



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

In re South Essex Sewerage District
NPDES Permit No. MA0100501
NPDES Appeal No. 26-03

ORDER EXTENDING STAY OF PROCEEDINGS AND DIRECTING STATUS REPORT

Issued March 23, 2026

Order of the Board by Judge Roseman-Orr:

The Environmental Appeals Board issued an order granting a stay of the proceedings in the above-captioned matter to allow EPA Region 1 and South Essex Sewerage District to explore the possibility of a negotiated resolution. Order Granting Stay of Proceedings and Directing Status Report (Jan. 29, 2026). The Board also directed the parties to submit a status report that explained the parties "view on further proceedings, including whether the parties anticipate being able to continue progress towards a settlement and the basis for any further stay should one be requested." Id. at 2. On March 19, 2026, the parties filed a Joint Status Report and Motion to Extend Stay of Appeal, representing that they believe they "have reached an agreement in principle on the major components of a settlement agreement" and what remains is for the parties to "complete their respective settlement agreement approval processes." Joint Status Report and

Motion to Extend Stay of Appeal, at 1 (Mar. 19, 2026). The parties therefore request that the stay of the appeal be extended to Thursday, May 14, 2026. *Id.*

Based on the representations in the motion, the Board **GRANTS** the requested stay. *See* 40 C.F.R. § 124.19(n). Accordingly, this case is stayed until **Thursday, May 14, 2026**. The Board directs the parties to submit a status report on or before **Monday, May 4, 2026**. In that report, the parties shall set forth their view on further proceedings, including whether the parties anticipate being able to continue progress towards a settlement and the basis for any further stay should one be requested. The Board will issue a further order based on the parties' status report.

So ordered.

**CERTIFICATE OF SERVICE**

I certify that copies of the foregoing *Order Extending Stay of Proceedings and Directing Status Report* in the matter of South Essex Sewerage District, NPDES Appeal No. 26-03, were sent to the following persons on March 23, 2026, in the manner indicated:

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Clerk of the Board