

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

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

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 1, 2023, Complainant and Respondent held a settlement conference.
2. On June 5, 2023, Complainant and Respondent held another conference to discuss settlement.
3. On June 7, 2023, Complainant and Respondent held a telephone call to discuss settlement.
4. Counsel for Complainant was out of office for training the week of June 12-16, 2023.
5. On June 20, 2023, Complainant filed a 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.
6. The parties have made meaningful progress toward settlement. However, settlement will require further discussion between the parties.

7. Therefore, Complainant files this motion to extend the following deadlines:
 - a. A Consent Agreement and Final Order is due July 28, 2023. Complainant requests that this deadline be extended four weeks, to August 25, 2023.
 - b. Complainant's Initial Prehearing Exchange is due July 28, 2023. Complainant requests that this deadline be extended four weeks, to August 25, 2023.
 - c. Respondent's Prehearing Exchange is due August 18, 2023. Complainant requests that this deadline be extended four weeks, to September 15, 2023.
 - d. Complainant's Rebuttal Prehearing Exchange is due September 1, 2023. Complainant requests that this deadline be extended four weeks, to September 29, 2023.
8. Complainant has consulted with Respondent on this motion, and this motion is not opposed by Respondent.

RESPECTFULLY SUBMITTED this 17th day of July, 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: July 17th, 2023

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