UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

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In the Matter of

BASF CATALYSTS, LLC,

) DOCKET NO. EPCRA-04-2009-2001

Respondent

REPORT RECOMMENDING TERMINATION OF ALTERNATIVE DISPUTE RESOLUTION PROCESS AND ASSIGNMENT OF A JUDGE FOR LITIGATION

The Chief Administrative Law Judge's Order of December 1, 2008 provides that this alternative dispute resolution (ADR) process terminates January 30, 2009. The recommendation of this Report is that the ADR process be terminated, and that the case be assigned to a Judge for resolution through litigation.

Barbara A. Gunning

Dated: January 28, 2009

Approved: Susan L. Biro Chief Administrative Law Judge Dated:



Administrative Law Judge

was sent this day in the following manner to the addressees listed below.

Marty

Mary Angeles Legal Staff Assistant

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Dated: January 29, 2009 Washington, D.C.