

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of )  
)  
FLEXABAR CORPORATION and ) DOCKET NO. FIFRA-02-2008-5120  
FLEXDEL CORPORATION, )  
)  
)  
Respondents )

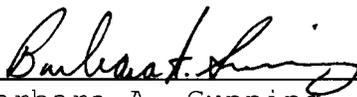
U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG. I  
2008 DEC -3 PM 4:10  
REGIONAL HEARING  
CLERK

REPORT RECOMMENDING CONTINUATION  
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Chief Administrative Law Judge's Order of October 7, 2008 provides that this alternative dispute resolution (ADR) process terminates December 8, 2008. The recommendation of this Report is that the ADR process be continued for another month, to January 8, 2009.

This continuation of the ADR process is recommended because the parties' negotiations have developed the possibility of a settlement, but additional time is needed if a settlement is to be actually concluded. In a status report dated November 25, 2008 the parties requested continuation of the ADR process for another month. The parties' chances of achieving a settlement are sufficient to justify a continuation of ADR.

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 January 8, 2009 unless otherwise directed by her.

  
\_\_\_\_\_  
Barbara A. Gunning  
Administrative Law Judge  
Dated: November 26, 2008

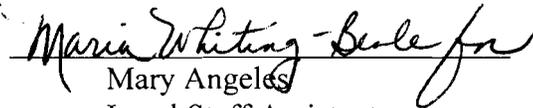
Approved:   
\_\_\_\_\_  
Susan L. Biro  
Chief Administrative Law Judge

Dated: 12/1/08

In the Matter of Flexabar Corporation and Flexdel Corporation, Respondents  
Docket No. FIFRA-02-2008-5120

Certificate of Service

I certify that the foregoing **Report Recommending Continuation Of Alternative Dispute Resolution Process**, dated November 26, 2008, was sent this day in the following manner  
to the addressees listed below.

  
Mary Angeles  
Legal Staff Assistant

Dated: December 1, 2008

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