

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

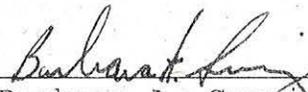
In the Matter of)
)
PETER FONDINI and) DOCKET NO. TSCA-01-2009-0055
MICHAEL WALSH,)
)
Respondents)

REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report approved September 3, 2009 provides that this alternative dispute resolution (ADR) process terminates October 7, 2009. The recommendation of this Report is that the ADR process be continued for a final month, to November 7, 2009.

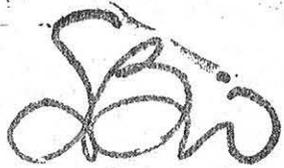
This continuation of the ADR process is recommended because the parties' negotiations have developed the possibility of a settlement, but additional time is needed if a settlement is to be actually concluded. In a conference call on October 2, 2009 the parties agreed that the ADR process should be continued.

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 November 7, 2009 unless otherwise directed by her.



Barbara A. Gunning
Administrative Law Judge

Dated: October 2, 2009



Approved: Susan L. Biro
Chief Administrative Law Judge
Dated: Oct. 5, 2009

**In the ADR Matter of *Peter Fondini and Michael Walsh*, Respondent.
Docket No. TSCA-01-2009-0055**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated October 2, 2009, was sent this day in the following manner to the addressees listed below.



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Legal Staff Assistant

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**Dated: October 5, 2009
Washington, D.C.**