



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

_____)	
In re:)	
)	
MPLX)	CAA Appeal No. 20-01
)	
Permit No. V-UO-000005-2018.00)	
)	
_____)	

ORDER ESTABLISHING BRIEFING SCHEDULE

On May 13, 2020, MPLX (formerly Andeavor Field Services, LLC) filed with the Environmental Appeals Board (“Board”) a petition challenging certain conditions of a permit issued by Region 8 of the U.S. Environmental Protection Agency (“Region 8”) to MPLX, Wonsits Valley Compressor Station (“MPLX”) under subchapter V of the Clean Air Act, 42 U.S.C. §§ 7661-7661f, and part 71 of title 40 of the Code of Federal Regulations.

Section 71.11(l) does not expressly provide for a response to a petition. The Board has determined that a response from Region 8 would assist the Board in resolving MPLX’s petition. Accordingly, the Board orders that Region 8 file a response to the petition on or before June 15, 2020. Region 8 must include all documents cited in its response as attachments to the response. In addition to filing a response, Region 8 must file a certified index of the entire administrative record for the MPLX permit decision, preferably with links to each document, no later than the date upon which it files its response. However, Region 8 is encouraged to file the index to the

record as soon as possible after receiving this Order. Early filing of the certified index enables the Board to begin prompt review of the record even before all briefs are filed.

To further assist the Board's resolution of this matter, MPLX may file a reply to Region 8's response to its petition. Any such reply must be filed on or before June 30, 2020.

Filings may be accomplished electronically pursuant to the Board's Order of January 28, 2010.¹ As the Board has stated on its website, Board personnel are working remotely given current federal guidance concerning COVID-19. As such, the Board is currently unable to receive filings and correspondence sent by mail or hand delivery. Therefore, the Board encourages all parties to utilize the Board's electronic filing system.

All documents filed in this matter must reference the appeal number and the name, address, and telephone number of the filer. If available, the filer also should provide an email address.


¹ The Board has issued an Order authorizing the electronic filing of documents in cases involving permit appeals. *See* Revised Order Authorizing Electronic Filing in Proceedings Before the Environmental Appeals Board Not Governed by 40 C.F.R. Part 22 (Aug. 12, 2013), available at <http://www.epa.gov/eab> (Click "Standing Orders" on sidebar). Instructions on registration and document filing are available by using the "Electronic Filing" link on the Board's website. Documents containing confidential business information should not be filed electronically as the Board considers business confidentiality claims waived when a document is electronically filed. *Id.* at 5-6. As noted on the Board's website, the Board has temporarily suspended the requirement to submit an identical paper copy of any electronically filed document that is longer than 50 pages within one business day. Parties will be notified when the documents are required to be submitted. Anyone electronically filing exhibits or attachments in support of a brief, motion, or other document should submit them by following the instructions on the Board's website, available at <http://www.epa.gov/eab> (Click "Electronic Filing" on sidebar).

Documents filed electronically may be filed at any time up to 11:59 p.m. Eastern Time on the day the document is required to be filed with the Board.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: May 15, 2020

By: 

Aaron P. Avila
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER ESTABLISHING BRIEFING SCHEDULE** in the matter of MPLX, CAA Appeal No. 20-01, were sent to the following persons in the manner indicated:

By Electronic Mail:

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Dated: May 15, 2020



Eurika Durr
Clerk of the Board