

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the ADR Matter of)

Valley Realty, Inc.,)

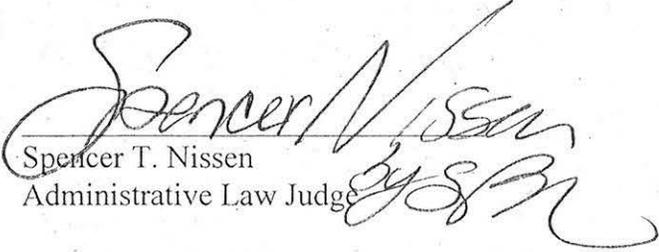
Respondent)

) Docket No. CWA-08-2009-0023
)
)
)
)

ORDER TERMINATING ALTERNATIVE DISPUTE RESOLUTION PROCESS
and
RETURNING PROCEEDING TO THE CHIEF JUDGE FOR LITIGATION

Although the parties have engaged in extensive and serious negotiations to resolve this matter, no settlement has been reached, and the Alternative Dispute Resolution (ADR) process as extended terminated on December 16, 2009. Accordingly, the ADR process is terminated and the proceeding is returned to the Chief Administrative Law Judge.

Dated this 21st day of January 2010.


Spencer T. Nissen
Administrative Law Judge

So Ordered.

Issued: January 21, 2010
Washington, D.C.

In the ADR matter of *Valley Realty, Inc.*, Respondent:
Docket No. CWA-08-2009-0023

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Terminating Alternative Dispute Resolution Process and Returning Proceeding to the Chief Judge for Litigation**, dated January 21, 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:

Tina Artemis
Regional Hearing Clerk
U.S. EPA / Region VIII
1595 Wynkoop Street
Denver, CO 80202-1129

One Copy by Pouch Mail to:

Peggy Livingston, Esq.
Sr. Enforcement Attorney
ORC / U.S. EPA / Region VIII
1595 Wynkoop Street
Denver, CO 80202-1129

One Copy by Regular Mail to:

Tami L. Norgard, Esq.
Vogel Law Firm
218 NP Avenue
P.O. Box 1389
Fargo, ND 58107-1389

Dated: January 21, 2010
Washington, D.C.