



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ADMINISTRATOR

2014 SEP -3 AM 9:30

In the Matter of:)
Advanced Recovery, Inc.,) Docket No. RCRA-02-2013-7106
Respondent)

ORDER ON RESPONDENT'S REQUEST FOR EXTENSION OF TIME

On August 19, 2014, the undersigned issued an order requiring Respondent, by September 2, 2014, to either: file and serve certain information and documentation related to its proposed expert testimony, or inform this Tribunal and Complainant that it does not intend to introduce that evidence at the hearing.

On September 2, 2014, Respondent filed a letter stating therein that it has retained an expert, however, "she has not yet prepared a report." Respondent requests an extension of time to file its expert discovery information until "the end of business on September 5, 2014." Respondent adds that it has been cooperating with EPA since the beginning of the case, and hopes to reach a settlement agreement before a hearing becomes necessary. Respondent asserts that an extension of time "will surely help us to do exactly that."

The procedural rules governing this proceeding, set forth at 40 C.F.R. Part 22, state that the presiding officer may grant filing extensions "upon timely motion . . . for good cause shown, and after consideration of prejudice to other parties." 40 C.F.R. 22.7(b).

Upon consideration and for good cause shown, Respondent's request shall be treated as a motion, which is hereby GRANTED.

SO ORDERED.

Handwritten signature of Christine D. Coughlin

Christine D. Coughlin
Administrative Law Judge

Date: September 3, 2014
Washington, D.C.

In the Matter of *Advanced Recovery*, Respondent.
Docket No. RCRA-02-2013-7106

CERTIFICATE OF SERVICE

I hereby certify that true copies of this **Order on Respondent's Request for Extension of Time**, issued by Christine D. Coughlin, Administrative Law Judge, dated September 3, 2014, were sent to the following parties in the manner indicated:



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Dated: September 3, 2014
Washington, DC