

**Parts 580-585: Administrative Appeals regulations  
Potential regulatory changes**

**585.4 Are motions permitted?**

(a) Motions for extension of time under §580.4(f) of this subchapter, motions to supplement the record under §581.5 of this subchapter, motions to intervene under §585.5, and motions for reconsideration under §581.6 of this subchapter, are permitted. All other motions may be considered at the discretion of the Commission.

(b) The Chair shall not, either individually or through counsel, ~~file or~~ respond to motions unless the Commission invites, directs or grants the Chair leave to do so.

**585.8 What is the process for pursuing settlement in an appeal to the Commission?**

(a) General. At any time after the commencement of a proceeding, but at least 5 days before the date scheduled for the Commission to issue a final decision under §585.7, the parties may jointly move to stay the proceeding for a reasonable time to permit negotiation of a settlement or an agreement disposing of the whole or any part of the proceeding.

(b) Content. Any agreement disposing of the whole or any part of a proceeding shall also provide:

(1) A waiver of any further proceedings before the Commission regarding the specific matter(s) settled under the agreement; and

(2) That the agreement shall constitute dismissal of the appeal of the specific matter(s) settled, a final order of the Commission, and final agency action.

(c) Submission. Before the expiration of the time granted for negotiations, the parties or their authorized representatives may:

(1) Notify the Commission that the parties have reached a full or partial settlement and have agreed to dismissal of all or part of the action, subject to compliance with the terms of the settlement agreement; or

(2) Inform the Commission that an agreement cannot be reached.

(d) Disposition. If the parties enter into a full or partial settlement agreement, it shall constitute: full or partial dismissal of the appeal, as applicable; a final order of the Commission; and final agency action.

