UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of)	
)	
THE U.S. BUREAU OF RECLAMATION,)	DOCKET NO. RCRA-08-2015-0002
NATIONAL ELECTRIC COIL,)	
ENVIRONMENTAL CONTRACTORS, LLC)	
and CTA CONSTRUCTION and)	
ENVIRONMENTAL, LLC,)	
)	
Respondents)	

REPORT RECOMMENDING CONTINUATION OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Chief Administrative Law Judge's Order of September 3, 2015 provides that this alternative dispute resolution ("ADR") process terminates November 2, 2015. The recommendation of this Report is that the ADR process be continued for one month, to December 2, 2015.

This continuation of the ADR process is recommended because the parties' negotiations are ongoing. In a conference call on October 22, 2015 the parties agreed to an extension of the ADR process. The undersigned will continue to serve as a Neutral in this case and will file another report with the Chief Administrative Law Judge by December 2, 2015 unless otherwise directed by her.

Barbara A. Gunning

Administrative Law Judge

Dated: October 22, 2015

Approved:

Susan L. Biro

Chief Administrative Law Judge

Dated:

In the Matter of The U.S. Bureau of Reclamation, National Electric Coil, Environmental Contractors, LLC and CTA Construction and Environmental, LLC Respondent Proceeding No. RCRA-08-2015-0002

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the **Report Recommending Continuation of Alternative Dispute Resolution Process** dated October 22, 2015 was sent this day in the following manner to the addressees listed below:

Mary Angeles

Lead Legal Assistant

Original To:

Sybil Anderson
Headquarters Hearing Clerk
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Mail Code 1900R
1200 Pennsylvania Avenue, NW
Washington, DC 20460-2001

Copy By Regular Mail And E-Mail To:

Amy Swanson, Esquire Sr. Enforcement Attorney (8ENF-L) U.S. EPA, Region VIII Legal Enforcement Program 1595 Wynkoop Street Denver, CO 80202-1129 swanson.amy@epa.gov

Gregg Dorrington, Esquire Crowley Fleck PLLC 900 North Last Chance Gulch, Ste 200 Helena, MT 59601 gdorrington@crowleyfleck.com Mark. L. Stermitz, Esquire Crowley Fleck, PLLP 305 South 4th Street, East, Suite 1200 Missoula, MT 59801 mstermitz@crowleyfleck.com

Tyler Dugger, Esquire Tolliver Law Firm, P.C. P.O. Box 1913 Billings, MT 59103 tdugger@tolliverlaw.com Bryan P. Wilson, Esquire Attorney-Advisor Office of the Solicitor U.S. Dept. Of the Interior 2021 14th Avenue North, Suite 112 Billings, MT 59101 bryan.wilson@sol.doi,gov Christopher Schraff Porter Wright Morris & Arthur LLP 41 South High Street, Suites 2800-3200 Columbus, Ohio 43215-6194 cschraff@porterwright.com

Dated: October 22, 2015 Washington, DC

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of)
)
THE U.S. BUREAU OF RECLAMATION,) DOCKET NO. CAA-08-2015-001
NATIONAL ELECTRIC COIL,)
ENVIRONMENTAL CONTRACTORS, LLC)
and CTA CONSTRUCTION and)
ENVIRONMENTAL, LLC,)
)
Respondents)

REPORT RECOMMENDING CONTINUATION OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

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Administrative Law Judge

Dated: October 22, 2015

Approved:

Susan I Biro

Chief Administrative Law Judge

Dated:

In the Matter of The U.S. Bureau of Reclamation, National Electric Coil, Environmental Contractors, LLC and CTA Construction and Environmental, LLC Respondent Proceeding No. CAA-08-2015-0014

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the **Report Recommending Continuation of Alternative Dispute Resolution Process** dated October 22, 2015 was sent this day in the following manner to the addressees listed below:

Mary Angeles

Lead Legal Assistant

Original To:

Sybil Anderson Headquarters Hearing Clerk U.S. Environmental Protection Agency Office of Administrative Law Judges Mail Code 1900R 1200 Pennsylvania Avenue, NW Washington, DC 20460-2001

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Dated: October 22, 2015 Washington, DC