

June 29, 2007

VIA FEDERAL EXPRESS

Regional Hearing Clerk (E-19J)
U.S. EPA Region 5
77 West Jackson Boulevard
Chicago, IL 60604

Re: In the Matter of SuperClean Brands, Inc.
Docket No. EPCRA 05-2007-0013

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JUL - 2 2007


**REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY**



Dear Regional Hearing Clerk:

Enclosed for filing please find an original and one copy of the Respondent's Motion for Expedited Extension of Time to File Response to Order in the Matter of SuperClean Brands, Inc.

Sincerely,



Joseph G. Maternowski
Attorney At Law
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JGM/bg
Enclosure
1007101v1

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

In the Matter of:

DOCKET NO. EPCRA 05-2007-0013

SuperClean Brands, Inc.
51 East Maryland
St. Paul, MN 55117

Respondent.

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PROTECTION AGENCY

RESPONDENT'S MOTION FOR EXPEDITED EXTENSION OF TIME TO FILE
RESPONSE TO ORDER

Respondent respectfully moves the Presiding Officer, pursuant to 40 CFR §§ 22.7(b) and 22.16, for an extension of time of 10 days, until July 16, 2007, to file its response to the Presiding Officer's Order, dated June 7, 2007. As good cause and legal grounds for this Motion, Respondent states the following:

1. The Presiding Officer's Order directs the parties to exchange pre-hearing information in accordance with Rule 22.19 of the Consolidated Rules of Practice on or before Friday, July 6, 2007.
2. Respondent's counsel learned at 4:50 p.m. on Friday, June 29, 2007 that certain key employees and officers of SuperClean Brands, Inc. will not be available to consult with during the week of July 2, 2007. Respondent's counsel had taken numerous steps to alert these individuals of the pending July 6th deadline for response and had anticipated their availability.
3. The absence of these key employees will result in Respondent's counsel inability to respond to certain provisions in the Order in a timely manner and to review the response to the Order to review Response with SuperClean Brand's officers and in house counsel in a timely manner.

4. Respondent's counsel has contacted Complainant's counsel and inquired whether he would have any objection to this Motion and Respondent's request for additional time to respond to the Order. Respondent's counsel indicated that a response could be filed by Monday, July 16, 2007.

5. Complainant's counsel advised that he had no objection to Respondent's request for additional time.

6. Respondent notes that it is within the power of the Presiding Officer to "take all measures necessary for the maintenance of order and for the efficient, fair and impartial adjudication of issues," and to set a longer time for reply to deadlines.

7. Respondent respectfully submits that a 10 day extension of time to July 16, 2007 would not unduly delay the proceedings and does not unduly prejudice Complainant.

8. Respondent respectfully submits that a 10 day extension of time is necessary to allow for the efficient, fair and impartial adjudication of the issues. Efficiency is served despite the 10 day delay by allowing Respondent to provide a comprehensive response. Respondent believes that permitting a limited amount of additional time to respond is fair.

9. Given the Friday, July 6, 2007 deadline and the upcoming Fourth of July holiday, Respondent respectfully requests an expedited decision on this Motion.


Respondent therefore respectfully requests that its Motion for an extension of time be granted.

Dated: June 29, 2007.

Respectfully submitted,

MOSS & BARNETT

By:



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