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

In re:

Wyman Gordon Co.

NPDES Appeal No. 06-14

E

2007

CLERK ENVIRONMENT

INITIALS

NPDES Permit No. MA 0004341

ORDER GRANTING REQUEST FOR A CONTINUED STAY OF PROCEEDINGS

In a joint status report filed April 30, 2007, in the above-captioned matter, U.S. Environmental Protection Agency Region I ("Region") and petitioner Wyman Gordon Company ("WGC") request a continued stay of proceedings to allow the parties to resolve this matter through settlement negotiations. Currently, the proceedings are stayed until June 19, 2007, by which date the Region must file its response to the Petition for Review filed by WGC.

In their status report, WGC and the Region state that they continue their ongoing negotiations and express their belief that "an opportunity exists to implement a creative permitting solution that will at once satisfy the interests of both parties and the requirements of the Clean Water Act." In particular, the parties report that based on a meeting they held on March 15, 2007, the Region has prepared for WGC's evaluation a detailed description of "alternative permitting scenarios" that could "potentially alleviate" WGC's concerns with the existing permit. To aid in the evaluation process, WGC has proposed that the Region visit WGC's facility to assess WGC's specific challenges and opportunities for storm water control, "as well as the historic release and remediation issues at the site, including the installation and operation of [WGC's] runoff management facility." The parties report that the Region has



agreed to a site visit and that they are in the process of scheduling a meeting. To accommodate these efforts to resolve this matter through settlement, the parties request a continued stay of proceedings.

For good cause shown, the parties' joint request for a continued stay of proceedings is granted. The proceedings are stayed an additional sixty days, until August 19, 2007, and the Region's June 19, 2007 filing deadline is rescinded. The parties are directed to submit a status report by July 19, 2007, to advise the Board whether it is appropriate to continue the stay, dismiss the Petition for Review, or schedule the Region's response to the Petition.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: May 1, 2007

By:

G. Ate

Kathie A. Stein Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Request for a Continued Stay of Proceedings in the matter of Wyman Gordon Company, NDPES Appeal No. 06-14, were sent to the following persons in the manner indicated:

By Pouch Mail and Facsimile:

Samir Bukhari, Esquire US EPA Region I Congress Street, Suite 1100, Mail Code RAA Boston, MA 02114-2023 Fax No. 617-918-0095

By First Class Mail and Facsimile:

Norman E. Bartlett, II, Esquire Bowditch & Dewey 175 Crossing Boulevard, Suite 500 Framingham, MA 01702 Fax No. 508-929-3080

Date: MAY - 1 2007

Annette Duncan Secretary