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October 23, 2012

Regional Hearing Clerk (E-19J)
U.S. EPA, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

**Re: Mathie Energy Supply Company, Inc.
Docket Number: FIFRA-05-2012-0022**

Dear Sir/Madam:

Enclosed please find an original and one copy of Respondent's *Reply to Complainant's Response to Respondent's Motion for Extension of Time* submitted on behalf of the Respondent in the above-referenced matter.

Please contact me if you have any questions or comments.

Very truly yours,

BRAUN KENDRICK FINKBEINER P.L.C.



JOHN A. DECKER

JAD/rlo

Enclosures

cc: Mark J. Koller (C-14J)

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OCT 25 2012

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

In the Matter of:

Docket No. FIFRA-05-2012-0022

Mathie Energy Supply Company, Inc.
Morrice, Michigan,

Proceeding to Assess a Civil Penalty Under
Section 14(a) of the Federal Insecticide,
Fungicide, and Rodenticide Act, 7 U.S.C.
§136l(a)

Respondent.

Mark J. Koller (C-14J)
Office of Regional Counsel
U.S. EPA, Region 5,
77 West Jackson Boulevard
Chicago, Illinois 60604

BRAUN KENDRICK FINKBEINER P.L.C.
By: John A. Decker (P31078)
Attorneys for Respondent,
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**REPLY TO COMPLAINANT'S RESPONSE TO
RESPONDENT'S MOTION FOR EXTENSION OF TIME**

COMES NOW, Respondent, Mathie Energy Supply Company, Inc. ("Mathie"), by its attorneys, pursuant to Rule 22.16(b) of the Consolidated Rules of Practice (40 C.F.R. §22.16(b)) replies to Complainant's Response to Respondent's Motion for Extension of Time as follows:

1. The Complainant filed its original Complaint on September 6, 2012.
2. Thereafter, on October 1, 2012, Respondent filed its Motion for Extension of Time requesting a 90-day extension in order to obtain counsel to represent Respondent.
3. On the same date, Complainant filed its First Amended Complaint.
4. On October 19, 2012, counsel for Respondent filed its Appearance in this matter.
5. In view of the foregoing circumstances, Respondent believes a reasonable extension of 45 days from the current due date for answering the First Amended Complaint would be reasonable.

6. An extension of 45 days from the deadline for filing an answer in this matter would be December 9, 2012.

WHEREFORE, Respondent respectfully requests that the deadline for filing an answer to the First Amended Complaint be extended to December 9, 2012.

Respectfully submitted this 23rd day of October, 2012.

BRAUN KENDRICK FINKBEINER P.L.C.

By: 

JOHN A. DECKER (P31078)
Attorney for Respondent

In the Matter of Mathie Energy Supply Company, Inc.
Docket No. FIFRA-05-2012-0022



CERTIFICATE OF SERVICE

I hereby certify that on October 23, 2012, the original signed copy and one true, accurate and complete copy of Respondent's *Reply To Complainant's Response To Respondent's Motion For Extension Of Time* was filed with the Regional Hearing Clerk, U.S. EPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, and that a true, accurate and complete copy of same was served on Mark J. Koller (C-14J), Office of Regional Counsel, U.S. EPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

A handwritten signature in blue ink, appearing to read "Roxanna Olsen", written over a horizontal line.

Roxanna L. Olsen
Legal Secretary to John A. Decker
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