

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4

IN THE MATTER OF )  
 ) Docket No. RCRA-04-2008-4008  
FBF Nuclear Container, LLC )  
 and )  
Metal Solutions Design & Fabrication, LLC )  
 and )  
Mr. David Berger )  
 )  
 Respondents. )  
\_\_\_\_\_ )

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EPA REGION 4

ORDER GRANTING UNOPPOSED MOTION FOR EXTENSION OF TIME

PLEASE TAKE NOTICE, A Motion for Unopposed Extension of Time to Answer (“Motion”) was filed in the above-captioned case on August 11, 2008 by FBF Nuclear Container, LLC, Metal Solutions Design & Fabrication, LLC and Mr. David Berger (“Respondents”), seeking a sixty (60) day extension of time to respond to the Complaint and Compliance Order filed by the Environmental Protection Agency (“EPA”) in the above-captioned matter.

Respondents seek the additional time to consider the Complaint and for the parties to engage in settlement negotiations. Based upon the reasons for the request and that EPA is unopposed to an extension, granting the Motion is appropriate.

IT IS ORDERED:

The above-referenced Motion is hereby GRANTED. Respondents’ Answer may be filed by October 12, 2008.

Dated: August 11, 2008

Susan B. Schub  
Susan B. Schub  
Regional Judicial Officer

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the foregoing **Order Granting Unopposed Motion for Extension of Time**, in the Matter of FBF Nuclear Container, LLC and Metal Solutions Design & Fabrication, LLC and Mr. David Berger, Docket No. RCRA-04-2008-4008, on the parties listed below in the manner indicated:

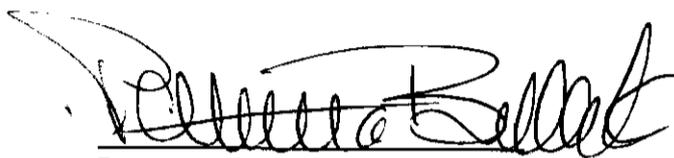
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(Certified Mail - Return  
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U.S. Environmental Protection  
Agency, Region 4  
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Atlanta, Georgia 30303

(via Intra-Office Mail)

Date: 8-12-08



Patricia A. Bullock  
Regional Hearing Clerk  
U.S. Environmental Protection  
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