



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:  
(C-14J)

May 11, 2007

Spencer T. Nissen  
Administrative Law Judge  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
Mail Code 1900L  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

Re: Conserve FS, Inc., Kansasville, Wisconsin.  
Docket Nos. CERCA-05-2007-0006, EPCRA-05-2007-0006,  
MM-05-2007-0002.

Dear Judge Charneski:

Attached, please find a copy of COMPLAINANT MOTION TO POSTPONE SCHEDULING HEARING for this civil administrative action which I filed today with the Regional Hearing Clerk.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Trevino".

Jeffery M. Trevino  
Associate Regional Counsel

Attachment

cc: Sonja Brooks-Woodard  
Regional Hearing Clerk  
Region 5  
U.S. Environmental Protection Agency  
77 West Jackson Boulevard (E-19J)  
Chicago, Illinois, 60604-3590

Michael A. Hughes  
David A. Crass  
Michael Best & Friedrich, LLP  
Suite 700  
One South Pinckney Street  
P.O. Box 1806  
Madison, WI 53701-1806

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**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY**

**BEFORE THE ADMINISTRATOR**

<b>In the Matter of</b>	)	
	)	
<b>Conserve FS, Inc.,</b>	)	<b>Docket Nos. CERCLA-05-2007-0006</b>
	)	<b>EPCRA -05-2007-0006</b>
<b>Respondent</b>	)	<b>MM -05-2007-0006</b>

**COMPLAINANT MOTION TO POSTPONE SCHEDULING HEARING**

Pursuant to 40 C.F.R. § 22.16 Complainant files this Motion requesting the Court postpone its scheduling of the hearing for this civil administrative action until June 10, 2007, for the following reasons.

1. The parties have agreed to a settlement in principle.
2. The parties need approximately thirty (30) days to complete, sign, and file the Consent Agreement and Final Order to resolve this action without resort to hearing.
2. Respondent supports this Motion.

Wherefore, Complainant is requesting the Court postpone its scheduling of the hearing for this civil administrative action until June 10, 2007.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jeffery M. Trevino', written over a horizontal line.

Jeffery M. Trevino  
Associate Regional Counsel  
Office of Regional Counsel  
Region 5  
U.S. Environmental Protection Agency  
77 West Jackson Boulevard (C-14J)  
Chicago, Illinois 60604-3590  
(312) 886-6729  
[trevino.jeffery@epa.gov](mailto:trevino.jeffery@epa.gov)

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of	)	
	)	
Conserve FS, Inc.,	)	Docket Nos. CERCLA-05-2007-0006
	)	EPCRA -05-2007-0006
Respondent	)	MM -05-2007-0006

CERTIFICATE OF SERVICE

I hereby certify that today I filed personally with Sonja Brooks-Woodard, Regional Hearing Clerk, Region 5, United States Environmental Protection Agency, 77 West Jackson Boulevard (R-19J), Chicago, Illinois, 60604-3590, the original document entitled COMPLAINANT MOTION TO POSTPONE HEARING for this civil administrative action, and I issued to the Court and Respondent by first class mail a copy of the original document:

Judge Spencer T. Nissen  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
Mail Code 1900L  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460-2001

Michael A. Hughes  
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Madison, WI 53701-1806

  
\_\_\_\_\_  
Jeffery M. Trevino  
Associate Regional Counsel

  
\_\_\_\_\_  
Dated