



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF)
)
CYCLE CHEM, INC.,) DOCKET NO. TSCA-03-2009-0209
)
)
RESPONDENT)

ORDER RESCHEDULING HEARING

On May 20, 2010, the undersigned issued an Order Scheduling Hearing in this case. Pursuant to that Order, the parties were directed to file a joint set of stipulated facts, exhibits, and testimony by July 16, 2010. The hearing was scheduled for August 9 through August 13, 2010, in Philadelphia, Pennsylvania.

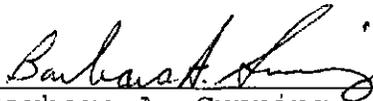
On May 26, 2010, counsel for Complainant made telephone contact with the undersigned's legal staff assistant to notify the undersigned of a scheduling conflict. Counsel for Complainant subsequently submitted Complainant's Motion to Reschedule Hearing and Joint Stipulation Filing Deadline ("Complainant's Motion"),^{1/} in which he represents that counsel for Respondent does not object to Complainant's Motion. For good cause shown, the hearing will be postponed. Upon agreement of the parties, the new hearing schedule is as follows.

The parties shall file a joint set of stipulated facts, exhibits, and testimony on or before **September 23, 2010**. See Section 22.19(b)(2) of the Rules of Practice, 40 C.F.R. § 22.19(b)(2). The Hearing in this matter will be held beginning at 9:30 a.m. on Monday, October 18, 2010, in Philadelphia, Pennsylvania, continuing if necessary through October 22, 2010. The Regional Hearing Clerk will make appropriate arrangements for

^{1/} Counsel for Complainant submitted not only a paper copy of Complainant's Motion but also a copy on CD, pursuant to the Prehearing Order issued by Judge Moran on February 3, 2010. The parties are hereby advised that no CD is necessary for future filings. Such filings should be submitted on paper only.

a courtroom and retain a stenographic reporter. The parties will be notified of the exact location and of other procedures pertinent to the hearing when those arrangements are complete. Individuals requiring special accommodation at this hearing, including wheelchair access, should contact the Regional Hearing Clerk at least five business days prior to the hearing so that appropriate arrangements can be made.

IF ANY PARTY DOES NOT INTEND TO ATTEND THE HEARING OR HAS GOOD CAUSE FOR NOT BEING ABLE TO ATTEND THE HEARING AS SCHEDULED, IT SHALL NOTIFY THE UNDERSIGNED AT THE EARLIEST POSSIBLE MOMENT.



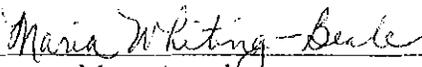
Barbara A. Gunning
Administrative Law Judge

Dated: May 28, 2010
Washington, DC

In the ADR matter of *Cycle Chem, Inc.*, Respondent
Docket No. TSCA-03-2009-0209

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Rescheduling Hearing**, dated May 28, 2010, was sent this day in the following manner to the addressees listed below.



Mary Angeles
Legal Staff Assistant

Original and One Copy by Pouch Mail To:

Lydia A. Guy
Regional Hearing Clerk (3RC00)
U.S. EPA, Region III
1650 Arch Street
Philadelphia, PA 19103-2029
Fx: 215.814.2603

One Copy by Facsimile and Pouch Mail To:

A.J. D'Angelo, Esquire
Assistant Regional Counsel
U.S. EPA, Region III
1650 Arch Street
Philadelphia, PA 19103-2029
Fx: 215.814.2603

One Copy by Facsimile and Regular Mail To:

James M. Hazen, Esquire
Attorney at Law
One River Centre
331 Newman Springs Road
Building 1, 4th Floor, Ste. 143
Red Bank, NJ 07701
Fx: 732.865.7720

Dated: June 1, 2010
Washington, D.C.