

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

_____	)	
KINGMAN PARK CIVIC ASSOCIATION, et al.	)	
	)	
Plaintiffs,	)	Case No. 1:98CV00758
	)	
v.	)	
	)	Judge Colleen Kollar-Kotelly
UNITED STATES ENVIRONMENTAL PROTECTION	)	
AGENCY, et al.	)	
	)	
Defendants.	)	
_____	)	

**NOTICE OF SEPTEMBER 2007 MODIFICATION TO CONSENT DECREE**

Defendant Environmental Protection Agency (“EPA”) hereby notifies the Court that on September 24th, 2007, pursuant to Paragraph 12 of the Consent Decree entered in this case on June 13, 2000, the parties have entered a written agreement providing for an extension in the date by which EPA shall establish pH and organics total maximum daily loads (“TMDLs”) for the Middle Potomac River .

Under Paragraphs 4(v) and 5(a)(5) of the Consent Decree, EPA was required to establish pH and organics total maximum daily loads (“TMDLs”) for the Middle Potomac River by September 30, 2007, if EPA has not approved TMDLs submitted by the District by that date. On September 24th, 2007, the parties agreed to further modify Paragraph 5(a)(5) of the Consent Decree to require EPA to establish the organics TMDL on or before October 31, 2007 and the pH TMDL on or before November 30, 2007, as detailed in the attached September 2007 modification.

This modification changes only the dates for performance of the specified actions under the June 2000 Consent Decree, and does not modify any other aspect of that decree.

Respectfully submitted,

RONALD J. TENPAS  
Acting Assistant Attorney General  
Environment and Natural Resources Division

*/s/ Angeline Purdy*

---

ANGELINE PURDY, Attorney  
Environmental Defense Section  
U.S. Department of Justice  
P.O. Box 23986  
Washington, D.C. 20026-3986  
(202) 514-0996

Attorneys for the Defendants  
UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, and STEPHEN L.  
JOHNSON

OF COUNSEL:

JAMES CURTIN  
Office of General Counsel  
Environmental Protection Agency  
Ariel Rios Building, Mail Code 2355A  
1200 Pennsylvania Ave, N.W.  
Washington, D.C. 20460

CHRISTOPHER DAY  
Associate Regional Counsel  
Environmental Protection Agency - Region 3  
Mail Code 3RC20  
1650 Arch Street  
Philadelphia, PA 19103

Dated: September 25th, 2007