

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

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ENVIRONMENTAL PROTECTION
AGENCY-REGION VII
REGIONAL HEARING CLERK

In the Matter of:)

Fivestar Realty, Inc.,)

Docket No. TSCA-07-2009-0011

Respondent)

**ORDER TERMINATING ALTERNATIVE DISPUTE RESOLUTION PROCESS
and RETURNING PROCEEDING TO THE CHIEF JUDGE**

This matter was placed on the undersigned's docket on April 28, 2009. A conference call was held with the parties on June 24, 2009. During that conference call Respondent was directed to submit financial documentation needed to support its inability to pay claim. It is understood that thorough review of financial documentation and other settlement proposals have not concluded.

The period for Alternative Dispute Resolution (ADR) in this proceeding as extended, expired on August 28, 2009. Therefore, this matter is returned to the Chief Administrative Law Judge.

Dated this 4th day of September 2009.

So Ordered.

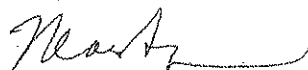

Spencer T. Nissen
Administrative Law Judge

Issued: September 4, 2009
Washington, D.C.

In the ADR matter of *Fivestar Realty, Inc.*, Respondent.
Docket No. TSCA-07-2009-0011

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Terminating Alternative Dispute Resolution Process and Returning Proceeding to the Chief Date**, dated September 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 Facsimile and Pouch Mail to:

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Dated: September 4, 2009
Washington, D.C.