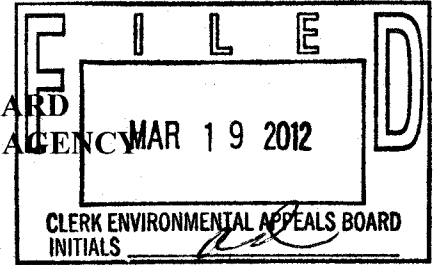


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re: )

Puerto Rico Aqueduct & Sewer Authority )

NPDES Permit No. PR0021555 )

NPDES Appeal No. 11-08

**ORDER DISMISSING PETITION FOR REVIEW**

On March 15, 2012, the Puerto Rico Aqueduct and Sewer Authority (“PRASA”) and Region 2 of the U.S. Environmental Protection Agency filed a joint motion for disposition of the above-captioned appeal. PRASA and Region 2 report that they have reached a settlement agreement as a result of negotiations conducted through the Environmental Appeals Board’s Alternative Dispute Resolution (“ADR”) pilot program. The parties have agreed that Region 2 will make several specific modifications to the disputed permit, which will take approximately six months to incorporate into the permit through the public notice-and comment processes set forth at 40 C.F.R. parts 122 and 124.

In light of their settlement agreement, PRASA seeks to withdraw its Petition for Review in this case, without prejudice to the renewal of its Petition in the event the agreed-upon modifications are not made to the permit. Alternatively, PRASA and Region 2 seek a six-month extension of the present stay of proceedings, during which time the Region will initiate and complete the permit modification process.

For good cause shown, the Petition for Review captioned above is hereby **DISMISSED WITHOUT PREJUDICE**. PRASA retains the ability to “reactivate its appeal” in the event the

permit modification process fails to result in the modifications agreed upon by the parties through the Board's ADR process.

So ordered.

**ENVIRONMENTAL APPEALS BOARD**

Dated: 3/19/2012

By: Charles J. Sheehan  
Charles J. Sheehan  
Environmental Appeals Judge

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Dismissing Petition for Review** in the matter of *Puerto Rico Aqueduct and Sewer Authority*, NPDES Appeal No. 11-08, were sent to the following persons in the manner indicated:


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MAR 19 2012  
Date: \_\_\_\_\_

  
Annette Duncan  
Secretary