



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

In re Harvest Four Corners, LLC
Permit No. R6FOP-NM-04-R3-2023
CAA Appeal No. 24-09

SECOND ORDER GRANTING JOINT MOTION TO EXTEND ABEYANCE

Harvest Four Corners, LLC petitioned for review of a Clean Air Act Title V operating permit issued to Harvest by Region 6 of the U.S. Environmental Protection Agency. At the request of the parties, the Board has held the matter in abeyance since November 15, 2024, to allow settlement discussions to proceed. The parties "now report that EPA has agreed to revise the Title V permit to remove the contested provisions" and that "EPA * * * need[s] additional time to reopen and revise the permit." Second Joint Status Report and Motion to Extend Abeyance, at 2 (May 19, 2025). The parties jointly request an additional ninety-day extension of the abeyance and agree to provide a status update to the Board within ninety days of an order extending the abeyance. Id.

Based upon the representations of the parties and in accordance with 40 C.F.R. § 124.19(n), the Board hereby GRANTS the Motion and continues to hold the case in abeyance. On or before Monday, August 18, 2025, the parties shall file a Joint Status Report notifying the Board of the status of the permit revision. The Joint Status Report shall include the parties' proposal for further proceedings in this matter.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: May 20, 2025

By: *Wendy L. Blake*
Wendy L. Blake
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Second Order Granting Joint Motion to Extend Abeyance* in the matter of Harvest Four Corners, LLC, CAA Appeal No. 24-09, were sent to the following persons in the manner indicated:

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Dated: May 20, 2025

Tommie Madison

Tommie Madison
Clerk of the Board