

# YOUNG, SOMMER ... LLC

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October 24, 2007

Helen S. Ferrara  
Regional Judicial Officer  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 16th Floor  
New York, New York 10007-1866

RE: In the Matter of Brooklyn Bottling Co.  
Docket No. EPCRA-02-2007-4007  
Request For Extension of Time To File Answer

U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG. II  
2007 OCT 29 PM 3:40  
REGIONAL HEARING  
CLERK

Dear Ms. Ferrara:

On behalf of Respondent Brooklyn Bottling Company, and with the consent and approval of Counsel for US EPA, Henry Guzman, I respectfully request a sixty (60) day extension of time until December 27th, 2007 to file an Answer to the Complaint. The initial date for filing an Answer is October 27, 2007. This is the first request for an extension.

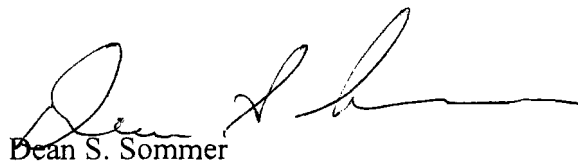
The above-captioned Complaint alleges violations of the Emergency Planning and Community Right-To-Know Act of 1986 ("EPCRA"). Respondent is in the process of putting a packet of relevant documents and information together for submission to Mr. Guzman and it is the intention of the parties to resolve this matter in a prompt manner. During the next two months, we hope to move this matter toward a Consent Agreement and would prefer to devote limited resources of the Company to a resolution of the matter rather than to legal transaction costs.

To the extent that the process of moving a settlement through Regional approvals extends a bit beyond December 27, 2007, we will advise you whether additional time is needed. However, the Respondent is already gathering the necessary documents and we have already been in touch with US EPA Counsel about the Respondent's desire to resolve the matter. As noted above, Counsel for US EPA concurs with this request.

Helen S. Ferrara  
October 24, 2007  
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If you have any questions regarding this request, please contact me at (518) 438-9907,  
Ext. 236.

Sincerely yours,



Dean S. Sommer

cc: Henry Guzmán  
Office of Regional Counsel

Karen Maples, Regional Hearing Clerk