

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2**

-----X  
In the Matter of :  
 :  
New Jersey Department of : MOTION FOR EXTENSION OF TIME TO  
Corrections, : FILE PREHEARING EXCHANGES  
 :  
Respondent. : Docket No. RCRA-02-2014-7102  
 :  
Proceeding Under Section 3008 :  
of the Solid Waste Disposal Act, :  
as amended :  
-----X

**MOTION FOR EXTENSION OF TIME TO FILE PREHEARING EXCHANGES**

Counsel for Complainant and counsel for Respondent have conferred on this Motion and counsel for Respondent has authorized the under-signed to submit this Motion For Extension Of Time To File Prehearing Exchanges for the parties.

As per your Honor's Order On Motion For Extension Of Time To File Prehearing Exchanges dated September 10, 2014, Complainant's Pre-hearing Exchange (PHE) is due October 20, 2014. However, as the parties have made significant progress toward settlement, the parties have agreed to respectfully request the grant of an additional thirty (30) days to resolve this matter. As of this writing, Complainant has drafted a Consent Agreement and Final Order and has sent it to Respondent in draft as EPA management reviews it. The undersigned believes that management will approve the draft CAFO. Respondent's management is also currently reviewing the draft CAFO.

Based on the above, and the parties' wishes to avoid unnecessary costs preparing and reviewing pre-hearing exchanges, on behalf of the parties, Complainant respectfully requests the aforementioned grant of additional time for the parties to file PHEs. The grant of an additional thirty (30) days should be sufficient. Respondent's attorney joins in this request.

Respectfully submitted,

October 16, 2014  
Dated:



Carl R. Howard  
Assistant Regional Counsel  
Environmental Protection Agency - Region 2  
290 Broadway  
New York, New York 10007-1866  
(212) 637-3216

**In the Matter of New Jersey Department of Corrections**  
**Docket No. RCRA-02-2014-7102**

CERTIFICATE OF SERVICE

I certify that I have this day caused (or am causing) to be sent the foregoing Motion For Extension of Time to File Prehearing Exchanges to the following addressees listed herein in the manner listed below:

Copy by  
Electronic mail to:

Honorable M. Lisa Buschmann  
Administrative Law Judge  
U. S. Environmental Protection Agency

And,


Headquarters Hearing Clerk

Sent via [OALJfiling@epa.gov](mailto:OALJfiling@epa.gov),

Copy by Regular Mail  
courtesy copy via  
Electronic mail to  
Attorney for Respondent:

Melinda S. Haley, Esquire  
Special Legal Advisor  
Office of the Commissioner  
State of New Jersey  
Department of Corrections  
P.O. Box 863  
Trenton, NJ 08625-0863  
Melinda.haley@doc.state.nj.us

October 15, 2014  
Dated:



Carl R.Howard