RECEIVED 10 SEP 29 PM 2: 47 HEARINGS CLERK EPA -- REGION 10

BEFORE THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

	In the Matter of:) DOCKET NO. CWA 10-2010-0132
	DAVID D'AMATO,)) SETTLEMENT STATUS REPORT
	Anchorage, Alaska,))
	Respondent.))
	Pursuant to the Presiding Officer's September 10, 2010, Prehearing Order, Complai	
1 disamit to the Frederick Supremour 10, 2010, Frederick Sta		promoter 10, 2010, 110 mounting order, comp

Pursuant to the Presiding Officer's September 10, 2010, Prehearing Order, Complainant ("EPA") submits the following report on the status of settlement negotiations: EPA and Respondent continue to discuss settlement, but have not come to agreement on several issues. EPA does not anticipate that settlement will be achieved in the near future.

21.1.4000 1101 011110 11110 1110 110 11

RESPECTFULLY SUBMITTED this 29th day of September, 2010.

Jessica A. Barkas

Assistant Regional Counsel

U.S. EPA Region 10

SETTLEMENT STATUS REPORT - 1 DOCKET NO. CWA 10-2010-0132 U.S. Environmental Protection Agency 1200 Sixth Avenue, Suite 900 Seattle, Washington 98101 (206) 553-8183

CERTIFICATE OF SERVICE

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SETTLEMENT STATUS REPORT - 2 DOCKET NO. CWA 10-2010-0132

I certify that the foregoing "Settlement Status Report" was filed and sent to the following person, in the manner specified, on the date below:

Original and one copy, hand-delivered:

Carol Kennedy, Regional Hearing Clerk U.S. Environmental Protection Agency, Region 10 1200 Sixth Avenue, Mail Stop ORC-158 Seattle, WA 98101

A true and correct copy, by certified mail, return receipt requested:

David D'Amato 17211 Kings Way Drive Anchorage, AK 99516

Dated: Sept. 29, 2010

U.S. EPA Region 10

U.S. Environmental Protection Agency 1200 Sixth Avenue, Suite 900 Seattle, Washington 98101 (206) 553-8183