

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

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In re:)	
)	
The Lubrizol Corporation)	RCRA Appeal No. 04-02
)	
)	
)	

ORDER DISMISSING PETITION FOR REVIEW

Through its Petition for Review (“Petition”) filed May 24, 2004, The Lubrizol Corporation (“Lubrizol” or “Petitioner”) sought review before the Environmental Appeals Board (“Board”) of two conditions of a Resource Conservation and Recovery Act (“RCRA”) permit issued by the United States Environmental Protection Agency, Region 5 (“Region”).¹ By order issued on July 19, 2004, the Board granted the joint motion of the two parties requesting a stay of these proceedings. The case was stayed until October 7, 2004, pending the outcome of the permit modification process which the parties were planning to initiate.

¹ On March 31, 2004, the Ohio Environmental Protection Agency issued a portion of a RCRA permit to Lubrizol authorizing it to manage certain hazardous wastes at its facility in Painesville, Ohio. *See* Petition at 1. On April 19, 2004, the Region issued Petitioner the remaining portion of the RCRA permit. *See* Petition at 1 & Ex. 1. In its Petition, Lubrizol only challenged conditions of the EPA-issued permit. Petition at 1.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Dismissing Petition for Review in the matter of The Lubrizol Corporation, RCRA Appeal No. 04-02, were sent to the following persons in the manner indicated:

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Dated: October 14, 2004

/s/

Annette Duncan
Secretary