

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

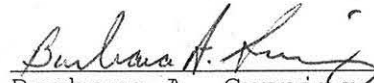
In the Matter of )  
)  
1810 W. GRACE ST. LLC, ) DOCKET NO. RCRA-05-2009-0019  
)  
)  
Respondent )


REPORT RECOMMENDING TERMINATION  
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS  
AND ASSIGNMENT OF A JUDGE FOR LITIGATION

The Report of February 4, 2010 provides that this alternative dispute resolution (ADR) process terminates March 15, 2010. The recommendation of this Report is that the ADR process be terminated, and that the case be assigned to a Judge for resolution through litigation.

The parties have not reached an agreement to settle this matter. The parties, however, did successfully use the ADR process to negotiate the framework for a possible settlement. They are encouraged to continue their negotiations to try to conclude a settlement agreement.

Finally, the undersigned expresses her appreciation to the parties for the courtesy and candor with which they participated in the ADR process. Accordingly, the case should now be assigned to a Judge to preside over a litigated resolution of this case.

  
\_\_\_\_\_  
Barbara A. Gunning  
Administrative Law Judge  
Dated: March 17, 2010

  
Approved: \_\_\_\_\_  
Susan L. Biro  
Chief Administrative Law Judge

Dated: 3/17/2010

**In the ADR Matter of 1810 W. Grace St., LLC, Respondent.  
Docket No. RCRA-05-2009-0019**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Termination of Alternative Dispute Resolution Process and Assignment of a Judge for Litigation**, dated March 17, 2010, was sent this day in the following manner to the addressees listed below.



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**Dated: March 17, 2010  
Washington, D.C.**