

FILED

2007 DEC 27 PM 12: 57

U.S. E.P.A. REGION IX
REGIONAL HEARING CLERK

1 David C. Macpherson, Esq. SBN: 111792
2 LAW OFFICES OF DAVID C. MACPHERSON
3 145 Corte Madera Town Center # 656
4 Corte Madera CA 94925
5 Telephone: (415) 924-1235
6 Facsimile: (415) 927-0678
7 DCMLAW@pacbell.net

8 UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
9 REGION IX
10 75 HAWTHORNE LANE, SAN FRANCISCO, CA 94105

11 IN THE MATTER OF:) Case No.: TSCA-09-2007-0010
12 Fine Custom Painting, Inc.,)
13 Respondent.) MOTION FOR ADDITIONAL EXTENSION
14) OF TIME TO FILE ANSWERTO
) COMPLAINT

15 TO THE REGIONAL ADMINISTRATOR, REGIONAL HEARING OFFICER,
16 ADMINISTRATIVE LAW JUDGE AND CAROL BUSSEY, Counsel for the United States
17 Environmental Protection Agency ("EPA"):

18 Respondent Fine Custom Painting, Inc. hereby moves for an additional extension
19 of time to and including February 22, 2008 to file an Answer to the Complaint herein.
20 The parties and their principals met on December 17, 2007 in an early settlement
21 conference wherein the parties agreed to exchange additional documents and
22 information in an effort to resolve this matter without litigation. The additional time will
23 allow the EPA's counsel and the EPA's expert time to review the requested information
24 in a good faith effort to resolve this matter.

25 Pursuant to agreement with Carol Bussey, Esq., the EPA agrees with this
26 request and will not oppose the motion.

27 Respectfully submitted.

28
29 Dated: December 18, 2007

30 
Attorneys for Respondent

1 UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
2 REGION IX
3 75 HAWTHORNE LANE, SAN FRANCISCO, CA 94105
4


5 IN THE MATTER OF:) Case No.: TSCA-09-2007-0010
6 Fine Custom Painting, Inc.,)
7 Respondent.) CERTIFICATE OF SERVICE
8

9 I certify that the original and a copy of Respondent's Motion for Additional
10 Extension of Time to File Answer to Complaint, was sent this day to the following parties
11 via first class mail, postage prepaid. Additionally, a courtesy was sent via email to Carol
12 Bussey, Esq., counsel for the EPA at bussey.carol@epa.gov.

13 REGIONAL HEARING CLERK
14 USEPA, REGION IX
15 75 HAWTHORNE LANE
16 SAN FRANCISCO CA 94105

17 CAROL BUSSEY, ESQ.
18 OFFICE OF REGIONAL COUNSEL (ORC-2)
19 USEPA, REGION IX
20 75 HAWTHORNE LANE
21 SAN FRANCISCO CA 94105

22 Dated: December 18, 2007


23 _____
24 David C. Macpherson, attorney for Respondent
25
26
27
28
29
30