

BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:

JACKSON & SON DISTRIBUTORS, INC.,
dba JACKSON AND SON OIL,

Seaside, Oregon,

Respondent.

DOCKET NO. CWA-10-2025-0023

**JOINT MOTION FOR ADDITIONAL
EXTENSION OF TIME**

COMES NOW, the United States Environmental Protection Agency Region 10 (“Complainant”), by and through its undersigned counsel and pursuant to 40 C.F.R. § 22.7(b), to respectfully request that this Tribunal grant an extension of time and extend the deadlines set forth in its February 27, 2025, Order by an additional 60 days. Complainant has conferred with Respondent and Respondent has agreed to join Complainant in this Motion.

40 C.F.R. Part 22 allows this Tribunal to “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.” 40 C.F.R. § 22.7(b).

On February 26, 2025, the Parties jointly requested a 30-day extension of time to allow ongoing settlement negotiations to continue, which this Tribunal granted. Since that time, Complainant has been preparing its prehearing exchange.

As this Tribunal is aware, a new presidential administration took office on January 20, 2025. The EPA needs an additional sixty (60) days to coordinate and brief new administration officials about the issues raised in this case prior to filing its Prehearing Exchange. The Parties agree that neither will be prejudiced by the requested deadline extensions.

This Tribunal recently found that the EPA adequately established that “good cause” existed for a sixty (60) day deadline extension to allow the EPA to “brief new Agency officials

about this case and the underlying statute” following the change in presidential administration. *See In the Matter of GEO Grp., Inc.*, 2025 EPA ALJ LEXIS 13; *see also In re State DOT & Pub. Facilities*, 2025 EPA ALJ LEXIS 16. Additionally, Courts routinely grant stays or abeyances where, as here, there is a change in administration. *See, e.g., Order* (Docket Entry No. 20), *American Free Enterprise Chamber of Commerce v. EPA*, Case No. 25-89 (9th Cir. Feb. 19, 2025) (staying challenge to agency action following change in administration); *Order* (Docket Entry No. 13), *Alaska Community Action on Toxics v. EPA*, Case No. 21-70168 (9th Cir. Apr. 6, 2021) (same). The Parties have therefore established there is “good cause” for an extension of the deadlines pursuant to 40 C.F.R. § 22.7(b).

The Parties therefore respectfully request that the new deadlines for prehearing exchanges shall be:

June 9, 2025

Complainant’s Initial Prehearing Exchange

June 30, 2025

Respondent’s Prehearing Exchange

July 14, 2025

Complainant’s Rebuttal Prehearing Exchange

Respectfully submitted,

U.S. ENVIRONMENTAL PROTECTION
AGENCY, REGION 10:

DATE

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DATE

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In the Matter of *Jackson & Son Distributors, Inc., d/b/a Jackson and Son Oil*, Respondent.
Docket No. CWA-10-2025-0023

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Joint Motion for Additional Extension of Time**, dated April 7, 2025, was sent this day to the following parties in the manner indicated below.

Ashley Bruner
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Copy by OALJ E-Filing System to:

U.S. Environmental Protection Agency
Office of Administrative Law Judges
https://yosemite.epa.gov/OA/EAB/EAB-ALJ_Upload.nsf

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Dated: April 7, 2025