



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Carl Grissom,) Docket No. CWA-10-2021-0035
)
Respondent.)

ORDER ON JOINT MOTION FOR EXTENSION OF TIME

On June 24, 2021, Complainant U.S. Environmental Protection Agency, Region 10, reported that the parties to this matter had reached a settlement in principle; Complainant accordingly requested an extension of the deadline for filing the Consent Agreement and Final Order (“CA/FO”). See Status Report and Request for Extension (June 24, 2021). That request was granted by the undersigned, and the parties were given a 60-day extension to file their CA/FO with the Regional Hearing Clerk or start the prehearing exchange of information process. See Order on Request for Extension of Time (June 29, 2021). The CA/FO is currently due on September 14, 2021.

On August 12, 2021, the parties filed a Joint Motion for an Extension of Time to Filing Deadlines (“Joint Motion”). In the Joint Motion, the parties relate that Respondent Carl Grissom has signed a Consent Agreement. J. Mot. at 2. Even so, the parties convey that extra time is needed for filing the CA/FO in order to secure the signatures of EPA officials and comply with regulatory requirements that mandate a period of public notice. J. Mot. at 2. The parties therefore request a 14-day extension to the current filing deadlines. J. Mot. at 2. The parties assert that no party will be prejudiced because they both agree to the extension. J. Mot. at 2.

Pursuant to the Consolidated Rules of Practice governing this proceeding, set forth at 40 C.F.R. Part 22, the presiding officer is empowered to “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[.]” 40 C.F.R. § 22.7(b). I find there is good cause to allow this extension of time, and I agree that neither party will be prejudiced by granting this extension. The Joint Motion is **GRANTED**. The new deadlines are as follows:

The fully-executed CA/FO shall be filed with the Regional Hearing Clerk on or before **September 28, 2021**; in addition, a courtesy copy shall be filed with the Headquarters Hearing Clerk. If a fully-executed CA/FO is not filed by this date, then the Prehearing Exchanges called for in the Prehearing Order (June 4, 2021) shall be filed and served on or before the following deadlines:

- Tuesday, September 28, 2021** Complainant’s Initial Prehearing Exchange
- Tuesday, October 19, 2021** Respondent’s Prehearing Exchange
- Tuesday, November 2, 2021** Complainant’s Rebuttal Prehearing Exchange

Any remaining deadlines set by the Prehearing Order, such as that for filing a joint motion for the appointment of a neutral, are extended accordingly.

SO ORDERED.




Susan L. Biro
Chief Administrative Law Judge

Dated: August 18, 2021
Washington, D.C.

In the Matter of *Carl Grissom*, Respondent.
Docket No. CWA-10-2021-0035

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order on Joint Motion for Extension of Time**, dated August 18, 2021, and issued by Chief Administrative Law Judge Susan L. Biro, was sent this day to the following parties in the manner indicated below.



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Paralegal Specialist

Copy by OALJ E-Filing System to:
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For Complainant

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For Respondent

Dated: August 18, 2021
Washington, D.C.