

Duane A. Siler  
Susan M. Mathiascheck  
Sarah C. Bordelon  
Crowell & Moring LLP  
1001 Pennsylvania Ave. N.W.  
Washington DC 20004  
Telephone: 202-624-2500  
Facsimile: 202-628-5116  
dsiler@crowell.com

*Attorneys for Shell Offshore Inc. and  
Shell Gulf of Mexico Inc.*

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

_____	)	
In re:	)	
	)	
Shell Gulf of Mexico Inc.	)	
Frontier Discoverer Drilling Unit	)	
OCS Permit No. R10OCS/PSD-AK-09-01	)	OCS Appeal Nos. OCS 10-01 through
	)	10-03 & 10-12
and	)	
	)	
Shell Offshore Inc.	)	
Frontier Discoverer Drilling Unit	)	
OCS Permit No. R10OCS/PSD-AK-09-02	)	
_____	)	

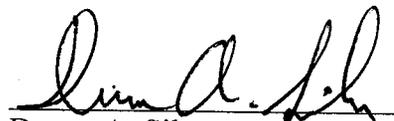
**PARTIAL OPPOSITION OF  
SHELL GULF OF MEXICO INC. AND SHELL OFFSHORE INC.  
TO  
EPA'S MOTION FOR EXTENSION OF TIME**

Shell Gulf of Mexico Inc. and Shell Offshore Inc. (collectively, "Shell") hereby oppose the EPA Region 10 Partially Unopposed Motion for Extension of Time filed herein today. The motion seeks an extension of the deadlines for briefing and for the hearing on pending motions set forth in the schedule entered by the Board on June 2, 2010. As counsel for Shell has advised counsel for EPA, Shell objects to the proposed schedule in only one respect. That is the failure to extend the date for filing Shell's response to the Petitions from the current date, tomorrow, June 4, 2010, to the same date that EPA seeks for itself, Monday, June 7, 2010.

On its face, this requirement that Shell file earlier than EPA seems inexplicable except as the apparent result of Petitioners' demands that Shell not be afforded the same extension. Shell respectfully submits that it is inequitable for Petitioners to seek to require Shell, which is after all an intervening participant in a matter in which Region 10 is the principal respondent in defending its permitting decisions, to file its brief before EPA does. Moreover, the filing by EPA of its Motion to Hold Matters in Abeyance and the filing of Petitioners' Joint Motion to Vacate and Remand have made substantial demands on Shell's counsels' time during the past week.

For these reasons, Shell respectfully urges the Board, if it grants EPA's motion, to establish the same due date for EPA's and Shell's responses, *i.e.*, June 7, 2010.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Duane A. Siler", written over a horizontal line.

Duane A. Siler  
Susan M. Mathiascheck  
Sarah C. Bordelon  
Crowell & Moring LLP  
1001 Pennsylvania Ave. NW  
Washington DC 20004  
Telephone: 202-624-2500  
Facsimile: 202-628-5116

*Attorneys for Shell Offshore Inc. and  
Shell Gulf of Mexico Inc.*

June 3, 2010

## CERTIFICATE OF SERVICE

I hereby certify that I have caused a copy of the foregoing Shell's Partial Opposition to Petitioners' Motion For Extension of Time by electronic mail upon:

Kristi M. Smith  
Office of General Counsel  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, NW (2344A)  
Washington, DC 20460  
Tel: (202) 564-3064  
Fax: (202) 202-501-0644  
smith.kristi@epa.gov

Julie Vergeront  
Juliane R.B. Matthews  
Office of Regional Counsel  
U.S. EPA, Region 10, Suite 900  
1200 Sixth Ave., SO-158  
Seattle, WA 98101  
Tel: (206) 553-1169  
Fax: (206) 553-0163  
vergeront.julie@epa.gov  
matthews.juliane@epa.gov

Vera P. Pardee  
Kevin P. Bundy  
Center for Biological Diversity  
351 California Street, Suite 600  
San Francisco, CA 94104  
Tel: (415) 436-9682 ext. 317 (VP)  
Tel: (415) 436-9682 ext. 313 (KB)  
Fax: (415) 436-9683  
vpardee@biologicaldiversity.org  
kbundy@biologicaldiversity.org

Brendan R. Cummings  
Center for Biological Diversity  
P.O. Box 549  
Joshua Tree, CA 92252  
Tel: (760) 366-2232  
Fax: (760) 366-2669  
bcummings@biologicaldiversity.org

David R. Hobstetter  
Erik Grafe  
EarthJustice  
441 W 5<sup>th</sup> Avenue, Suite 301  
Anchorage, AK 99501  
Tel: (907) 277-2500  
Fax: (907) 277-1390  
dhobstetter@earthjustice.org  
egrafe@earthjustice.org

Eric P. Jorgensen  
EarthJustice  
325 Fourth Street  
Juneau, AK 99801  
Tel: (907) 586-2751  
Fax: (907) 463-5891  
ejorgensen@earthjustice.org

Tanya Sanerib  
Christopher Winter  
Crag Law Center  
917 SW Oak Street, Suite 417  
Portland, OR 97205  
Tel: (503) 525-2722  
Fax: (503) 296-5454  
tanya@crag.org  
chris@crag.org

/s/ Duane A. Siler  
Duane A. Siler  
CROWELL & MORNING LLP  
1001 Pennsylvania Ave., NW  
Washington, D.C. 20004-2595  
Telephone: (202) 624-2500  
Facsimile: (202) 628-5116  
dsiler@crowell.com

DATED: June 3, 2010