

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of )  
 )  
RK DISTRIBUTING, INC., )  
 )  
 )  
 )  
Respondent )

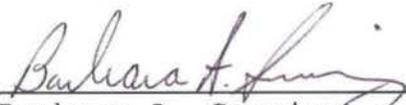
DOCKET NO. RCRA-06-2011-5601

FILED  
2011 NOV - 1 PM 3:28  
REGIONAL HEARING CLERK  
EPA REGION VI

REPORT RECOMMENDING CONTINUATION  
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report approved October 5, 2011 provides that this alternative dispute resolution (ADR) process terminates November 3, 2011. The recommendation of this Report is that the ADR process be continued for a *final* month, to December 3, 2011.

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 December 3, 2011 unless otherwise directed by her. The parties are commended for their success in negotiating their agreement.

  
\_\_\_\_\_  
Barbara A. Gunning  
Administrative Law Judge  
Dated: October 28, 2011

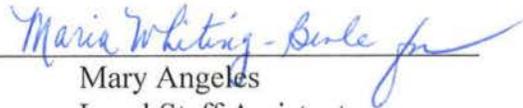
Approved:   
\_\_\_\_\_  
Susan L. Biro  
Chief Administrative Law Judge

Dated: 11/28/11

In the ADR Matter of RK Distributing, Inc., Respondent  
Docket No. RCRA-06-2011-5601

Certificate of Service

I certify that the foregoing **Report Recommending Continuation Of Alternative Dispute Resolution Process**, dated October 28, 2010, was sent this day in the following manner to the addressees listed below.

  
Mary Angeles  
Legal Staff Assistant

Dated: October 28, 2010

Original And One Copy By Pouch Mail To:

Lorena Vaughn  
Regional Hearing Clerk  
U.S. EPA  
1445 Ross Avenue, Suite 1200  
Dallas, TX 75202-2733

Copy By Pouch Mail To:

Jay Przyborski, Esquire  
Office of Regional Counsel  
U.S. EPA  
1445 Ross Avenue, Suite 1200  
Dallas, TX 75202-2733

Copy by Regular Mail To:

Steven B. Hanska  
RK Distributing, Inc.  
1001 West Memorial Road  
P.O. Box 20790  
Oklahoma City, OK 73156