

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
ATLANTA, GEORGIA

IN THE MATTER OF: )  
)  
American Consumer Products Corporation )  
)  
Respondent. )  
\_\_\_\_\_ )

Docket No. FIFRA-04-2009-~~1023~~

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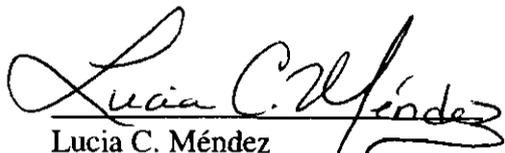
STATUS REPORT AND NOTIFICATION OF COMPLAINANT'S CHANGE OF COUNSEL

COMES NOW THE Complainant, United States Environmental Protection Agency ("EPA"), and pursuant to this Court's Order dated July 15, 2010, hereby files this Status Report and Notification of Change of Counsel.

The parties to this action have been unable to reach a settlement in this matter and settlement of this matter appears unlikely at this time. Respondent has advised EPA that it has an inability to pay the penalty proposed in this case. However, despite EPA's request for Respondent's financial information to analyze its inability to pay claim, Respondent has failed to provide any financial documentation to substantiate its inability to pay.

Lastly, EPA hereby submits notice that Complainant's counsel for this case has changed from Jennifer M. Lewis, Esq., to Lucia C. Méndez, Esq.

Respectfully submitted this 4<sup>th</sup> day of August, 2010.

A handwritten signature in black ink, reading "Lucia C. Méndez". The signature is written in a cursive style with a large initial "L" and a long, sweeping underline.

Lucia C. Méndez  
COUNSEL FOR COMPLAINANT  
U.S. EPA, Region 4  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street.  
Atlanta, Georgia 30303

Clerk, United States Environmental Protection Agency, 61 Forsyth Street, S.W., Atlanta, Georgia 30303; that one true and correct copy of the Status Report and Notification of Complainant's Change of Counsel was sent by facsimile and by first class mail, to the following addressee:

Honorable Susan L. Biro  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
Mail Code 1900L  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460;

that one true and correct copy of the signed original of the Status Report and Notification of Complainant's Change of Counsel was sent by facsimile and by Certified Mail, Return Receipt Requested, to the following addressee:

Robin Zahran  
American Consumer Products  
1301 W. 22<sup>nd</sup> Street, Suite 815  
Oakbrook, IL 60523

and that one true and correct copy of the signed original of the Status Report and Notification of Complainant's Change of Counsel was served by hand delivery upon Lucia C. Méndez, Associate Regional Counsel, United States Environmental Protection Agency, Region 4, 61 Forsyth Street, SW, Atlanta, Georgia 30303;

on this 4<sup>th</sup> day of August, 2010.

  
\_\_\_\_\_  
Claudette A. Haneef  
Administrative Technician

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
SAM NUNN ATLANTA FEDERAL CENTER**

Environmental Accountability Division  
Region 4  
61 Forsyth Street, SW  
Atlanta, GA 30303-3104

Phone: (404) 562-9637 Fax: (404) 562-8076

**DATE: August 4, 2010**

**NUMBER OF PAGES: 4 (including cover sheet)**

**FROM:** Lucia C. Méndez



**TO:** The Honorable Susan L. Biro

**FAX:** (202)565-0044

**RE: American Consumer Products Corporation  
Docket #: FIFRA-04-2009-2023**

**NOTE:**

Status Report and Notification of Complainant's Change of Counsel

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Phone: (404) 562-9637 Fax: (404) 562-8076

**DATE: August 4, 2010**

**NUMBER OF PAGES: 4** (including cover sheet)

**FROM:** Lucia C. Méndez



**TO:** Mr. Robin Zahran

**FAX:** (706)562-2222

**RE: American Consumer Products Corporation**  
**Docket #: FIFRA-04-2009-2023**

**NOTE:**

Status Report and Notification of Complainant's Change of Counsel

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