel  
U.S. EPA, Region 1  
One Congress Street, Suite 1100 (SEL)  
Boston, MA 02114-2023  
Phone: (617) 918-1180  
Fax: (617) 918-0180





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1  
1 CONGRESS STREET, SUITE 1100  
BOSTON, MASSACHUSETTS 02114-2023

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**HAND DELIVERED**

September 2, 2009

Wanda Santiago  
Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region 1  
One Congress Street, Suite 1100 (RAA)  
Boston, Massachusetts 02114-2023

RE: Cytec Industries, Inc., Docket No. CAA- 01-2009-0024

Dear Ms. Santiago,

Enclosed for filing in the above-referenced matter, please find the original and one copy of a Joint Motion for Extension of Time for Filing Prehearing Exchanges and the Certificate of Service. Thank you for your attention to this matter.

Sincerely,

Amanda J. Helwig  
Enforcement Counsel  
U.S. Environmental Protection Agency, Region 1

cc: The Honorable Barbara A. Gunning, Office of Administrative Law Judges, U.S. EPA  
Jeffrey Koenig, Esq., Cytec Industries, Inc.

Enclosures