



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ADMINISTRATOR

U.S. ENVIRONMENTAL PROTECTION AGENCY-REG. II 2012 SEP -7 P 3:45 REGIONAL HEARING CLERK

In the Matter of:)
Andrew B. Chase, a/k/a Andy Chase,)
Chase Services, Inc., Chase Convenience)
Stores, Inc., and Chase Commercial)
Land Development, Inc.,)
Respondents.)

Docket No. RCRA-02-2011-75

Dated: September 5, 2012

ORDER ON MOTION TO REVISE DATE FOR EPA'S REPLY BRIEF

The July 13, 2012 "Order Granting Joint Motion to Cancel Hearing and for the Court to Issue an Initial Decision based on the Written Record" set due dates for the parties to file briefs on the penalty issues. By Order dated July 25, 2012, the due dates for the Complainant's Initial Brief and Respondent's Response Brief were extended by three days, and each of the parties timely filed their briefs.

By Motion dated September 4, 2012, Complainant requests an additional six days to file and serve a reply brief. Although the Motion does not indicate whether or not Respondent opposes it, an extension of time for only a few days to file the reply brief would not result in any prejudice to the Respondent in the circumstances of this case.

An extension of time may be granted under Section 22.7(b) of the Rules of Practice, which provides that the Presiding Officer may grant a motion requesting an extension of time for filing any document for good cause shown and after consideration of prejudice to the other parties. 40 C.F.R. § 22.7(b).

The Motion to Revise Date for EPA's Reply Brief is hereby GRANTED for good cause as stated in the Motion. Accordingly, Complainant shall file and serve its Reply Brief, and any accompanying affidavits, declarations, documents and memoranda, on or before September 24, 2012.

[Handwritten signature of M. Lisa Buschmann]

M. Lisa Buschmann
Administrative Law Judge

**In the Matter of Andrew B. Chase, a/k/a Andy Chase, Chase Services, Inc., Chase Convenience Stores, Inc., and Chase Commercial Land Development, Inc., Respondents.
Docket No. RCRA-02-2011-7503**

CERTIFICATE OF SERVICE

I hereby certify that true copies of this **Order on Motion to Revise Date for EPA's Reply Brief**, were sent to the following parties on this 5th day of September 2012, in the manner indicated:



Knolyn R. Jones
Legal Staff Assistant

Original and One Copy by Electronic and Pouch Mail to:

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Copy by Electronic and Regular Mail to:

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Dated: September 5, 2012
Washington, DC