

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of)
)
PUERTO RICO AIR NATIONAL) DOCKET NO. RCRA-02-2009-7506
GUARD, U.S. AIR FORCE,)
)
)
Respondent)

REPORT RECOMMENDING CONTINUATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Chief Administrative Law Judge's Order of January 14, 2010 provides that this alternative dispute resolution (ADR) process terminates March 15, 2010. The recommendation of this Report is that the ADR process be continued for another month, to April 15, 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 March 17, 2010 the parties requested continuation of the ADR process for another month. The parties' chances of achieving a settlement are sufficient to justify a continuation of ADR.

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 April 15, 2010 unless otherwise directed by her.

SLB

Barbara A. Gunning

Barbara A. Gunning
Administrative Law Judge
Dated: March 17, 2009

Approved: _____
Susan L. Biro
Chief Administrative Law Judge

Dated: 3/17/2010

**In the ADR Matter of Puerto Rico Air National Guard, U.S. Air Force, Respondent.
Docket No. RCRA-02-2009-7506**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Continuation of Alternative Dispute Resolution Process**, dated March 17, 2010, was sent this day in the following manner to the addressees listed below.



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**Dated: March 17, 2010
Washington, D.C.**