

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:

Freedom Performance, LLC,

Respondent.

Docket No.
CAA-HQ-2019-8362

**JOINT MOTION FOR EXTENSION OF TIME FOR RESPONDENT
TO ANSWER COMPLAINT**

The Director of the Air Enforcement Division of the United States Environmental Protection Agency's Office of Civil Enforcement ("Complainant") and the Respondent, Freedom Performance, LLC ("Respondent") file this Joint Motion for Extension of Time for Respondent to Answer Complaint ("Joint Motion") pursuant to 40 C.F.R. § 22.7(b) and 22.16 of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. Part 22 ("Rules of Practice").

The Rules of Practice provide that the Presiding Officer 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 its own initiative. 40 C.F.R. § 22.7(b). Good cause exists to grant the request for an extension of time to respond to the Complaint. The time to file an Answer or response to the Complaint should be extended to allow for the possibility of settlement.

As grounds for seeking an extension of time to file an answer to the Complaint filed in this proceeding, the parties have engaged in efforts since the filing of the Complaint to resolve the matters alleged in the Complaint and the extension of time would allow the parties time to focus their efforts to achieve full resolution of these matters through negotiation of a settlement. Complainant does not object to the extension of time to file an answer to the Complaint.

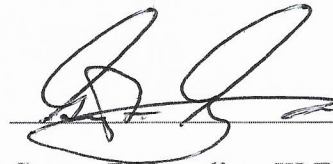
The Parties respectfully request that the Presiding Officer issue an Order granting an extension of time to answer the Complaint until June 11, 2019.

4/15/2019

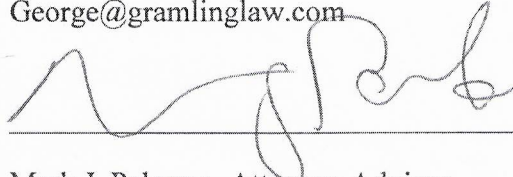
Date

Apr 11, 2019

Date



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CERTIFICATE OF SERVICE

I certify that the foregoing Joint Motion for Extension of Time for Respondent to Answer Complaint ("Joint Motion") was filed and served on the Office of Administrative Law Judges ("OALJ") this day by electronic delivery using the OALJ E-Filing System.

I certify that a copy of the Joint Motion was sent this day via email to the Complainant at the email address below:

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11/15/2019
Date


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