

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

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In the Matter of :
 :
Safe Air, Corp., :
 :
 :
Respondent. : STATUS REPORT AND MOTION
 :
Docket No. FIFRA-02-2011-5105
 :
Proceeding Under the Federal :
Insecticide, Fungicide, and :
Rodenticide Act, as amended. :
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U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2012 MAR 23 P 1:19
REGIONAL HEARING
CLERK

Counsel for Complainant submits the following status report in the above-captioned matter. On March 21, 2012, the parties met to discuss settlement. Respondent proposed a Supplemental Environmental Project ("SEP") and requested additional time to gather cost and impact data and to draft a formal proposal.

The parties agree that an additional 90 days to develop the SEP and draft a Consent Agreement and Final Order is reasonable. Accordingly, counsel for Complainant, with the concurrence of Respondent's counsel, respectfully requests an Order setting a schedule of 90 days for the filing of a Consent Agreement or an Answer in this matter.

Respectfully submitted,



Naomi P. Shapiro
Counsel for Complainant

Dated: March 22, 2012
New York, New York

CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing STATUS REPORT and MOTION, bearing the docket number FIFRA-02-2011-5105, in the following manner to the respective addressees below:

Original and One Copy
by Hand:

Office of Regional Hearing Clerk
U.S. Environmental Protection Agency - Region 2
290 Broadway, 16th floor
New York, New York 10007-1866

Copy by hand:

Regional Judicial Officer
U.S. Environmental Protection Agency - Region 2
290 Broadway, 16th floor
New York, New York 10007-1866

Copy by Mail:

Stanley H. Abramson, Esq.
Arent Fox LLP
1050 Connecticut Avenue, NW
Washington, DC 20036-5339

Dated: March 22, 2012
New York, New York


Secretary Air Branch