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BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:)	DOCKET NO.
)	CWA-10-2016-0109
Dave Erlanson, Sr., Individual)	
)	RESPONDENT'S REQUEST FOR
Swan Valley, Idaho)	EXTENSION OF TIME TO FILE
)	PREHEARING EXCHANGE
<u>Respondent.</u>)	

COMES NOW Respondent Dave Erlanson and requests an extension of time for the filing of respondent's prehearing exchange in the above-captioned matter. The current date for the filing of respondent's prehearing exchange is Friday, April 28, 2017. Respondent requests that this date be extended to May 8, 2017.

This request is necessitated by an extended illness suffered by counsel for respondent, the undersigned Mark L. Pollot. Counsel is a sole practitioner and responsible for all pleadings, documents, and other activities on respondent's behalf pertaining to this matter. The illness has required longer time to treat and a recovery period greater than anticipated during which time he has suffered exacerbation of the illness. This course of treatment and recovery has interfered with counsel's ability to devote full time to this and other matters for which he is responsible although counsel has worked as diligently as his condition has allowed. It has become apparent to undersigned counsel as of the date of this motion that, despite his best efforts, he cannot adequately complete the task of preparing and filing respondent's prehearing exchange by April 28, 2017, although he is confident he will be able to do so by May 8, 2017 although the illness at issue seems to have now been fully resolved. At intervals, Mr. Pollot has communicated his status to Counsel

for Complainant, Mr. Szalay. On the date of this motion, counsel for respondent contacted Mr. Szalay by email to determine whether Complainant would object. By return email, Mr. Szalay indicated undersigned counsel may represent to the court that EPA does not object to an extension of 10 days provided that EPA's rebuttal due date is similarly moved out 10 days.

Respondent therefore respectfully requests that an order be issued granting said extension of time from April 28, 2017 to May 8, 2017.

Respectfully submitted this 26th Day of April, 2017

/s/ Mark L. Pollot
Mark L. Pollot
Counsel for Respondent, Dave Erlanson