



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS TX 75202-2733

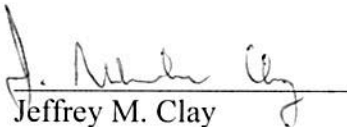
January 30, 2014

Sybil Anderson
Headquarters Hearing Clerk
U.S. EPA / Office of Administrative Law Judges
Mail Code 1900R
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

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Dear Ms. Anderson:

I am filing this Joint Status Report in the Oiltanking Houston, LP matter (Docket Number CAA-06-2013-3312) on behalf of the Complainant and Respondent.


Jeffrey M. Clay

Jeffrey Clay
Assistant Regional Counsel
Office of Regional Counsel
Region 6
U.S. Environmental Protection Agency
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UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 6
BEFORE THE ADMINISTRATOR

FILED
2014 JAN 30 AM 11:21
REGIONAL HEARING CLERK
EPA REGION VI

In the Matter of:	§	EPA DOCKET NO.
	§	CAA-06-2013-3312
Oiltanking Houston, L.P.,	§	
Houston, TX	§	JOINT STATUS REPORT
Respondent	§	
	§	

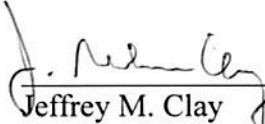
JOINT STATUS REPORT

The Parties to the above captioned action, through their attorneys, jointly state the following:

- 1) Complainant filed an Administrative Complaint (“Complaint”) against Respondent on May 29, 2013, alleging violations of the General Duty Clause of the Clean Air Act. The Complainant sought a penalty of up to \$150,000.
- 2) Respondent filed an Answer to the Complaint on July 1, 2013, denying the alleged violations and requesting a hearing.
- 3) The Parties communicated and negotiated in an effort to resolve this matter.
- 4) Both Parties agreed to enter into ADR as offered by the OALJs.
- 5) On October 13, 2013, ALJ Gunning was assigned to facilitate communication between the Parties and the ADR period commenced.
- 6) On January 13, 2014, the ADR period concluded.
- 7) The Parties are, currently, actively negotiating a conclusion to this enforcement action.
- 8) The issues have been narrowed greatly through numerous discussions by the Parties.
- 9) Multiple drafts of a document to resolve this matter have been exchanged by the Parties.
- 10) The Parties have each expressed a desire to resolve this matter without further litigation.
- 11) The Parties believe that this matter is capable of resolution through a settlement agreement without further litigation.

12) The Parties believe that resolution of this enforcement action, if possible, will occur shortly.

Respectfully submitted on behalf of Complainant and Respondent,

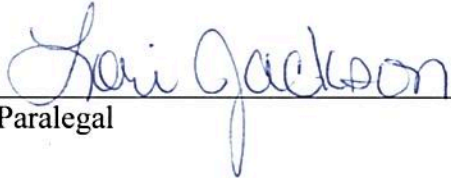


Jeffrey M. Clay
Counsel for Complainant

CERTIFICATE OF SERVICE

I certify that the original of the foregoing JOINT STATUS REPORT was hand-delivered to and filed with the Regional hearing Clerk, U.S. EPA, Region 6, 1445 Ross Avenue, Dallas, Texas 75202, and that a true and original copy was sent to the following on this 30th day of January, 2014, in the following manner:

Via First Class Mail: Cory R. Thornton, Esquire
Crain, Caton & James
Five Houston Center
1401 McKinney Street
Suite 1700
Houston, Texas 77010



Paralegal