

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

RECEIVED
JAN 12 2009

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

In the ADR Matter of)


Neil R. Kennedy,)

) Docket No. TSCA-05-2008-0016

Respondent)

**ORDER GRANTING EXTENSION OF
ALTERNATIVE DISPUTE RESOLUTION PROCESS**

Complainant has filed a status report indicating that partial financial information was received from Respondent, but that additional documentation is required. The Alternative Dispute Resolution (ADR) in this matter will expire on January 12, 2009. For good cause having been shown, the ADR process is extended for 30 days, or until February 11, 2009. Additional time will allow Respondent to provide more financial information relating to an ability-to-pay the proposed penalty issue, and time for Complainant to assess this information.


Spencer Nissen
Administrative Law Judge

So Ordered.


Susan L. Biro
Chief Administrative Law Judge

Dated: January 7, 2009
Washington, D.C.

In the ADR matter of *Neil R. Kennedy*, Respondent.
Docket No. TSCA-05-2008-0016

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Granting Extension of Alternative Dispute Resolution Process**, dated January 7, 2009, was sent this day in the following manner to the addressees listed below.



Mary Angeles
Legal Staff Assistant

Original and One Copy by Facsimile and Pouch Mail to:

Tywanna Greene
Acting Regional Hearing Clerk
U.S. EPA / Region V / E-13J
77 West Jackson Boulevard
Chicago, IL 60604-3590
Fx: 312.886.9697

RECEIVED
JAN 12 2009

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

One Copy by Facsimile and Pouch Mail to:

Leslie A. Kirby-Miles, Esq.
Associate Regional Counsel
U.S. EPA / Region V / MC 13-J
77 West Jackson Boulevard
Chicago, IL 60604-3590
Fx: 312.886.0747

One Copy by Facsimile and Regular Mail to:

Damian DeGenova, Esq.
DeGenova, Frederick, Vouros & Yarwood, LTD
The Liberty Building
42 North Phelps Street
Youngstown, OH 44503-1130
Fx: 330.743-2536

Dated: January 7, 2009
Washington, D.C.