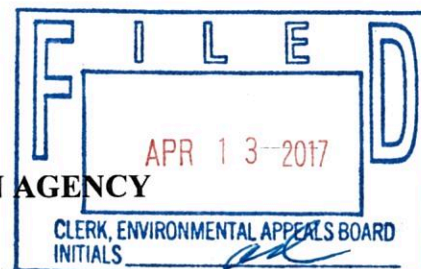


ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)

General Electric Company)

Permit No. MAD002084093)

) RCRA Appeal Nos. 16-01, 16-02, 16-03,
) 16-04, and 16-05

**ORDER DIRECTING PARTIES TO PROVIDE NOTICE OF ELECTION TO
PARTICIPATE IN ORAL ARGUMENT**

The Environmental Appeals Board has scheduled oral argument for the five permit appeals denoted *In re General Electric Co.*, RCRA Appeal Nos. 16-01 through 16-05, to take place on June 8, 2017, at the following location:

Administrative Courtroom
U.S. Environmental Protection Agency
William Jefferson Clinton East Building, Room 1152
1201 Constitution Avenue, N.W.
Washington, D.C. 20460.

Argument will be held between 10:00 a.m. and 12:00 p.m., and 2:00 p.m. and 4:00 p.m., Eastern Daylight Savings Time, on that day. The Board issues this order pursuant to its authority to establish additional procedures governing oral argument, 40 C.F.R. § 124.19(h).


Participation in the June 8, 2017 oral argument is optional. The Board directs each petitioner and respondent to file a notice with the Board no later than **April 27, 2017**, stating

whether or not they intend to participate in the oral argument and, if so, whether they will attend in person or request to appear by videoconference.¹

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: April 13, 2017

By: 
Kathie A. Stein
Environmental Appeals Judge

¹ If a party requests to participate by videoconference, the Clerk of the Board will contact that party to determine the compatibility of the party's videoconference equipment with the Board's system.

CERTIFICATE OF SERVICE

I certify that copies of the foregoing ORDER DIRECTING PARTIES TO PROVIDE NOTICE OF ELECTION TO PARTICIPATE IN ORAL ARGUMENT issued February 23, 2017, in the matter of *In re General Electric Co.*, RCRA Appeal Nos. 16-01, 16-02, 16-03, 16-04, and 16-05, were sent to the following persons in the manner indicated:

By First Class Mail:

For General Electric Company:

Jeffrey R. Porter
Andrew Nathanson
MINTZ LEVN, COHN, FERRIS,
GLOVSKY & POPEO, P.C.
One Financial Center
Boston, MA 02111

James R. Bieke
SIDLEY & AUSTIN, LLP
1501 K Street, N.W.
Washington, D.C. 20005

Thomas H. Hill
Associate General Counsel
GENERAL ELECTRIC COMPANY
801 Main Avenue
The Towers at Merritt River
Norwalk, CT 06851

Roderic J. McLaren
Executive Counsel – Environmental
Remediation
GENERAL ELECTRIC COMPANY
159 Plastics Avenue
Pittsfield, MA 01201

For Housatonic River Initiative:

Timothy Gray
Housatonic River Initiative, Inc.
(HRI)
P O Box 321
Lenoxdale, MA 01242-0321

For C. Jeffrey Cook:

C. Jeffrey Cook
9 Palomino Drive
Pittsfield, MA 01201

*For Housatonic Rest of River Municipal
Committee*

Matthew F. Pawa
Benjamin A. Krass
PAWA LAW GROUP, P.C.
1280 Centre Street
Newton, MA 02459

*For Berkshire Environmental Action Team,
Inc.:*

Jane Winn
Berkshire Environmental Action
Team, Inc.
29 Highland Ave.
Pittsfield, MA 01201-2413

For Massachusetts Audubon Society:

Kathleen E. Connolly
LOUISON, COSTELLO, CONDON &
PFAFF, LLP
101 Summer Street
Boston, MA 02110

For State of Connecticut:

Lori D. DiBella
Assistant Attorney General
55 Elm Street
P.O. Box 120
Hartford, CT 06141-0120

For Commonwealth of Massachusetts:

Jeffrey Mickelson
Deputy General Counsel
Massachusetts Dept. of
Environmental Protection
One Winter Street
Boston, MA 02108

Richard Lehan
General Counsel
Massachusetts Department of Fish
and Game
251 Causeway St., Suite 400
Boston, MA 02114

For City of Pittsfield

Richard M. Dohoney
DONOVAN O'CONNOR & DODIG,
LLP.
1330 Mass MoCA Way
North Adams, MA 01247

For Green Berkshires, Inc.:

Robert D. Cox, Jr.
Bowditch & Dewey, LLP
311 Main St., P.O. Box 15156
Worcester, MA 01615

By EPA Pouch Mail:

For EPA Region 1:

Curt Spalding (ORA01-4)
Regional Administrator
U.S. EPA, Region 1
Five Post Office Square, Suite 100
Boston, MA 02109-3912

Bryan Olson (OSRR07-5)
Director, Office of Site Remediation and
Restoration
U.S. EPA, Region 1
Five Post Office Square, Suite 100
Boston, MA 02109-3912

Timothy Conway (OES04-3)
Senior Enforcement Counsel
U.S. Environmental Protection Agency,
Region 1
Five Post Office Square, Suite 100
Boston, MA 02109-3912

Dated: APR 13 2017


Annette Duncan
Administrative Specialist