

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

06 JUN 14 AM 9:52

ENVIRONMENTAL PROTECTION
AGENCY-REGION VII
REGIONAL HEARING CLERK


In the Matter of)
)
UNITED STATES DEPARTMENT OF) DOCKET NO. RCRA-07-2006-0153
AGRICULTURE)
ANIMAL RESEARCH SERVICE/)
NATIONAL ANIMAL DISEASE)
CENTER,)
Respondent)

REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Chief Administrative Law Judge's Order of May 12, 2006 provides that this alternative dispute resolution (ADR) process terminates July 11, 2006. The recommendation of this Report is that the ADR process be continued for another month, to August 11, 2006.

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 June 8, 2006, the parties agreed on continuing 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 August 11, 2006 unless otherwise directed by her.



Barbara A. Gunning
Administrative Law Judge
Dated: June 9, 2006

Approved: 

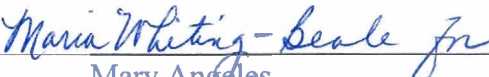
Susan L. Biro
Chief Administrative Law Judge

Dated: 6/9/06

In the Matter of United States Department of Agriculture, Animal Research Service, National
Animal Disease Center, Respondent
Docket No. RCRA-07-2006-0153

CERTIFICATE OF SERVICE

I certify that the foregoing **Report Recommending Continuation of Alternative
Dispute Resolution Process**, dated June 9, 2006, was sent this day in the following manner
to the addressees listed below:


Mary Angeles
Legal Staff Assistant

Dated: June 9, 2006

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