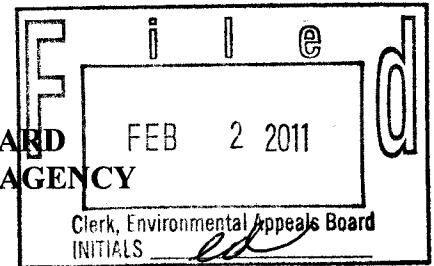


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



_____)
In re:)
)
City & County of Honolulu) NPDES Appeal No. 09-01
Honouliuli Wastewater Treatment Plant)
Sand Island Wastewater Treatment Plant)
)
NPDES Permit Nos. HI0020117 & HI0020877)
_____)

ORDER DISMISSING PETITION FOR REVIEW

On January 5, 2011, the City and County of Honolulu filed a notice of withdrawal of its petition for review in the above-captioned case. At that time, the Environmental Appeals Board's proceedings were temporarily stayed by the United States Court of Appeals for the Ninth Circuit. On January 31, 2011, however, the Ninth Circuit lifted the temporary stay.

The pending petition for review of NPDES Permit Nos. HI0020117 and HI0020877 is hereby **DISMISSED WITH PREJUDICE**.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: February 2, 2011

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

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Dismissing Petition for Review** in the matter of *City & County of Honolulu*, NPDES Appeal No. 09-01, were sent to the following persons in the manner indicated:

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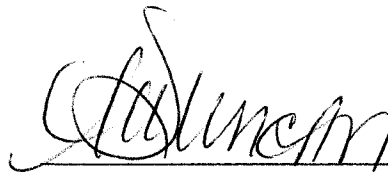
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Date: FEB - 2 2011



Annette Duncan
Secretary