

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

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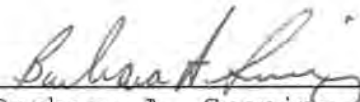
In the Matter of)
)
GOWAN CONSTRUCTION, INC. and) DOCKET NO. CWA-08-2011-0039
NORTH DAKOTA DEPT. OF)
TRANSPORTATION,)
)
Respondents)

REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report approved February 24, 2012 provides that this alternative dispute resolution (ADR) process terminates April 5, 2012. The recommendation of this Report is that the ADR process be continued for a *final* month, to May 5, 2012.

This continuation of the ADR process is recommended because the parties have agreed to settle this matter, but additional time is needed for the execution of the Consent Agreement and Final Order ("CAFO"). Accordingly, the undersigned will continue to work as a Neutral in this case and will file another report with the Chief Administrative Law Judge by May 5, 2012 unless otherwise directed by her.

SBiro



Barbara A. Gunning
Administrative Law Judge
Dated: March 21, 2012

Approved: _____
Susan L. Biro
Chief Administrative Law Judge

Dated: 3/21/2012

**In the ADR Matter of *Gowan Construction, Inc. and North Dakota Dept. of Transportation,*
Respondent.
Docket No. CWA-08-2011-0039**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated March 21, 2012, was sent this day in the following manner to the addressees listed below.



Mary Angeles
Legal Staff Assistant

Original and One Copy by Regular Mail to:

Tina Artemis
Regional Hearing Clerk
U.S. EPA / Region VIII
1595 Wynkoop Street
Denver, CO 80202-1129

One Copy by Regular Mail to:

Sheldon Muller, Esq.
Enforcement Attorney
U.S. EPA, Region VIII
1595 Wynkoop Street
Denver, CO 80202-1129

One Copy by Regular Mail to:

DeWayne Johnston, Esq.
Johnston Law Office
221 South 4th Street
Grand Forks, ND 58201

**Dated: March 21, 2012
Washington, D.C.**