

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION II

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IN THE MATTER OF :  
:   
Western New York Energy, LLC, :  
:   
: Docket No. CWA-02-2010-3816  
Respondent :  
:   
:

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**ORDER GRANTING AN EXTENSION OF TIME TO FILE AN  
ANSWER TO THE COMPLAINT**

By Order dated April 1, 2015, the parties were ordered to file a joint status report by June 30, 2015 if a Consent Agreement and Final Order (CAFO) was not filed by that date. By letter dated July 16, 2015, Respondent's attorney provided the Undersigned with an update and requested another extension of time in order that the parties may finalize, execute and file a CAFO in full settlement of this matter.

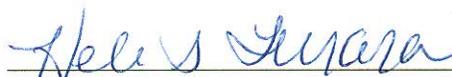
**IT IS ORDERED:**

In light of the fact that Respondent's request was made for good cause shown and with the concurrence of Complainant, an extension through October 15, 2015 is hereby granted. If a CAFO has not been filed by October 15, 2015, a Joint Status Report will be due and a prehearing exchange will be scheduled.

**Effective Date**

The effective date of this Order shall be June 30, 2015.

Date: July 20, 2015



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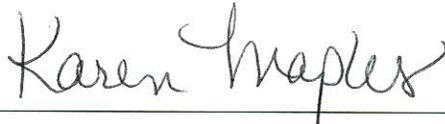
Helen S. Ferrara  
Regional Judicial Officer  
U.S. Environmental Protection Agency, Region 2  
290 Broadway  
New York, N.Y. 10007-1866

CERTIFICATE OF SERVICE

I hereby certify that the **Order Granting An Extension Of Time To File An Answer To The Complaint** by Regional Judicial Officer Helen Ferrara in the matter of **Western New York Energy, LLC, Docket No. CWA-02-2010-3816**, was served on the parties as indicated below:

First Class Mail - Adam J. Schultz, Esq.  
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Inter Office Mail - Tim Murphy, Esq.  
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USEPA – Region II  
290 Broadway, 16<sup>th</sup> Floor  
New York, New York 10007-1866



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Karen Maples  
Regional Hearing Clerk  
USEPA - Region II

Dated: July 21, 2015