



**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR**

**In the Matter of:** )  
 )  
**The City of Blaine, Blaine, Minnesota** ) **Docket No. CWA-05-2016-0019**  
 )  
 )  
**Respondent.** )


**ORDER INITIATING ALTERNATIVE DISPUTE  
RESOLUTION PROCESS AND APPOINTING NEUTRAL**

Pursuant to the request of the parties, Judge M. Lisa Buschmann, is hereby designated as a neutral to initiate and conduct such processes as may facilitate a settlement of this proceeding.

The following procedures shall apply:

1. The Alternative Dispute Resolution (ADR) process will be conducted in a confidential manner. The Judge who serves as the neutral will not disclose to anyone the contents of any of the parties' ADR communications.
2. For the ADR process to be effective, the persons communicating with the neutral must either have authority to commit his or her side to a settlement, or have ready access to someone with such authority.
3. Unless terminated earlier at the request of either party, the ADR process shall automatically terminate on **November 22, 2016**. An extension of up to 60 days may be granted by the undersigned upon request of the ADR neutral, but in no event shall ADR continue for longer than 4 months. At that time, if no settlement has been reached, the case will be assigned to a litigation Judge to proceed with the litigation process in an expedited manner.
4. A party requesting termination of this process shall so advise the assigned neutral Judge either orally or in writing. The neutral Judge shall forward the request to the Chief Administrative Law Judge.

5. At the termination of the ADR process, the parties will be sent a questionnaire to elicit their views and the experience with the process. The contents of individual questionnaires will be kept confidential and will be made available to the neutrals and others only in a composite format.

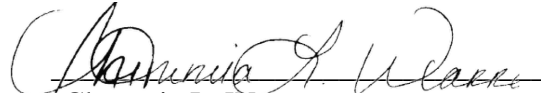
  
\_\_\_\_\_  
Susan L. Biro  
Chief Administrative Law Judge

Dated: September 21, 2016  
Washington, DC

**In the Matter of The City of Blaine, Blaine, Minnesota**, Respondent  
**Docket No. CWA-05-2016-0019**

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **Order of Designation**, issued by Chief Administrative Law Judge Susan L. Biro dated September 21, 2016, was served this day in the following manner to the addressees listed below:

  
Chronnia L. Warren  
Paralegal Specialist

**Original and One Copy Hand Delivery to:**

Mary Angeles  
Headquarters Hearing Clerk  
U.S. EPA  
Mail Code 1900R  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460-2001

**Copy by Regular Mail and E-Mail to:**

Jeffery M. Trevino  
Associate Regional Counsel  
Office of Regional Counsel  
U.S. Environmental Protection Agency  
77 West Jackson Boulevard (C-14J)  
Chicago, IL 60604-3590  
Email: trevino.jeffery@epa.gov

Patrick J. Sweeney  
Attorney for the City of Blaine  
1809 Northwestern Avenue  
Stillwater, Minnesota 55082  
Email: Psweeney@eckbergglammers.com  
***Counsel for The City of Blaine, Blaine, Minnesota***

Dated: September 21, 2016  
Washington, DC

