UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of		C
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DESTINATION MAUI, INC.,) DOCKET NO. TSCA-09-2013-0010	0
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REPORT RECOMMENDING CONTINUATION OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report approved January 22, 2014 provides that this alternative dispute resolution ("ADR") process terminates March 4, 2014. The recommendation of this Report is that the ADR process be continued for the *final* month, to April 4, 2014.

This continuation of the ADR process is recommended because the parties' negotiations are ongoing. The undersigned will continue to serve as a Neutral in this case and will file another report with the Chief Administrative Law Judge by April 4, 2014 unless otherwise directed by her.

Barbara A. Gunning) Administrative Law Judge

Dated: February 12, 2014

Approved:

Susan L. Biro Chief Administrative Law Judge

18/2014 Dated: 2

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 Continuation of Alternative Dispute Resolution Process**, dated February 12, 2014, was sent this day in the following manner to the addressees listed below.

Mary Angeles Legal Staff Assistant

Original and One Copy by Hand Delivery to:

Sybil Anderson Headquarters Hearing Clerk U.S. EPA / Office of Administrative Law Judges Mail Code 1900R 1200 Pennsylvania Ave., NW Washington, DC 20460

One Copy by Electronic and Regular Mail to:

Ivan Lieben, Esq. Assistant Regional Counsel U.S. EPA, Region IX, MS ORC-2 75 Hawthorne Street San Francisco, CA 94105 Email: lieben.ivan@epa.gov

One Copy by Electronic and Regular Mail to:

Ronald A. Kawahara, Esq. President and Principal Broker Destination Maui, Inc. 841 Alua St., Suite 102 Wailuki, HI 96793 Email: rak@mauicpa.net

Dated: February 18, 2014 Washington, D.C.