



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

_____))
))
In re GSP Schiller LLC) NPDES Appeal No. 23-02
))
NPDES Permit No. NH0001473))
))
_____)

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


On June 16, 2023, Sierra Club and Conservation Law Foundation petitioned the Environmental Appeals Board (“Board”) to review certain conditions of National Pollutant Discharge Elimination System permit no. NH0001473, which the United States Environmental Protection Agency (“EPA”) Region 1 issued to GSP Schiller LLC. On July 7, 2023, GSP Schiller LLC filed a Notice of Appearance with the Board. Sierra Club, Conservation Law Foundation, EPA Region 1, and GSP Schiller LLC agreed to participate in the Board’s Alternative Dispute Resolution (“ADR”) program. On July 13, 2023, the Board issued an order staying all proceedings until September 11, 2023, to allow for the ADR process to proceed. On August 24, 2023, the Board extended the stay through October 23, 2023.

The settlement judge has notified the panel that the parties are continuing to make progress towards resolution of the matter and that a further stay of the proceeding until sixty days beyond the expiration of the current stay is warranted. Accordingly, all proceedings in this matter are stayed until **Friday, December 22, 2023**.

So ordered.

Dated: Oct 20, 2023

ENVIRONMENTAL APPEALS BOARD

By: 

Aaron P. Avila
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Second Order Extending Stay of Proceedings to Allow Parties to Participate in the Board's Alternative Dispute Resolution Program* in the matter of GSP Schiller LLC, NPDES Appeal No. 23-02, were sent to the following persons in the manner indicated:

By Email:

Sarah Krame
Eliane Holmlund
SIERRA CLUB
50 F St. NW, 8th Floor
Washington, DC 20001
Tel. (202) 548-4597
sarah.krame@sierraclub.org
eliane.holmlund@sierraclub.org

Michael Curley
Office of Regional Counsel
U.S. EPA, Region 1
5 Post Office Square, Suite 100
Mail code: 04-WI
Boston, MA 02109
Tel. (617) 918-1623
curley.michael@epa.gov

Thomas F. Irwin
CONSERVATION LAW FOUNDATION
27 North Main Street
Concord, NH 03301
Tel. (603) 573-9139
tirwin@clf.org

P. Stephen Gidiere III
Thomas G. DeLawrence
Balch & Bingham LLP
1901 6th Avenue North, Suite 1500
Birmingham, AL 35203
Tel. (205) 251-8100
sgidiere@balch.com
tdelawrence@balch.com

Dated: Oct 20, 2023



Emilio Cortes
Clerk of the Board