

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION II

In the Matter of:

**Dana Transport**

**RESPONDENT**

STATUS REPORT

Docket No. RCRA-02-2010-7112

U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG. II  
2011 FEB 17 P 3:35  
REGIONAL HEARING  
CLERK

**STATUS REPORT**

COMES NOW Complainant, the U.S. Environmental Protection Agency ("EPA" or "Complainant") through the undersigned attorney, and respectfully alleges, prays and requests as follows:

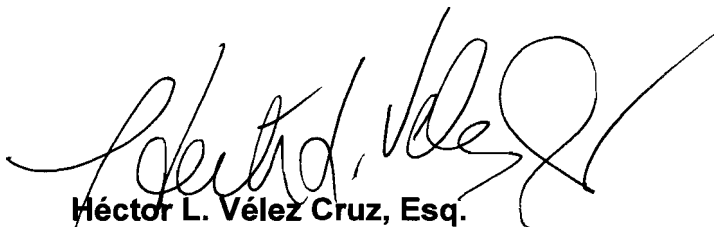
Pursuant to the January 28, 2011 Prehearing Order issued by the Chief Administrative Law Judge, Honorable Susan L. Biro, Counsel for Complainant submits the following status report in the above captioned matter.

The Complainant and the Dana Transport (Respondent) (herein together the "Parties") have been actively participating in good faith negotiations, including several conference calls, in order to expedite a final settlement of this matter. On February 3, 2011, the Parties held their latest conference call and presented each other with arguments and settlement proposals, which the Parties are still considering.

This Motion has been filed today in order to have the Chief Administrative Law Judge, Honorable Susan L. Biro, take notice of the efforts made by the Parties in trying to reach a settlement agreement dispositive of all matters asserted in the administrative complaint.

This Motion was discussed today, February 15, 2011, with Mr. Dan Bonanni, Vice President of the Office of Risk Management for Dana Transport, who agreed to the filing of this motion.

Respectfully submitted, in San Juan, Puerto Rico, this 15<sup>th</sup> day of February, 2011.



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1492 Ponce de Leon  
San Juan, PR 00907  
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CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing **Status Report**, dated February 15, 2011, and bearing the above-referenced docket number, in the following manner to the respective addressees below:

Original and copy by facsimile, **Overnight Mail** to:

**Karen Maples**  
Regional Hearing Clerk  
Region II  
U.S. Environmental Protection Agency  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866  
Fax (212) 637-3202.

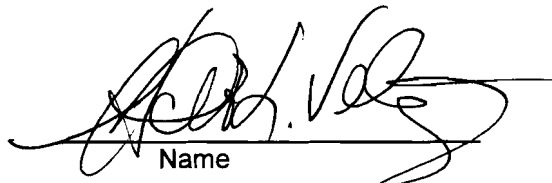
Copy by facsimile, **Overnight Mail** to:

Respondent:  
**Mr. Dan Bonanni**  
Dana Transport, Inc.  
Vice-President  
Office of Risk Management  
210 East Essex Avenue  
Avenel, NJ 07001  
O: 800-733-3262, Ext. 106  
F: 732-596-1452  
[dbonanni@danacompanies.com](mailto:dbonanni@danacompanies.com)

Copy by facsimile, **Overnight Mail** to:

Chief Administrative Law Judge  
**Honorable Susan L. Biro**  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
1099 14<sup>th</sup> Street, N.W., Suite 350  
Washington, D.C. 20005  
Fax (202) 565-0044

Date 2/15/2011

  
Name