

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of

PENINSULA OIL COMPANY, INC.,

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DOCKET NO. CWA-03-2009-0288

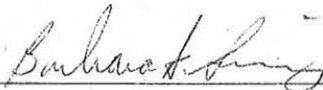
Respondent

REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Chief Administrative Law Judge's Order of November 20, 2009 provides that this alternative dispute resolution (ADR) process terminates January 19, 2010. The recommendation of this Report is that the ADR process be continued for another month, to February 19, 2010.


This continuation of the ADR process is recommended because the parties' negotiations have developed the possibility of a settlement, but additional time is needed if a settlement is to be actually concluded. During a conference call on January 26, 2010 the parties requested continuation of the ADR process. The parties' chances of achieving a settlement are sufficient to justify continuation of ADR for one month.¹

Accordingly, the undersigned will continue to work as a Neutral in this case and will file another report with the Chief Administrative Law Judge by February 19, 2010 unless otherwise directed by her.



Barbara A. Gunning
Administrative Law Judge
Dated: January 26, 2010

Approved: _____



Susan L. Biro

Chief Administrative Law Judge

Dated: _____

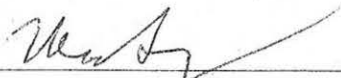
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¹A conference call is scheduled for February 17, 2010.

**In the ADR Matter of *Peninsula Oil Company, Inc.*, Respondent.
Docket No. CWA-03-2009-0288**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated January 26, 2010, was sent this day in the following manner to the addressees listed below.



Mary Angeles
Legal Staff Assistant

Original and One Copy by Pouch Mail to:

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One Copy by Pouch Mail to:

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**Dated: January 26, 2010
Washington, D.C.**