

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of)
)
RUSSELL WISE,) DOCKET NO. CWA-04-2009-5504
)
)
Respondent)

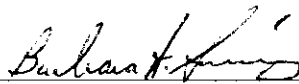
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REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Chief Administrative Law Judge's Order of November 6, 2009 provides that this alternative dispute resolution (ADR) process terminates January 5, 2010. The recommendation of this Report is that the ADR process be continued for another month, to February 5, 2010.

This continuation of the ADR process is recommended because the parties' negotiations have developed the possibility of a settlement, but additional time is needed if a settlement is to be actually concluded. In a conference call on December 14, 2009 the parties requested continuation of the ADR process for another month. The parties' chances of achieving a settlement are sufficient to justify a continuation of ADR.

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 February 5, 2010 unless otherwise directed by her.



Barbara A. Gunning
Administrative Law Judge
Dated: December 15, 2009



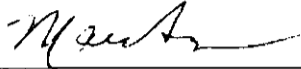
Approved: _____
Susan L. Biro
Chief Administrative Law Judge

Dated: 12/16/2009

**In the ADR Matter of *Russell Wise*, Respondent.
Docket No. CWA-04-2009-5504**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated December 15, 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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**Dated: December 16, 2009
Washington, D.C.**