

**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In re:)	
)	
Land O'Lakes, Inc. (Hudson Oil Refinery Superfund Site))	CERCLA § 106(b) Petition No. 15-01
)	
Docket No. 06-16-08)	
)	

JOINT STATUS REPORT

Pursuant to the Environmental Appeals Board's ("Board") April 10, 2018 Fourth Order Continuing the Stay of Proceedings and Requiring Additional Status Reports in this matter, the parties, by and through their counsel, respectfully provide this twelfth status report.

There is one change to report from the eleventh Joint Status Report filed on June 27, 2018, (copy attached as **Exhibit A**) regarding the scheduled conclusion of fact discovery in the Cost Recovery Case on August 31, 2018, as follows:

Fact discovery in the Cost Recovery Case concluded on August 31, 2018 with two exceptions: (1) a Rule 30(b)(6) deposition of the ODEQ to be scheduled by agreement with counsel for the parties and the ODEQ; and (2) a potential Rule 30(b)(6) deposition of the EPA, to be scheduled by agreement of counsel if the pending motion of the United States for a protective order is denied. Depending upon the schedule/outcome of these two exceptions, the schedule for completing expert discovery and reports in the Cost Recovery Case will be modified.

Respectfully submitted,

/s/ Clarence Featherson

Clarence Featherson
Office of Enforcement and
Compliance Assurance
U.S. EPA (2272A)
1200 Pennsylvania Avenue NW
Washington, DC 20460
Telephone: (202) 564-4234
Telefax: (202) 501-0269
E-mail: featherson.clarence@epa.gov

Lee R. Tyner
Office of General Counsel
U.S. EPA (2366A)
1200 Pennsylvania Avenue NW
Washington, DC 20460
Telephone: (202) 564-5524
Telefax: (202) 564-3711
E-mail: tyner.lee@epa.gov

George Malone, III
Assistant Regional Counsel
U.S. EPA, Region 6 (6RC-S)
1445 Ross Avenue, Suite 1200
Dallas, TX 75202
Telephone: (214) 665-8030
Telefax: (214) 665-6460
E-mail: Malone.george@epa.gov

/s/ Stephen L. Jantzen

Mark D. Coldiron, Esq.
Stephen L. Jantzen, Esq.
Ryan Whaley Coldiron Jantzen
Peters & Webber PLLC
119 North Robinson, Suite 900
Oklahoma City, OK 73102
Telephone: (405) 239-6040
Telefax: (405) 239-6766
E-mail: mcoldiron@ryanwhaley.com
E-mail: sjantzen@ryanwhaley.com

Byron E. Starns, Esq.
Andrew W. Davis, Esq.
Stinson Leonard Street LLP
50 South Sixth Street, Suite 2600
Minneapolis, MN 55402
Telephone: (612) 335-1516
Telefax: (612) 335-1657
E-mail: byron.starns@stinson.com
E-mail: andrew.davis@stinson.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on September 26, 2018, service of the Twelfth Joint Status Report was made by electronic mail and U.S. Mail upon the following:

Eurika Durr
Clerk of the Board
U.S. Environmental Protection Agency
Environmental Appeals Board
1201 Constitution Avenue, NW
WJC East, Room 3332
Washington, D.C. 20460-0006

Clarence Featherson
Office of Enforcement and
Compliance Assurance
U.S. EPA (2272A)
1200 Pennsylvania Avenue NW
Washington, DC 20460
Telephone: (202) 564-4234
Telefax: (202) 501-0269

George Malone, III
Assistant Regional Counsel
U.S. EPA, Region 6 (6RC-S)
1445 Ross Avenue, Suite 1200
Dallas, TX 75202
Telephone: (214) 665-8030
Telefax: (214) 665-6460

Lee R. Tyner
Office of General Counsel
U.S. EPA (2366A)
1200 Pennsylvania Avenue NW
Washington, DC 20460
Telephone: (202) 564-5524
Telefax: (202) 564-3711

/s/ Stephen L. Jantzen
Stephen L. Jantzen