

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 6

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In the Matter of:

Paco Swain Realty, L.L.C.

Respondent.

§ Docket No. CWA-06-2012-2710
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STATUS REPORT

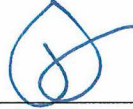
COMES NOW COMPLAINANT, the Director of the Water Quality Protection Division, United States Environmental Protection Agency, Region 6, by and through its attorney, provides the following Status Report, as required by the Prehearing Order issued by the Administrative Law Judge on April 19, 2013.

1. Complainant and Paco Swain Realty, L.L.C. (“Respondent”) (collectively, the “Parties), including Respondent’s attorney, Robert W. Morgan, participated in a settlement conference on May 14, 2013 regarding the above-captioned matter.

2. On other occasions in April 2013 and May 2013, Complainant and Mr. Morgan engaged in substantive discussions relating to settlement of this matter.

3. The Parties have made substantive progress towards reaching a settlement in this matter. The Parties have shared information regarding the violations alleged in the Complaint and have identified additional information to be provided informally prior to the date set for the Parties’ Prehearing Exchanges. At this point, Complainant believes that settlement is likely and that the Parties would benefit from additional time to engage in settlement negotiations prior to expending resources in formal litigation of this matter.

RESPECTFULLY SUBMITTED,



Tucker Henson
Enforcement Counsel (6RC-EW)
U.S. EPA, Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733
Tel.: (214) 665-8148
Fax: (214) 665-3177

CERTIFICATE OF SERVICE

I certify that the original of the foregoing STATUS REPORT was filed with the **Headquarters Hearing Clerk**, U.S. Environmental Protection Agency, Office of Administrative Law Judges, 1300 Pennsylvania Avenue, NW, Mail Code 1900R, Washington, DC 20460, and a true and correct copy was sent to the following on this 15th day of May, 2013, in the following manner:

VIA FIRST CLASS U.S. MAIL:

M. Lisa Buschmann, Administrative Law Judge
U.S. EPA, Office of Administrative Law Judges
1300 Pennsylvania Avenue, NW
Mail Code 1900R
Washington, DC 20460

Robert W. Morgan
Attorney at Law
212 North Range Avenue
Denham Springs, LA 70726



Tucker Henson

