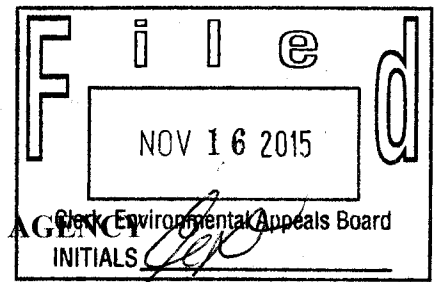


ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



_____)
In re:)
Sterling Suffolk Racecourse, LLC) NPDES Appeal No. 15-12
NPDES Permit No. MA0040282)
_____)

ORDER GRANTING JOINT MOTION TO STAY PROCEEDINGS

On November 4, 2015, Sterling Suffolk Racecourse, LLC, filed a Petition for Review (“Petition”) with the Environmental Appeals Board (“Board”) requesting review of certain conditions of the National Pollutant Discharge Elimination System Permit issued by EPA Region I (“Region”). On November 12, 2015, the parties filed a joint motion requesting a sixty (60) day stay in the proceedings before the Board to allow for settlement discussions. The parties represent that a negotiated resolution of the issues raised in the Petition is possible, and request the stay to allow time to coordinate discussions between their respective technical representatives and with the Massachusetts Department of Environmental Protection. The parties also ask the Board to hold in abeyance the deadline for the Region to file its response to the Petition and certified index to the administrative record.

For good cause shown, the Board grants the parties’ request to stay this matter, including the Region’s deadline to file its response to the Petition and certified index to the administrative record. *See* 40 C.F.R. § 124.19(n). This matter is now STAYED until January 15, 2016. The parties shall file a joint report no later than December 16, 2015, explaining the status of this matter, which shall include a discussion of recommended next steps for the efficient resolution of the pending Petition that either informs the Board of the expected timeframe for concluding

settlement discussions and dismissal of this appeal or requests the Board to lift the stay. The deadline for the Region to file its response to the Petition and certified index to the administrative record is now January 15, 2016.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: 11 / 16 / 2015

By: Mary Beth Ward
Mary Beth Ward
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the forgoing *Order Granting Joint Motion to Stay Proceedings* in the matter of Sterling Suffolk Racecourse, LLC, NPDES Appeal No. 15-12, were sent to the following persons in the manner indicated:

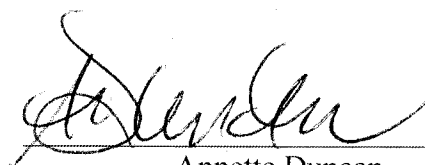
By First Class Mail:

Michael D. Vhay, Esq.
Valerie A. Moore, Esq.
FERRITER, SCOBBO & RODOPHELE, PC
125 High Street, 26th Floor
Boston, MA 02110

By EPA Pouch Mail:

Samir Bukhari
George Utting (Of Counsel)
Office of Regional Counsel, Region 1
US Environmental Protection Agency
5 Post Office Square - Suite 100
Mail Code: ORA 18-1
Boston, MA 02109-3912

Dated: NOV 16 2015



Annette Duncan
Secretary