

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

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In the Matter of:) **Docket No. FIFRA-05-2009-0015**
)
Miami Products & Chemical Company,) **Proceeding to Assess a Civil Penalty**
Dayton, Ohio,) **Under Section 14(a) of the Federal**
) **Insecticide, Fungicide, and Rodenticide**
Respondent.) **Act, 7 U.S.C. § 136l(a)**
)

COMPLAINANT'S STATUS REPORT

Complainant hereby reports to the Court the following facts and status of this civil administrative action.

1. This past November the parties agreed to final terms and conditions of a Consent Agreement and Final Order ("CAFO") to resolve this action without resort to hearing.
2. Respondent is completing a review of its product inventory to be as certain as possible it is in compliance FIFRA.
3. The parties will file the CAFO with the Regional Hearing Clerk no later than Wednesday, February 24, 2010.

Respectfully submitted,



Jeffery M. Trevino
Associate Regional Counsel
Office of Regional Counsel
Region 5
U.S. Environmental Protection Agency
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CERTIFICATE OF SERVICE

I hereby certify that today I filed with LaDawn Whitehead, Regional Hearing Clerk, Region 5, United States Environmental Protection Agency, 77 West Jackson Boulevard (E-19J), Chicago, Illinois, 60604-3590, the original document entitled COMPLAINANT'S STATUS REPORT for this civil administrative action and I issued to the Court and Respondent by first class mail a copy of the original document:

Judge William B. Moran
Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900L
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Timothy D. Hoffman
Dinsmore & Shohl, LLP
1100 Courthouse Plaza, S.W.
10 N. Ludlow Street
Dayton, OH 45402



Jeffery M. Trevino
Associate Regional Counsel.

13 January 2010

Dated