

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1**

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In the Matter of:)
)
PropSys Management Company)
55 Lisbon Street)
Suite 2100)
Lewiston, Maine 04240)
)
Respondent.)
)
Proceeding under Section 16(a) of the)
Toxic Substances Control Act)
42 U.S.C. § 2615(a))
)
)
)

**Docket No.
TSCA-01-2009-0101**

EPA/RC
OFFICE OF
REGISTRATION
CLERK

**UNOPPOSED MOTION
TO EXTEND TIME
PERIOD IN WHICH TO
FILE ANSWER**

UNOPPOSED MOTION FOR EXTENSION OF TIME FOR FILING ANSWER

NOW COMES the Respondent, PropSys Inc., by and through undersigned counsel, and respectfully moves to extend the time period in which to file its Answer in the above-captioned matter, for 30-days, and in support says as follows:

1. On or about September 28, 2009, the Respondent was served with a Complaint alleging violations of the Residential Lead-Based Paint Hazard Reduction Act of 1992, 42 U.S.C. § 4851, federal regulations promulgated thereunder, and Section 409 of the Toxic Substances Control Act, 15 U.S.C. § 2689, and seeking civil penalties.

2. Also in the Complaint and related correspondence, the Respondent was invited to confer informally with the Complainant in order to explore the possibility of settlement. Respondent has since initiated efforts to confer informally with the Complainant, and the parties have agreed that informal settlement discussions may be productive in resolving this matter without a hearing, and that extension of the time


period in which to file the Respondent's Answer for 30 days would facilitate such discussions and potential settlement.

3. 40 CFR §22.7(b) authorizes such extensions of time for good cause shown under circumstances such as these.

4. Consequently, the Respondent respectfully requests that the time period in which to file its Answer to the Complaint be extended for thirty days from the current deadline of October 28, 2009, until November 30, 2009 (because November 28, 2009 falls on a Saturday, Respondent requests that the time period be extended to permit filing of the Respondent's Answer on Monday, November 30, 2009). The Complainant, through Enforcement Counsel William D. Chin, has been consulted and has indicated that the Complainant **does not oppose** the Respondent's request.

WHEREFORE, the Respondent respectfully requests that the time period for filing its Answer in the above-captioned matter be extended until **November 30, 2009**.

RESPECTFULLY SUBMITTED:
PropSys Inc.,
Respondent.

By: 
Malinda R. Lawrence
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Counsel for Respondent

October 23, 2009
Date

Verrill Dana^{LLP}

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October 23, 2009



Ms. Judy Lao-Ruiz
Acting Regional Hearing Clerk
U.S. EPA, Region 1
One Congress Street
Suite 1100 (Mail Code: RAA)
Boston, MA 02114-2023

Re: In the Matter of PropSys Management Company
Docket No. TSCA-01-2009-0101

Dear Ms. Lao-Ruiz:

Please find enclosed the Respondent's Unopposed Motion for Extension of Time for Filing Answer, for filing in the above-captioned matter.

Thank you for your kind attention to this matter. Please feel free to call me if you have any questions or concerns.

Sincerely,

Malinda R. Lawrence
Counsel for Respondent, PropSys Inc.

cc: William D. Chin, Enforcement Counsel, U.S. EPA, Region 1
Mr. Lee Griswold, PropSys, Inc.

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