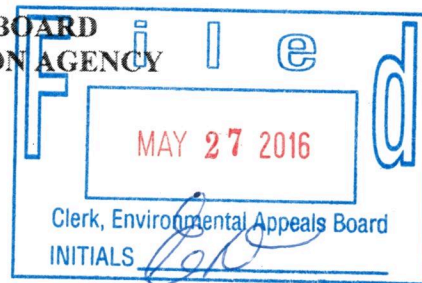


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



_____)
In re: _____)
_____)
Polo Development, Inc., AIM Georgia, LLC, _____)
and Joseph Zdrilich _____)
_____)
Docket No. CWA-05-2013-0003 _____)
_____)

CWA Appeal No. 16-02

ORDER DIRECTING BRIEFING

On May 18, 2016, Polo Development, Inc., AIM Georgia, LLC, and Mr. Joseph Zdrilich (“Respondents”) filed a motion for extension of time to appeal an Initial Decision and Order entered against them on December 1, 2015. Respondents request that the Board grant them until June 15, 2016, to file a notice of appeal and brief in support.¹ The Board has docketed this matter as CWA Appeal No. 16-02, and directs Region 5 of the U.S. Environmental Protection Agency to file a response to Respondents’ pending motion by **Tuesday, June 7, 2016**. Respondents may file a reply to Region 5’s response, if they so choose; any such reply must be filed by **Wednesday, June 22, 2016**. See 40 C.F.R. §§ 22.7(c), .16(b). Further, Respondents are directed to refrain from filing a notice of appeal or appeal brief, pending further order of the Board.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: 5/27/2016

By: Mary Beth Ward
Mary Beth Ward
Environmental Appeals Judge

¹ This is Respondents’ second request to appeal the Initial Decision and Order. The Board dismissed the first request filed in January 2016 as untimely. *In re Polo Dev., Inc.*, CWA Appeal No. 16-01 (EAB Mar. 17, 2016), 17 E.A.D. ____.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Directing Briefing** in the matter of *Polo Development, Inc., AIM Georgia, LLC, and Joseph Zdrilich*, CWA Appeal No. 16-02, were sent to the following persons in the manner indicated:

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Date:

May 27, 2016



Annette Duncan
Secretary