

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2009 JUL -9 AM 11:53
REGIONAL HEARING
CLERK

In the Matter of:

Eastman Kodak Company,
Rochester, New York

Respondent

In a proceeding under the Clean Air Act,
42 U.S.C. § 7401, et seq., 42 U.S.C.
§ 7413(d), Section 113(d)

CAA-02-2009-1302

Hon. Barbara A. Gunning,
Administrative Law Judge

STATUS REPORT

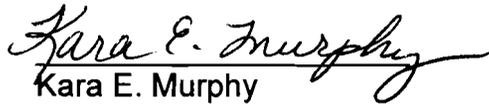
In accordance with the Prehearing Order (Order), dated June 1, 2009, the Complainant in this proceeding, the Director of the Division of Enforcement and Compliance Assistance, EPA, Region 2 (EPA), through her attorney, provides the Court with this status report regarding settlement.

After several settlement negotiations, Complainant and Eastman Kodak Company (Respondent), through its attorney, JoAnn Gould, negotiated a settlement in principle.

Pursuant to 40 C.F.R. § 22.14(c), Complainant will be filing a motion to amend the complaint to reflect the settlement in principle. Attached to the motion to amend will be a stipulation signed by both parties agreeing to an amended complaint. Pursuant to 40 C.F.R. § 22.16(a), the parties will be filing a joint motion for an extension of time to file the prehearing exchange. Complainant will also be drafting a consent agreement and final order (CAFO) for approval by

both parties.

Dated: July 9, 2009
New York, New York



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