

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 7  
11201 RENNER BOULEVARD  
LENEXA, KANSAS 66219  
BEFORE THE ADMINISTRATOR**

<b>IN THE MATTER OF</b>	)	
	)	<b>Docket No. FIFRA-07-2022-0142</b>
	)	
<b>CBD American Shaman, LLC,</b>	)	
	)	<b>MOTION FOR EXTENSION OF</b>
	)	<b>TIME TO FILE PREHEARING</b>
<b>Respondent.</b>	)	<b>EXCHANGE AND/OR A CONSENT</b>
	)	<b>AGREEMENT AND FINAL ORDER</b>

Complainant U.S. Environmental Protection Agency ("EPA") hereby respectfully submits the following Motion for Extension of Time to File Prehearing Exchange and/or a Consent Agreement and Final Order.

1. On June 20, 2023, Complainant filed a First Motion for Extension of Time to File Prehearing Exchange and/or a Consent Agreement and Final Order ("First Motion"). On June 21, 2023, this Court granted the First Motion.
2. On July 17, 2023, Complainant filed a Second Motion for Extension of Time to File Prehearing Exchange and/or a Consent Agreement and Final Order ("Second Motion"). On July 18, 2023, this Court granted the Second Motion.
3. The parties have agreed to a settlement in principle. However, execution of the Consent Agreement and Final Order will require review and approval of several people and has been briefly delayed by technological difficulties.
4. Therefore, Complainant files this motion to extend the following deadlines:
  - a. A Consent Agreement and Final Order is currently due August 25, 2023.

Complainant requests that this deadline be extended two weeks, to September

- 8, 2023.
- b. Complainant's Initial Prehearing Exchange is currently due August 25, 2023. Complainant requests that this deadline be extended two weeks, to September 8, 2023.
- c. Respondent's Prehearing Exchange is currently due September 15, 2023. Complainant requests that this deadline be extended two weeks, to September 29, 2023.
- d. Complainant's Rebuttal Prehearing Exchange is currently due September 29, 2023. Complainant requests that this deadline be extended two weeks, to October 13, 2023.
5. Complainant has consulted with Respondent on this motion, and this motion is not opposed by Respondent.

RESPECTFULLY SUBMITTED this 16<sup>th</sup> day of August, 2023.

---

For the Complainant  
Katherine Kacsur  
Assistant Regional Counsel  
11201 Renner Boulevard  
Lenexa, Kansas 66209  
(913) 551-7734  
*kacsur.katherine@epa.gov*

CERTIFICATE OF SERVICE

I certify that the foregoing Motion for Extension of Time to File Prehearing Exchange and/or a Consent Agreement and Final Order, Docket No. Docket No. FIFRA-07-2022-0142, has been submitted electronically using the OALJ E-Filing System.

A copy was sent by email to Nicholas Porto, Registered Agent and counsel, American Shaman Botanicals, LLC, at *nporto@portolaw.com*.

Date: August 16<sup>th</sup>, 2023

---

Katherine Kacsur  
Assistant Regional Counsel  
11201 Renner Boulevard  
Lenexa, Kansas 66209  
(913) 551-7734  
*kacsur.katherine@epa.gov*