



WILLIAM S BLAIR, ESQ.
Legal Department
(313) 235-3724

December 20, 2006

Sonja Brooks-Woodard
Regional Hearing Clerk (E-13J)
US EPA Region 5
77 West Jackson Boulevard
Chicago, IL 60604

Re: Respondent's Second Motion for Extension of Time to File Answer
Docket No.: CERCLA-05-2007-0002
EPCRA-052007-0001
Ref. No.: MM-05-2007-0001

Dear Ms. Brooks-Woodard:

Enclosed for filing please find The Detroit Edison Company's Second Motion for Extension of Time to File Answer in the above-referenced case. Also included is a Proof of Service upon all parties.

Yours truly,

A handwritten signature in black ink, appearing to read "William S. Blair".

William S. Blair, Esq.

WSB/ksm
Enclosures

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

In the Matter of)
The Detroit Edison Company)
River Rouge, Michigan,)
Respondent)
_____)

Docket No: CERCLA-05-2007-0002
EPCRA-05-2007-0001
Ref. No: MM-05-2007-0001

**RESPONDENT'S SECOND MOTION FOR
EXTENSION OF TIME TO FILE ANSWER**

NOW COMES Respondent, THE DETROIT EDISON COMPANY, ("Detroit Edison" or "Respondent") by and through its attorneys, and pursuant to the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. Part 22, moves for an extension of time to file its Answer in the above styled and captioned matter and Respondent in support thereof states the following:

1. Detroit Edison's Answer to this Complaint was originally due on or before November 22, 2006.
2. By unopposed Motion dated November 7, 2006, Detroit Edison requested, an extension of time to file its Answer in this Complaint until January 12, 2007.
3. On December 13, 2006, Detroit Edison and representatives of the Regional Counsel and the Chemical Emergency Preparedness and Prevention Section of the USEPA participated in an informal settlement conference regarding the subject Complaint.
4. As a result of the informal settlement conference, the Parties have reached an agreement in principle to resolve the issues of this Complaint without further substantial

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REGIONAL COUNSEL
CLERK

involvement of the Judicial Hearing Officer.

5. Detroit Edison has a good faith belief that the agreement in principle will be finalized and executed in a timely manner.

6. The previously scheduled vacation period of several key personnel within both Detroit Edison and the USEPA will likely prevent the Parties from executing the contemplated agreement until after the deadline now existing for Detroit Edison to file its Answer in this matter.

7. The Associate Regional Counsel assigned to this matter has reviewed Respondent's proposed Motion contained herein and has stated that the Agency does not object to the requested extension.

Wherefore, Detroit Edison respectfully requests that the Judicial Hearing Officer grant this Second Motion for Extension of Time to File Answer until February 20, 2007, 60 days after the filing of this Motion.

Dated: December 20, 2006

THE DETROIT EDISON COMPANY



William S. Blair (P66838)
Attorney for Respondent
2000 Second Ave., 688 WCB
Detroit, Michigan 48226

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

In the Matter of)
The Detroit Edison Company) Docket No: CERCLA-05-2007-0002
River Rouge, Michigan,) EPCRA-05-2007-0001
Respondent)
_____) Ref. No: MM-05-2007-0001

PROOF OF SERVICE

STATE OF MICHIGAN)
) ss.
COUNTY OF WAYNE)

KENYETTA S. MITCHELL, being duly sworn, deposes and says that on the 20th day of December, 2006 she served a copy of THE DETROIT EDISON COMPANY'S SECOND MOTION FOR EXTENSION OF TIME TO FILE ANSWER, along with Proof of Service upon the parties listed on the attached service list by depositing same in the United States mail bearing postage fully prepaid.



KENYETTA S. MITCHELL

Subscribed and sworn to before
me this 20th day of December, 2006



Notary Public

KARYN BETH TEAL
NOTARY PUBLIC, STATE OF MI
COUNTY OF MACOMB
MY COMMISSION EXPIRES Jul 21, 2014
ACTING IN COUNTY OF Wayne
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REGIONAL OFFICE

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

**Docket No.: CERCLA-05-2007-0002
EPCRA-052007-0001**

Ref. No.: MM-05-2007-0001

SERVICE LIST

US EPA REGION 5

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THE DETROIT EDISON COMPANY

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