

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2

U.S. ENVIRONMENTAL  
PROTECTION AGENCY  
REGION 2  
2011 JUN 23 P 3:47  
REGIONAL HEARING  
CLERK

In the Matter of:

Eastman Kodak Company,  
Rochester, New York

Respondent

In a proceeding under the Clean Air Act,  
42 U.S.C. § 7401, et seq., 42 U.S.C.  
§ 7413(d), Section 113(d)

CAA-02-2011-1209

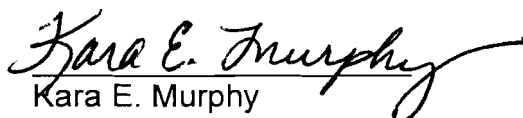
Hon. Barbara A. Gunning,  
Administrative Law Judge

**STATUS REPORT**

In accordance with the Prehearing Order (Order), dated May 26, 2011, the Complainant in this proceeding, the Director of the Division of Enforcement and Compliance Assistance, EPA, Region 2 (EPA), through her attorney, provides the Court with this status report regarding settlement.

Complainant and Eastman Kodak Company (Respondent), through its attorney, JoAnn Gould, are continuing settlement negotiations and attempting to settle the case. Currently, the parties have not reached a settlement in principle.

Dated: June 23, 2011  
New York, New York



Kara E. Murphy  
Office of Regional Counsel  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 16<sup>th</sup> floor  
New York, New York 10007-1866  
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CERTIFICATE OF SERVICE

I certify that the attached Status Report, dated 06/23/2011 was sent in the following manner to the addressees listed below.

Original and One Copy Delivered by hand to Regional Hearing Clerk's Office:

Karen Maples  
Regional Hearing Clerk  
U.S. Environmental Protection Agency  
Region 2  
290 Broadway, 16<sup>th</sup> Floor  
New York, New York 10007-1866

Copy by Hand to:

Kara Murphy  
Assistant Regional Counsel  
U.S. Environmental Protection Agency  
Air Branch, Region 2  
290 Broadway, 16<sup>th</sup> Floor  
New York, New York 10007-1866


Copy by (*Overnight*) Mail to:

Honorable Barbara A. Gunning  
Administrative Law Judge  
U.S. Environmental Protection Agency  
Office of Administrative Law Judges  
Mail Code 1900L  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460-2001

*and copy to:*

JoAnn Gould, Esq.  
Senior Environmental Counsel  
Harter Secrest & Emery, LLP  
1600 Bausch & Lomb Place  
Rochester, NY 14604

Dated: June 23, 2011

  
Katherine Zuckerman  
Air Branch Secretary  
U.S. Environmental Protection Agency  
Office of Regional Counsel, Region 2