



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
930 Port Street, Inc.,) Docket No. RCRA-03-2021-0090
)
Respondent.)

**ORDER ON MOTION TO POSTPONE RESPONDENT’S PREHEARING EXCHANGE
DEADLINE**

I issued a Prehearing Order (“Order”) in this matter on June 24, 2021. Among other instructions, the Order set deadlines for the parties to complete the prehearing exchange process and directed Respondent to submit its prehearing exchange documents by August 27, 2021. *See* Order at 2-4.


On July 8, 2021, Respondent moved for a 35-day extension of its prehearing exchange deadline. *See* Motion to Postpone Respondent’s Prehearing Exchange Deadline (“Motion”). In its Motion, Respondent states that it needs more time to gather the documents required for its defense, including its assertion that it is unable to pay the proposed penalty. Mot. at 1-2. Respondent further states that it discussed its need for more time with counsel for the Agency and that the Agency does not object to an extension. Mot. at 2.

Under the rules governing this proceeding, I “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; or upon [my] own initiative.” 40 C.F.R. § 22.7(b). Respondent has satisfied these factors for the reasons stated in its Motion.

Accordingly, Respondent’s Motion is **GRANTED**. The deadlines for Respondent to file its prehearing exchange and for the Agency to file its rebuttal prehearing exchange are extended to the following dates:

October 1, 2021 Respondent’s Prehearing Exchange
October 15, 2021 Agency’s Prehearing Exchange

SO ORDERED.


Christine Donelian Coughlin
Administrative Law Judge

Dated: July 13, 2021
Washington, D.C.

In the Matter of *930 Port Street, Inc.*, Respondent.
Docket No. RCRA-03-2021-0090

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order on Motion to Postpone Respondent's Prehearing Exchange Deadline**, dated July 13, 2021, and issued by Administrative Law Judge Christine Donelian Coughlin, was sent this day to the following parties in the manner indicated below.



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Paralegal Specialist

Original by OALJ E-Filing System to:
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Dated: July 13, 2021
Washington, D.C.