

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR

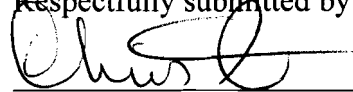
U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG-3  
2009 DEC 11 PM 12:12  
REGIONAL HEARING  
CLERK

In the Matter of: )  
)  
LANDMARK AT RAHWAY, LLC, ) Docket No. CWA-02-2009-3405  
)  
)  
Respondent. )

**JOINT MOTION FOR TEMPORARY STAY  
OF THE ADMINISTRATIVE PROCEEDING**

On September 29, 2009, Chief Administrative Law Judge Biro issued an Initial Prehearing Order in the above matter, granting a stay of the administrative proceedings until December 8, 2009 in order for the parties to pursue mediation. As has been reflected in the Complainant's biweekly Status Reports on Mediation, the mediation has been productive, and the parties have made substantial progress toward settlement. The parties anticipate that a settlement may be reached and memorialized within two weeks. Therefore, the parties jointly move for an additional stay of the proceeding until Monday, December 28, 2009.

Respectfully submitted by



Chris Saporita  
Assistant Regional Counsel  
U.S. Environmental Protection Agency  
290 Broadway  
New York, NY 10007

Dated: December 10, 2009

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

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LANDMARK AT RAHWAY, LLC, ) Docket No. CWA-02-2009-3405  
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CERTIFICATE OF SERVICE

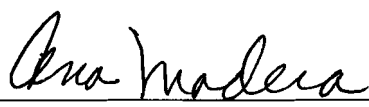
I certify that the foregoing **Joint Motion for Temporary Stay of the Administrative Proceeding**, dated December 10, 2009, was sent this day in the following manner to the addressees listed below:

Original and One Copy )  
By Hand: ) Office of Regional Hearing Clerk  
) U.S. Environmental Protection Agency - Region 2  
) 290 Broadway, 16th floor  
) New York, New York 10007-1866

Copy by Certified Mail )  
Return Receipt Requested: ) Landmark of Rahway, LLC  
) 1200 Sunnyview Oval  
) Keasbey, NJ 08832

Neil Yoskin, Esquire  
Sokol, Behot & Fiorenzo  
229 Nassau Street  
Princeton, NJ 08542-4601

Dated: DEC 11 2009

  
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Ana Madera  
Secretary  
U.S. Environmental Protection Agency  
290 Broadway  
New York, NY 10007