

**BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

In the Matter of:

EDWARD AND THERESA WASHINES,
DA STOR AT LILLIE'S CORNER

Wapato, Washington

Respondents.

DOCKET NO. RCRA-10-2014-0100

**STATUS REPORT
STATUS OF SETTLEMENT**

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Pursuant to the Prehearing Order issued on August 26, 2014, Complainant hereby submits the following report on the status of settlement negotiations in the matter referenced above.

1. On April 30, 2014, EPA filed a Complaint, Compliance Order, and Notice of Opportunity for Hearing ("Complaint") against Edward Arlen Washines, Theresa Washines and Da Stor at Lillie's Corner (collectively referred to as "Respondents") alleging violations of Subtitle I of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §§ 6991-6991m. Respondents filed an Answer to the Complaint and Request for Hearing on May 30, 2014. This administrative action is an ongoing proceeding.

2. On August 26, 2014, the Presiding Officer issued a Prehearing Order on this matter, which established a schedule for prehearing exchange and directed the parties to hold a settlement conference.

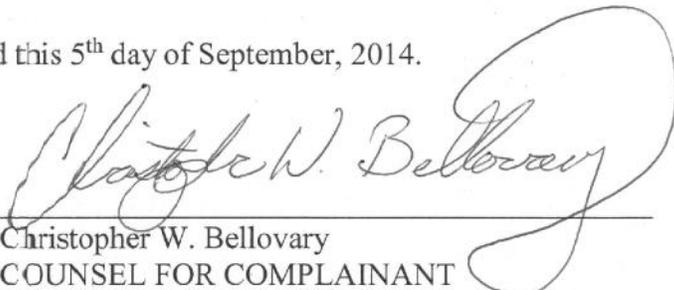
3. In 2013 and 2014, prior to the filing of the Complaint, the parties engaged in settlement discussions on this matter, and were unable to reach settlement at that time. Pursuant to the Presiding Officer's directive in the August 26, 2014 Prehearing Exchange Order, the parties resumed settlement discussions on September 3, 2014.

4. Although the Parties have not reached settlement, the Parties believe some progress was made. Complainant's Counsel sent Respondent's Counsel a copy of a draft Consent Agreement and Final Order for consideration, reflecting these discussions, on September 5, 2014. Respondent's Counsel intends to meet with Respondent on Monday, September 8, 2014 to discuss, among other things, the proposed settlement. Settlement discussions are ongoing.

5. Complainant's Counsel filed an Unopposed Motion for Extension of Time on September 5, 2014.

Complainant's Counsel may be contacted by phone at (206) 553-2723, by email at bellovary.chris@epa.gov, or by mail at Christopher W. Bellovary, EPA Region 10, 1200 Sixth Avenue, Suite 900, Mail Stop ORC-158, Seattle, Washington 98101.

Respectfully submitted this 5th day of September, 2014.


Christopher W. Bellovary
COUNSEL FOR COMPLAINANT
U.S. Environmental Protection Agency, Region 10