

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY 2012 NOV -7 PM 2: 04
REGION 8**

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EPA REGION VIII
HEARING CLERK

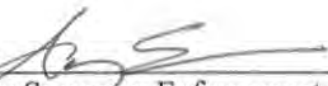
IN THE MATTER OF)	Docket No. SDWA-08-2012-0055
)	
Hitching Post, LLC)	SETTLEMENT STATUS REPORT
The Hitching Post)	
Melrose, Montana)	
)	
Respondent.)	

Pursuant to the Notice and Order issued by the Honorable Elyana R. Sutin, Regional Judicial Officer, on October 31, 2012, Complainant United States Environmental Protection Agency, Region 8 (EPA), by and through its undersigned counsel, hereby provides the following Settlement Status Report to notify the presiding officer that the parties have reached a settlement-in-principal in the above-referenced matter and request that the presiding officer stay the requirement that the Complainant confer with the Respondent and confirm a date and time to schedule a conference call with the Regional Hearing Clerk on or before November 16, 2012. The parties will endeavor to file a fully-executed Consent Agreement resolving this matter on or before December 31, 2012.

Respectfully submitted this 7th day of November, 2012.

**UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, REGION 8,
Complainant.**

Date: 11/7/2012

By: 
Amy Swanson, Enforcement Attorney
U.S. EPA, Region 8
1595 Wynkoop St. (8ENF-L)
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Telephone: 303/312-6906
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on November 7, 2012, the original and one copy of the SETTLEMENT STATUS REPORT were hand-carried to the Regional Hearing Clerk, EPA, Region 8, 1595 Wynkoop Street, Denver, Colorado, and that a true copy of the same was sent in the following manner to the addresses listed below:

Via hand-delivery to:

The Honorable Elyana R. Sutin, Regional Judicial Officer
U.S. Environmental Protection Agency, Region 8 (8RC)
1595 Wynkoop Street
Denver, CO 80206

Via email and regular mail to:

Debra Kearns, Registered Agent and Operation Member
Hitching Post, LLC
P.O. Box 67
Melrose, MT 59743
debhmfic@yahoo.com

Date: 11/7/2012

By: Judith M McTernan