

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

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BEFORE THE ADMINISTRATOR

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PROTECTION AGENCY

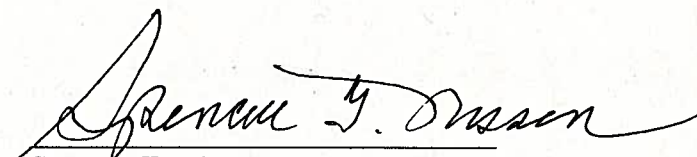
In the Matter of)
Duke Energy Indiana, Inc.,) Dockets No.
Respondent) CERCLA-05-2008-0009
) MM-05-2008-0004
) EPCRA-05-2008-0017
)

**ORDER GRANTING SECOND EXTENSION OF
ALTERNATIVE DISPUTE RESOLUTION PROCESS**

Complainant has filed an unopposed Motion to Extend Time for Alternative Dispute Resolution Process for 30 days. The parties in this proceeding are engaged in settlement negotiations. Respondent has also made a settlement proposal which Complainant will need to consider and determine if a settlement can be reached. For good cause having been shown, the time period provided for Alternative Dispute Resolution is extended for 30 days or until January 21, 2009.

Dated this 24th day of December 2008.

So Ordered.


Spencer T. Nissen
Administrative Law Judge



Susan L. Biro
Chief Administrative Law Judge

Issued: December 24, 2008
Washington, D.C.

In the ADR matter of *Duke Energy Indiana, Inc.*, Respondent.
Dockets No. CERCLA-05-2008-0009; MM-05-2008-0004 & EPCRA-05-2008-0017

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Second Extension of Alternative Dispute Resolution Process**, dated December 24, 2008, was sent this day in the following manner to the addressees listed below.



Mary Angeles
Legal Staff Assistant

Original and One Copy by Facsimile and Pouch Mail to:

Tywanna Greene
Acting Regional Hearing Clerk
U.S. EPA / Region V / E-13J
77 West Jackson Boulevard
Chicago, IL 60604-3590
Fx: 312.886.9697

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One Copy by Facsimile and Pouch Mail to:

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Dated: December 24, 2008
Washington, D.C.