

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

In re:)
)
) NPDES Appeal No. 19-06
 Arizona Public Service Co.)
)
) NPDES Permit No. NN0000019)
)
)

ORDER GRANTING EXTENSION OF TIME TO FILE REPLY BRIEF

On December 30, 2019, the Dine’ Citizens Against Ruining the Environment, the San Juan Citizens Alliance, Amigos Bravos, the Center for Biological Diversity, and the Sierra Club (collectively “Petitioners”) filed a motion with the Environmental Appeals Board (“Board”) requesting an extension of time for filing their reply brief in this permit appeal. *See* Petitioners’ Unopposed Motion for Extension of Time to File Reply Brief (Dec. 30, 2019). Currently, the reply brief is due January 2, 2020, and Petitioners request an extension to January 13, 2020. Petitioners state that they need the additional time to review the entire administrative record of the permit proceeding before replying to the response briefs filed by the permit issuer, U.S. Environmental Protection Agency, Region 9 (“Region”), and the permittee, Arizona Public Service Company. According to Petitioners, the entire administrative record was only served upon them on December 27, 2019. Petitioners represent that the Region and Arizona Public Service Company do not oppose Petitioners’ request for additional time.


Under the regulation governing permit appeals, the Board may, for good cause, grant extensions of time to the filing requirements prescribed by this regulation. 40 C.F.R. §124.19(n).

Based on the representations in Petitioners' unopposed motion, the Board **GRANTS** Petitioners' motion. The Petitioners' reply brief is due on or before **Monday, January 13, 2020**.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: December 31, 2019

By: 

Aaron P. Avila
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Order Granting Extension of Time to File Reply Brief* in the matter of Arizona Public Service Company, NPDES Appeal No. 19-06, were sent to the following persons in the manner indicated:

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