

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

In the Matter of:)
)
paragon firstronic of NA Corp.)
1655 Michigan Street, N.E.)
Grand Rapids, Michigan 49503)
)
Respondent.)
_____)

Docket No. EPCRA 05-2008-0022

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Motion for Complaint Answer Time Extension

The Respondent and the Complainant jointly, by undersigned counsel, request a 30 day time extension for Respondent to file an Answer to the above referenced Amended Complaint filed with the Regional Hearing Clerk on June 30, 2009. The Respondent and the Complainant are engaged in settlement discussions. We anticipate reaching agreement within the next month on a Consent Agreement and Final Order which would alleviate the need for Respondent filing an Answer in this matter.

The Respondent and the Complainant, jointly, make this motion pursuant to the Administrator's Rules which govern this proceeding, 40 CFR 22, specifically, 40 CFR 22.7(b), which provides that:

[T]he Presiding Officer may grant an extension of time for filing any document: upon timely motion of a party to the proceeding, for good cause shown, and after consideration of prejudice to other parties.... Any motion for an extension of time shall 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."

Respectfully submitted,

Dated: 7-7-09

Debra A. Krasman

Harriet Croke
Assistant Regional Counsel
Counsel for the Complainant

and

Dated: 7/2/09

Scott D. Hubbard

Scott D. Hubbard
Warner Norcross & Judd LLP
Counsel for paragon firstronic of NA Corp.

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OFFICE OF REGIONAL
COUNSEL

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Certificate of Service

I certify that I filed the original and one copy of the Motion for Complaint Answer Time Extension in this matter with the Regional Hearing Clerk (E-19J), United States Environmental Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, and that mailed by Certified Mail, Receipt No. 7001 0320 0006 0188 4749, the second original to Respondent, addressed as follows:

Mr. Scott D. Hubbard
Attorney for paragon firstronic of NA Corp.
Warner Norcross & Judd LLP
900 Fifth Third Center
111 Lyon Street NW
Grand Rapids, MI 49503-2487

and that I delivered a correct copy by intra-office mail, addressed as follows:

Marcy Toney, Regional Judicial Officer (C-14J)
United States Environmental Protection Agency
Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

On this 7th day of July, 2009.

Debra A. Klassman

Debra A. Klassman
Associate Regional Counsel

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