



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

In re: )
) NPDES Appeal No. 22-02
City of Portsmouth, New Hampshire )
)
NPDES Permit No. NH0109000 )
)

ORDER EXTENDING STAY OF PROCEEDINGS
TO ALLOW PARTIES TO PARTICIPATE IN THE BOARD'S
ALTERNATIVE DISPUTE RESOLUTION PROGRAM

On September 7, 2022, the City of Portsmouth ("City") petitioned the Environmental Appeals Board ("Board") to review certain conditions of National Pollutant Discharge Elimination System permit no. NH0109000, which the U.S. Environmental Protection Agency ("EPA") Region 1 issued to the City on August 8, 2022. The City and EPA Region 1 agreed to participate in the Board's Alternative Dispute Resolution ("ADR") program. On October 14, 2022, the Board issued an order staying all proceedings until December 13, 2022, to allow for the ADR process to proceed.

The settlement judge has notified the panel that the initial in-person ADR meeting has been postponed due to unanticipated circumstances and will be re-scheduled to January 2023. Accordingly, all proceedings in this matter are stayed until Tuesday, January 31, 2023.

So ordered.

**ENVIRONMENTAL APPEALS BOARD**

Dated: December 6, 2022

By: Wendy L. Blake  
Wendy L. Blake  
Environmental Appeals Judge

**CERTIFICATE OF SERVICE**

I certify that copies of the foregoing *Order Extending Stay of Proceedings to Allow Parties to Participate in the Board's Alternative Dispute Resolution Program* in the matter of City of Portsmouth, New Hampshire, NPDES Appeal No. 22-02, were sent to the following persons in the manner indicated:

**By Email:**

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Dated: Dec 06, 2022

*Emilio Cortes*

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Emilio Cortes  
Clerk of the Board