## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



BEFORE THE ADMINISTRATOR

IN THE MATTER OF	)
	)
COLUMBIA GAS TRANSMISSION,	) DOCKET NO. CWA-03-2012-0078
LLC,	)
	)
RESPONDENT	

## ORDER RETURNING CASE TO CHIEF ADMINISTRATIVE LAW JUDGE

As you previously have been notified, the September 4, 2012 Order of the Chief Administrative Law Judge designated the undersigned as a neutral in the Alternative Dispute Resolution ("ADR") process in the above-captioned matter. The Report approved October 25, 2012 provides that this ADR process terminates December 5, 2012.

On November 15, 2012 the parties filed a Joint Motion for Consolidation With Docket No. CWA-03-2012-0130. The parties seek to consolidate the above-captioned matter with a second matter recently received at the Office of Administrative Law Judges (Docket No. CWA-03-2012-0130).

During a conference call on October 25, 2012, both parties indicated that they intend to settle both cases as a consolidated matter and that they desire to continue the ADR process. Inasmuch as the undersigned as a neutral in the ADR process is without authority to act on the motion, the case is returned to the Chief Administrative Law Judge for resolution of the pending motion. Thereafter, the cases should be returned to the undersigned for continuation of ADR.

Further, the recommendation of this Report is that the ADR process be continued for another month, to December 28, 2012.

Barbara A. Gunning Administrative Law Judge Dated: November 21, 2012 In the ADR Matter of Columbia Gas Transmission, LLC, Respondent Docket No. CWA-03-2012-0078

## Certificate of Service

I certify that the foregoing <u>Order Returning Case To Chief Administrative Law Judge</u> dated November 21, 2012, was sent this day in the following manner to the addressees listed below.

Maria Whiting -Berle fr Mary Angeles

Legal Staff Assistant

Dated: November 21, 2012

Original And One Copy To:

Sybil Anderson Headquarters Hearing Clerk U.S. EPA Office of Administrative Law Judges Mail Code 1900L 1200 Pennsylvania Avenue, NW Washington, DC 20460

Copy By Regular Mail To:

Stefania D. Shamet. Esquire Assistant Regional Counsel (3RC20) U.S. EPA, Region III 1650 Arch Street Philadelphia, PA 19103-2029

Jane E. Montgomery, Esquire Schiff Hardin, LLP 233 S. Wacker Drive, Suite 6600 Chicago, IL 60606