

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR**

In the Matter of:

**New York State
Department of Transportation**

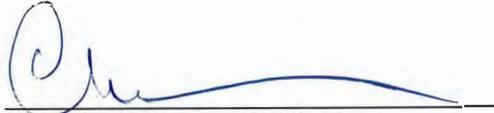
Respondent.

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Docket No. CWA-02-2016-3403

COMPLAINANT'S SETTLEMENT STATUS REPORT

Pursuant to Judge Biro's November 22, 2017 Order on Respondent's Motion for Extension of Time, Complainant, the United States Environmental Protection Agency, submits the following report on the status of settlement negotiations between the parties. The parties met by telephone on November 27, 2017, in an attempt to resolve the matter without a hearing, but were unsuccessful.



Christopher Saporita, Esq.
Assistant Regional Counsel
United States Environmental Protection Agency – Region 2

Dated: December 7, 2017
New York, NY

In the Matter of *New York State Department of Transportation*, Respondent.
Docket No. CWA-02-2016-3403

CERTIFICATION OF SERVICE

I hereby certify that the foregoing Status Report, dated December 7, 2017, was sent this day to the following parties in the manner indicated below.


Yolanda Majette, Secretary

Original by Electronic Filing to:

Mary Angeles
Headquarters Hearing Clerk
U.S. Environmental Protection Agency
Office of Administrative Law Judges

Copy by Regular Mail to:

Alicia McNally, Esq.
Assistant Counsel
Division of Legal Affairs
New York State Department of Transportation
50 Wolf Road, 6th Floor
Albany, NY 12232
For Respondent

Dated: December 7, 2017
New York, NY