

UNITED STATES
ENVIRONMENTAL PROTECTION
AGENCY-REGION 7

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U. S. ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 RENNER BOULEVARD
LENEXA, KANSAS

BEFORE THE ADMINISTRATOR

In the Matter of:)	Docket No. CAA-07-2018-0149
)	
Loganbill Ag Services, LLC,)	JOINT MOTION FOR EXTENSION
)	OF TIME FOR RESPONDENT TO
Respondent.)	FILE ANSWER
)	

JOINT MOTION FOR EXTENSION OF TIME
FOR RESPONDENT TO FILE ANSWER

Complainant, the Director of the Air and Waste Management Division of EPA Region 7, filed the Complaint and Notice of Opportunity for Hearing (Complaint) in this matter on January 29, 2018, which was served upon Respondent, Loganbill Ag Services, LLC, on February 8, 2018. After two attempts at certified mail delivery (Article No.: 7014 1200 0000 6127 1084), service of the Complaint was made to the registered agent for Respondent on February 8, 2018, by United Parcel Service.

Counsel for Complainant contacted the representatives for Respondent (Messrs. Ryan and Kent Loganbill), and on March 6, 2018 the parties jointly requested until April 20, 2018 for Respondent to file the required Answer. This request was granted by the Presiding Officer. Since that date, the parties have engaged in discussions regarding the possibility of settlement, including the submittal of additional documentation of Respondent's ability to pay the proposed penalty. These discussions are ongoing, and the parties again jointly request until May 22, 2018, to allow for the possibility of settlement before Respondent is required to file the Answer in this

proceeding. Pursuant to 40 C.F.R. 22.7(b), the parties believe that the reasons and good cause for this request are as follows:

1. Respondent is not represented by counsel;
2. Respondent has claimed financial hardship and additional time is required for Respondent to gather and submit financial information for evaluation by Complainant to support this claim; and
3. If the parties are able to reach agreement on the terms of settlement, time will be required for preparation and execution of a Consent Agreement and Final Order.

RESPECTFULLY SUBMITTED,
this 18^h day of April, 2018



Howard Bunch
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CERTIFICATE OF SERVICE

I hereby certify that the original and one true and correct copy of the foregoing Motion for Extension of Time was hand-delivered to the representative for Respondent by email and certified mail, and the Hearing Clerk, U.S. Environmental Protection Agency, Region 7, at 11201 Renner Boulevard, Lenexa, Kansas, on ~~March 6, 2018.~~ 4/18/2018



Howard Bunch
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 7