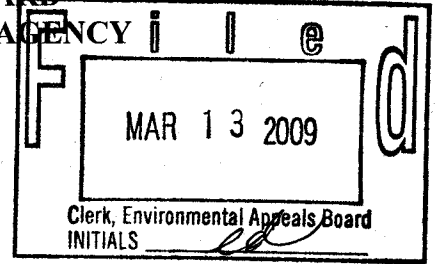


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
)

Desert Rock Energy Company, LLC)
)

PSD Permit No. AZP 04-01)
)

PSD Appeal Nos. 08-03, 08-04,
08-05 & 08-06

ORDER SUSPENDING OBLIGATION
TO FILE SURREPLY BRIEFS ON MARCH 13, 2009

On March 13, 2009, the United States Environmental Protection Agency, Region 9 (“Region”) filed a motion for an extension of time to file a surreply brief on the above captioned matter due March 13, 2009. In light of this request the Environmental Appeals Board (“Board”) is hereby suspending the Region’s and other parties’ obligation to file surreply briefs today. The Board will be issuing a further order early next week addressing the timing for filing surreply briefs in this case.

So ordered.

Dated: *March 13, 2009*

ENVIRONMENTAL APPEALS BOARD

By: *Edward E. Reich (per CTS)*
Edward E. Reich
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Suspending Obligation to File Surreply Briefs on March 13, 2009, in the matter of Desert Rock Energy Company, LLC, PSD Appeal Nos. 08-03, 08-04, 08-05, & 08-06, were sent to the following persons in the manner indicated:

By Inter-Office Mail and FAX:

Brian L. Doster
Kristi M. Smith
Elliott Zenick
Air and Radiation Law Office
Office of General Counsel
Environmental Protection Agency
1200 Pennsylvania Ave., N.W.
Washington, DC 20460
Fax: (202) 564-5603

By Pouch Mail and FAX:

Deborah Jordan
Director, Air Division (AIR-3)
EPA Region 9
75 Hawthorne Street
San Francisco, CA 94105-3901
Fax: (415) 947-3579

Ann Lyons
Office of Regional Counsel
EPA Region 9
75 Hawthorne Street
San Francisco, CA 94105-3901
Fax: (415) 947-3570

By First Class Mail and FAX:

Seth T. Cohen
Assistant Attorney General
P.O. Drawer 1508
Santa Fe, NM 87504-1508
Fax: (505) 827-4440

Leslie Barnhart
Eric Arnes
Special Assistant Attorneys General
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502-6110
Fax: (505) 827-1628

Nicholas Persampieri
EarthJustice
1400 Glenann Place, #300
Denver, CO 80202
Fax: (303) 623-8083

John Barth
P.O. Box 409
Hygiene, CO 80533
Fax: (303) 774-8899

Patrice Simms
Natural Resources Defense Council
1200 New York Ave., NW, Suite 400
Washington, DC 20005
Fax: (202) 289-1060

Anne Brewster Weeks
Clean Air Task Force
18 Tremont Street, Suite 530
Boston, MA 02108
Fax: (617) 624-0230

Amy R. Atwood
Public Lands Program
Center for Biological Diversity
P.O. Box 11374
Portland, OR 97211-0374
Fax: (503) 283-5528

Stephanie Kodish
Clean Air Counsel
National Parks Conservation Association
706 Walnut Street, Suite 200
Knoxville, TN 37902

Louis Denetsosie, Attorney General
D. Harrison Tsosie, Deputy Attorney General
Navajo Nation Department of Justice
P.O. Box 2010
Old Club Building
Window Rock, AZ 86515
Fax: (928) 871-6177

Dated: 3/13/2009

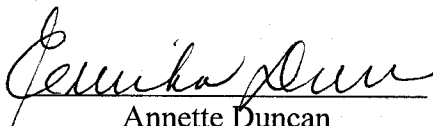
Kevin Lynch
Environmental Defense Fund
Climate and Air Program
2334 N. Broadway
Boulder, CO 80304
Fax: (303) 440-8052

Leslie Glustrom
4492 Burr Place
Boulder, CO 80303

Jeffrey R. Holmstead
Richard Alonso
Bracewell & Giuliani LLP
2000 K Street, N.W.
Washington DC 20006
Fax: (202) 857-4812

Douglas C. MacCourt
Michael J. Sandmire
AterWynne, LLP
222 S.W. Columbia, Suite 1800
Portland, OR 97201-6618
Fax: (503) 226-0079

Justin Lesky
Law Office of Justin Lesky
8210 La Mirada Place NE Suite 600
Albuquerque, NM 78109


Annette Duncan
Secretary