

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II

IN THE MATTER OF: :

New York State Department :
Of Transportation, :

DOCKET NUMBER CWA-02-2016-3403

Respondent :
:

**ORDER GRANTING RESPONDENT'S MOTION TO WITHDRAW
ANSWER AND GRANTING AN EXTENSION OF TIME TO FILE
AN ANSWER TO THE COMPLAINT**

On July 21, 2016, Respondent filed a *Motion to Withdraw Answer* which moved for an Order that its Answer be deemed withdrawn and further granting an extension of time to file its Answer. In light of the information set forth in that Motion, made for good cause shown and with the concurrence of Complainant, Respondent's Motion is hereby GRANTED and the Answer in this action is hereby withdrawn without prejudice. This action is taken pursuant to 40 CFR §22.15(d). In addition, an extension of time in which Respondent may file an answer to EPA's Complaint through October 14, 2016 is hereby granted.

Effective Date

The effective date of this Order shall be July 14, 2016.

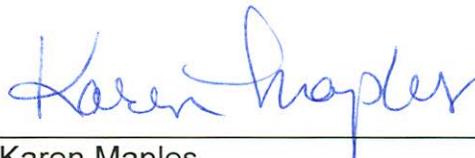
Dated: July 27, 2016


Helen S. Ferrara
Presiding Officer

CERTIFICATE OF SERVICE

I hereby certify that the **Order Granting Respondent's Motion To Withdraw Answer And Granting An Extension Of Time To File An Answer To The Complaint** by Regional Judicial Officer Helen Ferrara in the matter of **New York State Department of Transportation, Docket No. CWA-02-2016-3403**, was served on the parties as indicated below:

First Class Mail -	Keith D. Martin, Esq. Associate Attorney Division of Legal Affairs New York State Department of Transportation 50 Wolf Road, 6 th Floor Albany, New York 12232
Inter Office Mail –	Tim Murphy, Esq. Assistant Regional Counsel USEPA - Region II 290 Broadway, 16 th Floor New York, New York 10007-1866



Karen Maples
Regional Hearing Clerk
USEPA - Region II

Dated: July 27, 2016