

Original

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2012 AUG -9 A 8 44
REGIONAL HEARING
CLERK

| | | |
|------------------------------|---|--------------------|
| -----X | : | |
| In the Matter of | : | |
| Hong Kong Supermarket, Inc. | : | |
| | : | |
| Respondent. | : | STATUS REPORT |
| | : | |
| Proceeding Under the Federal | : | FIFRA-02-2012-5205 |
| Insecticide, Fungicide & | : | |
| Rodenticide Act, as amended. | : | |
| -----X | : | |

STATUS REPORT

Pursuant to your Honor's Prehearing Order, dated July 18, 2012, Complainant submits this Status Report. On Monday, July 23, 2012, counsel and technical staff for both parties held an in-person meeting at USEPA Region 2's offices in New York City to discuss settlement of the case. No settlement was able to be reached at this meeting. Additionally, despite several follow-up phone calls and emails during the past two weeks, no settlement has been able to be reached.

Dated: August 8, 2012
New York, New York

Respectfully submitted,



Bruce H. Aber
Counsel for Complainant

In the Matter of Hong Kong Supermarket, Inc., Docket No.
FIFRA-02-2012-5205

CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing Status Report, dated August 8, 2012, bearing the above-referenced docket number, in the following manner to the addressees listed below:

Copy by Facsimile
& Regular Mail

Honorable M. Lisa Buschmann
Administrative Law Judge
U.S. Environmental Protection Facsimile
Agency
Office of Administrative Law Judges
Mail Code 1900 L
401 M Street, S.W.
Washington, D.C. 20460

Copy by Facsimile &
Regular Mail

Franklin K. Chiu, Esq.
The Law Firm of Hugh H. Mo, P.C.
225 Broadway, Suite 2702
New York, NY 10007

Original and Copy
By Hand Delivery:

Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency
Region 2
290 Broadway, 16th Floor
New York, N.Y. 10007-1866

Dated: August 8, 2012
New York, New York



Bruce H. Aber