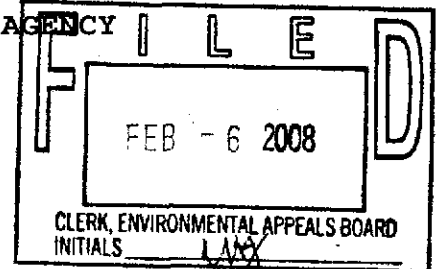


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
PPG Industries, Ohio Inc.)
PPG Industries, Inc.)
)
Permit No. RCRA OHD 004304689)
)

RCRA Appeal No. 07-01

ORDER GRANTING FOURTH JOINT REQUEST
TO STAY THE PETITION

On February 1, 2008, the parties in the above-captioned matter, U.S. EPA Region 5 (the "Region") and PPG Industries Ohio, Inc. and PPG Industries, Inc. (collectively "PPG"), filed a fourth joint motion requesting to stay the proceedings in this case until April 4, 2008. On December 6, 2007, the parties filed their third motion seeking to stay the proceedings until February 1, 2008, to allow the parties to conduct settlement discussions, which the Environmental Appeals Board ("Board") granted by order dated December 7, 2007. The parties explained at the time that an extension was needed because the principal technical consultant for PPG resigned her position with the company, delaying PPG's ability to respond to settlement proposals, and that on November 29, 2007, PPG forwarded a comprehensive settlement proposal to the Region, which the Region was considering.

In their current motion, the parties explain that following PPG's November 29 settlement proposal, the parties reached a preliminary agreement on all but two of the issues raised in the petition for review, but that they are actively working on resolving the remaining issues. Specifically, the parties explain that on January 24, 2008, the Region forwarded a proposal to resolve one of the remaining issues, and that on January 30, 2008, PPG provided a response to the Region on that issue and offered a proposal on the last issue, which the Region is now considering.

For good cause shown, the Board hereby grants the parties' request to stay the proceedings until Friday, April 4, 2008. On or before April 4, 2008, the parties shall submit a report regarding the status of the settlement negotiations which shall include a discussion of whether it is appropriate to continue the stay, dismiss the petition, or establish a schedule for the Region to file a response to the petition.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated:

February 6, 2008

By:

Anna L. Wolgast

Anna L. Wolgast
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Fourth Joint Request to Stay the Petition in the matter of PPG Industries Ohio, Inc. and PPG Industries, Inc., RCRA Appeal No. 07-01, were sent to the following persons in the manner indicated:

By Pouch Mail:


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Dated: 2-6-08



Annette Duncan
Secretary