

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION I

RECEIVED

In the Matter of: )  
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**The Dow Chemical Company** )  
1761 Route 12 )  
Gales Ferry, CT 06335 )  
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2008 JAN 14 A.O. 23  
Docket No. CAA-01-2008-0098

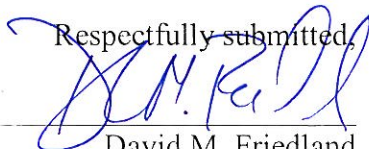
EPA ORC  
OFFICE OF  
REGIONAL HEARING CLERK

**UNOPPOSED MOTION FOR FURTHER EXTENSION OF TIME TO FILE AN  
ANSWER**

The Dow Chemical Company (“Dow”) requests that the Regional Judicial Officer for Region I grant a further extension of time to March 5, 2009 for Dow to file its Answer to the Administrative Complaint filed in the above-captioned matter. On November 25, 2008, the Acting Regional Judicial Officer extended the time for filing of an Answer for good cause shown, and with the assent of EPA, to January 19, 2009. Since November, Dow and EPA have continued to engage in settlement negotiations. Dow and EPA have reached an agreement in principle on a civil penalty to settle the matter. The parties are now investigating whether a Supplemental Environmental Project (SEP) will be part of the settlement. Accordingly, Dow requests this further extension of time to continue settlement discussions, to evaluate a possible SEP, and to negotiate the necessary consent agreement.

EPA Counsel, Amanda Helwig, has authorized Dow to state that EPA assents to this Motion.

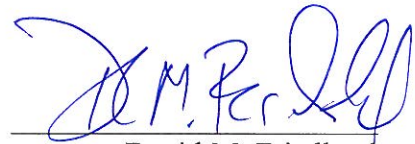
For the reasons set forth above, Dow respectfully requests that its Unopposed Motion for Further Extension of Time to File an Answer be granted and that the Regional Judicial Officer extend the deadline for Dow’s response to March 5, 2009.

Respectfully submitted,  
  
David M. Friedland  
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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Unopposed Motion for Further Extension of Time to File an Answer in the matter of the Dow Chemical Company, Docket No. CAA-01-2008-0098 was served by United States First Class Mail on the following person, this 13th day of January, 2009:

Amanda J. Helwig  
Enforcement Counsel  
U.S. Environmental Protection Agency, Region I  
One Congress Street, Suite 1100 (SEL)  
Boston, Massachusetts 02114-2023



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Date: January 13, 2009

Attorney for the Dow Chemical Company