

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR**

U.S. ENVIRONMENTAL PROTECTION AGENCY
2011 MAY 11 P 12:28
CLERK HEARING

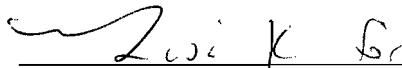
In the Matter of:)
)
DANA TRANSPORT,) **Docket No. RCRA-02-2010-7112**
)
Respondent.)

ORDER GRANTING SECOND REQUEST FOR EXTENSION OF TIME

A Prehearing Order was issued in this matter setting due dates for the parties to file a Consent Agreement and Final Order (CAFO) or for the parties to file Prehearing Exchanges. Upon Complainant's motion advising that the parties had reached a settlement in principle, the parties were granted a 60-day extension of time, until May 9, 2011, to file the CAFO or their prehearing exchanges. On May 6, 2011, Complainant submitted an Informative Motion Regarding Progress Made in Filing an Executed Consent Agreement and Final Order and Second Request for Extension of Time.

The Motion requests 20 additional days to file the CAFO, on grounds that the CAFO has been signed by Respondent and set into the concurrence process in Region 2's San Juan and New York offices. The Motion refers to the complexity of the review and concurrence process.

The Motion is hereby **GRANTED** for good cause. Accordingly, the parties shall file the fully executed Consent Agreement and Consent Order (CAFO) on or before **May 29, 2011.**




Susan L. Biro
Chief Administrative Law Judge

Date: May 6, 2011
Washington, D.C.

In the Matter of Dana Transport, Respondent
Docket No. RCRA-02-2010-7112

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Second Request For Extension Of Time**, dated May 6, 2011, was sent this day in the following manner to the addressees listed below.



Maria Whiting-Beale
Staff Assistant

Dated: May 10, 2011

Original And One Copy By Pouch Mail To:

Karen Maples
Regional Hearing Clerk
U.S. EPA
290 Broadway, 16th Floor
New York, NY 10007-1866

Copy By Regular Mail To:

Hector Velez Cruz, Esquire
Office of Regional Counsel
U.S. EPA
Centro Europa Building, Suite 417
1492 Ponce de Leon Avenue
San Juan, PR 00907-4127

Ronald B. Dana, President
Dana Container
210 East Essex Avenue
Avenel, NJ 07001