

1 As a result, on September 29, 2009, Design/Construction Defendants requested from the
2 United States and the Owners a ninety-day extension of the performance deadlines outlined in the
3 Remedial Plan. While the United States has agreed to the extension, the Owners have agreed only
4 to extend the exterior performance deadline by ninety-six days to coincide with the July 21, 2010,
5 deadline. The Owners oppose the extension of the interior performance deadline.

6 The court has reviewed the parties' arguments and finds that good cause exists to extend the
7 interior performance deadline by ninety days. The problems arising out of JCP&D's bankruptcy
8 have been resolved, and Design/Construction Defendants now appear ready to proceed with the
9 remediation of the interior units.

10 If the parties seek and are unable to agree to any additional extensions, the court will grant
11 or deny such extensions only after an evidentiary hearing.

12 IT IS THEREFORE ORDERED that Design/Construction Defendants shall complete the
13 modifications to the interior of the ground floor units of the subject property as set forth in
14 Section II.A.2., Paragraph 17, of the Remedial Plan and Section 4.0 of Appendix A on or before
15 October 19, 2010.

16 IT IS SO ORDERED.

17 DATED this 29th day of December 2009.



18
19
20 LARRY R. HICKS
UNITED STATES DISTRICT JUDGE