

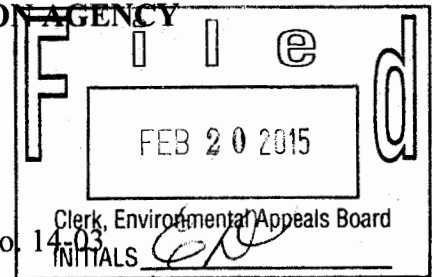
**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In re:)

General Electric Aviation)

NPDES Permit No. MA0003905)

NPDES Appeal No. 14-03



SECOND ORDER EXTENDING STAY OF PROCEEDINGS

On February 13, 2015, Region 1 ("Region") of the U.S. Environmental Protection Agency and General Electric Aviation ("GE") jointly filed a settlement negotiations status report and a request to extend the current stay of proceedings for an additional sixty days. The Environmental Appeals Board ("Board") previously granted a stay of proceedings through March 3, 2015, so that the parties could continue their negotiations and attempt to settle some or all of the issues presented in the petition for review that GE filed on October 30, 2014. The petition for review challenges several conditions of a National Pollutant Discharge Elimination System ("NPDES") permit that the Region issued to GE on September 30, 2014.

The parties aver that they, along with the Massachusetts Department of Environmental Protection ("MassDEP"), have made substantial additional progress in their settlement negotiations. Specifically, the parties and MassDEP have held additional negotiation sessions, prepared and exchanged additional written materials, and conducted a site visit at the GE facility. In addition, the Region and GE have held substantive discussions with Lynnway Associates, LLC ("Lynnway"), another entity that purchased part of the GE property after the Region issued the NPDES permit challenged in this appeal. Although there are a substantial number of issues raised in the appeal, the parties state that only a small set of issues remain to be worked out. The

remaining issues are more difficult to address, and may require Lynnway's continued involvement in the negotiations in order to fully resolve them. The parties are exploring several options to resolve the remaining issues and aver that they remain optimistic that full settlement is possible with additional time to focus their efforts on settlement negotiations.

Upon consideration, the Board grants the parties' joint motion to stay the proceedings in the above-captioned appeal until **May 4, 2015**. The Region, in consultation with GE, shall file a status report no later than **April 15, 2015**, to update the Board on the progress of the parties' efforts to resolve the challenges to the permit contained in the petition for review. The parties shall inform the Board as soon as practicable of any settlement agreement they reach. The Board will decide whether to establish a briefing schedule or take other action based on the contents of the status report.

So ordered.

Date: *February 20, 2015*

By: *Kathie A. Stein*
Kathie A. Stein
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Second Order Extending Stay of Proceedings in the matter of General Electric Aviation, NPDES Appeal No. 14-03, were sent to the following persons in the manner indicated:

By First Class Mail and Facsimile

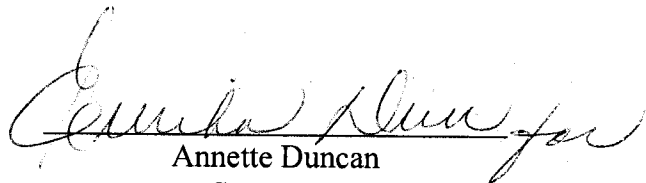
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Dated:

February 20, 2015


Annette Duncan
Secretary