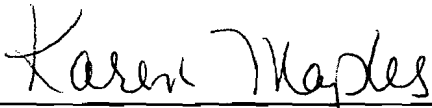

CERTIFICATE OF SERVICE

I hereby certify that the Order Granting An Extension Of Time To File Answer To The Complaint by Regional Judicial Officer Helen Ferrara in the matter of Western New York Energy, LLC, Docket No. CWA-02-2010-3816, was served on the parties as indicated below:

First Class Mail - Adam J. Schultz, Esq.
Gilberti Stinziano Heintz & Smith, P.C.
555 East Genesee Street
Syracuse, New York 13202-2159

Inter Office Mail - Tim Murphy, Esq.
Office of Regional Counsel
USEPA - Region II
290 Broadway, 16th Floor
New York, New York 10007-1866



Karen Maples
Regional Hearing Clerk
USEPA - Region II

Dated: May 11, 2011

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II

IN THE MATTER OF :
:
Western New York Energy, LLC, :
:
Respondent : Docket No. CWA-02-2010-3816
:

**ORDER GRANTING EXTENSION OF TIME TO FILE
ANSWER TO THE COMPLAINT**

In response to the Respondent's May 3, 2011 letter requesting an additional extension of time to file an answer to EPA's Complaint, which request was made for good cause shown and with Complainant's concurrence, an extension through August 3, 2011 is hereby granted.

Effective Date

The effective date of this Order shall May 2, 2011.

Date: May 9, 2011



Helen S. Ferrara
Regional Judicial Officer
U.S. Environmental Protection Agency, Region 2
290 Broadway
New York, N.Y. 10007-1866