

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5**

In the Matter of: ) Docket No. TSCA-05-2011-0011  
)  
Rowell Chemical Corporation ) Proceeding to Assess a Civil Penalty  
Hinsdale, Illinois ) Under Section 16(a) of the Toxics Substances  
Control Act, 15 U.S.C. § 2615(a)  
)  
Respondent. )  
\_\_\_\_\_ )

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PROTECTION AGENCY**

**MOTION FOR EXTENSION OF TIME TO ANSWER**

NOW COMES Respondent, ROWELL CHEMICAL CORPORATION (“Rowell” or “Respondent”), by and through its attorneys, Bellande & Sargis Law Group, LLP, and, pursuant to 40 C.F.R. § 22.7(b), requests an extension of time to answer the Complaint in this action. In support of its motion, Rowell state as follows:

1. On June 22, 2011, Rowell received the Complaint served by the United States Environmental Protection Agency (“EPA”) in this action.
2. On June 23, 2011 by email, counsel for Rowell requested an informal settlement conference in order to resume settlement discussions that the parties began prior to EPA’s filing of the Complaint.
3. After initial scheduling and re-scheduling of a meeting date, counsel and a representation of Rowell held an informal settlement conference with EPA’s counsel and TSCA enforcement officer today, on July 22, 2011.
4. During this past month also, counsel for Rowell has been involved with federal and state court litigation and other matters that have limited his ability to respond to EPA’s Complaint within the initial 30-day period.

5. For good cause shown, and based on the informal settlement conference, Rowell believes that the parties are likely to resolve this Complaint by settlement without the need for any additional formal proceedings and, therefore also, there is no prejudice to either party.

6. In the event that the parties cannot reach a consent agreement in this action, Respondent hereby request a hearing in this action pursuant to 40 C.F.R. § 22.15(c).

7. Pursuant to 40 C.F.R. § 22.5(c)(4), Respondent has authorized attorney Mark R. Sargis, with the address and contact information indicated below, to receive service relating to this proceeding.

8. On July 22, 2011, after the settlement conference but prior to filing this motion by mail, counsel for Respondent was unable to reach EPA's counsel to find out whether EPA would have any objection to this motion.

WHEREFORE, Respondent ROWELL CHEMICAL CORPORATION respectfully requests a brief extension of up to 30 days within which to file its Answer in this action, if necessary, if the parties cannot reach a consent agreement in this matter.

Dated: July 22, 2011

Respectfully submitted,

Respondent,  
ROWELL CHEMICAL CORPORATION

By: 

One of its attorneys

Mark R. Sargis (ARDC #6193673)  
Bellande & Sargis Law Group, LLP  
200 W. Madison St., Suite 2140  
Chicago, IL 60606  
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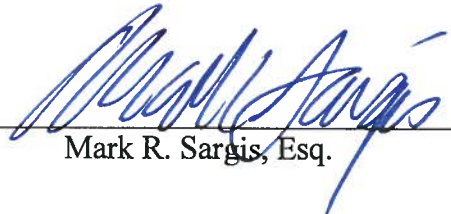
CERTIFICATE OF SERVICE

TO:  
Andre Daugavietis (C-14J)  
Associate Regional Counsel  
US EPA, Region 5  
77 West Jackson Blvd  
Chicago, IL 60604

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I, MARK R. SARGIS, an attorney, certify that on July 22, 2011, I caused a copy of this Certificate of Service and **Motion for Extension of Time to Answer** to be served on the above by placing the same in the U.S. Mail slot located at 200 W. Madison, Chicago, Illinois 60606, with proper postage prepaid.

  
\_\_\_\_\_  
Mark R. Sargis, Esq.

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