

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

2011 MAY 10 PM 2:54

FILED
EPA REGION VIII
HEARING CLERK

IN THE MATTER OF)

) Docket No. CWA-08-2010-0041

City of Eagle Butte, South Dakota,)

) **STATUS REPORT**

Respondent.)
_____)

The United States Environmental Protection Agency (EPA) is filing this status report in response to the Regional Judicial Officer's Order dated March 11, 2011.

The parties have not reached settlement.

EPA respectfully requests that the Regional Judicial Officer establish deadlines for the following actions:

- (1) Respondent to submit information to EPA in support of claim of inability to pay: requested deadline of May 20, 2011.
- (2) EPA to file amended complaint: requested deadline of June 3, 2011.
- (3) Respondent to file amended answer: requested deadline of June 23, 2011.
- (4) Parties to file dispositive motions: requested deadline of August 5, 2011.

If this matter is not resolved by settlement and/or a ruling on any dispositive motion, EPA will request that the Regional Judicial Officer establish deadlines for filing prehearing exchanges and set a date for an evidentiary hearing.

Respectfully submitted,

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Certificate of Service

This is to certify that on the date below, a copy of the foregoing status report was sent by certified mail, return receipt requested, to

Ms. Sheila J. Ganje
Financial Officer
City of Eagle Butte
Eagle Butte, SD 57625-0150
Certified Mail No. 7009 3410 0000 2593 0805

Date: 5/10/2011

By: Judith McTernan
Judith McTernan