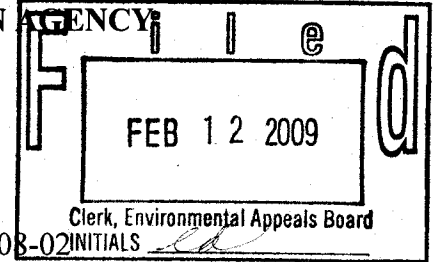


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:

Higman Barge Lines, Inc.

CERCLA 106(b) Appeal No. 08-02

FOURTH ORDER STAYING PETITION FOR REIMBURSEMENT

By unopposed motion filed with the Board on February 11, 2009,¹ U.S. EPA Region 6 (“Region”) seeks an additional 60-day stay in the above-captioned matter. *See* Unopposed Motion for Third Extension of Stay of Petition (Jan. 2, 2009) (“Motion”). The Motion states that the Region and Petitioner, Higman Barge Lines, Inc., are continuing to conduct good faith settlement negotiations “and have reached a settlement in principle, which will require time for negotiations over the specific terms and details of a proposed settlement agreement.” *Id* at 1. For good cause shown, the Motion is granted. The Region’s response to the petition for reimbursement in this matter shall now be filed with the Board no later than April 13, 2009. The Board expects that this extension will provide the parties sufficient time to resolve this matter. The Board may require a status conference before approving any additional extension requests.

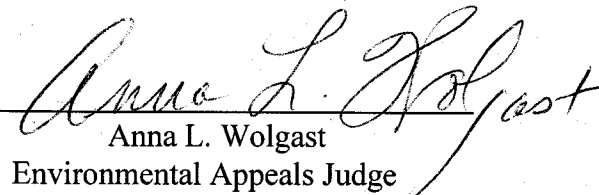
So ordered.

Dated:

February 12, 2009

ENVIRONMENTAL APPEALS BOARD

By:


Anna L. Wolgast
Environmental Appeals Judge

¹ Documents are “filed” with the Board on the date they are received.

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Fourth Order Staying Petition for Reimbursement in the matter of Higman Barge Lines, Inc., CERCLA 106(b) Appeal No. 08-02, were sent to the following persons in the manner indicated:

First Class Mail:

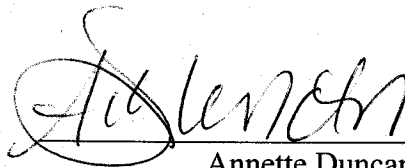
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Dated: FEB 12 2009



Annette Duncan
Secretary