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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 9**

IN THE MATTER OF: ) DOCKET NO. CWA-09-2026-0016  
)  
)  
Henry Simpson, )  
d/b/a Buena Vista Subdivision )  
Santa Rita, Guam, )  
)  
Respondent. ) **MOTION FOR EXTENSION OF DEADLINE TO**  
) **FILE CA/FO**  
)  
)  
Proceedings under Section 309(g) of the Clean )  
Water Act, 33 U.S.C. § 1319(g). )  
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**I. Introduction.**

The Director of the United States Environmental Protection Agency (EPA), Region 9 Enforcement and Compliance Assurance Division (Complainant) filed a complaint against Henry Simpson (Respondent) on November 3, 2025. On January 6, 2026, the Administrative Law Judge

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(ALJ) issued a Prehearing Order, which contained several deadlines, including a deadline for the parties to file Consent Agreement and Final Order (“CA/FO”) with the ALJ if the parties reach an agreement to settle the dispute. On April 22, 2026 the ALJ signed an Order extending the deadline to file a CA/FO to May 22, 2026.

For the reasons outlined below, Complainant respectfully requests that the deadline to file a CA/FO with the ALJ be further extended by 14 days.

## **II. MOTION TO AMEND THE COMPLAINT**

40 CFR 22.7(b) states that the presiding officer 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.”

Complainant respectfully requests that the ALJ extend the deadline to file the CA/FO by 14 days. Complainant has good cause to request this extension. The parties have reached a settlement and memorialized the agreement in a CA/FO which has been signed by both parties. The CA/FO was filed with the Regional Hearing Clerk on May 20, 2026, but has not yet been signed by the Regional Judicial Officer. An extension would allow time for the Regional Judicial Officer to sign the CA/FO. The Respondent will not be prejudiced by the extension because Respondent has invested time and resources into negotiating the settlement and has already signed the CA/FO.

Because the parties have reached a settlement, which has been filed with the Regional Hearing Clerk and will be fully executed once the Regional Judicial Officer signs the CA/FO, Complainant respectfully requests that the deadline to file the CA/FO be extended by 14 days to give the Regional Judicial Officer time to sign the CA/FO.

**III. CONCLUSION**

For the reasons laid out above, the Complainant respectfully requests that the deadline to file the courtesy copy of the CA/FO with the ALJ be extended 14 days.

Respectfully submitted,

For Complainant:

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**CERTIFICATE OF SERVICE**

*In the matter of Henry Simpson d/b/a Buena Vista Subdivision*

EPA Docket No. CWA-09-2026-0016

I certify that the foregoing Motion For Extension of Deadline to File CA/FO was served pursuant to the *Standing Order Authorizing Electronic Filing in Proceedings Before the Administrative Law Judges Division, Order Urging Electronic Filing and Service*, and the Order of Designation to the following parties in the manner indicated below:

Original by ALJD E-Filing System to:

Mary Angeles, Headquarters Hearing Clerk  
Administrative Law Judges Division  
U.S. Environmental Protection Agency  
[https://yosemite.epa.gov/OA/EAB/EAB-ALJ\\_Upload.nsf](https://yosemite.epa.gov/OA/EAB/EAB-ALJ_Upload.nsf)

Copy by Electronic Mail to:

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