



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF)	
)	
CHEMSOLV, INC., formerly)	
trading as Chemicals and)	
Solvents, Inc.)	
)	DOCKET NO. RCRA-03-2011-0068
and)	
)	
AUSTIN HOLDINGS-VA, L.L.C.,)	
)	
RESPONDENTS)	

ORDER ON COMPLAINANT'S MOTION FOR AN EXTENSION OF TIME

On January 30, 2012, Complainant filed a Motion for an Extension of Time ("Motion") in which counsel for Complainant states that she is the primary caregiver for her mother, as well as her mother's attorney-in-fact and Health Care Representative. Counsel also states that her mother was admitted to hospice care on January 25, 2012, and that counsel has taken up residence in her mother's home to provide all necessary care and support. Counsel for Complainant seeks a continuance of the hearing for a period of six months. Respondent states that it does not object to the Motion and asks, if the Motion is granted, that all pending prehearing deadlines be correspondingly extended.

The undersigned is strongly sympathetic to the situation in which counsel for Complainant finds herself and finds good cause for allowing counsel to withdraw if necessary. However, given the uncertainties inherent in such a regrettable situation and that the hearing has already been postponed once, it is impractical to delay the hearing an additional six months. As such, the Motion is **DENIED** and counsel for Complainant is advised to seek substitute counsel. All prehearing deadlines remain as set.



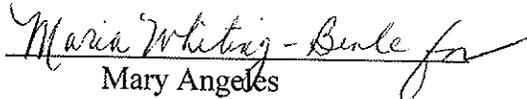
Barbara A. Gunning
Administrative Law Judge

Dated: February 3, 2012
Washington, DC

In the Matter of *Chemsolv, Inc., formerly trading as Chemicals and Solvents, Inc., and Austin Holdings-VA, LLC*, Respondents
Docket No. RCRA-03-2011-0068

CERTIFICATE OF SERVICE

I hereby certify that a true copy of this **Order On Complainant's Motion For An Extension Of Time**, issued by Barbara A. Gunning, Administrative Law Judge, dated February 3, 2012, in Docket No. RCRA-03-2011-0068, was sent to the following parties on this 3rd day of February 3, 2012 in the manner indicated:


Mary Angeles
Legal Staff Assistant

Original And One Copy By Regular Mail To:

Lydia A. Guy
Regional Hearing Clerk (3RC00)
U.S. EPA
1650 Arch Street
Philadelphia, PA 19103-2029
Fx: 215.814.2603

Copy By Regular Mail and Facsimile To:

Joyce A. Howell, Esquire
ORC, MC 3RC30
U.S. EPA / Region III
1650 Arch Street
Philadelphia, PA 19103-2029
Fx: 215.814.2603

Charles L. Williams, Esquire
Maxwell H. Wiegard, Esquire
Gentry, Locke, Rakes & Moore, LLP
10 Franklin Road, SE, Suite 800
P.O. Box 40013
Roanoke, VA 24011
Fx: 540.983.9400

Dated: February 3, 2012
Washington, D.C.