



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF:)
)
DATOM PRODUCTS, INC.) DOCKET NO. CAA-03-2011-0055
and WAYNE HIGHLANDS)
SCHOOL DISTRICT,)
)
)
RESPONDENTS)

ORDER GRANTING MOTION TO STAY PROCEEDINGS

On May 25, 2011, the undersigned issued an order granting Complainant's motion for an extension of time to file prehearing exchanges, based on the representation that the parties had reached a comprehensive settlement in principal.


On June 13, 2011, Complainant filed the instant Motion to Stay Proceedings ("Motion"). Complainant's Motion does not cite authority or provide a particularly strong reason for its request. Complainant merely states that it requests a stay "for a brief period in order to enable Counsel for EPA to determine whether certain pending investigations will require disclosures to opposing Counsel and/or the Tribunal." Mot. at 1. Complainant further states that counsel for Respondents do not oppose this Motion.

The regulations governing these proceedings, the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits (the "Rules of Practice"), 40 C.F.R. §§ 22.1 et seq., direct the Administrative Law Judge to avoid delay in the proceedings governed by the Rules. 40 C.F.R. § 22.4(c).

Although Complainant's Motion does not cite authority and has not presented a particularly strong case, the undersigned will grant a sixty (60) day stay of the proceedings.^{1/}

^{1/} In its Motion, Complainant promised to submit to this Tribunal a status update no later than thirty (30) days following a stay order. Accordingly, Complainant shall submit a status update to this Tribunal on or before July 15, 2011.

Accordingly, the Motion is **GRANTED**, and the proceedings are STAYED until September 18, 2011.



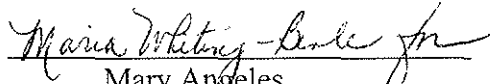
Barbara A. Gunning
Administrative Law Judge

Dated: June 15, 2011
Washington, DC

In the Matter of *Datom Products, Inc. and Wayne Highlands School District*, Respondents
Docket No. CAA-03-2011-0055

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Granting Motion To Stay Proceedings**, dated June 15, 2011, was sent in the following manner to the addressees listed below.


Mary Angeles
Legal Staff Assistant

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Dated: June 15, 2011