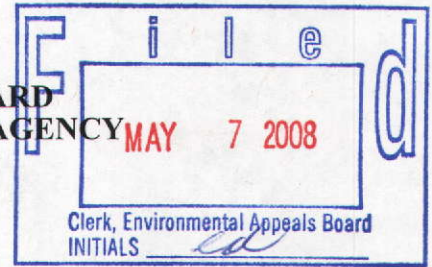


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re: _____)
Dry Creek Rancheria)
NPDES Permit No. CA-0005241)

NPDES Appeal Nos. 07-14 & 07-15

ORDER SCHEDULING ORAL ARGUMENT

On April 30, 2007, the United States Environmental Protection Agency, Region 9 ("Region"), issued a National Pollutant Discharges Elimination System permit to the Dry Creek Rancheria Band of Pomo Indians ("Permittee") authorizing discharges from the Permittee's Dry Creek Rancheria Wastewater Treatment Plant to an unnamed tributary of the Russian River in Sonoma County, California. Two petitions filed under 40 C.F.R. § 124.19(a) seek Environmental Appeals Board ("Board") review of the permit. The petitioners are the County of Sonoma and Sonoma County Water Agency ("County"), and the Alexander Valley Association ("AVA").¹

Upon consideration of the record before us, the Board has decided that oral argument would assist it in its deliberations. Accordingly, the parties in this matter, the Region, the County, and the AVA, are hereby requested to participate in oral argument in this matter. The Permittee is also invited to participate in the oral argument should it wish to do so. The oral argument will begin at 1:00 p.m. Eastern Daylight Time on Friday June 13, 2008, in the Administrative Courtroom, U.S. Environmental Protection Agency, EPA East Building, Room 1152, 1201 Constitution Avenue,

¹ The County's Petition is designated as NPDES Appeal No. 07-14. The AVA's Petition is designated as NPDES Appeal No. 07-15. These petitions are hereby consolidated for administrative convenience.

N.W., Washington, D.C. The Board has allocated eighty (80) minutes total for this argument, divided as follows: (1) twenty minutes for the County; (2) twenty minutes for the AVA; (3) thirty minutes for the Region; and (4) ten minutes for the Permittee. At the outset of the proceedings, the County and the AVA may reserve up to five minutes of their twenty minute allocation for rebuttal.

The participants in the oral argument shall notify the Clerk of the Board in writing by May 30, 2008, of the names of counsel who will present argument. Counsel who wish to participate in this oral argument via the EPA video-conferencing equipment in the Administrative Courtroom shall contact the Clerk of the Board, at (202) 233-0122, no later than May 30, 2008, to make arrangements for use of such equipment.

So ordered.

Dated: *May 7, 2008*

ENVIRONMENTAL APPEALS BOARD

By: *Charles Sheehan*
Charles Sheehan
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Order Scheduling Oral Argument in the matter of Dry Creek Rancheria, NDPEs Appeal Nos. 07-14 & 07-15, were sent to the following persons in the manner indicated:

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Dated: MAY - 7 2008



Annette Duncan
Secretary