



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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

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ENVIR. APPEALS BOARD

EXPRESS MAIL OVERNIGHT DELIVERY

June 1, 2006

Eurika Durr
Clerk of the Board, Environmental Appeals Board
U.S. Environmental Protection Agency
1341 G Street, N.W., Suite 600
Washington, D.C. 20005

RE: In the Matter of Tri-County Public Airport Site
The Raytheon Aircraft Company, Petitioner
Petition Number: 106(b) 06-01

Dear Ms. Durr:

Enclosed please find one original for filing and five copies of EPA's Status Report in the above-referenced matter as required by the Board by Order dated May 22, 2006. A copy of this letter and its attachments has been sent to counsel for the Petitioner.

Thank you for your assistance in this matter.

Sincerely,

J. Scott Pemberton
Senior Assistant Regional Counsel

Enclosures

cc: Beverlee J. Roper, Esquire
Daryl G. Ward, Esquire
Blackwell Sanders Peper Martin, LLP
4801 Main Street, Suite 1000
Kansas City, Missouri 64112

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

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ENVIR. APPEALS BOARD

_____)	
IN RE:)	
Tri-County Public Airport Site)	Petition No.
Morris County, Kansas)	CERCLA 106(b) 06-01
Raytheon Aircraft Company,)	
Petitioner)	
Petition for Reimbursement Under)	
Section 106(b)(2) of the Comprehensive)	
Environmental Response, Compensation,)	
and Liability Act of 1980, as amended,)	
42 U.S.C. § 9606(b)(2).)	
_____)	

STATUS REPORT

The Respondent, U.S. Environmental Protection Agency, Region 7 (“EPA”), by and through its Office of Regional Counsel, hereby submits this status report as directed by the Environmental Appeals Board (“EAB”) in the May 22, 2006 Order Granting Region’s Motion For Leave To Reply To RAC’s Response And Directing Region To File Status Report.

The Removal Action Report submitted by Raytheon Aircraft Company (“RAC”) on or about November 4, 2005 has been submitted to the Region’s Office of Regional Counsel for review. The program office has completed its review of the Report. Barring any unforeseen circumstances or change in workload priorities, I anticipate completing my review within the

next three weeks. Accordingly, RAC should be notified of EPA's approval or disapproval of the Report by June 30, 2006.

Dated this 1st day of June, 2006.

Respectively submitted,

By: 
J. Scott Pemberton
Senior Assistant Regional Counsel
Office of Regional Counsel
U.S. EPA, Region 7
901 North 5th Street
Kansas City, Kansas 66101
(913) 551-7276 FAX (913) 551-7925

CERTIFICATE OF SERVICE

I, Sarah Zaragoza, hereby certify that on the 1st day of June, 2006, the original and five copies of the foregoing Status Report were sent via Express Mail Overnight Service to Eureka Durr, Clerk of the Board, Environmental Appeals Board, U.S. Environmental Protection Agency, 1341 G Street, N.W., Suite 600, Washington, D.C. 20005, and that true and correct copies were sent regular mail to the following counsel for Petitioner:

Beverlee J. Roper, Esquire
Daryl G. Ward, Esquire
Blackwell Sanders Peper Martin, LLP
4801 Main Street, Suite 1000
Kansas City, Missouri 64112


