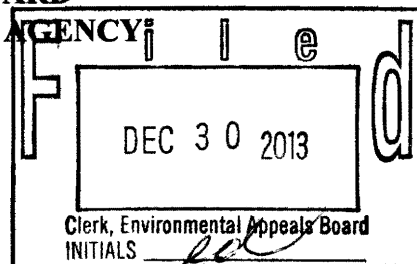


**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**



In re:)
)
)

Buckley Air Force Base Municipal)
Separate Storm Sewer System)

NPDES Appeal No. 13-07

NPDES Permit No. CO-R042003)
)
)
_____)

ORDER GRANTING, IN PART, MOTION FOR EXTENSION OF TIME

On December 17, 2013, Conservation Law Foundation (“CLF”) and Natural Resources Defense Council (“NRDC”) filed a motion with the Environmental Appeals Board (“Board”) requesting that they be allowed to participate as non-part amici in the above-captioned case.¹ They also requested that the Board grant them a 14-day extension of time in which to file their amicus brief in this matter because the current deadline falls on December 30, 2013, during the middle of the holiday season and during the time that counsel will be on previously scheduled vacations. According to CLF and NRDC, counsel for the Region does not oppose the motion. CLF and NRDC have not yet heard from counsel for the Air Force.

On December 5, 2013, the Board issued an order staying the case until March 31, 2014, to allow the Region and the Air Force to participate in the Board’s Alternative Dispute Resolution

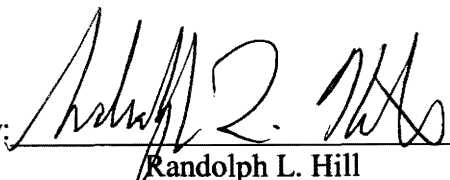
¹ Under the revised part 124 regulations, an interested party may file an amicus brief within the time frame specified by the regulation without filing a motion seeking leave to participate. See 40 C.F.R. § 124.19(e) (2013). Consequently, the Board does not rule on CLF and NRDC’s motion for leave to participate.

("ADR") Program. In light of the current stay, the Board believes it more consistent with the intent of the part 124 regulations to allow CLF and NRDC to file their brief after the ADR process has ended. Accordingly, the Board grants CLF and NRDC an extension of time in which to file an amicus brief in this matter until April 14, 2014, or 14 days after the expiration of the stay of proceedings, whichever is later.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: December 30, 2013

By: 

Randolph L. Hill
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing *Order Granting, in Part, Motion for Extension of Time* in the matter of Buckley Air Force Base, Municipal Separate Sewer Storm System, NPDES Appeal No. 13-07, were sent to the following persons in the manner indicated:

By U.S. First Class Mail and Facsimile:

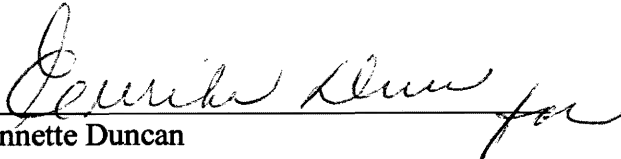
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Secretary

Date: 12/30/2013

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MC-2355A