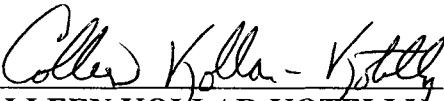


Page 2 - 1:09-cv-00005-CKK

- (2) Except as specified in Paragraph (1), and as further specified in the Settlement Agreement, EPA does not waive or limit any defenses relating to any reinstated suit.

SO ORDERED.

5/19/10
Date


COLLEEN KOLLAR-KOTELLY
United States District Judge