

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

IN THE MATTER OF:)	
)	
United States Department of the Army,)	
)	
Respondent.)	Docket No.
)	CERCLA-08-2020-0001
Rocky Mountain Arsenal)	
Commerce City, CO,)	
)	
Facility.)	
)	

JOINT STATUS REPORT REGARDING SETTLEMENT

On May 31, 2022, the Presiding Officer issued an Order granting a second stay, until November 28, 2022, in the above-captioned proceeding. The Order requires that Complainant, Regional Counsel Kenneth C. Schefski, U.S. Environmental Protection Agency (EPA), Region 8, and Respondent, United States Department of the Army, (the Parties) file monthly status reports regarding the progress of their settlement efforts during the pendency of the stay.

The Parties continue to make their best efforts in finalizing settlement of this matter during the stay. As reported previously, the Consent Decree Amendment agreed upon by the parties includes a settlement amount, the payment of which will resolve not only EPA past amounts, but also fully and finally resolve EPA's future costs at RMA. The Parties continue to meet and correspond with the Department of Justice (DOJ) regarding next steps for DOJ to obtain the additional agreement and approvals from the other Consent Decree parties. DOJ, as litigator for the United States, coordinates the remaining steps to finalize the Consent Decree Amendment, but the Parties will provide assistance to DOJ as needed to finalize the Consent

Decree Amendment. Once all Consent Decree parties have agreed to the Consent Decree Amendment, it will then be routed within the various agencies for approval before being lodged.

In the event that the Settlement has not been finalized by November 28, 2022, the Parties will file a joint status report on that date as required by the Order.

Respectfully submitted,

**WILLIAM
LINDSEY** Digitally signed by
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William Lindsey
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Andrew J. Corimski
Litigation Branch
Environmental Law Division,
US Army Legal Services Agency
9275 Gunston Road, Fort Belvoir, VA 22060

CERTIFICATION

I certify that a copy of the foregoing Joint Status Report Regarding Settlement, Docket No. CERCLA-08-2020-0001 has been filed via the OALJ E-filing system constituting service on the Presiding Officer and sent via email to the following Counsel for Respondent:

Andrew J. Corimski
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