



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ADMINISTRATOR

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IN THE MATTER OF SUKHJINDER S. VIRK, OWNER VIRKS GAS AND GROCERY, RESPONDENT

DOCKET NO. RCRA-05-2010-0017

ORDER ON JOINT MOTION TO AMEND THE PREHEARING ORDER TO EXTEND THE PERIOD FOR THE PREHEARING EXCHANGES

On January 19, 2011, the undersigned issued a Prehearing Order ("Order") setting forth certain requirements and submission deadlines for the parties in this matter. On February 8, 2011, Complainant filed a Joint Motion to Amend the Prehearing Order to Extend the Period for the Prehearing Exchanges ("Motion") seeking a six-week extension of the Order's timeline. In support of this Motion, the parties state that they have reached a settlement in principle and require additional time to prepare and execute a Consent Agreement and Final Order ("CAFO"). In further support of their motion, the parties set forth a detailed, estimated timeline for the preparation, exchange, review, and approval of the CAFO.

The parties propose that the new deadlines for the Prehearing Exchange be as follows:

- Complainant's Initial PHE - March 30, 2011
Respondent's Initial PHE - April 29, 2011
Complainant's Rebuttal PHE - May 13, 2011

Given the clarity and detailed justification of this joint Motion, it is hereby GRANTED for good cause shown. The January 19, 2011, Prehearing Order is amended as set forth above.

Barbara A. Gunning Administrative Law Judge

Dated: February 10, 2011 Washington, DC

**In the Matter of *Sukhjinder S. Virk, Virks Gas and Grocery*, Respondent.  
Docket No. RCRA-05-2010-0017**

CERTIFICATE OF SERVICE

I hereby certify that a true copy of this **Order on Joint Motion to Amend the Prehearing Order to Extend the Period for the Prehearing Exchanges**, issued by Barbara A. Gunning, Administrative Law Judge, in RCRA-05-2010-0017, were sent to the following parties on this 10<sup>th</sup> day of February 2011, in the manner indicated:



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Legal Staff Assistant

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**Dated: February 10, 2011  
Washington, DC**