

**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR**

<b>In the Matter of:</b>	)	
	)	
<b>Nicor Gas,</b>	)	<b>DOCKET NO. TSCA-HQ-2015-5017</b>
	)	
<b>Respondent.</b>	)	

**UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO FILE DISPOSITIVE MOTIONS**

In accordance with 40 C.F.R. §§ 22.7(b) and 22.16(a) of the *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits*, Complainant, the Acting Director of the Waste and Chemicals Enforcement Division of the United States Environmental Protection Agency, submits this Unopposed Motion for Extension of Time to Submit Dispositive Motions.

One of the attorneys on Complainant’s case team has encountered an unexpected family event for which she has taken leave to attend to emergency family affairs. Complainant intends to submit a dispositive motion for accelerated decision in the matter before this court and requests an additional four weeks to do so, given the aforementioned unexpected event.

As stated in the Administrative Law Judge’s April 18, 2016 Prehearing Order, “dispositive motions must be filed within 30 days after the due date of the Complainant’s Rebuttal Prehearing exchange.” Thirty days after October 7, 2016 would be November 7<sup>th</sup>. Complainant requests, for good cause pursuant to Rule 22.7(b) of the Consolidated Rules of Practice (40 C.F.R. § 22.7(b)), that the deadline for dispositive motions be extended for a four weeks, to December 5<sup>th</sup>, 2016.

For the forgoing reasons, Complainant respectfully requests that this Motion be granted.

Prior to filing this Motion, the undersigned contacted the opposing party as to the relief requested herein and the Respondent does not oppose this Motion. In addition, opposing counsel respectfully requested Complainant inform the tribunal that Respondent may move for additional discovery as part of a subsequent non-dispositive motion.

Respectfully Submitted,

Counsel for EPA:

10.20.2016  
Date

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