U. S. ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of:	**)**	
	)	
	)	
Clearwater USA, Inc.	**)**	**Docket No. CWA-07-2023-**
	)	**0028**
Respondent.	**)**	
	)	
	)	

**JOINT MOTION TO DISMISS THE COMPLAINT AGAINST
CLEARWATER USA, INC. WITHOUT PREJUDICE.**

Pursuant to 40 C.F.R. § 22.20, Complainant Environmental Protection Agency ("EPA") and Respondent Clearwater USA, Inc., hereby jointly move to dismiss this Clean Water Act proceeding. During settlement negotiations, Respondent provided EPA with information supporting that Respondent Clearwater USA, Inc., was not the proper entity to pursue for the violations alleged in this matter. The appropriate entity has been identified, a proposed settlement has been reached to resolve that matter pursuant to 40 C.F.R. § 22.18(b), and the EPA published public notice pursuant to 40 C.F.R. § 22.45 on October 5, 2023. As such, Complainant and Respondent respectfully request that the Presiding Officer enter an order dismissing this action without prejudice.

Dated: October 5, 2023

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