UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 6

In the Matter of	§
	§
City of Breaux Bridge,	§ DOCKET NO. CWA-06-2014-1774
Respondent	§
	§

COMPLAINANT'S MOTION FOR EXTENSION OF PREHEARING ORDER DEADLINES

The U.S. Environmental Protection Agency, Region 6 ("Complainant") respectfully requests that the Administrative Law Judge grant a 45-day extension to all the deadlines starting from October 17, 2014 on that are specified in the PREHEARING ORDER issued by the Administrative Law Judge on September 4, 2014, in the above-captioned matter for the reasons discussed below.

- As a result of negotiations, the Parties have reached an agreement in principle. Respondent has delivered a Consent Agreement and Final Order ("CAFO"), signed by Respondent, to Complainant.
- Although not instructed to do so by Complainant, Respondent has delivered to the
 U.S. Environmental Protection Agency payment of the assessed penalty agreed to by the Parties.
- 3. Unfortunately, Complainant's staff is unable to confirm whether public notice was published in which the public was invited to comment regarding the Administrative Complaint issued to Respondent; therefore, Complainant published the public notice on October 9, 2014.

 The public has 30 days, until November 9, 2014, to provide comment pursuant to 40 C.F.R. 22.45.

- 4. As a result, Complainant cannot file the CAFO until the expiration of thirty day comment period. Therefore, Complainant is requesting 45 days extension of the Prehearing Order deadlines set from October 17, 2014 on. More than 30 days are requested so that Complainant is able to address any comments that may be provided by the public. Complainant expects to be able to file the CAFO shortly after the 30 day public comment expires.
- Complainant's attorney has discussed this Motion with Respondent's attorney,and Respondent's attorney concurs with the contents of the Motion and does not object.
- 6. This Motion for Extension is not sought for the purpose of delay, but rather for the purpose of seeking and finalizing settlement to avoid the expense and time associated with administrative litigation.

RESPECTFULLY SUBMITTED

Efren Ordoñez

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For Complainant

CERTIFICATE OF SERVICE

I certify that the original of the foregoing COMPLAINANT'S MOTION FOR EXTENSION OF PREHEARING ORDER DEADLINES was efiled with the Headquarters Hearing Clerk, and a true and correct copy was sent to the following on this the 10th of October, 2014 in the following manner:

VIA EMAIL:

Mr. Chester R. Cedars, Esq. Post Office Box 845
Breaux Bridge, LA 70517
ccedars@16jda.com
Respondent's Attorney

Efren Ordoñez