



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Dave Erlanson, Sr., Individual) Docket No. CWA-10-2016-0109
)
)
Swan Valley, Idaho)
Respondent.)

ORDER GRANTING EXTENSION OF TIME

On August 11, 2016, I issued a Prehearing Order that, among other tasks, directed the parties to engage in a settlement conference on or before September 16, 2016, and the Complainant to file a status report on or before September 23, 2016.

On September 23, 2016, Mark Pollot, Esq., entered a notice of appearance on behalf of Respondent, who previously was unrepresented. Also that day, Complainant filed a status report indicating it had engaged in a teleconference with Mr. Pollot and that the parties agreed he needed more time to become familiar with the case. Consequently, Complainant now requests an extension of time to hold a settlement conference no later than October 25, 2016, and to file a second status report no later than November 1, 2016.

Complainant’s request for an extension is **GRANTED**. The deadlines contained in the Prehearing Order (Aug. 11, 2016) are revised as follows:

The parties are directed to engage in a settlement conference on or before **October 25, 2016** and to attempt to reach an amicable resolution of this matter. Without mentioning any specific terms of settlement, Complainant shall file a Status Report regarding this conference and the status of settlement, on or before **November 1, 2016**. If the case is settled, a fully-executed Consent Agreement and Final Order shall be filed with the Regional Hearing Clerk no later than **November 11, 2016**, and a copy submitted to the undersigned.

The prehearing exchanges shall be filed *in seriatim* fashion, as directed in the Prehearing Order, pursuant to the following revised schedule:

- November 11, 2016** Complainant’s Initial Prehearing Exchange
- November 28, 2016** Respondent’s Prehearing Exchange(s)

December 5, 2016

Complainant's Rebuttal Prehearing Exchange

In addition to observing the extended deadlines, the parties shall continue to follow all other instructions contained in the previously issued Prehearing Order.

SO ORDERED.



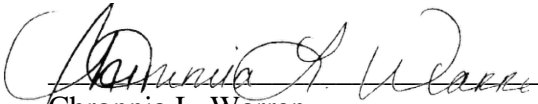
Susan L. Biro
Chief Administrative Law Judge

Dated: September 26, 2016
Washington, D.C.

In the Matter of Dave Erlanson, Sr., Respondent
Docket No. CWA-10-2016-0109

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **ORDER GRANTING EXTENSION OF TIME**, issued by Chief Administrative Law Judge Susan L. Biro and dated September 26, 2016, was served this day in the following manner to the addressees listed below:


Chronnia L. Warren
Paralegal Specialist

Original and One Copy Hand Delivery to:

Mary Angeles
Headquarters Hearing Clerk
U.S. EPA
Mail Code 1900R
1200 Pennsylvania Avenue, NW
Washington, DC 20460-2001

Copy by Regular Mail and E-Mail to:

Endre Szalay
Assistant Regional Counsel
U.S. Environmental Protection Agency, Region 10
1200 Sixth Avenue, Suite 900, MS ORC-113
Seattle, Washington 98101
Email: szalay.endre@epa.gov

Mark L. Pollot, Esq.
2576 E. Sadie Drive
Boise, ID 83616
Email: conresctr@cableone.net

Dated: September 26, 2016
Washington, DC