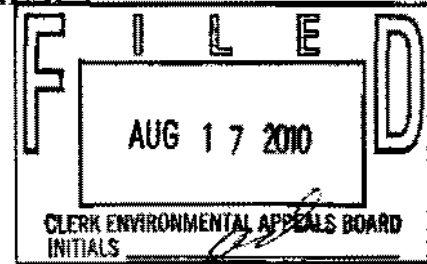


**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**



In re:)
City of Twin Falls) NPDES Appeal Nos. 09-12 & 10-08
Wastewater Treatment Plant)
)
Permit No. ID-002127-0)
_____)

ORDER CONSOLIDATING PETITIONS
AND
GRANTING EXTENSION OF TIME

On August 4, 2010, U.S. EPA Region 10 ("Region") filed a motion requesting that the Environmental Appeals Board ("Board") consolidate the above-captioned matters and seeking an extension of time to file its response to the petitions. Currently, the Region has until September 8, 2010, to file its response to NPDES Appeal No. 09-12 , and until September 13, 2010, to file its response to NPDES Appeal No. 10-08. The Region seeks until September 30, 2010, to file a consolidated response to these appeals. In support of its request, the Region explains that the appeals involve the same parties and permit, and argues that a single response deadline will further the interest of judicial economy. The Region adds that the nature of the issues will require extensive coordination with EPA Headquarters, that pre-existing scheduled leave of critical personnel between now and September 13 will hinder such coordination, and that this case has been recently reassigned to an attorney on detail who will need time to become familiar with the case.

For good cause shown, the Board grants the Region's request to consolidate the petitions and for extension of time to file a single response. Accordingly, the Region has until Thursday, September 30, 2010, to file a consolidated response for both petitions.¹

So ordered.

Dated: August 13, 2010

By: Kathie A. Stein
Kathie A. Stein
Environmental Appeals Judge

¹ Documents are "filed" with the Board on the date they are *received* by the Clerk.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Consolidating Petitions and Granting Extension of Time, NPDES Appeal Nos. 09-12 & 10-08, were sent to the following persons in the manner indicated:

By EPA Pouch Mail and via fax:

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Dated: AUG 17 2010


Annette Duncan
Secretary