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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, 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.

RESPECTFULLY SUBMITTED this 29th day of September, 2010.



Jessica A. Barkas
Assistant Regional Counsel
U.S. EPA Region 10

1 **CERTIFICATE OF SERVICE**

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

4 Original and one copy, hand-delivered:

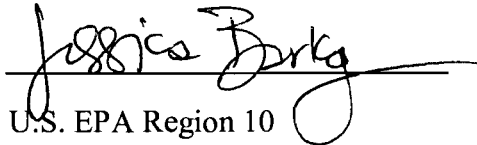
5 Carol Kennedy, Regional Hearing Clerk
6 U.S. Environmental Protection Agency, Region 10
7 1200 Sixth Avenue, Mail Stop ORC-158
8 Seattle, WA 98101

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

10 David D'Amato
11 17211 Kings Way Drive
12 Anchorage, AK 99516

13 Dated:

Sept. 29, 2010

14 
U.S. EPA Region 10