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UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

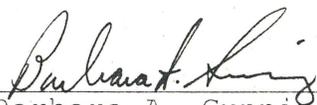
In the Matter of)
)
JULIET ERMITANO,) DOCKET NO. TSCA-01-2007-0093
)
)
)
Respondent)

REPORT RECOMMENDING TERMINATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report of December 4, 2007 provides that this alternative dispute resolution (ADR) process terminates January 19, 2008. The parties continue to make significant progress toward settlement in this matter. In a conference call on January 8, 2008 the parties indicated that they have reached a final settlement, which includes a Supplemental Environmental Project, and that a Consent Agreement and Final Order ("CAFO") has been drafted. Nonetheless, the CAFO has not been executed.

Therefore, I am recommending that the parties, who have expended a great deal of effort and time in negotiating this settlement, be afforded additional time to finalize their settlement before the litigation process is initiated.

The parties are commended for their success in negotiating their agreement. The undersigned further expresses her appreciation to the parties for the courtesy and candor with which they participated in the ADR process.



Barbara A. Gunning
Administrative Law Judge
Dated: January 25, 2008

Approved: 

Susan L. Biro
Chief Administrative Law Judge

Dated: 1/28/08

**In the ADR Matter of *Juliet Ermitano*, Respondent.
Docket No. TSCA-01-2007-0093**

CERTIFICATE OF SERVICE

I certify that the foregoing **Report Recommending Termination of Alternative Dispute Resolution Process**, dated January 25, 2008, was sent this day in the following manner to the addressees listed below.



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**Dated: January 28, 2008
Washington, D.C.**