



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

In the matter of:)	Docket No. EPCRA-05-2015-0010
)	
Allegan Metal Finishing Co.)	Proceeding to Assess a Civil Penalty under
Allegan, Michigan)	Section 325(c)(1) of the Emergency Planning
)	and Community Right-to-Know Act of 1986
Respondent.)	
_____)	

**ORDER REQUIRING EXPEDITED RESPONSE TO RESPONDENT'S MOTION FOR
EXTENSION OF TIME TO FILE ANSWER**

On March 24, 2015, Respondent Allegan Metal Finishing Company (AMFC) filed Respondent's Motion for Extension of Time to Answer Complaint and Request for a Formal Hearing (Motion). The Motion sought an indefinite extension of time to respond to the Complaint and stated that, if granted, Respondent would provide a status update by May 1, 2015. Motion at 3. Proof of service of the complaint demonstrates that Respondent received the Complaint on March 1, 2015; therefore, any answer must be filed by March 31, 2015. 40 C.F.R. § 22.15(a).

Any motion for an extension of time must be filed sufficiently in advance of the due date so as to allow other parties reasonable opportunity to respond and to allow the Presiding Officer reasonable opportunity to issue an order. 40 C.F.R. § 22.7(b). Typically, a party's response to any written motion must be filed within 15 days after service of such motion; however, the Presiding Officer may set a shorter time for response. 40 C.F.R. § 22.16(b).

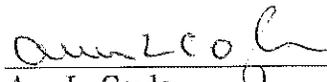
I will be unavailable to rule on any motions after March 27 through April 8, 2015; therefore, pursuant to 40 C.F.R. § 22.16(b), **Complainant must file any response to Respondent's Motion by 2:00 p.m. CDT on March 27, 2015.**

The Parties are advised that, in addition to filing the original and one copy of each document intended to be a part of the record in this matter with the Regional Hearing Clerk, a copy of each document filed in the proceeding must be served on the Presiding Officer. 40 C.F.R. § 22.5(b). In this matter, the Presiding Officer is the Regional Judicial Officer until an answer is filed. 22 C.F.R. § 22.4(b).

Pursuant to 40 C.F.R. § 22.4(c)(10), the Regional Hearing Clerk is authorized to serve this Order by electronic mail and will also provide the Parties with a hard copy of the Order.

IT IS SO ORDERED.

Date: March 26, 2015



Ann L. Coyle
Regional Judicial Officer
U.S. EPA Region 5

In the matter of: Allegan Metal Finishing Co.
Docket No. EPCRA-05-2015-0010

CERTIFICATE OF SERVICE

I certify that I sent the foregoing **ORDER REQUIRING EXPEDITED RESPONSE TO RESPONDENT'S MOTION FOR EXTENSION OF TIME TO FILE ANSWER** to the following people in the following manner:

Copy, by electronic mail:

Ann L. Coyle
Regional Judicial Officer
U.S. EPA Region 5
coyle.ann@epa.gov

Copy, by electronic mail and EPA
internal mail to attorney for Complainant:

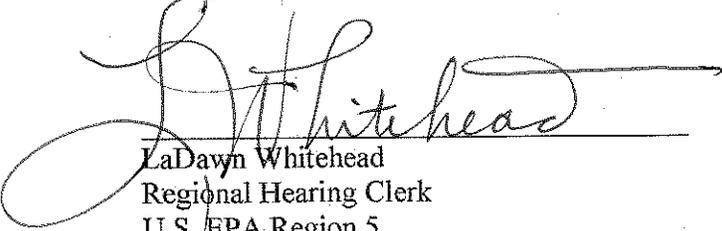
Jose DeLeon
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Copy, by electronic mail and certified mail,
return-receipt requested, to counsel for
Respondent:

Charles M. Denton
Barnes & Thornburg LLP
171 Monroe Avenue, N.W., Suite 1000
Grand Rapids, Michigan 49503
charles.denton@btlaw.com

Receipt No: 7011 1150 0000 2640 7346

On the 26 day of March, 2015


LaDawn Whitehead
Regional Hearing Clerk
U.S. EPA Region 5