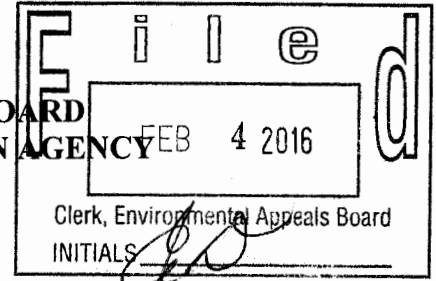


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



_____)
In re:)
_____)
Hudson River Park Trust)
_____)
USACOE Public Notice NAN-1998-00290)
_____)

CWA Appeal No. 16-01

ORDER DISMISSING PETITION FOR REVIEW

On January 29, 2016, counsel for The City Club of New York, Robert Buchanan, and Tom Fox (collectively, Petitioners) filed a letter in response to the Environmental Appeal Board's Order to Show Cause Why Petition Should Not Be Dismissed for Lack of Jurisdiction and/or for Failure to Comply with 40 C.F.R. Part 124, issued January 19, 2016. The letter states that Petitioners have decided to withdraw their request for Board review in the above-captioned matter.

Accordingly, the petition for review, designated as Environmental Appeals Board CWA Appeal No. 16-01, is **DISMISSED WITH PREJUDICE**.

So ordered.

Dated: 2/4/16

ENVIRONMENTAL APPEALS BOARD
By: Mary Kay Lynch
Mary Kay Lynch
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Dismissing Petition for Review** in the matter of *Hudson River Park Trust*, CWA Appeal No. 16-01, were sent to the following persons in the manner indicated:

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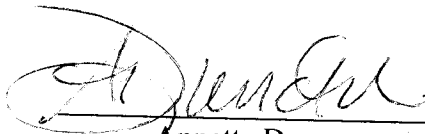
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FEB - 4 2016

Date: _____


Annette Duncan
Secretary