

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

)	
In re:)	
)	
Goodnight Midstream Bakken, LLC)	UIC Appeal No. 19-01
)	
UIC Permit No. ND22349-11250)	
)	

ORDER GRANTING JOINT MOTION FOR EXTENSION OF STAY

On March 28, 2019, we granted a stay of this proceeding until June 29, 2019, on an unopposed motion from the Mandan, Hidatsa and Arikara Nation (“Nation”) and Goodnight Midstream Bakken, LLC (“Permittee”) so that the parties would have time to explore a negotiated settlement. Following discussions between the Nation, the Permittee, and the U.S. Environmental Protection Agency, Region 8, all three parties now request, in a joint status report, that the stay be extended for sixty days. The status report explains that the Nation and the Permittee “have reached an agreement” concerning the underground injection well that is at the center of this permit appeal and that “[u]pon execution of the agreement” the Permittee “will seek to expire” the injection well permit. Joint Status Report 1 (June 24, 2019). Once the permit has expired, the Nation will move to dismiss its petition initiating this permit appeal. *Id.* at 2.


In the interest of conserving administrative resources and for good cause shown, the Environmental Appeals Board hereby **GRANTS** the motion and stays proceedings in this matter until **Friday, August 30, 2019**. The Nation, the Permittee, and Region 8 (“the parties”) shall file a joint status reports with the Board on **Monday, July 28, 2019**, and **Monday, August 26,**

2019. In each status report, the parties shall inform the Board of the progress the parties have made. In addition, the parties' second report shall describe the parties' requested path forward in this matter, whether that be a request that the Board: (1) establish a briefing schedule; (2) continue the stay (providing a justification and length for the proposed continuation); (3) accept the matter into the Board's alternate dispute resolution program; or (4) take some other appropriate action (providing a basis for such action).

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: June 25, 2019

By: 
Kathie A. Stein
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Granting Joint Motion for Extension of Stay** in the matter of *Goodnight Midstream Bakken, LLC*, UIC Appeal No. 19-01, were sent to the following persons by email:

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Dated: June 25, 2019



Eureka Durr
Clerk to the Board