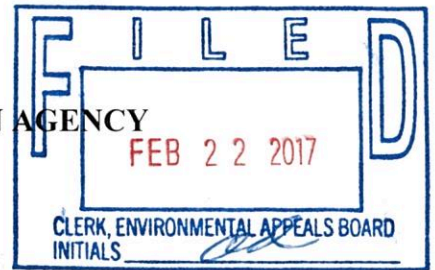


ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)

Veolia ES Technical Solutions, L.L.C.)

Permit No. V-IL-176300103-2014-10)
_____)

CAA Appeal No. 17-02

**ORDER DIRECTING REGION TO FILE
RESPONSE TO PETITIONER'S MOTION**

On February 15, 2017, Veolia ES Technical Solutions, L.L.C. ("Petitioner") filed a petition before the Environmental Appeals Board ("Board") seeking review of a Title V permit decision issued by U.S. EPA Region 5 ("Region"). On February 17, 2017, Petitioner filed a motion seeking to stay the entirety of the Title V permit pending the Board's resolution of the petition. Petitioner represented that while the Region does not take a position on any grounds Petitioner asserted to support its motion, the Region has no objection to the Board granting the relief requested. Motion to Stay at 3 ¶6 (Feb. 17, 2017).

To assist the Board in ruling on Petitioner's motion, the Board directs the Region to respond to the motion and address whether under 40 C.F.R. § 71.11(i)(2)(ii) the Title V permit is stayed in its entirety on the grounds Petitioner asserted. If the Region does not believe the permit is stayed in its entirety, the Region shall identify which terms and conditions are stayed. The Region must file its response no later than Friday, March 3, 2017. Petitioner may, if it so chooses, file a reply to the Region's response no later than Monday, March 13, 2017.

So ordered.

Dated: FEB 22 2017

ENVIRONMENTAL APPEALS BOARD

By: Mary Beth Ward
Mary Beth Ward
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the forgoing *Order Directing Region to File Response to Petitioner's Motion* in the matter of Veolia ES Technical Solutions, L.L.C., CAA Appeal No. 17-02, were sent to the following persons in the manner indicated:

By First Class Mail:

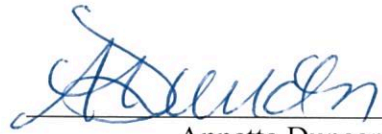
Joseph M. Kellmeyer
Thompson Coburn LLP
One US Bank Plaza
St. Louis, MO 63101

By EPA Pouch Mail:

Edward Nam, Director
Air and Radiation Division
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, IL 60604-3507

Leverett Nelson, Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, IL 60604-3507

Dated: **FEB 22 2017** _____



Annette Duncan
Administrative Specialist