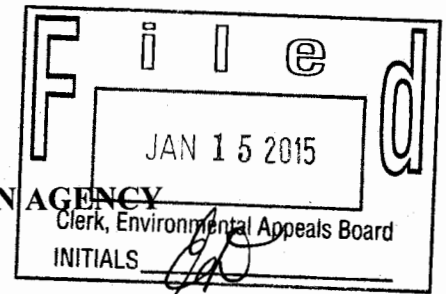


ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
Windfall Oil & Gas, Inc.)
)
UIC Permit No. PAS2D020BCLE)
_____)

UIC Appeal Nos. 14-73 through 14-190

ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE RESPONSE

On January 14, 2015, U.S. Environmental Protection Agency Region 3 ("Region") filed a motion requesting an extension of time to file its consolidated response to over one hundred petitions for review of an Underground Injection Control permit, Number PAS2D020BCLE ("Permit"), which the Region issued to Windfall Oil & Gas, Inc. ("Windfall"). The Permit authorizes Windfall to construct a Class II-D injection well, the Zelman #1, and inject fluids produced in association with oil and gas production into the Huntersville Chert/Oriskany formation.

The Region avers that the petitions for review raise multiple technical and complex issues and refer to hundreds of pages of public comments. The Region states that in order to respond it must reproduce the relevant portions of the administrative record for distribution to all petitioners, as well as the Environmental Appeals Board ("Board"). The record includes large-scale maps that must be reproduced using an outside vendor, which requires the Region to go through a contract approval process. Finally, the Region states that many of the Region's personnel required to review and respond to the technical issues raised were out of the office for the last two weeks of December because of the holidays.

Pursuant to 40 C.F.R. § 124.19(f)(2), the Region also attempted to contact those

petitioners who included email addresses with their petitions for review to inquire whether the petitioners would concur or object to the Region's motion. Of the roughly sixty petitioners the Region contacted, ten responded and stated they did not object to the Region's motion.

For the reasons set forth above, the Board hereby grants the Region's motion for an extension of time to file a consolidated response and submit relevant portions of the administrative record. The Region's response and the administrative record must be filed no later than **February 6, 2015**.¹

So ordered.

ENVIRONMENTAL APPEALS BOARD

Date: *January 15, 2015*

Leslye M. Fraser

Leslye M. Fraser
Environmental Appeals Judge

¹ If the permittee chooses to respond to the petitions for review pursuant to 40 C.F.R. § 124.19(b)(3), the permittee also must file its consolidated response no later than February 6, 2015.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Consolidating Petitions for Review** in the matter of Windfall Oil & Gas, Inc., UIC Appeal Nos. 14-73 through 14-177, were sent to the following persons in the manner indicated.

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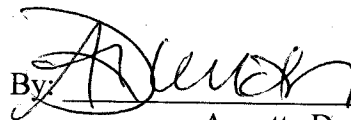
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Dated: JAN 15 2015

By: 

Annette Duncan
Secretary