



1 report (ECF No. 1811), “like numerous ones before it, provides only the most basic information  
2 about the progress of cleanup and fails to estimate when the site closures required by this Court’s  
3 Cleanup Injunction, entered April 27, 2000, more than sixteen years ago, are likely to occur.”  
4 (ECF No. 1812.) The parties were directed to file a supplemental status report which provided  
5 “specific information about the Parties’ plans to bring this matter to a close and the timeframe  
6 within which they plan to do so.” (*Id.*) Following the parties’ supplemental briefing wherein  
7 Plaintiff estimated it make take an additional 10 to 20 years to clean up the remaining site, Judge  
8 O’Neill issued a minute order on March 2, 2017 noting that “[i]n light of the representation...that  
9 cleanup will take many additional years to complete, the parties are directed to resume the pre-  
10 existing status report schedule. This case shall remain CLOSED....” (ECF No. 1815.)

11 Since 2017, Plaintiff has filed an annual status report on inconsistent dates in either  
12 January or February. Plaintiff last filed a status report on February 2, 2023. (ECF No. 1822  
13 (noting it was Plaintiff’s “46th report to the Court”).) The 2023 status report contained basic  
14 information and lacked an updated estimate regarding the remaining site closure, summarily  
15 stating “this Court will be advised of site closures to determine compliance and discharge of the  
16 injunction.” (*Id.* at 3.) Given it has been over one year since Plaintiff last filed a status report  
17 and five years since the Court was provided an updated timeframe within which the parties plan  
18 to bring this matter to a close, the Court shall order Plaintiff to file the required annual status  
19 report in compliance with the Court’s January 20, 2009 order.

20 Accordingly, IT IS HEREBY ORDERED that Plaintiff shall file a status report **no later**  
21 **than February 16, 2024**, providing (1) the status of the remaining site closure; (2) specific  
22 information about the plans to bring this matter to a close; and (3) an updated timeframe within  
23 which the parties plan to bring this matter to a close.

24 IT IS SO ORDERED.

25 Dated: February 6, 2024

26   
27 \_\_\_\_\_  
28 UNITED STATES MAGISTRATE JUDGE