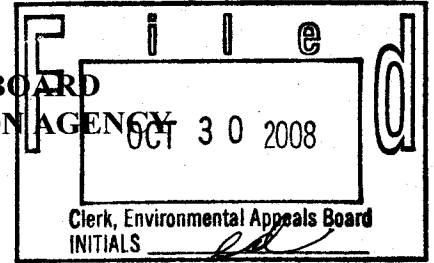


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re: )  
)  
)  
Massachusetts Correctional Institute – ) NPDES Appeal No. 08-24  
Norfolk Water Pollution Control Facility )  
)  
NPDES Permit No. MA0102253 )  
)

**ORDER DENYING MOTION FOR EXTENSION  
OF TIME TO FILE PETITION FOR REVIEW**

On October 29, 2008, counsel for the Massachusetts Correctional Institute (“MCI”) filed a motion for an extension of time to file an appeal petition and supporting brief challenging a National Pollutant Discharge Elimination System (“NPDES”) permit decision received by MCI on September 30, 2008. MCI retained counsel to represent it in this proceeding on October 29, 2008, and counsel now seeks time beyond that provided in the permitting regulations “to properly represent” MCI and “adequately prepare the appropriate appeal filings.” Motion at 1.

The permitting rules provide a thirty-day period within which petitions for review of NPDES permit decisions can be filed with the Environmental Appeals Board. 40 C.F.R. § 124.19(a). If notice of the permit decision is served by mail, an additional three days is added to this appeal period. *Id.* § 124.20(d). In the present case, we find no showing of good cause to justify a relaxation of these time periods. The motion is therefore **DENIED**.

So ordered.

**ENVIRONMENTAL APPEALS BOARD**

Dated: October 30, 2008

By: Anna L. Wolgast  
Anna L. Wolgast  
Environmental Appeals Judge

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Denying Motion for Extension of Time to File Petition for Review** in the matter of *Massachusetts Correctional Institute – Norfolk Water Pollution Control Facility*, NPDES Appeal No. 08-24, were sent to the following persons in the manner indicated:

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Date: OCT 30 2008

  
Annette Duncan  
Secretary