



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR


In the Matter of)
)
Dave Erlanson, Sr.,) Docket No. CWA-10-2016-0109
)
Respondent.)
_____)

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


The Report of January 12, 2017 provides that this alternative dispute resolution (“ADR”) process terminates February 17, 2017. The recommendation of this Report is that the ADR process be terminated as scheduled, and that the case be assigned to another judge for resolution through litigation.

The reason for this recommendation is that one of the parties has elected to withdraw from the ADR process and to proceed to litigation.

Both parties made good faith efforts in the ADR process to negotiate a framework for a possible settlement. They are encouraged to continue their negotiations to try to conclude a final settlement agreement. I would like to express my appreciation to the parties for the courtesy, professionalism and candor with which they participated in the ADR process.



M. Lisa Buschmann
Administrative Law Judge
Dated: February 21, 2017


Approved: 

Susan L. Biro
Chief Administrative Law Judge
Dated: February 21, 2017

In the Matter of *Dave Erlanson, Sr.*, Respondent.
Docket No. CWA-10-2016-0109

Certificate of Service

I hereby certify that copies of the foregoing Report Recommending Termination of Alternative Dispute Resolution Process and Assignment of a Judge for Litigation, dated February 21, 2017, were sent to the following in the manner indicated.



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Dated: February 21, 2017
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