

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

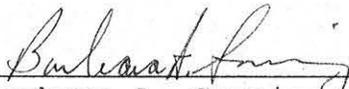
In the Matter of)
)
FRAME and LEANY RESOURCES,) DOCKET NO. CWA-03-2009-0097
)
)
)
Respondent)

REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

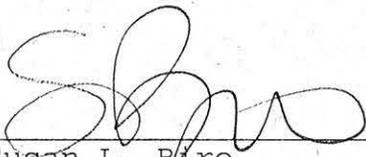
The Order approved October 6, 2009 provides that this alternative dispute resolution (ADR) process terminates November 8, 2009. The recommendation of this Report is that the ADR process be continued for the final month, to December 8, 2009.

This continuation of the ADR process is recommended because the parties have reached a settlement in principle in this case. However, additional time is needed to execute a Consent Agreement and Final Order ("CAFO").¹ The parties' chances of achieving a settlement are sufficient to justify the requested continuation.

Accordingly, the undersigned will continue to work as a Neutral in this case and will file another report with the Chief Administrative Law Judge by December 8, 2009 unless otherwise directed by her.



Barbara A. Gunning
Administrative Law Judge
Dated: November 4, 2009

Approved: 

Susan L. Biro
Chief Administrative Law Judge

Dated: 11/5/09

¹ A written status report is due no later than December 8, 2009 if the executed CAFO is not submitted.

**In the ADR Matter of *Frame and Leany Resources*, Respondent.
Docket No. CWA-03-2009-0097**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated November 4, 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:

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One Copy by Pouch Mail to:

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**Dated: November 5, 2009
Washington, D.C.**