



Cristina Stummer  
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 Our File: 356610.00004

July 10, 2013

*Sent via telefax (212-637-3115) and Federal Express Overnight Mail*

Ms. Karen Maples  
 Regional Hearing Clerk  
 U.S. Environmental Protection Agency, Region 2  
 290 Broadway, 17<sup>th</sup> Floor  
 New York, New York 10007

U.S. ENVIRONMENTAL  
 PROTECTION AGENCY-REG. II  
 2013 JUL 11 A 10:25  
 REGIONAL HEARING  
 CLERK

Re: *In the Matter of Lawes Coal Company, Inc.*  
*Docket No. CWA 02-2009-3802*

Dear Ms. Maples:

On behalf of Lawes Coal Company, Inc. (“Respondent”), I have enclosed herewith the following documents for filing in the above-referenced matter:

- (1) an original and one (1) copy of Respondent’s Motion for an Extension requesting an extension of time for Respondent to file an Answer to the USEPA’s Complaint; and
- (2) a Certification of Service.

I have also enclosed an additional copy of this packet and ask that you please mark it “Received” and return it to me in the enclosed self-addressed reply envelope.

Thank you very much for your courtesies. If you have any questions, please do not hesitate to contact me.

Very truly yours,  
 Saul Ewing LLP

Cristina Stummer  
 Encls.

- c Lawes Coal Company, Inc. (via email)
- Timothy Murphy, Esq. (via Federal Express)

**Saul Ewing**  
LLP

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U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG.11  
2013 JUL 11 A 10:25  
REGIONAL HEARING  
CLERK

*Sent via Fax (212-637-3115) and Federal Express Overnight Mail*

The Honorable Helen Ferrara, RJO  
United States Environmental Protection Agency  
290 Broadway, 17th Floor  
New York, NY 10007-1866

Re: *In the Matter of Lawes Coal Company*  
*Docket No.: CWA-02-2009-3802*

Dear The Honorable Helen Ferrara, RJO:

On behalf of the Respondent Lawes Coal Company, Inc., kindly accept this letter as Respondent's motion to request an extension of time until November 15, 2013 for the Respondent to file its Answer to the Petitioner's Complaint in the above-referenced matter.

Without waiving any defenses and without admitting to any of Petitioner's allegations in its Complaint, Petitioner and Respondent are in the final stages of settlement negotiations. Specifically, the parties have agreed on a compliance schedule and on a monetary settlement amount and have exchanged comments to a draft Consent Decree. Counsel for the Petitioner and Respondent have been in frequent communication with each other regarding the progress.

Thank you very much for your prompt consideration of this matter.

Very truly yours,  
Saul Ewing LLP

  
Cristina Stummer

c Timothy Murphy, Esq. (via email and Federal Express Overnight Mail)  
Lawes Coal Company, Inc. (via U.S. Mail)

750 College Road East, Suite 100 ♦ Princeton, NJ 08540-6617 ♦ Phone: (609) 452-3100 ♦ Fax: (609) 452-3122  
Marc A. Citron - Princeton Managing Partner

DELAWARE MARYLAND MASSACHUSETTS NEW JERSEY NEW YORK PENNSYLVANIA WASHINGTON, DC

A DELAWARE LIMITED LIABILITY PARTNERSHIP



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U.S. ENVIRONMENTAL  
 PROTECTION AGENCY-REG.JI  
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 CLERK

Re: *In the Matter of Lawes Coal Company*  
*Docket No.: CWA-02-2009-3802*

Dear The Honorable Helen Ferrara, RJO:

On behalf of the Respondent Lawes Coal Company, Inc., kindly accept this letter as Respondent's motion to request an extension of time until November 15, 2013 for the Respondent to file its Answer to the Petitioner's Complaint in the above-referenced matter.

Without waiving any defenses and without admitting to any of Petitioner's allegations in its Complaint, Petitioner and Respondent are in the final stages of settlement negotiations. Specifically, the parties have agreed on a compliance schedule and on a monetary settlement amount and have exchanged comments to a draft Consent Decree. Counsel for the Petitioner and Respondent have been in frequent communication with each other regarding the progress.

Thank you very much for your prompt consideration of this matter.

Very truly yours,  
 Saul Ewing LLP

  
 Cristina Stummer

c Timothy Murphy, Esq. (via email and Federal Express Overnight Mail)  
 Lawes Coal Company, Inc. (via U.S. Mail)



**SAUL EWING LLP**

A Delaware LLP  
750 College Road East, Suite 100  
Princeton, New Jersey 08540  
(609) 452-3100

*Attorneys for Respondent Lawes Coal Company, Inc.*

U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG.11  
2013 JUL 11 A 10:25  
REGIONAL HEARING  
CLERK

IN THE MATTER OF:

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, REGION 2,

Petitioner,

v.

LAWES COAL CO. INC.,

Respondent.

Proceeding to Assess Class I Civil Penalty  
Under Section 311(b)(6) of the Clean Water  
Act.

Docket No.: CWA-02-2009-3802

**CERTIFICATION OF SERVICE**

I, Cristina Stummer, being of full age, hereby certify:

1. I am an attorney with the law firm of Saul Ewing LLP, a Delaware LLP, attorneys for Respondent Lawes Coal Company, Inc.

2. On July 10, 2013, I caused to be served via Federal Express Overnight Mail one (1) original and one (1) copy of Respondent's Motion for an Extension of Time to File an Answer to Petitioner's Complaint, pursuant to 40 C.F.R. 22.5 on:

Ms. Karen Maples  
Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 17<sup>th</sup> Floor  
New York, New York 10007

3. On July 10, 2013, I caused to be served via Federal Express Overnight Mail one (1) copy of Respondent's Motion for an Extension of Time to File an Answer to Petitioner's Complaint, pursuant to 40 C.F.R. 22.5 on:

The Honorable Helen Ferrara, RJO  
United States Environmental Protection Agency  
290 Broadway, 17th Floor  
New York, NY 10007-1866

Timothy Murphy, Esq.  
Assistant Regional Counsel  
United States Environmental Protection Agency  
290 Broadway, 16<sup>th</sup> Floor  
New York, New York 10007-1866

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the statements made by me are willfully false, I am subject to punishment.



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Cristina Stummer

Dated: July 10, 2013