

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1 – NEW ENGLAND

IN THE MATTER OF

Cold Storage Solutions, Inc.
230 Kenneth Welch Drive
Lakeville, MA 02347

Respondent

Proceeding under Section 113(d) of the Clean
Air Act, 42 U.S.C. § 7413(d), and Section
325(c) of the Emergency Planning and
Community-Right-to-Know-Act, 42 U.S.C.
§ 11045(c)

Docket Nos. CAA-01-2013-0061
EPCRA-01-2013-0062

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ASSENTED TO MOTION TO EXTEND TIME TO FILE AN ANSWER

Now comes Respondent, Cold Storage Solutions, Inc. (“CSSI”) and hereby moves, with the assent of the United States Environmental Protection Agency (the “EPA”), to extend the date for CSSI to file an Answer to the EPA’s Administrative Complaint and Notice of Opportunity for Hearing to January 24, 2014.

In support of this motion, CSSI states the following:

1. The EPA assents to this motion.
2. The parties are actively and diligently attempting to reach an agreed-upon resolution of this action.
3. This extension of time is requested to allow additional time for CSSI and the EPA to further discuss, and hopefully resolve, this matter.
4. CSSI, with the assent of the EPA, specifically requests a six-week extension due to the upcoming retirement of CSSI’s lead counsel, Roger C. Zehntner. This extension is needed for successor counsel, Robert K. Taylor, to familiarize himself with the details of the case in order to competently advise CSSI in its ongoing settlement negotiations with the EPA.

5. CSSI also requests a six-week extension due to the interruption of work that inevitably occurs because of the holidays.

6. No party will be prejudiced by the allowance of this motion and the case's progress will not be unreasonably delayed.

WHEREFORE, CSSI respectfully requests that its Assented to Motion to Extend Time to File an Answer be allowed.

Respectfully Submitted,

COLD STORAGE SOLUTIONS, INC.

By Its Attorneys,

PARTRIDGE SNOW & HAHN, LLP



Roger C. Zehntner
Robert K. Taylor
Timothy Wenger
128 Union Street, Suite 500
New Bedford, MA 02740
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rcz@psh.com
tdw@psh.com

DATED: December 11, 2013

CERTIFICATES OF SERVICE

I hereby certify that the original and one copy of the foregoing Assented to Motion to Extend Time to File Answer was mailed, postage prepaid, on this 11th day of December, 2013 to the following:

Wanda I. Santiago, Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 1
5 Post Office Square, Suite 100
Mail Code ORA 18-1
Boston, MA 02109-3912

I hereby certify that a copy of the foregoing Assented to Motion to Extend Time to File Answer was mailed, postage prepaid, on this 11th day of December, 2013 to the following:

Christine M. Foot, Enforcement Counsel
Office of Environmental Stewardship
U.S. Environmental Protection Agency, Region 1
5 Post Office Square, Suite 100
Mail Code OES04-2
Boston, MA 02109-3912



Timothy Wenger