



**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR**

**In the Matter of:** )  
 )  
**Pepperell, LLC,** ) **Docket No. CWA-01-2026-0030**  
 )  
**Respondent.** )

**ORDER ON REQUEST FOR EXTENSION OF TIME**

This matter began with the filing of a Complaint against Pepperell, LLC (“Respondent”) by the Director of the Enforcement and Compliance Assurance Division for the U.S. Environmental Protection Agency, Region 1 (“Complainant”), on March 3, 2026, alleging violations of the Clean Water Act. On April 3, 2026, Respondent filed an Answer in which it requested a hearing. This matter was then transferred to the Administrative Law Judges Division on April 8, 2026. On April 10, 2026, I was designated to preside over this matter. See Order of Designation.

Also on April 10, 2026, I issued the Prehearing Order, setting deadlines for the filing of certain documents, including a Preliminary Statement and a Status Report. See Prehearing Order at 1-2. Complainant timely filed their Preliminary Statement and Status Report<sup>1</sup> on May 1, 2026. In the Status Report, Complainant recounts that the parties had a productive settlement conference on April 17, 2026. Rep. at 1. Complainant conveys that it has “renewed its request for the Respondent’s financial information”—a step that it suggests will “enable further negotiations and determine Respondent’s ability to pay a penalty[.]” Rep. at 1. Complainant states that Respondent plans to provide this financial information by June 1, 2026, which Complainant will then supply to a third-party contractor for financial analysis, a process that may entail additional requests for financial information from Respondent. Rep. at 1. In light of these forecasted events, “Complainant respectfully requests additional time for the parties to continue negotiating an amicable resolution of this matter.” Rep. at 2.

The Prehearing Order directs the parties to engage in the prehearing exchange of information pursuant to 40 C.F.R. § 22.19(a). Prehearing Order at 2-4. Under the schedule set by the Prehearing Order, Complainant’s Initial Prehearing Exchange is due May 22, 2026—before Respondent will have shared its financial information with Complainant. Prehearing Order at 4. Hence, in the Status Report, “Complainant requests that this deadline be extended ninety (90) days to August 20, 2026.” Rep. at 2.

---

<sup>1</sup> Complainant’s Status Report is titled “Status Report & Request for Extension of Time.”

Pursuant to the Rules governing this proceeding, set out at 40 C.F.R Part 22, “The Presiding Officer may . . . [r]ule upon motions, requests, and offers of proof, and issue all necessary orders[.]” 40 C.F.R. § 22.4(c)(2). Moreover, the Rules specify 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[.]” *Id.* § 22.7(b). I find that there is good cause to grant the request for additional time: allowing the parties to continue their settlement negotiations, and giving them time to compile and review Respondent’s financial information, may foster an outcome satisfactory to both parties. The request was timely made, and no party will be prejudiced by allowing a three-month extension.<sup>2</sup> Therefore, the request is **GRANTED**.

The adjusted deadlines for the prehearing exchange of information are as follows:

- |                           |                                            |
|---------------------------|--------------------------------------------|
| <b>August 20, 2026</b>    | Complainant’s Initial Prehearing Exchange  |
| <b>September 10, 2026</b> | Respondent’s Prehearing Exchange           |
| <b>September 24, 2026</b> | Complainant’s Rebuttal Prehearing Exchange |

Any other deadline set by the Prehearing Order, such as the deadline for filing dispositive motions, is extended accordingly.

In addition, Complainant is ORDERED to file regular Status Reports to keep the Tribunal apprised of the status of this matter. The due dates for these Status Reports are **June 1, 2026**; **July 1, 2026**; and **July 31, 2026**.

**SO ORDERED.**

  
\_\_\_\_\_  
Michael B. Wright  
Chief Administrative Law Judge

Dated: May 6, 2026  
Washington, D.C.


---

<sup>2</sup> Complainant states that the Status Report is filed “with the consent of Counsel for Respondent.” Rep. at 2.

In the Matter of *Pepperell, LLC*, Respondent.  
Docket No. CWA-01-2026-0030

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **Order on Request for Extension of Time**, dated May 6, 2026, and issued by Chief Administrative Law Judge Michael B. Wright, was sent this day to the following parties in the manner indicated below.

  
Alyssa Katzenelson  
Staff Attorney

Copy by ALJD E-Filing System to:  
U.S. Environmental Protection Agency  
Administrative Law Judges Division  
[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:  
Jaegun Lee  
U.S. Environmental Protection Agency, Region 1  
Office of Regional Counsel  
5 Post Office Square, Suite 100  
Mail Code 4-WD  
Boston, Massachusetts 02109-3912  
Email: [lee.jaegun@epa.gov](mailto:lee.jaegun@epa.gov)  
*For Complainant*

Copy by Electronic Mail to:  
Edward L. Dilworth, III  
Dow's Law Office, P.A.  
8 Danforth Street  
P.O. Box 349  
Norway, Maine 04268  
Email: [ted@dowslawoffice.com](mailto:ted@dowslawoffice.com)  
*For Respondent*

Dated: May 6, 2026  
Washington, D.C.