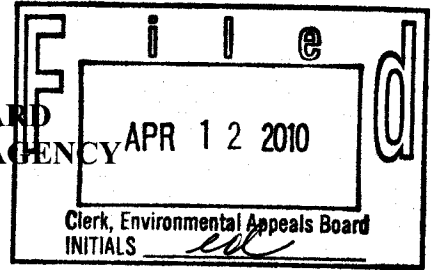


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



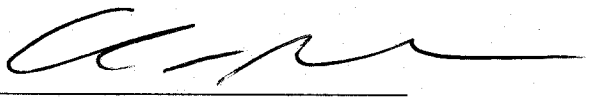
In re:)
)
Russell City Energy Center, LLC) PSD Appeal Nos. 10-01, 10-02, 10-03,
) 10-04, 10-05, 10-06, 10-07, 10-08,
PSD Permit No. 15487) 10-09, & 10-10
)

ORDER GRANTING MOTION FOR LEAVE TO RESPOND TO PETITIONS

Russell City Energy Company, LLC (“RCEC”), filed a motion with the Environmental Appeals Board (“Board”) on April 9, 2010, requesting that it be allowed to respond to three additional petitions for review filed in the above-captioned prevention of significant deterioration (“PSD”) proceeding: petitions for review numbered PSD Appeal 10-08, 10-09, and 10-10. For the reasons discussed in the Board’s April 6, 2010 Order Granting Motion to Participate and for good cause shown, the Board hereby GRANTS RCEC’s motion for leave to file a response to these three additional petitions for review. Such response is due on or before April 23, 2010, if RCEC seeks summary disposition of the petitions, or otherwise by May 10, 2010.

So ordered.

ENVIRONMENTAL APPEALS BOARD



Edward E. Reich
Environmental Appeals Judge

Date: 4/12/10

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Motion for Leave to Respond to Petitions in the matter of Russell City Energy Center, PSD Appeal Nos. 10-01, 10-02, 10-03, 10-04, 10-05, 10-06, 10-07, 10-08, 10-09, & 10-10 were sent to the following persons in the manner indicated:

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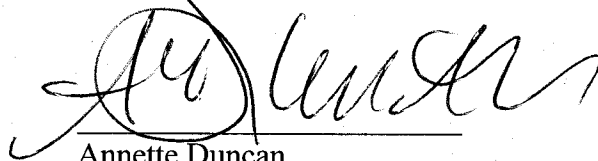
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Dated: **APR 12 2010**

A handwritten signature in black ink, appearing to read "Annette Duncan", written over a horizontal line.

Annette Duncan
Secretary