

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY


BEFORE THE ADMINISTRATOR

In the Matter of )  
 )  
BIOSENSORY, INC., ) DOCKET NO. FIFRA-01-2012-0043  
 )  
Respondent. )

REPORT RECOMMENDING TERMINATION  
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Order of November 15, 2012 provided that this alternative dispute resolution (ADR) process terminated January 14, 2013. The parties had reported on December 19, 2012 that they had reached a settlement in principle and that a draft Consent Agreement and Final Order ("CAFO") would be sent to Respondent. Counsel for Respondent reported on January 25, 2013 that his client is reviewing a proposed CAFO. Nonetheless, the CAFO has not been executed.

Therefore, I am recommending termination of the ADR process and assignment of the case to another Judge to preside over a hearing in the event that problems arise in concluding the settlement agreement.

  
M. Lisa Buschmann  
Administrative Law Judge  
Dated: January 25, 2013

Approved:   
Susan L. Biro  
Chief Administrative Law Judge

Dated: 1/25/13

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In the Matter of BioSensory, Inc. Respondent  
Docket No. FIFRA-01-2012-0043

CERTIFICATE OF SERVICE

I certify that the foregoing **Report Recommending Termination of Alternative Dispute Resolution**, dated January 25, 2013 was sent this day in the following manner to the addressees listed below.

  
\_\_\_\_\_  
Knolyn R. Jones,  
Legal Staff Assistant

Dated: January 25, 2013

Original And One Copy To:

Sybil Anderson  
Headquarters Hearing Clerk  
U.S. EPA  
Mail Code 1900L  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460-2001

Copy By Regular Mail To:

Peter DeCambler, Esquire  
Enforcement Counsel  
Office of Environmental Stewardship  
U.S. EPA  
Mail Code OES 04-3  
5 Post Office Square, Suite 100  
Boston, MA 02109-3912

Michael Boucher, Esq.  
McKenna Long & Aldridge LLP  
1900 K Street, NW Suite 100  
Washington, DC 20006