

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5 77 WEST JACKSON BOULEVARD CHICAGO, IL 60604-3590

September 28, 2011

The Honorable Susan L. Biro
Chief Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W., Mail Code 1900L
Washington, D.C. 20460

Re: In the Matter of: Giles Chemical

Docket Nos. MM-05-2011-0006, CERCLA-05-2011-12, EPCRA-05-2011-0017

Dear Judge Biro:

Today I filed with the Regional Hearing Clerk Complainant Motion to Reschedule Deadlines for Parties to File Prehearing Exchanges for this civil administrative action, pursuant 40 C.F.R. § 22.16. Enclosed, please find a copy for your review. Thank you.

Sincerely,

Jeffery M. Trevino

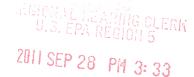
Associate Regional Counsel

Enclosure

cc: LaDawn Whitehead

Regional Hearing Clerk
Region 5
U.S. Environmental Protection Agency
77 West Jackson Boulevard (E-19J)
Chicago, Illinois 60604-3590

Phillip R. Scaletta, Esquire Jennifer Andres, Esquire Ice Miller LLP One American Square, Suite 2900 Indianapolis, IN 46282-0200



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Giles Chemical,) Docket Nos. MM-05-2011-0006
) CERCLA-05-2011-12
) EPCRA-05-2011-0017
Respondent)

Complainant Motion to Reschedule Deadlines for Parties to File Prehearing Exchanges

Pursuant to 40 C.F.R. § 22.16 Complainant hereby files this Motion to request the Court reschedule to twenty-one days later, the deadlines for all Prehearing Exchanges for this civil administrative action due to the following facts.

On Monday, September 26, 2011, Respondent signed and dated the Consent Agreement and Final Order (CAFO) to resolve this action without resort to hearing.

The parties require two to three weeks to sign and date the CAFO, and file it with the Regional Hearing Clerk.

The parties anticipate they will file the CAFO with the Regional Hearing Clerk by Friday, October 21, 2011.

Respondent does not object to this Motion.

WHEREFORE, Complainant requests the Court grant its Motion to reschedule to twenty-one days later, the deadlines for all Prehearing Exchanges for this civil administrative action.

Respectfully submitted,

Jeffery M. Trevino

Associate Regional Counsel

Office of Regional Counsel

Region 5

U.S. Environmental Protection Agency

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Giles Chemical,)	Docket Nos. MM-05-2011-0006
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Certificate of Service

I hereby certify that today I filed with LaDawn Whitehead, Regional Hearing Clerk, Region 5, United States Environmental Protection Agency, 77 West Jackson Boulevard (E-19J), Chicago, Illinois, 60604-3590, the original document entitled Complainant Motion to Reschedule Deadlines for Parties to File Prehearing Exchanges for this civil administrative action and I issued to the Court and Respondent by first class mail a copy of the original document:

The Honorable Susan L. Biro
Chief Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W., Mail Code 1900L
Washington, D.C. 20460

Phillip R. Scaletta, Esquire Jennifer Andres, Esquire Ice Miller LLP One American Square, Suite 2900 Indianapolis, IN 46282-0200

leffery M. Trevino

Associate Regional Counsel

28 September 2011