

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

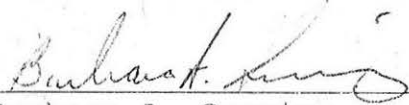
In the Matter of )  
)  
RUSSELL WISE, ) DOCKET NO. CWA-04-2009-5504  
)  
)  
Respondent )

REPORT RECOMMENDING CONTINUATION  
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS


The Report approved December 16, 2009 provides that this alternative dispute resolution (ADR) process terminates February 5, 2010. The recommendation of this Report is that the ADR process be continued for a *final* month, to March 5, 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. In a conference call on February 3, 2010 the parties agreed that the ADR process should be continued.

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 March 5, 2010 unless otherwise directed by her.

  
\_\_\_\_\_  
Barbara A. Gunning  
Administrative Law Judge

Dated: February 3, 2010

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

Dated: 2/4/10

In the ADR Matter of *Russell Wise*, Respondent.  
Docket No. CWA-04-2009-5504

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated February 3, 2010, was sent this day in the following manner to the addressees listed below.



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Mary Angeles  
Legal Staff Assistant

Original and One Copy by Pouch Mail to:

Patricia Bullock  
Regional Hearing Clerk  
U.S. EPA / Region IV  
Sam Nunn Federal Bldg., 13<sup>th</sup> Floor  
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One Copy by Pouch Mail to:

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One Copy by Regular Mail to:

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**Dated: February 4, 2009**  
**Washington, D.C.**