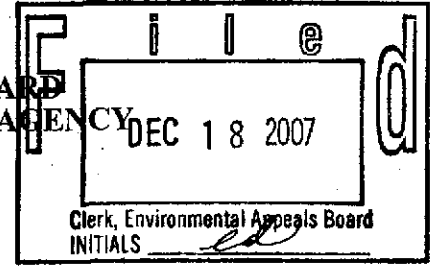


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re: )  
Dry Creek Rancheria )  
NPDES Permit No. CA-0005241 )

NPDES Appeal Nos. 07-14 & 07-15

**FIFTH ORDER GRANTING EXTENSION OF TIME**

By motion filed on December 13, 2007, the County of Sonoma and the Sonoma County Water Agency ("County"), petitioners in the above-captioned matter, state that they "have engaged in a complex mediation before a retired Federal Court Judge and a related set of negotiations designed to settle several issues between the parties," and request that the Board grant an extension of time, until February 22, 2008, for the Region and the Permittee to respond to the petitions for review. Motion for Extension of Time to File Papers Responding to Petitions for Review ("Motion") at 2. The Motion states that "the settlement discussions have grown more complicated over time" but that "significant progress has been made and the rough draft agreement between the parties currently totals more than 40 pages and includes 12 separate exhibits." *Id.* The motion further states that the requested extension "would be the last extension necessary in this matter." *Id.* at 3.

For good cause shown, the Motion is granted. Any responses to the petitions for review filed in the above-captioned matter must now be filed with the Board no later than February 22, 2008,<sup>1</sup> including any response to the petitions filed by the permittee, unless this matter is resolved before that

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<sup>1</sup> Documents are "filed" with the Board on the date they are *received*.

date. In the event that the parties resolve this matter by February 22, 2008, they shall promptly advise the Board. No further extensions will be granted in this matter.

So ordered.

Dated: *December 18, 2007*

ENVIRONMENTAL APPEALS BOARD

By: *Anna J. [Signature]*  
for Scott C. Fulton  
Environmental Appeals Judge

## CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Fifth Order Granting Extension of Time in the matter of Dry Creek Rancheria, NDPES Appeal Nos. 07-14 & 07-15, were sent to the following persons in the manner indicated:

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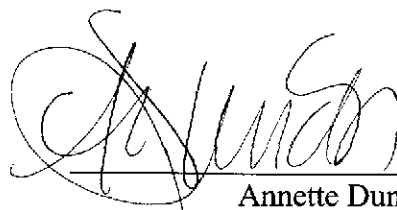
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Dated: DEC 18 2007



Annette Duncan  
Secretary