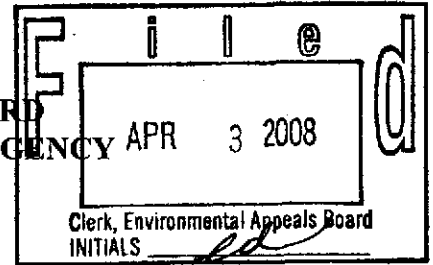


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
)
District of Columbia) NPDES Appeal Nos. 05-02,
Water and Sewer Authority) 07-10, 7-11, and 07-12
)
)
NPDES Permit No. DC0021199)
)

ORDER ESTABLISHING BRIEFING SCHEDULE

On April 1, 2008, the District of Columbia Water and Sewer Authority ("WASA") filed a motion for reconsideration of the Environmental Appeals Board's recent Order Denying Review in Part and Remanding in Part in the above-captioned matter. WASA seeks reconsideration of that portion of the Order that rejected WASA's challenge to an effluent limitation placed on discharges of total nitrogen from the Blue Plains Advanced Wastewater Treatment Facility. According to WASA, the Board erred in turning aside WASA's arguments with respect to purported deficiencies in the nitrogen allocation and allocation process, as well as its contentions pertaining to the permit issuer's responses to certain comments.

The permitting regulations that govern these proceedings do not specify a particular time frame by which responses to motions for reconsideration must be filed. *See* 40 C.F.R. § 124.19(g). However, the regulations do provide ten days within which to file for reconsideration, *see id.*, so we hereby grant the same amount of time to any party that wishes to file a response to WASA's motion. Accordingly, the Board hereby establishes **Monday, April 14, 2008**, as the date by which any response to WASA's motion for reconsideration must be filed.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: April 3, 2008

By: Kathie A Stein

Kathie A. Stein
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Establishing Briefing Schedule** in the matter of the *District of Columbia Water and Sewer Authority*, NPDES Appeal Nos. 05-02, 07-10, 07-11, and 07-12, were sent to the following persons in the manner indicated:

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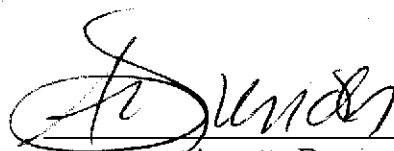
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Dated: APR - 3 2008



Annette Duncan
Secretary