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May 16, 2007

Regional Hearing Clerk (E-13J)
U.S. EPA, Region 5
77 W. Jackson Blvd.
Chicago, IL 60604

In the Matter Of: ONEAC Corporation

EPCRA-05-2007-0012 *TWD*

Dear Ms. Toney:

I am forwarding hard-copies of a motion for extension of time to Answer and request a hearing that I emailed to you for filing today in this matter.

Sincerely,

Thomas W. Daggett
Thomas W. Daggett

Enc.: Motion for Extension

cc. Susan Tennenbaum, U.S. EPA (with enc.)

I, Thomas W. Daggett, an attorney, hereby certify that I served a true and accurate copy of the enclosed Motion for Extension upon the counsel representing U.S. EPA in this matter by placing it in the U.S. Mail, 1st class postage prepaid, and addressed as follows:

Susan Tennenbaum (C-14J)
Office of Regional Counsel
U.S. EPA, Region 5
77 W. Jackson Blvd.
Chicago, IL 60604

By *Thomas W. Daggett* Date: *May 16, 2007*
Thomas W. Daggett

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

In the Matter of:)

ONEAC Corporation)
Libertyville, Illinois,)

Respondent.)
_____)

Docket No. EPCRA-05-2007-0012

Proceeding to assess a Civil Penalty
Under Section 325c, Emergency
Planning and Community Right-to-
Know Act of 1986, 42 USC 11045c

BJ

Agreed Motion for Extension of Time to Answer

NOW COMES RESPONDENT, ONEAC Corporation, by its attorney, Thomas W. Daggett of the Daggett Law Firm, Chicago, Illinois, to move for an extension of time for an additional 30 days, until June 15, 2007, to file its Answer to the Complaint in this proceeding, and states as follows:

1. ONEAC representatives have reported receiving the final Complaint in this matter in the U.S. Mail on April 16, 2007.
2. The terms of the Complaint, and the procedural rules at 40 CFR Part 22, both provide ONEAC a right to file an Answer challenging the Complaint and to request a hearing within 30 days after its receipt of the Complaint, which is May 16, 2007 in this case.
3. ONEAC's attorney and the assigned U.S. Environmental Protection Agency (U.S. EPA) attorney, Ms. Susan Tennenbaum, have reached agreement upon a settlement of the Complaint, subject to final approval and signatures on a Consent Agreement and Final Order (CAFO) by management at U.S. EPA and ONEAC, which are anticipated shortly.
4. ONEAC is filing this Motion to preserve its rights to Answer and request a hearing in the unanticipated event that the settlement is not finally approved and signed

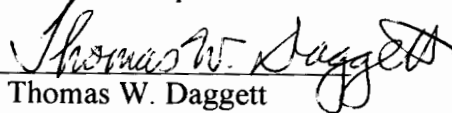
by the appropriate authorized parties at U.S. EPA and ONEAC. ONEAC expects that the CAFO to be signed by both parties and filed before the 30 day extension expires, so that no Answer will be required.

5. U.S. EPA attorney Ms. Tennenbaum has informed ONEAC's counsel of her agreement that this motion is appropriate based upon the status of the settlement negotiations, and that she will raise no objection to it.

FOR THESE REASONS, ONEAC should be granted 30 additional days, until June 15, 2007, to file its Answer and request for hearing in this matter.

Respectfully submitted,

ONEAC Corporation

By: 

Thomas W. Daggett

Daggett Law Firm

161 N. Clark Street, Suite 4950

Chicago, Illinois 60601