



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Dave Erlanson, Sr.) Docket No. CWA-10-2016-0109
)
Respondent.)

ORDER GRANTING RESPONDENT’S REQUEST FOR EXTENSION OF TIME

On February 24, 2017, I issued a Second Prehearing Order in this matter, establishing certain prehearing filing deadlines. The Second Prehearing Order set the filing deadline for Respondent’s Prehearing Exchange as April 28, 2017, and the filing deadline for Complainant’s Rebuttal Prehearing Exchange as May 12, 2017.

On April 26, 2017, Respondent filed a Request for Extension of Time to File Prehearing Exchange (“Request for Extension”), requesting that the filing deadline for Respondent’s Prehearing Exchange be extended from April 28, 2017, to May 8, 2017, due to Respondent’s counsel experiencing illness and associated complications. In the Request for Extension, Respondent’s counsel represents that he contacted Complainant with regard to this motion, and that Complainant does not object to the requested extension conditional on a commensurate extension being granted for Complainant’s Rebuttal Prehearing Exchange.

The rules that govern this proceeding, set forth at 40 C.F.R. Part 22, authorize the Presiding Officer to grant an extension of time for filing of any document for good cause shown upon motion, after consideration of prejudice to the other parties. 40 C.F.R. § 22.7(b). As the Request for Extension shows good cause and is agreed upon by the parties, granting it is appropriate. Accordingly, the Request for Extension is hereby **GRANTED**. Respondent shall file his Prehearing Exchange **on or before May 8, 2017**, and Complainant shall file its Rebuttal Prehearing Exchange **on or before May 22, 2017**.

SO ORDERED.

Christine Donelian Coughlin

Christine Donelian Coughlin
Administrative Law Judge

Date: April 27, 2017
Washington, D.C.

In the Matter of *Dave Erlanson, Sr.*, Respondent
Docket No. CWA-10-2016-0109

CERTIFICATE OF SERVICE

I certify that the foregoing Order Granting Respondent's Request for Extension of Time, dated and issued by Administrative Law Judge Christine Donelian Coughlin on April 27, 2017, was sent this day to the following parties in the manner indicated below.



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Original and One Copy by Hand Delivery to:

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Dated: April 27, 2017
Washington, D.C.