

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029**

Via electronic filing

March 25, 2016

Sybil Anderson, Headquarters Hearing Clerk
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900R
William Jefferson Clinton Building
1200 Pennsylvania Ave. NW
Washington, DC 20460

Re: In the Matter of: Aylin, Inc., et al (Docket No. RCRA-03-2013-0039)

Dear Ms. Anderson:

Please find enclosed a copy of Complainant's Status Report, which was filed electronically today.

Sincerely,



Janet E. Sharke
Senior Assistant Regional Counsel (3RC50)
sharke.janet@epa.gov
215-814-2689

cc: Jeffrey Leiter, Esq., Counsel for Respondents

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

In the Matter of:)	Docket No. RCRA-03-2013-0039
)	
Aylin, Inc., Rt. 58 Food Mart, Inc.,)	
Franklin Eagle Mart Corp., Adnan)	
Kiriscioglu, 5703 Holland Road)	
Realty Corp., 8917 South Quay Road)	Proceeding Under Section 9006 of the
Realty Corp., and 1397 Carrsville)	Resource Conservation and Recovery
Highway Realty Corp.)	Act, as amended, 42 U.S.C. § 6991e
)	
Respondents.)	

COMPLAINANT'S STATUS REPORT

In accordance with the Presiding Officer's Notice of Hearing Order, issued December 10, 2015, Complainant hereby files this Status Report. The Hearing Order directed, *inter alia*, that on or before March 25, 2016, Complainant file a Status Report indicating the status of any settlement negotiations between the parties. The Hearing Order also directed that the parties file a Joint Set of Stipulated Facts, Exhibits and Testimony also on or before March 25, 2016.

Complainant hereby reports that the parties have worked diligently to reach agreement on terms of settlement. As of the time of this filing, the parties have reached an agreement in principle on the terms of settlement but such terms have not been reduced to an executed Consent Agreement by the parties. In addition, as of the time of this filing, counsel for Complainant is still awaiting Respondents' counsel's response as to which, if any, of the proposed stipulations Respondents can agree. Proposed stipulations were emailed to Respondents' counsel on March 14, 2016, with a response requested by close-of-business March 22, 2016. This delay is undoubtedly attributable, in part, to the vigorous and productive settlement discussions in which the parties engaged this week. Complainant anticipates that the parties will file their first joint stipulations as soon as possible, but not later than April 12, 2016, unless the parties execute a Consent Agreement before such time.

Respectfully submitted,

3/25/2016
Date



Janet E. Sharke/
Louis F. Ramalho
Senior Assistant Regional Counsel
U.S. EPA, Region III
1650 Arch Street
Philadelphia, PA 19103-2029

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below, in accordance with the Office of Administrative Law Judge's electronic filing system, effective August 11, 2014, I filed electronically one copy of Complainant's Status Report, Docket No. RCRA-03-2013-0039, for service to:

Sybil Anderson, Headquarters Hearing Clerk
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900R
William Jefferson Clinton Building
1200 Pennsylvania Ave., NW
Washington, DC 20460

The Hon. Christine D. Coughlin
Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900R
William Jefferson Clinton Building
1200 Pennsylvania Ave., NW
Washington, DC 20460

I further certify that on the date set forth below, I served via email a copy of Complainant's Status Report, Docket No. RCRA-03-2013-0039, to:

Jeffrey Leiter, Esq.
Bassman Mitchell Alfano & Leiter, Chtd.
1707 L Street, NW, Ste. 560
Washington, DC 20036

3/25/2016

Date



Janet E. Sharke
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