

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. II  
2009 JAN 13 PM 12:44  
REGIONAL HEARING  
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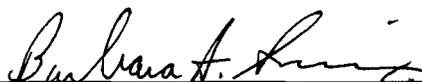
REPORT RECOMMENDING CONTINUATION  
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report approved December 1, 2008 provides that this alternative dispute resolution (ADR) process terminates January 8, 2009. The recommendation of this Report is that the ADR process be continued for a final month, to February 8, 2009.

This continuation of the ADR process is recommended because the parties' negotiations have developed an agreement in principle but additional time is needed to verify the details of the Supplemental Environmental Project ("SEP") and to finalize the proposed SEP and Consent Agreement and Final Order documents. The parties' chances of achieving a settlement are sufficient to justify the continuation.



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

  
\_\_\_\_\_  
Barbara A. Gunning  
Administrative Law Judge  
Dated: January 7, 2009

Dated: Jan. 7, 2009

In the ADR matter of *Flexabar Corporation and Flexdel Corporation*, Respondent.  
Docket No. FIFRA-02-2008-5120

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated January 7, 2009, was sent this day in the following manner to the addressees listed below.

  
\_\_\_\_\_  
Mary Angeles  
Legal Staff Assistant

Original and One Copy by Pouch Mail to:

Karen Maples  
Regional Hearing Clerk  
U.S. EPA / Region II  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

One Copy by Pouch Mail to:

Naomi Shapiro, Esq.  
Assistant Regional Counsel  
U.S. EPA / Region II  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

One Copy by Regular Mail to:

David F. Michelman, Esq.  
Michelman & Bricker, PC  
2207 Chestnut Street  
Philadelphia, PA 19103

**Dated: January 7, 2009**  
**Washington, D.C.**