

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

2007 NOV 20 PM 12:29

Docket No.: SDWA-08-2007-0087

EPA REGION VIII  
HEARING CLERK

In the Matter of: )

Eissinger Equipment Savage Ford, Inc. )

**Respondent.** )

) **MOTION FOR STAY**  
) **OF THE PROCEEDINGS**  
)  
)  
)

The United States Environmental Protection Agency, Region 8 (EPA), by its undersigned attorney, with the concurrence of Mr. Gerald Eissinger, President of Eissinger Equipment Savage Ford, Inc. hereby requests that a stay of the proceedings be granted in this matter. This motion is made pursuant to the Section 22.16 of the Consolidated Rules of Practice, 40 C.F.R. §22.16. EPA requests that this motion be granted for the reasons set forth below.

1. EPA and Eissinger Equipment Savage Ford, Inc. have agreed in principle to settle this case and will use the time during the stay to work on the actual wording of the Consent Agreement.
2. Gerald Eissinger is acting pro se in this matter.
3. EPA and Eissinger Equipment Savage Ford, Inc. wish to avoid the need for Eissinger Equipment Savage Ford, Inc. to expend the time and resources to formally file an answer by the current deadline which is on or around December 3, 2007.

Therefore, counsel for EPA, with the concurrence of Mr. Eissinger, requests a stay of the proceedings to and including January 11, 2008

RESPECTFULLY SUBMITTED this 19th day of November, 2007.

United States Environmental Protection Agency, Region 8

By:



James H. Eppers  
Senior Enforcement Attorney  
Counsel for EPA

Eissinger Equipment Savage Ford, Inc.  
Docket No. SDWA-08-2007-0087

CERTIFICATE OF SERVICE

I hereby certify that the original and one true copy of this Motion for Stay of the Proceedings were hand carried to the Regional Hearing Clerk, EPA Region 8, 1595 Wynkoop Street Denver, Colorado, and that a true copy of the same was hand-carried to the:

Presiding Judicial Officer  
EPA Region 8  
1595 Wynkoop Street  
Denver, CO 80202-1129

and that a true copy was sent via first class U.S. Mail to:

Gerald Eissinger, President  
Eissinger Equipment Savage Ford, Inc.  
22 Hwy 200E  
Circle, MT 59215

Dated: 11/20/2007

By: Judith McTernan  
Judith McTernan