

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

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PROTECTION AGENCY

In the Matter of:)
)
Kathryn Y. Lewis-Campbell)
)
)
Respondent)

Docket No. TSCA-05-2009-0004

ORDER REGARDING BRIEFING SCHEDULE

On August 31, 2009, Complainant submitted to the Court a request for a "briefing schedule" with respect to the Motion for Accelerated Decision on Liability and Appropriate Penalty filed by Complainant on August 7, 2009.¹ To date, Respondent has not filed a response to Complainant's Motion for Accelerated Decision. The procedural rules for this proceeding require a party to file its response to a written motion within 15 days of service of the motion. 40 C.F.R. § 22.16. Accordingly, Respondent was required to file its response to Complainant's Motion for Accelerated Decision by August 22, 2009. In its request for a "briefing schedule," however, Complainant related that Respondent's counsel has requested that it be allowed until September 15, 2009, to file a response to Complainant's Motion for Accelerated Decision.²

Respondent's request to file its response to Complainant's Motion for Accelerated Decision by September 15, 2009, is granted. Pursuant to this request, Complainant is directed to file its reply to Respondent's response by September 25, 2009.

William B. Moran by Jennifer Wang
William B. Moran
United States Administrative Law Judge

Dated: 9/3/09
Washington, D.C.

¹ The procedural rules governing this proceeding, as set forth at 40 C.F.R. Part 22, speak to the subject of motions generally, and in the ordinary course of events, no "briefing schedule" is required.

² The Court never received a request from Respondent for an extension of time to file its response to Complainant's Motion for Accelerated Decision. The parties are reminded that any requests for extensions of time to respond to motions must be addressed to the Court.

In the Matter of Kathryn Y. Lewis-Campbell, Respondent
Docket No. TSCA-05-2009-0004

CERTIFICATE OF SERVICE

I certify that a true copy of **Order Regarding Briefing Schedule**, dated, September 3, 2009 was sent this day in the following manner to the addressees listed below:

Original and one copy by Pouch Mail to:

Ladawn Whitehead
Regional Hearing Clerk
U.S. EPA - Region 5
77 West Jackson Blvd.
Chicago, IL 60604

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Copy sent by Regular Mail and Facsimile sent to:

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Knolyn Jones
Legal Staff Assistant

Dated: September 3, 2009