BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:	)	DOCKET NO.
	)	CWA-10-2016-0109
Dave Erlanson, Sr., Individual	)	
	)	**STATUS REPORT**
Swan Valley, Idaho	)	**AND REQUEST FOR**
	)	**EXTENSION OF TIME**
Respondent.	)	

In response to the Presiding Officer's Prehearing Order of August 11, 2016, and pursuant to 40 C.F.R. § 22.7(b), Complainant Environmental Protection Agency ("Complainant" or "EPA") respectfully submits this initial Status Report and Request for Extension of Time in the above captioned action.

1. On June 17, 2016, EPA initiated this enforcement action by issuance of a Complaint.
2. On July 14, 2016, Respondent filed an Answer, signed by Respondent Dave Erlanson, Sr., denying the allegations in the Complaint and requesting an administrative hearing.
3. On July 21, 2016, the Office of Administrative Law Judges offered an Alternative Dispute Resolution ("ADR") process. The ADR offer was not accepted by all parties as required in the ADR letter.
4. On August 11, 2016, the Presiding Officer issued a Prehearing Order directing the parties to engage in a settlement conference on or before September 16, 2016 and file a Status Report regarding such conference on or before September 23, 2016.
5. On September 23, 2016, Mr. Mark Pollot filed a Notice of Appearance in this matter as counsel for Respondent.

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6. On September 23, 2016, counsel for the parties met via telephone to have an initial settlement / scheduling conference. Because counsel for respondent was only recently retained in this matter, counsel for the parties agreed to engage in a substantive settlement conference after counsel for Respondent has had an opportunity to familiarize himself with the facts.
7. Due to the circumstance described in paragraph 6 of this Status Report and Request for Extension of Time, and pursuant to 40 C.F.R. § 22.7(b), Complainant respectfully requests that the Presiding Officer grant an extension of time for the parties to hold a settlement conference on or before October 25, 2016. If granted, Complainant would file a second Status Report on or before November 1, 2016.
8. Further, if the Presiding Officer grants Complainant's request for extension of time to hold a settlement conference, the parties will promptly file a joint motion requesting an extension of time for prehearing exchanges, including a proposed schedule for prehearing exchanges, for consideration by the Presiding Officer.

Dated this 23rd day of September, 2016.

Respectfully submitted,

/s/ Endre M. Szalay
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