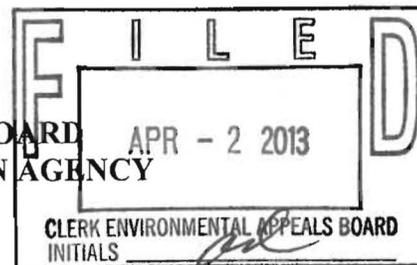


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



_____))
In re:))
University of Massachusetts Boston))
Permit No. MA0040304))
_____)

NPDES Appeal No. 13-04

ORDER STAYING PROCEEDINGS

By Joint Motion filed with the Board on March 29, 2013, the United States Environmental Protection Agency, Region 1 (“Region”) and the University of Massachusetts Boston (“UMass Boston”), the parties in the above-captioned matter, request a stay of the proceedings until May 31, 2013, “to allow the parties to undertake settlement negotiations.” Joint Motion to Stay the Proceedings (Mar. 29, 2013) (“Motion”) at 1. According to the Motion, “[t]he parties believe that a negotiated resolution of some or all of the issues raised in the petition is possible in this case and have agreed to enter into settlement negotiations.” *Id.* at 2. The Motion states further that “[s]ince UMass Boston has also appealed - in a concurrent state administrative process - certain permit conditions imposed by the state pursuant to its certification of the permit under section 401(a)(1) of the Clean Water Act, 33 U.S.C. § 1341(a)(1), the parties anticipate the involvement of the Massachusetts Department of Environmental Protection in the negotiations.” *Id.*

Upon consideration, the Motion is granted. Proceedings in this matter are hereby stayed until May 31, 2013. Absent resolution of the issues raised in the petition, the Region’s response

to the petition, along with a certified index to the administrative record, must now be filed with the Board no later than May, 31, 2013. The Region and UMass Boston shall file a joint status report describing the status of settlement negotiations no later than May 17, 2013.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated:

April 2, 2013

By:



Catherine R. McCabe
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Staying Proceedings in the matter of *University of Massachusetts Boston*, NPDES Appeal No. 13-04, were sent to the following persons in the manner indicated:

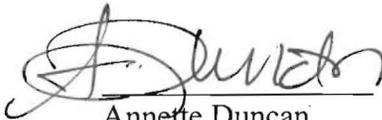
By Facsimile and First Class Mail:

Ralph A. Child
Colin G. Van Dyke
Mintz, Levin, Cohen, Ferris, Glovsky and Popeo, P.C.
One Financial Center
Boston, MA 02111
Fax. # (617) 542-2241

By Facsimile and Pouch Mail:

Michael Curley
Mark Stein (ORA 18-1)
U.S. EPA Region 1
5 Post Office Square, Suite 100
Boston. MA 02109-3912
Fax # (617) 918-1029

Dated: APR - 2 2013


Annette Duncan
Secretary