UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of:

ISOCHEM NORTH AMERICA, LLC,

) Docket No. TSCA-02-2006-9143

Respondent.

ORDER ON MOTION TO STAY HEARING

By Motion dated April 30, 2008, the Complainant moved to stay the hearing in this case currently scheduled to begin on May 14, 2008. As reason therefor, it states that the parties have reached an oral settlement as to the total penalty amount and payment terms. The Motion suggests that the parties' Consent Agreement memorializing the settlement will be filed on or before June 4, 2008.

It is noted that this case, initiated on March 21, 2006, is currently the oldest case on this Judge's docket and its pendency has passed the 18 month goal the Office of Administrative Law Judges has for completing cases. Therefore, simply staying the hearing indefinitely seems inappropriate. Instead, to give the parties adequate time to memorialize their settlement and file their Consent Agreement in lieu of hearing, the hearing date in this case will be postponed. Therefore, unless a Consent Agreement is filed in this action beforehand, the hearing of this matter will now begin on **June 30, 2008**. The parties may if they wish file prehearing briefs on or before Friday, **June 20, 2008** and any prehearing Motions shall be filed on or before **June 9, 2008**.

Susan L/Biro Chief Administrative Law Judge

Dated: May 1, 2008 Washington, D.C. <u>In the Matter of ISOCHEM North America LLC</u>, Respondent Docket No. TSCA-02-2006-9143

CERTIFICATE OF SERVICE

I certify that the foregoing **Order On Motion To Stay Hearing** dated May 1, 2008 was sent this day in the following manner to the addressees listed below.

Maria Witng-Beale Maria Whiting-Beale

Maria WHiting-Beale Staff Assistant

Dated: May 1, 2008

Original and One Copy by Pouch Mail To:

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