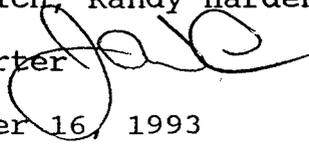


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File
Order # 5
007/035

MEMORANDUM

TO: Joe Helfrich, Randy Harden

FROM: Jim Carter 

DATED: December 16, 1993

RE: Sunnyside Cogeneration Associates NOVs N93-40-5-9, N93-32-5-2
and N93-40-6-4.

I have reviewed the letter of December 14, 1993 from Sunnyside Cogeneration Associates (SCA) requesting extensions of time for abatement of the above-identified violations from December 15, 1993 to December 31, 1993. We have previously discussed the extent to which SCA has exercised diligence in abating these NOVs, and the progress made towards abatement to date.

It is unfortunate that SCA did not anticipate that labor issues might arise in attempting to complete abatement of N93-40-5-9 which would interfere with the abatement of the remaining NOVs as well. Nevertheless, I find that abatement of all three NOVs has been hampered by labor disputes, and that extension of the time for abatement of all three NOVs may be appropriately extended to December 31, 1993. Please prepare the appropriate modifications of N93-40-5-9, N93-32-5-2 and N93-40-6-4.