

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

In the Matter of:)	
)	
VEOLIA ES TECHNICAL)	
SOLUTIONS, L.L.C.)	
)	Appeal No.: CAA 19-01
Permittee)	
)	
Air Pollution Control Title V)	
Permit to Operate)	
Docket No. V-IL-1716300103-2014-10)	
)	

NOTICE REGARDING EXTENSIONS OF TIME

On July 17, 2019, the American Bottom Conservancy filed with the Environmental Appeals Board (“Board”) a petition challenging a permit issued by Region 5 of the U.S. Environmental Protection Agency (“Region 5”) to Veolia ES Technical Solutions, LLC (“Veolia”) under Title V of the Clean Air Act, 42 U.S.C. §§ 7661-7661f, and Part 71 of Title 40 of the Code of Federal Regulations. In a July 26, 2019 Order, the Board granted Veolia’s motion to intervene in this appeal and set an August 26, 2019 deadline for filing responses to the American Bottom Conservancy’s petition. Order Granting Intervention, Establishing Briefing Schedule, and Specifying Filing Procedures, at 2-3 (July 26, 2019) (“Order Granting Intervention”). On August 7, 2019, Veolia filed an Unopposed Motion for Extension of Time to File Response (“Motion”). The Motion requests a 30-day extension of time for Veolia to file its response to the petition, meaning Veolia’s deadline for filing its response would be September 24,¹ 2019. Motion at 1-2.

On August 9, 2019, the Board issued an Order Regarding Motion For Extension of Time to File Response (“Order Regarding Extension”). In the Order Regarding Extension, the Board directed Region 5 to file a notice with the Board stating: (1) whether EPA’s Office of General

¹ The correct date is September 25, 2019.

Counsel and Office of Air and Radiation concur in Region 5's position on the Motion and (2) whether Region 5, after consultation with EPA's Office of General Counsel and Office of Air and Radiation, requests that the Board extend the deadline for Region 5's response by 30 days as well. Region 5 and the Office of General Counsel, through the undersigned, represent that Region 5 has coordinated with the appropriate offices and does not oppose the Motion. Furthermore, no extension of the deadline for Region 5's response is requested. Region 5 notes that if the parties utilize the Board's mediation program or a separate Alternative Dispute Resolution program, Region 5 may revisit the issue of requesting an extension to the deadline for Region 5's response.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Notice Regarding Extensions of Time in the matter of Veolia ES Technical Solutions, LLC, CAA Appeal No. 19-01, were sent to the following persons in the manner indicated:

By U.S. First Class Mail:

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Dated: August 14, 2019

/s/ Brittani Anderson
Brittani Anderson
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