



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

In re Deseret Generation and Transmission
Co-operative Bonanza Power Plant
Permit No. V-UO-000004-2019.00
CAA Appeal No. 24-01

SCHEDULING ORDER ON MOTION FOR RECONSIDERATION

On September 20, 2024, the Ute Indian Tribe of the Uintah and Ouray Reservation filed a Motion for Reconsideration of the Environmental Appeals Board’s September 10, 2024, Order Denying Review in this matter. In that Order, the Board denied review of the Tribe’s petition challenging EPA Region 8’s renewal of a Clean Air Act Title V permit issued to Deseret Generation and Transmission Co-operative for the Bonanza Power Plant. The Motion for Reconsideration states that the Board’s Order Denying Review was clearly erroneous in four areas. See Motion for Reconsideration 5-11 (Sept. 20, 2024). Motions for Reconsideration are addressed in 40 C.F.R § 124.19(m). The Board’s regulations provide for responses to motions. See 40 C.F.R. § 124.19(f)(3). The Board hereby issues this Scheduling Order requesting a response from the Region and clarifying deadlines for responses and replies. See 40 C.F.R. § 124.19(n).

The Region must file a response to the Motion for Reconsideration no later than Monday, October 7, 2024. See id. § 124.19(f)(3). Deseret may file a response, and that response is also due no later than October 7, 2024. The response(s) may not address any issue other than the specific issues raised in the Motion for Reconsideration. The Tribe may file a reply to the

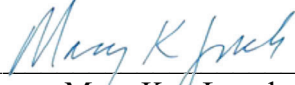
response(s) no later than October 17, 2024. *See id.* § 124.19(f)(4). The reply “must not introduce any new issues or arguments and may respond only to matters presented in the response.” *Id.* The response(s) and reply shall comply with the limitations in 40 C.F.R. § 124.19(f)(5).

So ordered.

Dated: September 26, 2024

ENVIRONMENTAL APPEALS BOARD

By: _____


Mary Kay Lynch
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Scheduling Order on Motion for Reconsideration* in the matter of Deseret Generation and Transmission Co-operative Bonanza Power Plant, CAA Appeal No. 24-01, were sent to the following persons in the manner indicated:

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Dated: Sep 26, 2024

Emilio Cortes

Emilio Cortes
Clerk of the Board