

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

<b>In the Matter of:</b>	)	<b>Docket No.</b>
	)	
<b>Frank Ousley, d/b/a/ Frank's Flying Service, Morrison, Illinois,</b>	)	<b>Proceeding to Assess a Civil Penalty Under Section 14(a) of the Federal Insecticide, Fungicide, and Rodenticide Act, 7 U.S.C. § 136l(a)</b>
<b>Respondent.</b>	)	
<hr/>	)	

**STATUS REPORT**

Complainant hereby submits its Status Report to the Court pursuant to Prehearing Order of the Court, dated September 24, 2014.

1. On August 21, 2014, the parties met and discussed the factual allegations, legal conclusions, evidence, and potential resolutions of this civil administrative action.
2. Respondent agreed to provide Complainant with documentation to demonstrate several of its factual allegations and legal conclusions.
3. The parties' attempt to resolve this action without resort to hearing continues.
4. Complainant will file its Initial Prehearing Exchange on or before November 7, 2014, as ordered by the Court.
5. Counsel for Complainant hereby notes for the Court and Respondent it completes and files this Status Report a full four (4) days after October 17, 2014, the deadline date ordered by the Court. Counsel offers no excuses. Counsel attended to extended family and a funeral for a close family member from October 21 – 24, 2014.

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Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Trevino', with a large, sweeping flourish at the end.

Jeffery M. Trevino  
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Office of Regional Counsel  
Region 5  
U.S. Environmental Protection Agency  
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_____	)	

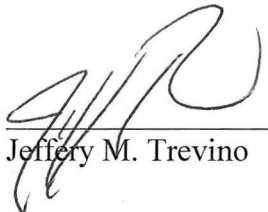
Certificate of Service

I certify that today I mailed, via first-class, postage prepaid, U.S. Mail, one original and one copy of this **STATUS REPORT** to:

Sybil Anderson  
Headquarters Hearing Clerk  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
Ronald Reagan Building, Room M1200  
1300 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004.

I also certify that today I mailed, via first-class, postage prepaid, U.S. Mail, one copy of this **STATUS REPORT** to:

Thomas W. Daggett, Esq.  
Daggett Law Firm  
1551 Larimer Street, Suite 1403  
Denver, CO 80202

  
\_\_\_\_\_  
Jeffery M. Trevino

21 Oct 2014  
\_\_\_\_\_  
Date