

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

05 JUL -6 PM 3:52

ENVIRONMENTAL PROTECTION
AGENCY-REGION VII
REGIONAL HEARING CLERK

BEFORE THE ADMINISTRATOR

IN THE MATTER OF)

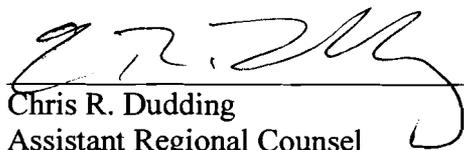
Yates Center Elevator, Inc.)
109 N. Pratt)
Yates Center, KS 66783)

) Docket No. FIFRA-07-2005-0235

STATUS REPORT

Complainant and Respondent held a settlement negotiation conference on July 6, 2005. Respondent provided Complainant with further information pertaining to Complainant's review of Respondent's Ability to Pay claim. After its accounting department completes its review of Respondent's information, Complainant will set up another conference with Respondent to settle this matter prior to hearing, if possible. Complainant will continue to keep the Presiding Officer informed of further developments, as warranted.

Respectfully submitted,



Chris R. Dudding
Assistant Regional Counsel
Office of Regional Counsel
901 N. 5th Street
Kansas City, Kansas 66101

CERTIFICATE OF SERVICE

I certify that on the date noted below I hand delivered the original copy of this Status Report to the Regional Hearing Clerk, EPA Region VII, 901 N. 5th Street, Kansas City, Kansas 66101.

I further certify that on the date noted below I sent a copy of the Status Report, via certified mail, return receipt requested, to:

John T. Davis
Yates Center Elevator, Inc
109 N. Pratt
Yates Center, KS 66783

and faxed a copy of the Status Report to:

Honorable Carl C. Charneski
Fax number: (202) 565-0044

7/6/05
Date

ERDCG