

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

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| In re: |) | |
| Starkist Samoa Co. |) | NPDES Appeal No. 20-04 |
| |) | |
| NPDES Permit No. AS0000019 |) | |
| |) | |

**ORDER GRANTING MOTION FOR
 EXTENSION OF TIME TO FILE PETITION FOR REVIEW**

On March 18, 2020, Starkist Samoa Co. (“Starkist”) filed a motion for a thirty-day extension of time to file a petition for review of a National Pollutant Discharge Elimination System permit that Region 9 of the U.S. Environmental Protection Agency issued to Starkist in February 2020. *See* Mot. with Consent for Ext. of Time to File Pet. for Review (Mar. 18, 2020). Starkist seeks an extension because the issues it wishes to raise require detailed technical and regulatory analyses by Starkist’s technical and legal advisors, as well as discussions with Region 9. *Id.* at 1. These efforts, Starkist states, have been greatly impeded by the COVID-19/coronavirus pandemic, which was declared a national emergency by President Trump on March 13, 2020. *Id.* Starkist explains that the coronavirus pandemic has significantly disrupted routine business and life activities, with office closures and travel and meeting restrictions, greatly complicating the process of evaluating the permit decision and preparing a petition for review of the decision. *Id.* at 1-2.

Pursuant to 40 C.F.R. § 124.19(f)(2), Starkist contacted the Region to determine whether the Region would support or oppose the motion for additional time. Starkist reports that the Region supports this motion. Mot. at 2.


Under the regulations governing permit appeals, the Environmental Appeals Board may, for good cause, grant extensions of time to the filing requirements prescribed by the applicable regulations. 40 C.F.R. § 124.19(n). In light of the circumstances here and the Region's consent to this motion, the Board finds good cause to grant the thirty-day extension request.

Accordingly, for good cause shown, the Board **GRANTS** Starkist's motion. The petition for review must be filed with the Board on or before **Monday, April 27, 2020**.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: **Mar 19 2020**

By: 
Kathie A. Stein
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the foregoing **Order Granting Motion for Extension of Time to File Petition for Review** in the matter of *Starkist Samoa Co.*, NPDES Appeal No. 20-04, were sent to the following persons in the manner indicated:

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Dated: Mar 19 2020



Eurika Durr
Clerk of the Board