



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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July 8, 2020
3:41 PM

DOCKET NO.: CERCLA-08-2020-0001

Received by
EPA Region VIII
Hearing Clerk

IN THE MATTER OF:)

UNITED STATES DEPARTMENT OF)
THE ARMY, ROCKY MOUNTAIN ARSENAL)

ORDER

RESPONDENT)

Pursuant to 40 C.F.R. § 22.13(b) and §§ 22.18(b)(2) and (3) of EPA’s Consolidated Rules of Practice, the Unopposed Motion for a Thirty-Day Extension of Time to File an Answer, dated July 7, 2020, is hereby **GRANTED**.

The Respondent is hereby **ORDERED** to file an answer to the Complaint on or before August 6, 2020, if the matter is not otherwise resolved before that time.

SO ORDERED THIS 8th DAY OF JULY, 2020.

KATHERIN
HALL

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HALL
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Katherin E. Hall
Regional Judicial Officer

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

IN THE MATTER OF:)
)
United States Department of the Army,)
)
Respondent.)
)
Rocky Mountain Arsenal)
Commerce City, CO,)
)
Facility.)
_____)

July 7, 2020
3:14 PM
Received by
EPA Region VIII
Hearing Clerk

CERCLA Docket No.
CERCLA-08-2020-0001

UNOPPOSED MOTION FOR A THIRTY-DAY EXTENSION OF TIME
TO FILE AN ANSWER

Pursuant to 40 C.F.R. § 22.7, Respondent, the United States Department of the Army, hereby requests an extension of time to file its answers the Administrative Complaint advanced by Regional Counsel Kenneth C. Schefski in the above-captioned case.

Good cause exists for this extension for the following reasons:

1. On June 16, 2020, the Army received the Complaint in this case. An answer is due on or about July 15, 2020.
2. Because of ongoing restrictions related to COVID-19 as well as holidays and summer schedules, additional time is needed to coordinate with Army employees and retrieve information to ensure the Army has sufficient information to provide answers and defenses in accordance with 40 C.F.R. § 22.15.
3. On July 2, 2020, Army counsel contacted EPA counsel of record to attain EPA's position on a 30 day extension of time. On July 6, 2020, EPA counsel informed Army counsel that EPA does not oppose a 30 day motion for extension of time to file an answer and authorized

the Army to state that this motion for a thirty-day extension is unopposed. Therefore, there is no prejudice to other parties as a result of the requested extension.

Based on the foregoing, the Army respectfully requests an extension of 30 days, to and including August 14, 2020, to file its answer.

Dated: July 7, 2020

Respectfully submitted,

KROHN.RYAN.
DARYL.129034
5975

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KROHN.RYAN.DARYL.129
0345975
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Major Ryan Krohn
Chief, Resource Sustainment & Restoration Branch
Environmental Law Division,
US Army Legal Services Agency
9275 Gunston Road, Fort Belvoir, VA 22060

CERTIFICATE OF SERVICE

The undersigned certifies that the attached **ORDER** granting the Unopposed Motion for a Thirty-Day Extension of Time to File and Answer dated July 7, 2020 in the matter of **UNITED STATES DEPARTMENT OF THE ARMY; DOCKET NO.: CERCLA-08-2020-0001** was filed with the Regional Hearing Clerk on July 8, 2020.

Further, the undersigned certifies that a true and correct copy of the documents were emailed to, William Lindsey, Enforcement Attorney, and sent via certified receipt email on July 9, 2020, to:

Respondent's Legal Representation

Major Ryan Krohn
Chief, Resource Sustainment & Restoration
Environmental Law Division,
US Army Legal Services Agency
ryan.d.krohn2.mil@mail.mil

July 9, 2020

MELISSA
HANIEWICZ

Digitally signed by
MELISSA HANIEWICZ
Date: 2020.07.09
12:57:38 -06'00'

Melissa Haniewicz
Regional Hearing Clerk