

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

)	
In re:)	
)	UIC Appeal No. 23-01
Penneco Environmental Solutions, LLC)	
)	
UIC Permit No. PAS2D702BALL)	
)	

ORDER GRANTING EXTENSION OF TIME

On November 2, 2023, U.S. Environmental Protection Agency Region 3 (“Region”) filed a motion for an extension of time to file its response to the petition for review. *See* Region’s Motion for Extension of Time 1 (Nov. 2, 2023) (“Motion”). The Region requests a seven-day extension of the time to file its response. *Id.* at 1. The Region’s response is currently due on or before November 27, 2023.

In support of the Motion, Region 3 states that the UIC Program contact for this permit is on leave and will not be returning to work until November 13. *Id.* In addition, the Region also points out that the current deadline falls during the Thanksgiving holiday weekend and that both the Region’s counsel and counsel’s manager will be on leave. *Id.* Finally, the Region states that neither the Petitioners nor Penneco Environmental Solutions object to its motion. *Id.*

Based on the representations in the Motion, the Environmental Appeals Board (“Board”) **GRANTS** the Motion. *See* 40 C.F.R. § 124.19(f)(6), (n). Accordingly, the Region shall file its response to the petition for review on or before **Monday, December 4, 2023**. The Region must file a certified index of the administrative record and the relevant portions of the administrative


record on or before that same date. *See id.* § 124.19(b)(2). The deadlines for all other briefs addressed by 40 C.F.R. § 124.19 are also extended by seven days.

Pursuant to 40 C.F.R. § 124.19(i)(3)(iii), the Board may use email (Clerk_EAB@epa.gov) to serve orders and decisions in this matter to the addresses provided by the parties. Additionally, the Board has authorized all parties in permit appeals to use email to fulfill their service obligations under 40 C.F.R. § 124.19(i)(3)(ii). *See Env't Appeals Bd. U.S. EPA, Revised Order Authorizing Electronic Service of Documents in Permit and Enforcement Appeals* (Sept. 21, 2020). The parties shall promptly notify the Board and the other parties of any change to their email addresses. The parties should continue to use the Board's electronic filing system for filing all documents in this appeal.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: November 7, 2023

By: 
Kathie Stein
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Order Granting Extension of Time* in the matter of Penneco Environmental Solutions, LLC, UIC Appeal No. 23-01, were sent to the following persons in the manner indicated:

By Email:

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Dated: Nov 07, 2023

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