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October 24, 2012

*Via Federal Express and
certified mail, return receipt requested
(no. 7006 2760 0005 6375 4046)*

Regional Hearing Clerk
Mail Code 6RC-D
U.S. Environmental Protection Agency
1445 Ross Avenue, Suite 1200
Dallas TX 75202-2733

Re: Docket No. RCRA 06-2012-0947; In the Matter of Texas Barge and Boat, Inc., ID
No. TX0000095695, Respondent

Dear Clerk:

Enclosed please find Texas Barge and Boat, Inc.'s *Unopposed Motion for Extension of Time to File an Answer and Request a Hearing* in the referenced matter. Also enclosed is a copy which we request that you filestamp and return for our files.

If there are any questions, please advise.

Sincerely,



Paul R. Tough
Tom M. Weber
Attorneys for Texas Barge & Boat, Inc.

PRT/pdb

cc: Mr. Jay Przyborski (*via certified mail, return receipt requested*)

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 6
DALLAS, TEXAS

FILED
OCT 25 PM 1:52
REGIONAL HEARING CLERK
EPA REGION VI

IN THE MATTER OF:

TEXAS BARGE AND
BOAT, INC.

ID NO. TX0000095695

RESPONDENT

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DOCKET NO. RCRA 06-2012-0947

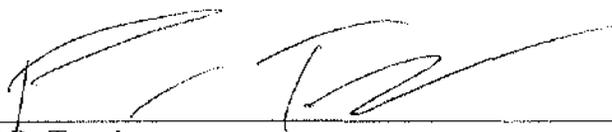
**UNOPPOSED MOTION FOR EXTENSION OF TIME
TO FILE AN ANSWER AND REQUEST A HEARING**

Texas Barge & Boat, Inc. ("TBB" or "Respondent") requests that the Regional Judicial Officer of Region 6 grant a 60-day extension of time to file its Answer and Request a Hearing in response to the above-captioned Administrative Complaint. TBB received the Complaint on October 3, 2012, so the Answer would ordinarily be due November 2, 2012. TBB requests that the Answer and Request for Hearing deadlines be extended until January 4, 2013. Good cause exists for granting this extension because TBB and EPA are currently engaged in settlement negotiations. Counsel for EPA, Jay Przyborski, does not oppose the requested extension; therefore there is no prejudice to the other party.

WHEREFORE, Respondent, TBB, respectfully requests that its Unopposed Motion for Extension of Time to File an Answer and Request a Hearing be granted, that the Regional Judicial Officer extend the deadline for TBB's Answer and Request for Hearing deadlines until January 4, 2013, and such other and further relief as appropriate.

(Signature Page Follows)

Respectfully submitted



Paul R. Tough

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ATTORNEYS FOR TEXAS BARGE & BOAT, INC.

CERTIFICATE OF SERVICE

I hereby certify that on October 24, 2012, a copy of the foregoing Unopposed Motion for Extension of Time to File an Answer and Request a Hearing in the matter of Texas Barge & Boat, Inc., Docket No. RCRA-06-2012-0947 was served as indicated below:

Overnight Express and Certified Mail – Return Receipt Requested 7006 2760 0005 6375 4046

Regional Hearing Clerk
Mail Code 6RC-D
U.S. Environmental Protection Agency
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

Certified Mail – Return Receipt Requested 7006 2760 0005 6375 4060

Mr. Jay Przyborski
Assistant Regional Counsel
Mail Code 6RC-ER
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Paul R. Tough