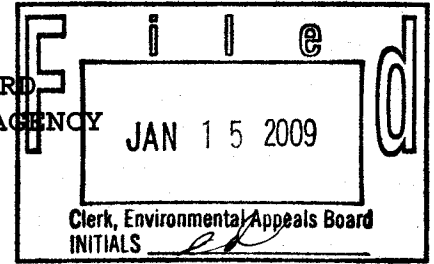


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
Upper Blackstone Water)
Pollution Abatement District,) NPDES Appeal Nos. 08-11, 08-12,
) 08-13, 08-14, 08-15, 08-16,
Permit No. MA 0102369) 08-17 & 08-18
)

ORDER GRANTING RIDEM'S MOTION

FOR LEAVE TO SUBMIT BRIEF AS AMICUS CURIAE

On December 18, 2008, the Rhode Island Department of Environmental Management ("RIDEM"), filed a motion requesting leave to submit a brief as amicus curiae in the above-captioned matter along with the brief. As grounds for its request RIDEM represents that: (1) it participated during the public comment period of the permit being challenged; (2) that it is a downstream affected state; and (3) that by filing a brief as amicus curiae, instead of filing a petition for review, its intent is to "further inform the [Environmental Appeals] Board regarding certain issues that relate to the State of Rhode Island and the Permit's insurance of compliance with Rhode Island water quality standards." Rhode Island Department of Environmental Management's Motion for Leave to Submit a Brief as Amicus Curiae (filed Dec. 18, 2008).

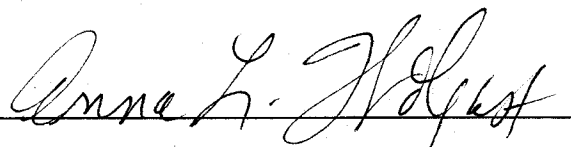
Upon consideration, the Board hereby grants RIDEM's request to file an amicus brief and accepts the already filed brief.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: JAN 15 2009

By:

A handwritten signature in cursive script, appearing to read "Anna L. Wolgast", written over a horizontal line.

Anna L. Wolgast
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting RIDEM'S Motion for Leave to Submit Brief as Amicus Curiae in the matter of Upper Blackstone Water Pollution Abatement District, NPDES Appeal Nos. 08-11, 08-12, 08-13, 08-14, 08-15, 08-16, 08-17 & 08-18, were sent to the following persons in the manner indicated:

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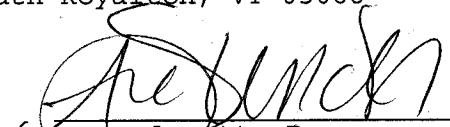
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Dated: JAN 15 2009


Annette Duncan
Secretary