



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF:)	
)	
PENNANT FOODS CO.,)	Docket Nos.: EPCRA-05-2009-0005
)	CERCLA-05-2009-0001
Respondent.)	MM-05-2009-0002

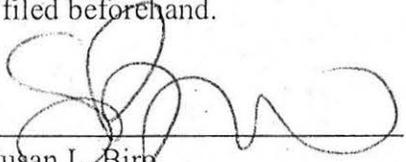
ORDER GRANTING UNOPPOSED MOTION FOR EXTENSION OF TIME

Pursuant to a Prehearing Order previously issued in this matter, Respondent's Prehearing Exchange was due on or before March 27, 2009. By Motion dated March 9, 2009, and received by the undersigned on March 16, 2009, Respondent moved for an extension of time to file its Prehearing Exchange based upon the parties having reached a settlement. The Motion indicates that Complainant does not oppose the granting of the extension.

The Motion is hereby, **GRANTED**, as set forth below:

Section 22.7(b) of the Rules of Practice (40 C.F.R. § 22.7(b)) provides that the Presiding Officer may 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.

Good cause exists for the granting of the Motion in that it is in the interest of the parties and judicial economy for the parties to settle this matter on mutually agreeable terms rather than litigate the matter to conclusion. The Motion indicates that the parties have reached an agreement and are in the process of circulating the Consent Agreement for signature. In that a hearing in this case has yet to be scheduled, no prejudice will result from a brief delay. Therefore, Respondent shall have until **April 27, 2009** to file its Prehearing Order unless a the fully executed Consent Agreement and Final Order is filed beforehand.



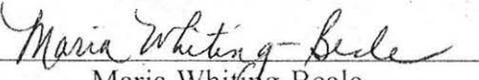
Susan L. Biro
Chief Administrative Law Judge

Dated: March 16, 2009
Washington, D.C.

In the Matter of Pennant Foods Company, Respondent
Docket Nos. EPCRA-05-2009-0005, CERCLA-05-2009-0001 & MM-05-2009-0002

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Unopposed Motion For Extension Of Time**, dated March 16, 2009, was sent this day in the following manner to the addressees listed below.



Maria Whiting-Beale
Staff Assistant

Dated: March 17, 2009

Original And One Copy By Pouch Mail To:

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