



UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of: )  
)  
FLEXABAR CORPORATION and ) Docket No. FIFRA-02-2008-5120  
FLEXDEL CORPORATION, )  
)  
Respondents. )

ORDER GRANTING SECOND MOTION FOR EXTENSION OF TIME

By Motion dated March 26, 2009, the Complainant moved for an extension of time to file the Consent Agreement and Final Order. The Motion fails to indicate the Respondents' position in regard thereto.

Section 22.7(b) of the Rules of Practice (40 C.F.R. § 22.7(b)) provides 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 Motion is hereby, **GRANTED**, as set forth below:

Good cause exists for the granting of the Motion in that it is in the interest of the parties and judicial economy for the parties to settle this matter on mutually agreeable terms rather than litigate the matter to conclusion. The Motion indicates that the parties are circulating for concurrence and signature a Consent Agreement and require an additional two week period to complete the process. In that a hearing in this case has yet to be scheduled, no prejudice will result from a brief delay. Therefore, the parties shall have until **April 15, 2009** to file the fully executed Consent Agreement and Final Order.

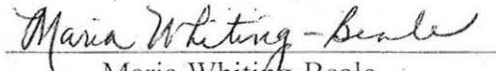
  
Susan L. Biro  
Chief Administrative Law Judge

Dated: March 30, 2009  
Washington, D.C.

In the Matter of Flexabar Corporation and Flexdel Corporation, Respondents  
Docket No. FIFRA-02-2008-5120

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Second Motion For Extension Of Time**, dated March 30, 2009, was sent this day in the following manner to the addressees listed below.

  
\_\_\_\_\_  
Maria Whiting-Beale  
Staff Assistant

Dated: March 31, 2009

Original And One Copy By Hand To:

Karen Maples  
Regional Hearing Clerk  
U.S. EPA  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

Copy By Pouch Mail To:

Naomi Shapiro, Esquire  
Assistant Regional Counsel  
U.S. EPA  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

Copy By Regular Mail To:

David F. Michelman, Esquire  
Michelman & Bricker, PC  
2207 Chestnut Street  
Philadelphia, PA 19103