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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. ) **JOINT MOTION FOR EXTENSION OF**  
) **DEADLINES IN PREHEARING ORDER**  
)  
)  
Proceedings under Section 309(g) of the Clean )  
Water Act, 33 U.S.C. § 1319(g). )  
)  
\_\_\_\_\_ )

**In re: Henry Simpson  
Docket No. CWA-09-2026-0016**

## **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 d/b/a Buena Vista Subdivision (Respondent) on November 3, 2025. On January 6, 2026, the Administrative Law Judge (ALJ) issued a Prehearing Order, which contained several deadlines, including deadlines for the parties to conduct a settlement conference, file a status report and preliminary statement, and conduct prehearing exchanges. On January 22, 2026, the ALJ granted a joint motion to extend the deadlines in the Prehearing order to give the parties additional time to arrange a settlement conference, to accommodate the scheduling difficulties caused by the time zone differences between the parties, and to give Complainant time to file an Amended Complaint.

The parties now file this joint motion requesting further extension of the deadlines in the Prehearing Order by at least 30 days, to allow the parties additional time to continue engaging in settlement discussions.

## **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.”

The parties jointly request that the ALJ extend the deadlines in the Prehearing Order by at least another 30 days to give the parties additional time to engage in a settlement conference. The parties met for settlement conferences on February 9 and February 26, and have exchanged several emails regarding settlement in the interim. The parties have an

additional settlement conference scheduled for March 3. At this time, the parties remain hopeful that a settlement can be reached, avoiding the need for further litigation. An additional 30-day extension of the deadlines in the Prehearing Order would allow the parties time to further explore opportunities for settlement.

**III. CONCLUSION**

For the reasons laid out above, the parties respectfully move the ALJ to GRANT its Motion to Extend the Deadlines in the Prehearing Order by at least another 30 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 Deadlines in the Prehearing Order 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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