

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

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In the Matter of:)	Docket No. TSCA-05-2011-0011
)	
Rowell Chemical Corporation)	Proceeding to Assess a Civil Penalty
Hinsdale, Illinois)	Under Section 16(a) of the Toxics Substances
)	Control Act, 15 U.S.C. § 2615(a)
Respondent.)	
_____)	

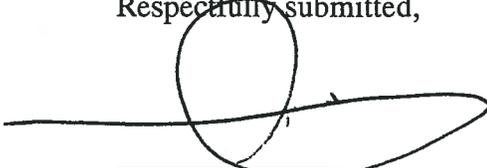
**SETTLEMENT STATUS REPORT
And MOTION FOR ABEYANCE OF CASE SCHEDULE**

Pursuant to the Prehearing Order dated September 30, 2011, Counsel for Complainant hereby submits a report on the status of settlement negotiations. Counsel for Complainant apologizes for the late submission, which is due to a medical issue. The parties have reached agreement on the significant terms of a Consent Agreement and Final Order (CAFO) which would resolve the matter. However, the parties are still discussing non-standard position statement language which Respondent is proposing for the CAFO.

The Complainant respectfully requests that the Presiding Officer hold the case schedule in abeyance for 60 days in order to provide time for finalization of the negotiations and CAFO drafting, as well as the parties' approval, transmittal, execution and filing of the CAFO, and respectfully requests an opportunity to report on the status of settlement in 60 days if the CAFO is not yet filed by then.

My telephone number is (312)886-6663, and my e-mail address is daugavietis.andre@epa.gov.

Respectfully submitted,



Andre Daugavietis
Associate Regional Counsel
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard, C-14J
Chicago, Illinois 60604

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CERTIFICATE OF FILING AND SERVICE

I hereby certify that this day I filed with the Regional Hearing Clerk and caused to be sent, postage prepaid, copies of the foregoing Settlement Status Report and Motion for Abeyance of Case Schedule to the following persons by First Class Mail (along with electronic submission):

Honorable Susan L. Biro
Chief Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, D.C. 20460-2001

Mark R. Sargis, Esq.
Bellande & Sargis Law Group, LLP
200 West Madison Street, Suite 2140
Chicago, Illinois 60606



Date: October 28, 2011

Donald Ayres
Paralegal Specialist
United States Environmental Protection Agency
77 West Jackson Boulevard (C-14J)
Chicago, Illinois 60604
(312) 353-6719