



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

VIA ELECTRONIC FILING

March 5, 2014

Eureka Durr
Clerk of the Board
U.S. Environmental Protection Agency
Environmental Appeals Board
1201 Constitution Avenue, NW WJC East Building, Room 3334
Washington, D.C. 20004

**RE: Town of Concord Department of Public Works
NPDES Permit No. MA0100668; NPDES Appeal No. 13-08**

Dear Ms. Durr:

Please find Respondent Region 1's Notice of Counsel Participating in Oral Argument and accompanying Certificate of Service, in connection with NPDES Appeal No. 13-08.

Sincerely,

/s/ Samir Bukhari

Samir Bukhari
US Environmental Protection Agency
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**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In the Matter of:)
)
Town of Concord)
Department of Public Works)
)
NPDES Permit No. MA0100668)
_____)

NPDES Appeal No. 13-08

**RESPONDENT REGION 1'S NOTICE OF COUNSEL PARTICIPATING IN
ORAL ARGUMENT**

EPA Region 1 hereby notifies the U.S. Environmental Appeals Board that Samir Bukhari and Michael Curley, both of Region 1's Office of Regional Counsel, will be presenting argument to the Board on March 26, 2014. Counsel for Region 1 has contacted the Clerk of the Board for arrangements to participate via teleconference from Region 1's Boston office. At argument, Mr. Curley will address issues pertaining to Sections B (aluminum) and C (pH) of the Town's Petition for Review, and Mr. Bukhari will address all other issues.¹

Respectfully submitted,

/s/ Samir Bukhari
Samir Bukhari
Assistant Regional Counsel

¹ The Region has filed this Notice pursuant to the Board's January 14, 2014 Order Scheduling Oral Argument and Denying Motion for Leave to File a Sur-reply. EPA notes, however, that the parties have today filed a joint motion to request that oral argument be postponed in order to facilitate full settlement of this matter.

Michael Curley
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Email: bukhari.samir@epa.gov

Dated: March 5, 2014

CERTIFICATE OF SERVICE

I hereby certify that a copy of Respondent Region 1's Notice of Counsel Participating in Oral Argument, in the matter of Town of Concord, Massachusetts, NPDES Appeal No. 13-08, was served on the following persons in the manner indicated:

By Electronic Filing:

Ms. Eurika Durr
Clerk of the Board
U.S. Environmental Protection Agency
Environmental Appeals Board
1201 Constitution Avenue, NW
U.S. EPA East Building, Room 3334
Washington, DC 20004

By Electronic and US Mail:

Robert D. Cox, Jr., Esq.
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Worcester, MA 01615-0156

Dated: March 5, 2014

/s/ Michael Curley
Michael Curley