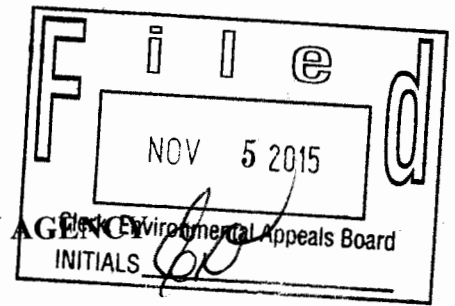


**ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**



_____))
)) NPDES Appeal No. 15-10
In re:))
Invensys Systems, Inc.))
NPDES Permit No. MA 0004120))
_____))

**SECOND ORDER GRANTING MOTION FOR STAY OF PROCEEDINGS AND
EXTENSION OF TIME TO FILE RESPONSE**

On September 16, 2015, the Environmental Appeals Board (“Board”) granted the parties’ joint motion to stay proceedings through December 4, 2015, to allow the parties to explore the possibility of settling the issues raised in this appeal. On November 2, 2015, Region 1 (“Region”) of the U.S. Environmental Protection Agency filed on behalf of the parties a Status Report and Second Joint Motion (“Joint Motion”) to continue the stay for an additional sixty (60) days, and to extend the Region’s deadline for responding to Invensys Systems Inc.’s (“Invensys”) petition for review and filing a certified index to the administrative record to February 2, 2016.

In support of the Joint Motion, the Region states that the parties held one in-person settlement meeting, which was very productive, and that the parties discussed at that meeting a conceptual framework for a settlement that both agreed would be acceptable for resolving this appeal. At that meeting, Invensys agreed to develop detailed plans to assess its facility and determine the appropriate remediation measures that could be included in a settlement agreement. On October 30, 2015, the Region received from Invensys a draft Work Plan for completing certain site assessment work to support the development of recommended remedial measures. While the Region has just begun to review the draft Work Plan, the parties believe,

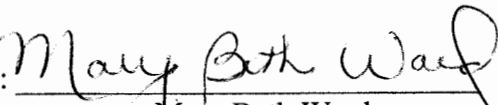
based on the productive nature of negotiations to date, that their efforts to resolve this matter through negotiations may lead to settlement.

For good cause shown, the Board grants the parties' Joint Motion to stay proceedings and extends the Region's deadline for filing its response and the certified index to the administrative record to **February 2, 2016**. The Region, in consultation with Invensys, shall file a status report no later than **January 5, 2016**, to update the Board on the progress of the parties' efforts to resolve this appeal. If the parties plan to request a further stay of proceedings, they shall provide in their next status report information as to the progress they have made since the November 2015 status report, and their plan and timeline for resolving any outstanding issues.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Date: 11/5/15

By: 
Mary Beth Ward
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Second Order Granting Motion for Stay of Proceedings and Extension of Time to File Response in the matter of Invensys Systems, Inc., NPDES Appeal No. 15-10, were sent to the following persons in the manner indicated:

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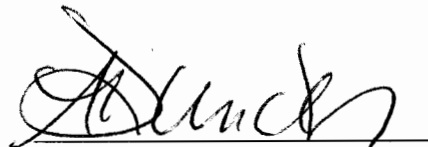
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Dated: NOV - 5 2015



Annette Duncan
Secretary