

FILED

2012 DEC 27 AM 10:15

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX

US EPA - REGION IX
HEARING CLERK

IN THE MATTER OF:)

Fry's Electronics, Inc.,)
Respondent)

U.S. EPA Docket No.)
FIFRA-09-2012-0006)

ORDER GRANTING RESPONDENT'S THIRD MOTION FOR EXTENSION
OF TIME TO FILE ANSWER

By motion filed December 21, 2012, the parties, Fry's Electronics, Inc. ("Respondent") and the United States Environmental Protection Agency ("Complainant") seek an extension of time, up to and including January 28, 2013 for Respondent to file an answer to the Complaint.


Consolidated Rules of Practice, 40 C.F.R. § 22.07(b), provides that a motion for extension of time may be granted "for good cause shown, and after consideration of prejudice to other parties."

It appears that good cause exists for the extension of time, and there will be no prejudice to either party from granting the requested extension.

IT IS THEREFORE ORDERED THAT:

The time for Respondent to answer the Complaint and request a hearing is extended to and including January 28, 2013.

Dated: December 21, 2012


Steven L. Jawgiel
Regional Judicial Officer
U.S. EPA, Region IX

CERTIFICATE OF SERVICE

I certify that the original of the fully executed Order Granting Respondent's Third Motion for Extension of Time to File Answer, in the matter of Fry's Electronics, Inc. (**Docket #: FIFRA-09-2012-0006**) was filed with the Regional Hearing Clerk, U.S. EPA, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, and that a true and correct copy of the same was sent to the following parties:

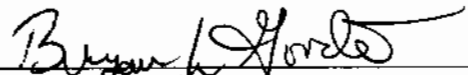
A copy was mailed via CERTIFIED MAIL to:

Alexis J. Curotto, Esq.
Fry's Electronics, Inc.
600 E. Brokaw Road
San Jose, CA 95112

CERTIFIED MAIL NUMBER: 7010 2780 0000 8388 8044

A copy was hand-delivered to the following U.S. EPA case attorney:

Edgar Coral, Esq.
Office of Regional Counsel
U.S. EPA, Region IX
75 Hawthorne Street
San Francisco, CA 94105



Bryan K. Goodwin
Regional Hearing Clerk
U.S. EPA, Region IX

12/27/12
Date