

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)	
)	Docket No. CAA-05-2024-0004
CUTTING EDGE ENTERPRISES, INC.)	
Forest Lake, Minnesota,)	COMPLAINANT’S STATUS REPORT
)	
Respondent.)	
_____)	

STATUS REPORT

COMES NOW, the United States Environmental Protection Agency Region 5 (“Complainant”), by and through its undersigned counsel, to respectfully offer this Tribunal the following status report. In its August 4, 2024, Prehearing Order, this Tribunal directed the parties to engage in a settlement conference on or before August 23, 2024, and to attempt to reach an amicable resolution of this matter. This Tribunal also ordered Complainant to file a status report regarding that settlement conference.

The parties initially met on August 15, 2024, where Complainant presented its proposed penalty to Respondent.¹ The parties discussed the calculation of that penalty and Respondent requested certain follow-up items from Complainant. Complainant answered Respondent’s questions and provided the requested follow-up items the same afternoon.

The parties then met again on August 27, 2024, where Respondent presented Complainant with a penalty counteroffer. The parties discussed that offer and various perceived strengths and weaknesses of each side’s arguments.

¹ For ease of understanding, when Complainant refers to “Respondent” in this status report it means Respondent’s counsel. Respondent, itself, was not, and needn’t be, present at these settlement conferences.

As the situation currently exists, Complainant believes that an amicable resolution of this matter is feasible. For the first time since the pendency of this matter, Respondent seems to be taking the situation seriously, has hired reputable counsel, and is engaging in settlement discussions in good faith. The parties have outstanding issues that must be addressed before they can reach settlement, but it seems to Complainant that resolving those outstanding matters is possible.

Respectfully submitted,

Andrew Futerman,
Counsel for Complainant
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In the Matter of *Cutting Edge Enterprises, Inc.*, Respondent
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Document Name**, dated August 30, 2024, was served on the following parties in the manner indicated below.

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Paralegal Specialist

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Dated: August 30, 2024
Chicago, Illinois