



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

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BEFORE THE ADMINISTRATOR

In the Matter of

Nelcon, Inc.

Respondent

)
) DOCKET NO. CWA-08-2012-0025
)
)
)

REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report approved February 14, 2013 provides that this alternative dispute resolution (ADR) process terminates April 4, 2013. The recommendation of this Report is that the ADR process be continued until **May 3, 2013**.

This continuation of the ADR process is recommended because the parties' negotiations have made some progress toward a settlement, but additional time is needed if a settlement is to be actually concluded. In the most recent conference call, April 9, 2013 both parties agreed that the ADR process should be continued. The parties' chances of achieving a settlement are sufficient to justify the requested continuation.

Accordingly, the undersigned will continue to work as a Neutral in this case and will file another report with the Chief Administrative Law Judge May 3, 2013, unless otherwise directed by her.

M. Lisa Buschmann

M. Lisa Buschmann
Administrative Law Judge
Dated: April 11, 2013

Approved:

S. L. Biro

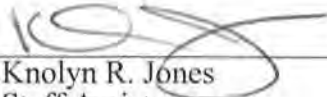
Susan L. Biro
Chief Administrative Law Judge

Dated: April 11, 2013

In the Matter of Nelcon, Inc., Respondent
Docket No. CWA-08-2012-0025

CERTIFICATE OF SERVICE

I certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated April 11, 2013, was sent this day in the following manner to the addressees listed below.


Knolyn R. Jones
Staff Assistant

Dated: April 11, 2013

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