

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

In the Matter of:	)	
	)	
VEOLIA ES TECHNICAL	)	
SOLUTIONS, L.L.C.	)	
	)	CAA Appeal No. 17-02
Permittee	)	
	)	
Air Pollution Control Title V	)	
Permit to Operate	)	
Permit No. V-IL-1716300103-2014-10	)	
Docket No. EPA-R05-OAR-2014-0280	)	
	)	

**JOINT STATUS REPORT**

Petitioner Veolia ES Technical Solutions, L.L.C. (“Petitioner”) and Region 5 of the United States Environmental Protection Agency (“Region 5”) (collectively, the “Parties”), by and through their undersigned attorneys, respectfully provide the Environmental Appeals Board (“Board”), with this Joint Status Report, as required by the Board’s May 25, 2017, Order Granting Second Joint Motion for Extension of Stay. The Parties state the following:

1. Progress made by the Parties. The Parties met in person on June 22, 2017 to negotiate revisions to the final Title V permit for Petitioner’s Sauget, Illinois facility, issued by Region 5 on January 18, 2017 (“Permit”). The Parties had a follow-up conference call on July 25, 2017, and have exchanged several rounds of a draft revised Permit. The Parties expect to attach the draft revised Permit to any Settlement Agreement finalized by the Parties. Region 5 transmitted a draft Settlement Agreement to Petitioner on July 27, 2017.
2. Plan and timeline for resolving any outstanding issues. The Parties are expecting to follow the following timeline:

- a. August: Region 5 and Veolia finalize & sign a Settlement Agreement (including an attached draft CAA Title V renewal permit).
  - b. Late August/Early September: EPA files contingent Settlement Agreement with EAB – settlement is contingent on the notice & comment provisions of 42 U.S.C. § 7413(g).
  - c. Late August/Early September: EPA issues the Settlement Agreement for public notice & comment.
  - d. Mid-October: After an opportunity for notice and comment, the Administrator or his/her designee will consider any written comments in determining whether to withdraw or withhold consent to the Settlement Agreement, in accordance with 42 U.S.C. § 7413(g). If the Administrator or his/her designee elects not to withdraw or withhold consent to the Settlement Agreement, Region 5 will then request voluntary remand of the Permit from the Board and Veolia will ask for the Petition to be dismissed.
  - e. Late October: Region 5 issues a proposed CAA Title V renewal permit, followed by public notice and comment, and the issuance of a final renewal CAA Title V permit.
3. Completion of the settlement process by November 22, 2017. At this time, the Parties believe that the settlement process can be completed before the Stay expires on November 22, 2017.

Respectfully Submitted,

/s/ \_\_\_\_\_

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/s/ \_\_\_\_\_

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Respectfully Submitted,

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## CERTIFICATE OF SERVICE

I hereby certify, pursuant to the Rules of the Environmental Appeals Board of the U.S. Environmental Protection Agency, that on **July 31, 2017**, the foregoing was filed electronically with the Clerk of the Environmental Appeals Board using the EAB eFiling System, as authorized in the August 12, 2013, Standing Order titled Revised Order Authorizing Electronic Filing Procedures Before The Environmental Appeals Board Not Governed By 40 C.F.R. Part 22. The foregoing is also being served via U.S. Mail in hard copy paper form on the following:

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/s/ John T. Krallman  
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