



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1415 ROSS AVENUE SUITE 1000

DALLAS, TEXAS 75202-2133

November 13, 1991

BY FACSIMILE

Honorable Frank W. Vanderheyden
Administrative Law Judge, A-110
U.S. Environmental Protection Agency
401 M St. S.W.
Washington, DC 20460

Re: In the Matter of James Cuthbertson,
Floyd Richardson & Popile, Inc.,
Docket No. RCRA-VI-832-H

Dear Judge Vanderheyden:

Counsel for Respondent and Complainant have reached a settlement in principle in the above-captioned matter.

Therefore, the parties jointly request that hearing of the matter be continued to allow preparation and approval (including the approval of the Department of Justice) of the necessary settlement documents. At the time of consummation of the settlement, the parties propose to forward to the Court the final settlement document and various motions necessary to conclude and close out the case.

In conjunction with the proposed continuance, the parties also request that the schedule for the Respondents' response to Complainant's pending motion for partial accelerated decision be stayed.

Thank you for your attention to this matter.

Sincerely yours,

John Dugdale
Counsel for Complainant

Allan Gates
Counsel for Respondent

cc: Lorena Vaughn

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