

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF

U.S. DEPARTMENT OF VETERANS AFFAIRS,

) DOCKET NO. RCRA-02-2008-7507

RESPONDENT

## ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE PREHEARING EXCHANGE

On December 8, 2009, Complainant filed its second Motion for Extension of Time to File Prehearing Exchange. Complainant states that Respondent is in agreement with the Motion. In support of the Motion, Complainant states that the parties have developed a Supplemental Environmental Project ("SEP") and Consent Agreement and Final Order ("CAFO") which are in the process of being reviewed by officials in both agencies.

For good cause shown, Complainant's Motion is **GRANTED**. The Prehearing Exchange will be postponed for the final time while the parties work on finalizing the SEP and CAFO. The Prehearing Exchange due date is extended to January 27, 2010.

Barbara A. Gunning Administrative Law Judge

Dated: December 15, 2009 Washington, DC In the matter of *U.S. Department of Veterans Affairs*, Respondent. Docket No. RCRA-02-2008-7507

## CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Granting Motion for Extension of Time to File Prehearing Exchange,** dated December 15, 2009, was sent this day in the following manner to the addressees listed below.

Mar

Mary Angeles Legal Staff Assistant

Original and One Copy by Facsimile and Pouch Mail to:

Karen Maples Regional Hearing Clerk US EPA, Region II 290 Broadway, 16<sup>th</sup> Floor New York, NY 10007-1866

One Copy by Facsimile and Pouch Mail to:

Carl R. Howard, Esq. Assistant Regional Counsel U.S. EPA Region II 290 Broadway, 16<sup>th</sup> Floor New York, NY 10007-1866

One Copy by Facsimile and Regular Mail to:

Joy Vilardi Rizzuto, Esq. Senior Attorney Dept. of Veterans Affairs Office of Regional Counsel VA Caribbean Healthcare System 10 Casia Street San Juan, PR 00921-3201

Dated: December 16, 2009 Washington, D.C.