

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

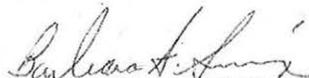
BEFORE THE ADMINISTRATOR

In the Matter of)
)
FRAME and LEANY RESOURCES,) DOCKET NO. CWA-03-2009-0097
)
)
Respondent)

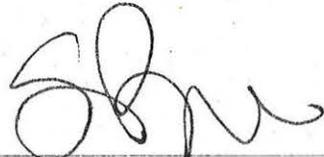
REPORT RECOMMENDING TERMINATION
OF ALTERNATIVE DISPUTE RESOLUTION PROCESS

The Report of November 5, 2009 provides that this alternative dispute resolution (ADR) process terminates December 8, 2009. In a status report dated December 7, 2009, Complainant states that a Consent Agreement and Final Order ("CAFO") has been drafted and sent to Respondent. Nonetheless, the CAFO has not been executed. Therefore, I am recommending assignment of the case to another Judge in the event that problems arise in concluding the settlement agreement.

The parties are commended for their success in negotiating their agreement. The undersigned further expresses her appreciation to the parties for the courtesy and candor with which they participated in the ADR process.



Barbara A. Gunning
Administrative Law Judge
Dated: December 16, 2009

Approved: 

Susan L. Biro
Chief Administrative Law Judge

Dated: 12/17/09

**In the ADR Matter of *Frame and Leany Resources*, Respondent.
Docket No. CWA-03-2009-0097**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Report Recommending Termination of Alternative Dispute Resolution Process**, dated December 16, 2009, 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:

Lydia Guy
Regional Hearing Clerk
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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: December 16, 2009
Washington, D.C.**