



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

)	
In re:)	
)	CAA Appeal No. 22-02
Harvest Four Corners, LLC)	
)	
CAA Permit No. R6FOP-NM-040R2)	
)	

ORDER GRANTING EXTENSION OF TIME

On October 26, 2022, the Parties filed a Joint Motion for Extension in this matter (“Motion”). In the Motion, the Parties request a two-week extension of the briefing schedule. *See* Joint Motion for Extension at 1 (Oct. 26, 2022). In support of the Motion, the Parties state that they have begun fruitful discussions to resolve this matter and avoid further litigation. *See id.*

Based on the representations in the Motion, the Environmental Appeals Board (“Board”) **GRANTS** the Motion. *See* 40 C.F.R. § 124.19(f)(6) & (n). Accordingly, the Region shall file its response to the petition for review on or before **Friday, November 25, 2022**. The Region must file a certified index of the administrative record and the relevant portions of the administrative record on or before that same date. *See id.* § 124.19(b)(2). The deadlines for all other briefs addressed by 40 C.F.R. § 124.19 are also extended by two weeks.

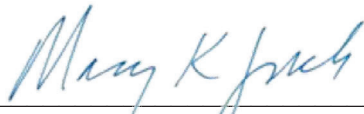
The Board appreciates the efforts of the Parties to resolve the issues in this appeal. Should the Parties think they would benefit from the assistance of a neutral evaluator/mediator, they may request participation in the Board’s Alternative Dispute Resolution Program.

Pursuant to 40 C.F.R. § 124.19(i)(3)(iii), the Board may use email (Clerk_EAB@epa.gov) to serve orders and decisions in this matter to the addresses provided by the Parties. Additionally, the Board has authorized all parties in permit appeals to use email to fulfill their service obligations under 40 C.F.R. § 124.19(i)(3)(ii). *See Revised Order Authorizing Electronic Service of Documents in Permit and Enforcement Appeals (EAB Sept. 21, 2020)*. The Parties shall promptly notify the Board and the other Parties of any change to their email addresses. The Parties should continue to use the Board's electronic filing system for filing all documents in this appeal.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: October 28, 2022

By: 

Mary Kay Lynch
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Order Granting Extension of Time* in the matter of Harvest Four Corners, LLC, CAA Appeal No. 22-02, were sent to the following persons in the manner indicated:

By Email:

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Dated: Oct 28, 2022

Emilio Cortes

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Clerk of the Board