

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY 2010 APR -6 PM 3:05
REGION 8

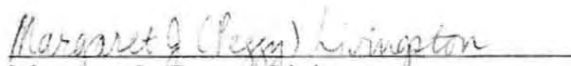
FILED
EPA REGION VIII
HEARING CLERK

IN THE MATTER OF:) Docket No. CWA-08-2009-0034
)
)
Petroleum Development)
Corporation,)
)
)
) Proceeding to Assess Class I Civil Penalty
) Under Sections 309 and 311
) of the Clean Water Act
Respondent.)

STATUS REPORT

This Status Report is submitted in response to the Regional Judicial Officer's directive, during a March 4, 2010, Status Conference, to file a Status Report by April 5, 2010. EPA Region 8 and the Respondent have had settlement discussions since the March 4, 2010, Status Conference. The parties request another 30 days for settlement discussions. If no settlement in principle is reached by May 5, 2010, then the parties request that the Regional Judicial Officer establish a schedule for further litigation of this matter.

Respectfully submitted,


Margaret J. (Peggy) Livingston
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Legal Enforcement Program
Office of Enforcement, Compliance
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U.S. Environmental Protection Agency
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IN THE MATTER OF: PETROLEUM DEVELOPMENT CORPORATION
DOCKET NUMBER: DOCKET No. CWA-08-2009-0034

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the date indicated below, the original and one true and correct copy of the foregoing Status Report were both hand-carried to and filed with the Regional Hearing Clerk,

Tina Artemis, Region 8 Hearing Clerk
U.S. Environmental Protection Agency, Region 8
1595 Wynkoop Street
Denver, Colorado 80202-1129

The undersigned also certifies that on the date indicated below, a true and correct copy of this document was hand delivered at the same time to:

Hon. Elyana R. Sutin
Regional Judicial Officer
U.S. Environmental Protection Agency, Region 8
1595 Wynkoop Street
Denver, Colorado 80202-1129

The undersigned also certifies that on the date indicated below, a correct copy of this same document sent via certified mail to:

Roger Freeman
Davis, Graham & Stubbs, LLP
1550 17th Street, Suite 500
Denver, CO 80202
Certified Mail No. 7005 0390 0000 4845 6337

Date: April 6, 2010

By: 
Dayle De Arvil