



5. At this time, 4:00 P.M. on the afternoon of Monday, September 22, 2008, the CAFO is in the office of the Regional Administrator, U.S. EPA Region 5, and awaiting signature by the Regional Administrator. (Associate Regional Counsel Diana L. Embil personally checked on and identified the location of the CAFO.)

6. The CAFO's "signoff package" includes information recommending that the CAFO be signed and filed expeditiously before the postponed hearing date of September 23, 2008. Based on the fact that the CAFO is now in the Regional Administrator's office and the CAFO's signoff package contains such information, it is expected that the Regional Administrator will sign the CAFO, today, or within the next several days.

7. The federal government's fiscal year ends September 30, 2008. The Parties believe that the Regional Administrator will sign the CAFO and arrange to have the CAFO filed with the Regional Hearing Clerk sometime before September 30, 2008.

8. Based on these facts, the Parties respectfully request postponement of the hearing from September 23, 2008, to October 2, 2008.

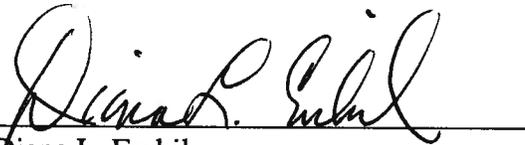
Respectfully submitted,



Kevin P. Braig, Esq.,  
Dinsmore & Shohl, LLP  
One Dayton Centre  
One South Main Street, Suite 1300  
Dayton, Ohio 45402

Counsel for Respondent

**In the Matter of  
Logan County Water Pollution Control,  
Indian Lake District, Russells Point, Ohio  
Docket No. CWA-05-2007-0004**

A handwritten signature in black ink, appearing to read "Diana L. Embil", written over a horizontal line.

Diana L. Embil  
Associate Regional Counsel  
U.S. Environmental Protection Agency, Region 5  
77 West Jackson Blvd.  
Chicago, IL 60604 – 3590

**In the Matter of  
Logan County Water Pollution Control  
Indian Lake District,  
Docket No, CWA-05-2007-0004**

**CERTIFICATE OF SERVICE**

I certify that the foregoing **JOINT STATUS REPORT AND JOINT MOTION REQUESTING POSTPONEMENT OF HEARING**, dated Sept. 22, 2008, was sent this day in the following manner to the addressees listed below.

  
\_\_\_\_\_  
Diana L. Embil  
Associate Regional Counsel, Section III, MMB I  
U.S. EPA, Region 5, Office of Regional Counsel

Dated: Sept. 22, 2008, 2008

Original and One Copy by Hand Delivery to:

Sonja Brooks-Woodard  
Regional Hearing Clerk  
U.S. EPA, Region 5  
77 W. Jackson Boulevard, C-14J  
Chicago, Illinois 60604-3590

Copy by Federal Express Delivery to:

The Honorable William B. Moran  
U.S. Environmental Protection Agency  
Office of the Administrative Law Judges  
Franklin Court, Suite 350  
1099 14<sup>th</sup> St. NW  
Washington, DC 20005

Copy by Federal Express Delivery to:

Kevin P. Braig, Esq.,  
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