

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

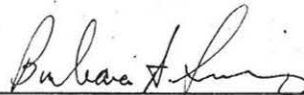
BEFORE THE ADMINISTRATOR

In the Matter of)
)
DIATECT INTERNATIONAL CORP.,) DOCKET NO. FIFRA-08-2008-0029
)
)
Respondent)

REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Chief Administrative Law Judge's Order of December 1, 2008 provides that this alternative dispute resolution (ADR) process terminates January 30, 2009. The recommendation of this Report is that the ADR process be continued for one month, to February 28, 2009.

This continuation of the ADR process is recommended because the parties' negotiations are ongoing. In a conference call on January 22, 2009, the parties requested an extension of the ADR process.¹ The undersigned will continue to serve as a Neutral in this case and will file another report with the Chief Administrative Law Judge by February 28, 2009 unless otherwise directed by her.



Barbara A. Gunning
Administrative Law Judge

Dated: January 22, 2009



Approved: _____
Susan L. Biro
Chief Administrative Law Judge

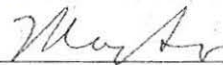
Dated: 1/22/09

¹Another conference call is scheduled for February 23, 2009.

**In the ADR Matter of *Diatect International Corp.*, Respondent.
Docket No. FIFRA-08-2008-0029**

CERTIFICATE OF SERVICE

I certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated January 22, 2009, was sent this day in the following manner to the addressees listed below.



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Legal Staff Assistant

Original and One Copy by Pouch Mail to:

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**Dated: January 22, 2008
Washington, D.C.**