

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

In re:)
)
) NPDES Appeal No. 18-03
 Keolis Commuter Services, LLC,)
)
) NPDES Permit No. MA0028941)
)
)

**ORDER CONTINUING STAY OF PROCEEDINGS AND FURTHER ORDER
 REGARDING SERVICE BY E-MAIL**

In an August 15, 2018 Order Granting Joint Motion for Stay of Proceedings, the Environmental Appeals Board (“Board”) stayed proceedings in this matter until Tuesday, November 13, 2018, and required the parties to file periodic interim status reports. In accordance with that order, on September 11, 2018, Region 1 of the U.S. Environmental Protection Agency and Keolis Commuter Services, LLC, filed a Joint Status Report. The parties represent that they conducted a settlement discussion on August 24, 2018, that settlement discussions are continuing, and that the parties have made substantial progress towards negotiating an agreement to resolve this matter in its entirety. Joint Status Report at 2. The parties request that the Board issue an order continuing the stay of proceedings. *Id.*

In the interest of conserving administrative resources and based on the parties’ representations, the Board concludes that a stay of proceedings in this matter to and including **Tuesday, November 13, 2018**, continues to be appropriate. The Board reminds the parties that, pursuant to the Board’s August 15, 2018 order, additional status reports are due on **Tuesday, October 16, 2018**, and **Tuesday, November 6, 2018**, and the final report should include the parties’ requested path forward in this matter.

The Board further orders that, pursuant to 40 C.F.R. § 124.19(i)(3)(iii), the Board may use e-mail (Clerk_EAB@epa.gov) to serve orders and decisions in this matter at the addresses provided by the parties, which are identified in the attached Certificate of Service. Parties shall promptly file a notice in this matter informing the Board and the other parties if their e-mail address changes.

So ordered.

Dated: September 13, 2018

ENVIRONMENTAL APPEALS BOARD

By:  _____

Aaron P. Avila
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing **Order Continuing Stay of Proceedings and Further Order Regarding Service by E-Mail** in the matter of *Keolis Commuter Services, LLC*, NPDES Appeal No. 18-03, were sent to the following persons in the manner indicated:

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Dated: September 13, 2018



Annette Duncan
Administrative Specialist