



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Detroit Renovations, LLC, and) Docket No. TSCA-HQ-2018-5006
Nicole Curtis)
)
Respondents.)

ORDER ON RESPONDENT CURTIS’ UNOPPOSED MOTION FOR EXTENSION OF TIME

On July 23, 2019, Respondent Nicole Curtis (“Respondent Curtis”) filed a Motion for Extension of Time (“Motion”), requesting a general 45-day extension of time. Mot. at 1. As grounds for her request, Respondent Curtis cites the continuing nature of settlement negotiations. *Id.* Moreover, she asserts that the Motion is made in good faith and that Complainant, after being informed of the Motion, does not object to the proposed extension. *Id.*

This matter is governed by the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (“Rules of Practice”) set forth at 40 C.F.R. Part 22. The Rules of Practice provide that I “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; or upon its own initiative.” 40 C.F.R. § 22.7(b).

Here, the Motion shows good cause for the requested extension. As reflected in the Rules of Practice, Agency policy supports settlement of a proceeding without the necessity of a formal hearing. 40 C.F.R. § 22.18(b)(1). Undoubtedly, the interests of the parties and judicial economy are well served by the parties resolving this matter informally and expeditiously. Accordingly, Respondent Curtis’ Motion is hereby **GRANTED.**

Upon review of the record, this Tribunal notes that presently outstanding is the filing of the amended complaint. On June 21, 2019, I issued an Order on Complainant’s Unopposed Motion for Leave to Amend the Complaint, extending the deadline for the filing and service of the amended complaint to June 28, 2019. Nevertheless, to date, Complainant’s amended complaint has not been filed, although no further extension of the filing deadline was requested or granted.

Therefore, unless a fully executed Consent Agreement and Final Order is filed beforehand, on or before August 30, 2019, Complainant shall file and serve upon the

Respondents its Amended Complaint. Respondents shall have 20 days from such service to file their answers thereto. Additional deadlines for exchange of information and records shall be established thereafter.

SO ORDERED.



Susan L. Biro
Chief Administrative Law Judge

Dated: July 24, 2019
Washington, D.C.

In the Matter of *Detroit Renovations, LLC, and Nicole Curtis* Respondents.
Docket No. TSCA-HQ-2018-5006

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order on Respondent Curtis' Unopposed Motion for Extension of Time**, dated July 24, 2019, and issued by Chief Administrative Law Judge Susan L. Biro, was sent this day to the following parties in the manner indicated below.



Mary Angeles
Paralegal Specialist

Original and One Copy by Personal Delivery to:

Mary Angeles, Headquarters Hearing Clerk
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Ronald Reagan Building, Room M1200
1300 Pennsylvania Ave., NW
Washington, DC 20004

Copy by Electronic Mail to:

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U.S. Environmental Protection Agency
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For Complainant

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For Complainant

Copy by Electronic and Regular Mail to:

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For Respondents

Dated: July 24, 2019
Washington, D.C.