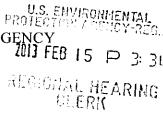
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY 2013 FEB 15 P 3: 36



N THE MATTER OF:	;

Docket No. CWA-02-2012-3311

Burton F. Clark, Inc.,

Respondent

REPORT OF STATUS CONFERENCE AND ORDER

The status teleconference in this matter was held on February 5, 2013. Participating were:

Helen S. Ferrara Presiding Officer:

Kevin Young Respondent's Attorneys:

Kara Murphy Complainant's Attorney:

Introduction: The Presiding Officer established that the purpose of the teleconference was to assess the status of this matter.

Status: The parties' attorneys informed the undersigned that this matter has been settled, and that the Consent Agreement and Final Order (CA/FO) was being drafted. The parties expect that the CA/FO will be executed and filed in a timely manner, but it was agreed that it was in the best interested of the parties to schedule a call to follow up on the status of this matter.

IT IS ORDERED:

The Presiding Officer is continuing this status teleconference until Tuesday, March 26, 2013, beginning at 10:00 AM, or as soon thereafter as the Presiding Officer can make the

necessary arrangements.

If, by March 26, 2013, a final CA/FO has been filed with the Regional Hearing Clerk, the Parties shall inform the RJO during the continued conference. In the alternative, the Parties may choose to notify the RJO of the final settlement of this matter prior to the date of the continued teleconference, in which case the conference will be canceled.

Additions or Corrections: The attorneys for the Agency and Respondent may bring errors or omissions in this Report to the attention of the Presiding Officer no later than March 1, 2013, and a corrected report will be issued as appropriate.

Date: February 14, 2013

Helin Ferrara
Helen Ferrara

Presiding Officer

U.S. Environmental Protection Agency

290 Broadway – 16th Floor New York, N.Y. 10007-1866

Tel: (212) 637-3233

CERTIFICATE OF SERVICE

I hereby certify that the Report Of Status Conference and Order by Regional Judicial Officer Helen Ferrara in the matter of Burton F. Clark, Inc., Docket No. CWA-02-2012-3311, was served on the parties as indicated below:

First Class Mail -Kevin M. Young, Esq.

Young/Sommer LLC 5 Palisades Drive

Albany, New York 12205

Inter Office Mail -Kara Murphy, Esq.

Office of Regional Counsel

USEPA - Region II 290 Broadway 16th Floor

New York, New York 10007-1866

Karen Maples

Regional Hearing Clerk USEPA - Region II

Dated: February 19, 2013