

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 6

FILED
2011 MAR -1 PM 2: 14
REGIONAL HEARING CLERK
EPA REGION VI

In the Matter of

Enerco Operating Corp.
Respondent

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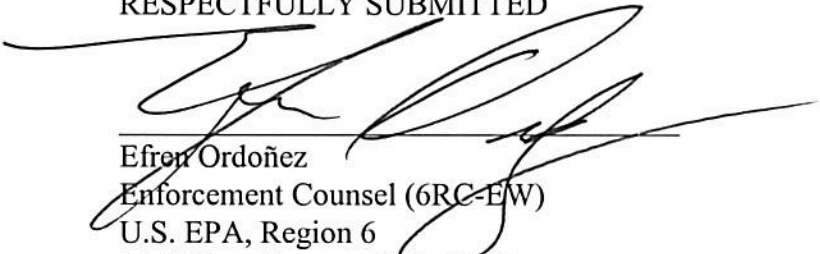
DOCKET NO. CWA-06-2010-1901

**COMPLAINANT'S MOTION FOR POSTPONEMENT
OF THE AMENDED SCHEDULING ORDER DEADLINES**

COMES NOW COMPLAINANT, the Director of the Compliance Assurance and Enforcement Division, United States Environmental Protection Agency (EPA), Region 6, by and through his attorney, and provides this Motion for Postponement of the Amended Scheduling Order Deadlines regarding the "AMENDED SCHEDULING ORDER" issued by the Regional Judicial Officer, Michael Barra, on January 25th, 2011 that required the Parties to comply with specified deadlines. For the reasons specified below, Complainant requests a forty-five (45) extension of all deadlines starting with the date of the prehearing exchange deadline for the following reasons:

1. As a result of negotiations, the Parties have reached a settlement in principle. Complainant is presently circulating within EPA a proposed Consent Agreement and Final Order ("CAFO") for concurrence and approval. Once the CAFO has been approved, the CAFO will be mailed to Respondent for signature. It is the expectation of Complainant that the CAFO will be finalized and filed with the Regional Hearing Clerk before the expiration of the proposed extension period. .
2. This Motion has been discussed with Respondent's attorney, and Respondent concurs with the 45 day extension request.

RESPECTFULLY SUBMITTED



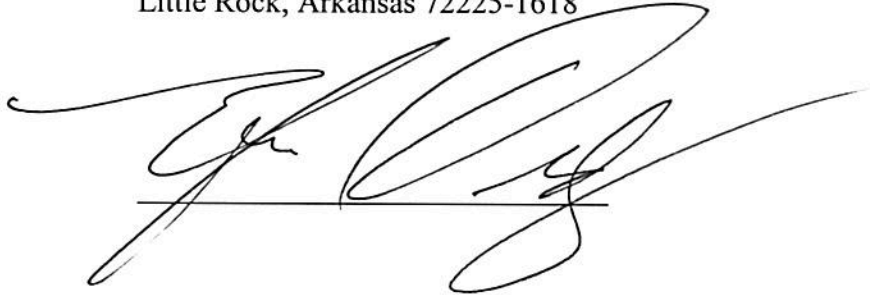
Efrén Ordoñez
Enforcement Counsel (6RC-EW)
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1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733
Tel.: (214) 665-2181

CERTIFICATE OF SERVICE

I certify that the original of the foregoing COMPLAINANT'S MOTION FOR POSTPONEMENT OF THE AMENDED SCHEDULING ORDER DEADLINES was hand-delivered to and filed with the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, and true and correct copies were sent to the following on this the 1st of March, 2011 in the following manner:

VIA FIRST CLASS U.S. MAIL:

John F. Peiserich
Perkins & Trotter, P.L.L.C.
P.O. Box 251618
Little Rock, Arkansas 72225-1618

A handwritten signature in black ink, appearing to read 'John F. Peiserich', is written over a horizontal line. The signature is highly stylized and cursive.