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*The Prudential Tower*  
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 Street, Apt. No.;  
 or PO Box No. *Docket No. CWA-01-2008-0011,*  
 City, State, ZIP+4 *CWA-01-2008-0012, CWA-01-2008-0013*

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 City, State, ZIP+4 *Docket No. CWA-01-2008-0011,*  
*CWA-01-2008-0012, CWA-01-2008-001*

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**Sent To** *Alden Woods, Inc. and C.B. Blair Development Corp.*  
*87 Main Street*  
*Rutland, MA 01543*  
 Street, Apt. No.;  
 or PO Box No. *Docket No. CWA-01-2008-0011,*  
 City, State, ZIP+4 *CWA-01-2008-0012, CWA-01-2008-0013*

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*87 Main Street*  
*Rutland, MA 01543*  
 Street, Apt. No.;  
 or PO Box No. *Docket No. CWA-01-2008-0011,*  
 City, State, ZIP+4 *CWA-01-2008-0012, CWA-01-2008-0013*



In the Matter of Alden Woods, C.B. Blair Dvelopment Corp. and McManus Excavating, Inc.

Docket No. CWA-01-2008-0011  
CWA-01-2008-0012  
CWA-01-2008-0013

**CERTIFICATE OF SERVICE**

I certify that on this 31<sup>st</sup> day of January, 2008 the original foregoing Order was filed with the Regional Hearing Clerk, a copy was hand-delivered to Counsel for Complainant, and a copy was mailed by certified mail, return receipt requested, to Counsel for Respondent.

1/31/08  
Date

Wanda I. Santiago  
Wanda I. Santiago  
Regional Hearing Clerk  
U.S. EPA Region I  
One Congress Street  
Suite 1100 (RAA)  
Boston, Massachusetts 02114

**Counsel for Respondent:**

Ann Sobolewski  
Posternak Blankstein & Lund  
The Prudential Tower  
800 Boylston Street  
Boston, MA 02199

Clealand B. Blair, President  
Alden Woods, Inc. and C.B. Blair Development Corp.  
87 Main Street  
Rutland, MA 01543

George P. Kiritsky  
The Law Office of George P. Kiritsy, P.C.  
87 Main Street  
Rutland, MA 01543

Stephen M. Sheehy, Esq  
Skinner, Sheehy & Feis  
460 Totten Pond Rd.  
Suite 230  
Waltham, MA 02451

**Counsel for Complainant:**

Kathleen Woodward  
Senior Enforcement Counsel  
U.S. EPA Region I  
One Congress Street, Suite 1100 (SEL)  
Boston, MA 02114

January 25, 2008

BY HAND

Wanda Rivera  
Regional Hearing Clerk  
U.S. Environmental Protection Agency—Region I  
One Congress Street  
Suite 1100 Mail Code RAA  
Boston, MA 02114

Re: In the Matter of Alden Woods, Inc.  
CWA-01-2008-0011

In the Matter of C.B. Blair Development Corp.  
CWA-01-2008-0012

Dear Ms. Rivera:

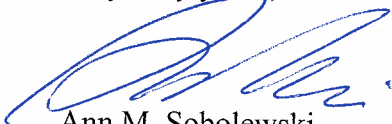
Enclosed please find the following documents for filing in the above-referenced consolidated cases:

1. Motion For Extension Of Time In Which To Answer The Administrative Complaint;
2. Proposed Order; and
3. Certificate of Service.

I have also enclosed one copy of each of these documents.

Thank you for your attention to this matter. Should you have any questions please contact me.

Very truly yours,



Ann M. Sobolewski

Enclosure

cc: Clealand B. Blair  
Rosanna Sattler, Esq.

2008 JAN 29 P 3:17

Ann M. Sobolewski  
617-973-6120  
617-722-4921 FAX  
asobolewski@pbl.com  
CLERK

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 1

In the Matter of:  ALDEN WOODS, INC. 87 Main Street Rutland, Massachusetts,  Respondent	Docket No. CWA-01-2008-0011  ANSWER TO ADMINISTRATIVE COMPLAINT AND REQUEST FOR HEARING  Proceeding Under Section 309(g) of the Clean Water Act
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In the Matter of:  C.B. BLAIR DEVELOPMENT CORP. 87 Main Street Rutland, Massachusetts,  Respondent	Docket No. CWA-01-2008-0012  ORDER GRANTING EXTENSION OF TIME IN WHICH TO ANSWER THE ADMINISTRATIVE COMPLAINT  Proceeding Under Section 309(g) of the Clean Water Act
--	--

**ORDER**

In accordance with 40 C.F.R. §22.7(b), and 22.16(c), for good cause shown, the time for Respondents, Alden Woods, Inc. and C.B. Blair Development Corp., to file an answer is extended to the close of business on March 5, 2008.

---

Jill Metcalf  
Regional Judicial Officer

Dated: \_\_\_\_\_

In the Matter of: Alden Woods, Inc.

Docket No. CWA-01-2008-0011

In the Matter of Blair Homes, Inc.

Docket No. CWA-01-2008-0012

### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing Motion For Extension Of Time In Which To Answer The Administrative Complaint and Proposed Order were sent to the following persons, in the manner specified, on the date below:

Copy hand delivered:

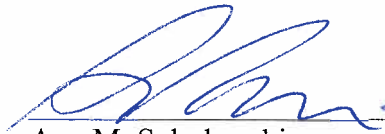
Wanda Rivera  
Regional Hearing Clerk  
U.S. EPA, Region I  
One Congress Street  
Suite 1100, Mail Code RAA  
Boston, MA 02114-2023

Copy by Overnight Mail

Kathleen E. Woodward, Esq.  
Senior Enforcement Counsel  
Office of Environmental Stewardship (SEL)  
U.S. Environmental Protection Agency  
Region I  
One Congress Street  
Boston, MA 02114-2023  
(617) 918-1780

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Stephen M. Sheehy, Esq.  
Skinner, Sheehy & Feiss  
460 Totten Pond Road  
Suite 230  
Waltham, MA 02451



---

Ann M. Sobolewski  
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Prudential Tower  
800 Boylston Street  
Boston, MA 02199-8004  
(617) 973-6100  
asobolewski@pbl.com

Dated: January 25, 2007

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 1

In the Matter of:  ALDEN WOODS, INC. 87 Main Street Rutland, Massachusetts,  Respondent	Docket No. CWA-01-2008-0011  MOTION FOR EXTENSION OF TIME IN WHICH TO ANSWER THE <sup>CLERK</sup> ADMINISTRATIVE COMPLAINT  Proceeding Under Section 309(g) of the Clean Water Act
---	---

In the Matter of:  C.B. BLAIR DEVELOPMENT CORP. 87 Main Street Rutland, Massachusetts,  Respondent	Docket No. CWA-01-2008-0012  MOTION FOR EXTENSION OF TIME IN WHICH TO ANSWER THE ADMINISTRATIVE COMPLAINT  Proceeding Under Section 309(g) of the Clean Water Act
--	--

**I. NEED FOR AN EXTENSION**

Alden Woods, Inc. ("Alden") and C.B. Blair Development Corp. ("Blair") previously moved, and were granted, an extension of time in which to Answer the Administrative Complaint in these consolidated cases. The extension was requested in order to afford the parties an opportunity to pursue settlement discussions. At that time, the parties sought to conduct settlement discussions earlier in January than the schedules of all necessary participants allowed. The parties are currently scheduled for an informal settlement conference with EPA Region 1 on January 29, 2008. The previously granted extension, however, requires the filing of an Answer by February 4, 2008. Alden and Blair believe that it is in all parties interests to devote sufficient time to an exploration of a possible settlement and the requested thirty (30) day extension should



provide adequate time to address a potential settlement of this matter prior to the submission of a formal answer.

EPA counsel Kathleen Woodward has indicated that she does not object to this extension of time in which to answer the Administrative Complaint, until March 5, 2008.

## **II. AUTHORITY TO GRANT AN EXTENSION**

Pursuant to the Consolidated Rules of Practice, 40 C.F.R. §22.7(b), the Presiding Officer may grant an extension of time for filing any document including a written answer to an Administrative Complaint, upon timely motion of a party to the proceeding, for good cause shown and after consideration of prejudice to other parties. This Motion is made in advance of the February 4, 2008 deadline for submitting the answer, is intended to allow all parties to pursue settlement of this matter at an early stage of these proceedings and is not opposed by the EPA. For these reasons, Alden and Blair's request complies with the requirements of 40 C.F.R. §22.7.

## **III. REQUEST FOR EXTENSION**

As there is no prejudice to any other party and there is good cause for an extension of time in which to file an Answer to the Administrative Complaint, Alden Woods, Inc. and C.B. Blair Development Corp. respectfully request that the time for filing their Answers to this Complaint be extended to March 5, 2008.

Respectfully Submitted.  
ALDEN WOODS, INC.  
C.B. BLAIR DEVELOPMENT CORP  
By its attorneys



Ann M. Sobolewski  
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(617) 973-6100  
asobolewski@pbl.com

Dated: January 24, 2007