

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

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In the Matter of )  
 )  
City of Polson )  
 )  
Respondent. )

DOCKET NO. CWA-08-2012-0035

REPORT RECOMMENDING TERMINATION  
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report dated February 12, 2013 provides that this alternative dispute resolution (ADR) process terminates March 28, 2013. In a Status Report on March 27, 2013, the counsel for Complainant reported that a Consent Agreement and Final Order ("CAFO") has been drafted and sent to Respondent. 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.

The parties are commended for their success in negotiating their agreement. The undersigned further expresses her appreciation to the parties for the courtesy and candor with which they participated in the ADR process.



M. Lisa Buschmann  
Administrative Law Judge  
Dated: March 27, 2013

Approved:



Susan L. Biro  
Chief Administrative Law Judge

Dated: March 27, 2013

In the Matter of City Of Polson, Montana, Respondent  
Docket No. CWA-08-2012-0035

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Returning Case to Chief Administrative Law Judge** dated March 27, 2013, was sent this day in the following manner to the addressees listed below.

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

Dated: March 27, 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 email to:

Margaret "Peggy" Livingston, Esquire  
Enforcement Counsel (8ENF-L)  
U.S. EPA  
1595 Wynkoop Street  
Denver, CO 80202-1129

James Raymond, Esquire  
Raymond Law Office, PLLC  
407 First Street West  
Polson, MT 59860