

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

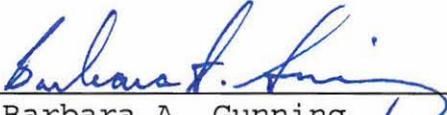
In the Matter of)
)
DESTINATION MAUI, INC.,) DOCKET NO. TSCA-09-2013-0010
)
)
Respondent)

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REPORT RECOMMENDING HOLDING CASE IN ABEYANCE
BEFORE INSTITUTION OF LITIGATION PROCEEDINGS

The Report of February 12, 2014 provides that this alternative dispute resolution (ADR) process terminates April 4, 2014. The parties have reached a settlement in principle regarding a penalty amount and are currently working to include a Supplemental Environmental Project as a component of the settlement. As such, the parties have not reached a final agreement. The parties are encouraged to continue expeditiously their negotiations to try to conclude a final settlement agreement.

As the parties have expended a great deal of effort and time in discussing settlement, the undersigned recommends that the case be held in abeyance for a limited period of time to afford the parties an opportunity to conclude their settlement negotiations and finalize the Consent Agreement and Final Order. The undersigned expresses her appreciation to the parties for the courtesy and candor with which they participated in the ADR process.


Barbara A. Gunning
Administrative Law Judge
Dated: April 30, 2014


Approved: _____
Susan L. Biro
Chief Administrative Law Judge

Dated: 4/30/14

In the ADR Matter of *Destination Maui, Inc.*, Respondent.
Docket No. TSCA-09-2013-0010

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Holding Case in Abeyance Before Institution of Litigation Proceedings** dated April 30, 2014, was sent this day in the following manner to the addressees listed below.



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Dated: April 30, 2014
Washington, D.C.