



Nidhi Omeara/R5/USEPA/US To

06/22/2007 12:36 PM

Subject In re Behnke Lubricants, Inc. FIFRA-05-2007-0025

Ms. Whiting -Beale -

I represent Region 5 in the above captioned matter. Today I sent by pouch mail, a letter to Chief Judge Biro indicating that U.S. EPA, Region 5 does not wish to participate in the Alternative Dispute Resolution (ADR) process. Thank you for giving us the option to participate in ADR. Please let me know if you have any questions. I can be reached at 312/886-0568.

This e-mail, including attachments, contains information that is confidential and it may be protected by the attorney-client or other privileges. This e-mail, including attachments, contains information that is intended to be conveyed only to the designated recipient(s).



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

POUCH MAIL

June 22, 2007

Honorable Susan L. Biro
Chief Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900L
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Re: *In the Matter of Behnke Lubricants, Inc.*
Docket No. FIFRA-05-2007-0025

Dear Chief Judge Biro:

Thank you for your letter dated June 13, 2007, in which you offered the parties to the above-referenced matter the opportunity to participate in Alternative Dispute Resolution (ADR). Complainant, the United States Environmental Protection Agency, Region 5 (U.S. EPA or "Region 5"), respectfully declines to pursue ADR.

Again, thank you for the offer of ADR. Should you have any questions, please do not hesitate to contact me at (312) 886-0568.

Sincerely,


for Nidhi K. O'Meara
Associate Regional Counsel

cc: Mr. Bruce A. McIlroy, Esq.
McIlroy & Button, Ltd.
1150 Washington Street
Grafton, WI 53024