

**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 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. On August 16, 2023, Complainant filed a Third Motion for Extension of Time to File Prehearing Exchange and/or a Consent Agreement and Final Order ("Third Motion"). On August 17, 2023, this Court granted the Third Motion
4. The parties have agreed to a settlement in principle.
5. Therefore, Complainant files this motion to extend the following deadlines:
 - a. A Consent Agreement and Final Order is currently due September 8, 2023.

Complainant requests that this deadline be extended four weeks, to October 6, 2023.

b. Complainant's Initial Prehearing Exchange is currently due September 8, 2023. Complainant requests that this deadline be extended four weeks, to October 6, 2023.

c. Respondent's Prehearing Exchange is currently due September 29, 2023. Complainant requests that this deadline be extended four weeks, to October 27, 2023.

d. Complainant's Rebuttal Prehearing Exchange is currently due October 13, 2023. Complainant requests that this deadline be extended four weeks, to November 10, 2023.

6. Complainant communicated its intention to file this motion with Respondent and has not received a response.

RESPECTFULLY SUBMITTED this 6th day of September, 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. 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: September 6, 2023

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