



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

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REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

IN THE MATTER OF)
)
KENNETH KOSMOSKI and KRISTIN) DOCKET NO. TSCA-05-2010-0006
GILLAN,)
)
)
RESPONDENTS)

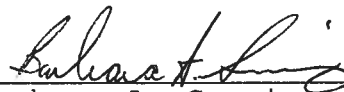
**ORDER GRANTING COMPLAINANT'S MOTION FOR EXTENSION OF TIME
TO FILE ITS INITIAL PREHEARING EXCHANGE**

This proceeding arises under the authority of Section 16(a) of the Toxic Substances Control Act, as amended, 15 U.S.C. § 2615(a), and is governed by the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (the "Rules of Practice"), 40 C.F.R. §§ 22.1-32. By Prehearing Order, issued May 20, 2010, the Complainant was instructed to submit its initial prehearing exchange information on or before September 20, 2010.

On September 17, 2010, Complainant filed a Motion for Extension of Time to File Its Initial Prehearing Exchange ("Motion") seeking a 30-day extension of the prehearing schedule. In support of its Motion Complainant states that the parties have reached an agreement in principle and both Respondents have agreed to the terms. Complainant estimates that an additional 30 days will be sufficient to finalize a Consent Agreement and Final Order ("CAFO"). According to the Motion, Respondents do not object to this Motion.

For good cause shown, the Motion is **GRANTED**. The CAFO, or Complainant's Initial Prehearing Exchange if no CAFO is filed, shall be due on or before October 20, 2010. Respondent's

Prehearing Exchange will then be due November 19, 2010, and Complainant's Rebuttal Prehearing Exchange will be due December 3, 2010.



Barbara A. Gunning
Administrative Law Judge

Dated: September 21, 2010
Washington, DC


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PROTECTION AGENCY**

In the matter of *Kenneth J. Kosmoski and Kristin Gillian*,
Respondents.
Docket No. TSCA-05-2010-0006

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Granting Complainant's Motion for Extension of Time to File it's Initial Prehearing Exchange**, dated September 21, 2010, was sent this day in the following manner to the addressees listed below.



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Legal Staff Assistant

Original and One Copy by Pouch Mail:

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(For Kristin Gillian)

Dated: September 21, 2010
Washington, D.C.

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