

2013 FEB -4 P 11  
REGIONAL HEARING  
CLERK  
Robert R. Tyson, Esq.  
rtyson@bsk.com  
P: 315.218.8221  
F: 315.218.8921

February 1, 2013

**VIA FEDERAL EXPRESS**

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

Re: *United Refining Company – Docket No. RCRA-02-2012-7504*  
*Request for Additional Extension*

Dear Judge Ferrara:

By Order dated October 25, 2012, the U.S. Environmental Protection Agency (“EPA”) extended the time for United Refining Company (“URC”) to answer the Complaint, Compliance Order and Notice of Opportunity for Hearing (the “Complaint”) in the referenced matter until January 3, 2013. By subsequent Order dated January 8, 2013, EPA extended the time for URC to serve its answer until February 4, 2013.

This letter is submitted to request an additional extension of time until March 1, 2013 to serve an answer to the Complaint and, if necessary, to request a hearing in this matter. In support of this request, URC states during the past month, it has engaged in discussions with EPA representatives regarding this matter, and has submitted written information in furtherance of an intended settlement of this matter. It is our understanding that EPA is currently reviewing that information. If a settlement in principle can be reached before March 1, 2013, it may be necessary to seek an additional short extension to finalize settlement documentation. Please note that EPA Assistant Regional Counsel Gary H. has consented to this request.

We are submitting the original of this letter and one copy to Karen Maples, the Regional Hearing Clerk, and an electronic copy of this letter to Mr. Nurkin.

Hon. Helen S. Ferrara  
February 1, 2013  
Page 2

Thank you for your time and consideration, and please call if you have questions.

Sincerely,

BOND, SCHOENECK & KING, PLLC

By: 

Robert R. Tyson

Att: Certificate of Service

cc: Gary Nurkin, Esq. (via e-mail only)  
Assistant Regional Counsel  
USEPA, Region 2  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

Karen Maples (via Federal Express)  
Regional Hearing Clerk  
USEPA, Region 2  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

John R. Wagner, Esq. (URC) (via e-mail only)

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of United Refining Company  
Docket No. RCRA-02-2012-7504

**CERTIFICATE OF SERVICE**

---

Sally May, certifies that on February 1, 2013, she served the original and one copy of the **Request for Extension** in this proceeding by enclosing a true and correct copy of said document in a postage prepaid, properly addressed overnight mailer and depositing same in an official depository of Federal Express overnight delivery service at One Lincoln Center, Syracuse, New York upon:

Karen Maples  
Regional Hearing Clerk  
USEPA, Region 2  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

  
\_\_\_\_\_  
Sally May

DATED: February 1, 2013