

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

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2007 DEC 20 AM 10:38

IN THE MATTER OF:)

Edward L. Murray Jr.)

Respondent.)

DOCKET NO. TSCA-05-2007-0013

CORRECTED ORDER GRANTING MOTION FOR EXTENSION OF TIME
(correcting date only)

This is a proceeding governed by the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (the Consolidated Rules), Title 40 C.F.R. Part 22.

The undersigned Presiding Officer was notified on November 29, 2007, that Respondent filed a pleading titled "Answer and Request for Extension of Time" on September 19, 2007. In that pleading, Respondent generally denied the factual allegations of the Complaint and requested a hearing and informal settlement conference as well as a 30-day extension of time "in order to fully gather all documents necessary to fully answer" the Complaint and to retain counsel in this matter. Complainant has not opposed Respondent's request. Because this pleading does not entirely comport with the requirements of the Consolidated Rules, particularly 40 C.F.R. § 22.15, and because Respondent requests more time to "fully" answer the Complaint and retain counsel, this pleading is being treated as a motion for extension of time.

Pursuant to 40 C.F.R. § 22.7(b) and for good cause shown, the unopposed Motion for Extension of Time to answer filed by Respondent Edward L. Murray is hereby GRANTED. Respondent shall have until **January 16, 2008**, to file its answer or otherwise plead in this matter. An answer should comply with 40 C.F.R. § 22.15.

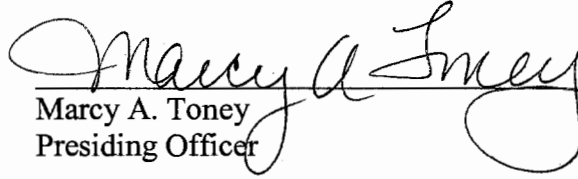
The parties are reminded that all documents filed in this matter must be served upon the opposing party and the Presiding Officer. The Presiding Officer can be served by first-class mail or by any reliable commercial delivery service addressed as follows:

Marcy A. Toney
Regional Judicial Officer
U.S. Environmental Protection Agency
Region 5
77 W. Jackson Blvd. (C-14J)
Chicago, IL 60604

Failure to file an answer or otherwise plead by January 16, 2008, could result in the issuance of a default order against Respondent and the assessment of a civil penalty.

IT IS SO ORDERED.

Date: December 20, 2007


Marcy A. Toney
Presiding Officer

IN THE MATTER OF Edward L. Murray Jr., Respondent
Docket No. TSCA-05-2007-0013

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CERTIFICATE OF SERVICE

I certify that the foregoing Corrected Order Granting Motion for Extension of Time, dated December 20, 2007, was sent this day in the following manner to the addressees:

Original hand delivered to:

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

Copy hand delivered to
Attorney for Complainant:

Cynthia A. King
U.S. Environmental Protection
Agency, Region 5
Office of Regional Counsel
77 West Jackson Boulevard (C-14J)
Chicago, Illinois 60604-3590

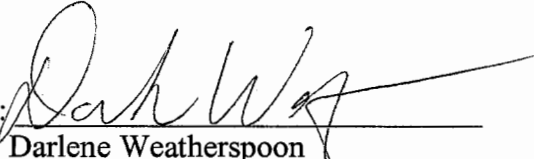
Copy by U.S. Mail First
Class to:

Edward L. Murray, Jr.
9410 Mercury Drive
Indianapolis, IN 46227

Dated:

12/20/07

By:


Darlene Weatherspoon
Administrative Program Assistant