

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I

RECEIVED
2009 OCT 28 P 3: 58
SB
EPA ORC
OFFICE OF
TECHNICAL SERVICES CLERK

IN THE MATTER OF:)
)
)
DRAPER ENERGY COMPANY,)
INCORPORATED,)
148 Forest Road)
Wilton, New Hampshire 03086)
)
ENERGY NORTH)
INCORPORATED)
1700 Shawsheen Street)
Tewksbury, Massachusetts 01867)
)
Respondents)
_____)

Docket No. CWA-01-2009-0083

ASSENTED TO JOINT MOTION OF ALL PARTIES
FOR EXTENSION OF TIME
FOR RESPONDENTS TO FILE ANSWER

Respondents, Draper Energy Company, Incorporated and Energy North Incorporated, and Complainant, Director of the Office of Environmental Stewardship, EPA, Region I, by their respective attorneys, hereby move for an extension of time for Respondents to file a written request for hearing and answer up to and including December 3, 2009.

In support of this motion, all parties state that productive settlement discussions have been held and are ongoing that may obviate the need for further administrative proceedings. All parties believe that an extension of time will allow the parties to focus on the settlement discussions, will minimize legal expense, and

will encourage an efficient resolution of this matter. No prejudice to any party will result from the granting of this motion.

All parties assent to and join in this motion.

Respectfully submitted,

DRAPER ENERGY CO., INC.

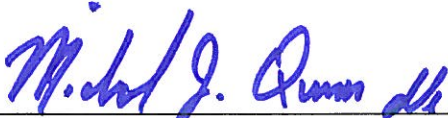
ENERGY NORTH INCORPORATED

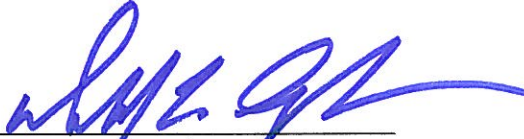
By its attorneys,

By its attorney,

McLane, Graf, Raulerson &
Middleton, P.A.

Law Office of Donald L. Anglehart, LLC

By: 

By: 

Gregory H. Smith
Michael J. Quinn
Mark C. Rouvalis
100 Market St., Suite 301
Portsmouth, NH 03801
(603) 436-2818

Donald L. Anglehart
One Broadway, 14th Floor
Cambridge, MA 02142
(617) 401-3350
email: don@anglehart.com

U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION I

By its attorney,



Andrea Simpson, Senior Enforcement Counsel
Office of Environmental Stewardship
U.S. Environmental Protection Agency, Region I
One Congress Street, Suite 1100 (SEL)
Boston, MA 02114-2023
(617) 918-1738
email: simpson.andrea@epa.gov

Dated: October 28, 2009

In the Matter of Draper Energy Co., Inc. and Energy North Incorporated
Docket No. CWA-01-2009-0083

CERTIFICATE OF SERVICE

I certify that the foregoing "Assented to Joint Motion of All Parties for Extension of Time for Respondents to File Answer" was sent to the following persons, in the manner specified, on the date below:

*Original and one copy
hand-delivered:*

Judy Lao-Ruiz
Acting Regional Hearing Clerk
U.S. EPA, Region I
One Congress Street (RAA)
Boston, MA 02114-2023

One copy hand-delivered:

Honorable Jill Metcalf
Regional Judicial Officer
U.S. EPA, Region I
One Congress Street
Boston, MA 02114-2023

Andrea Simpson
Senior Enforcement Counsel
Office of Environmental Stewardship
U.S. EPA, Region I
One Congress St., Suite 1100 (SEL)
Boston, MA 02114-2023

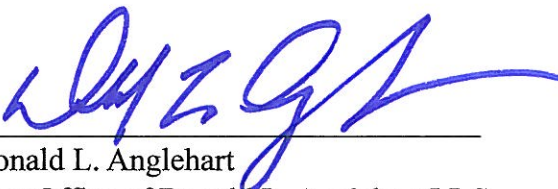
One copy by First-Class Mail:

Robert Farr, General Manager
Draper Energy Co., Inc.
148 Forest Road
Wilton, NH 03086

Michael J. Quinn
Mark C. Rouvalis
McLane, Graf, Raulerson &
Middleton, P.A.
100 Market Street, Suite 301
Portsmouth, NH 03801

Pat O'Connell, Vice President
Energy North Incorporated
1700 Shawsheen Street
Tewksbury, MA 01876

Dated: October 28, 2009:



Donald L. Anglehart
Law Office of Donald L. Anglehart LLC
One Broadway, 14th Floor
Cambridge, MA 02142