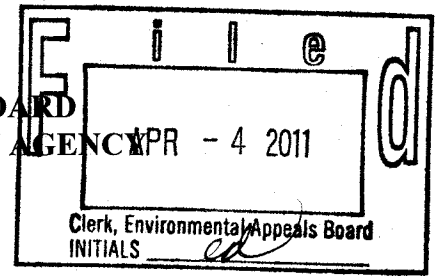


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re: )  
)  
)

American Airlines, Inc. )  
)

Permit No. MOD0439035048 (Part II) )  
)

RCRA Appeal No. 10-01

**ORDER DISMISSING PETITION FOR REVIEW**


On September 13, 2010, American Airlines, Inc. (“American”) filed a petition with the Environmental Appeals Board (“Board”) pursuant to 40 C.F.R. § 124.19 seeking review of a Hazardous Waste Management Facility Part II Permit, number MOD0439035048, issued by United States Environmental Protection Agency, Region 7 (“Region”). The Region had issued the permit on August 11, 2010, under the Resource Conservation and Recovery Act (“RCRA”), 42 U.S.C. §§ 6901-6992k, and had designated American as the facility “Operator,” a designation challenged by American in its petition. At the request of the Region, the Board stayed the case on October 26, 2010, and this stay has continued until the present time.

On April 1, 2011, the Board received an unopposed motion from American requesting the Board dismiss the matter. *See* Unopposed Motion to Dismiss Appeal at 1. American states that, following negotiations between it, the Region, the Missouri Department of Natural Resources, and the City of Kansas City, Missouri, the RCRA permit has been modified to remove American as the Operator and to name the City as Operator. *Id.* at 2. American, having achieved its objective, now requests dismissal of its appeal as moot. *Id.* American reports that the Region does not oppose the motion.

Upon consideration of the foregoing, the Board grants Petitioner's motion. Accordingly, American's petition for review of RCRA permit number MOD0439035048, filed September 13, 2010, is hereby **DISMISSED WITH PREJUDICE**.

So ordered.

ENVIRONMENTAL APPEALS BOARD

By:   
Anna L. Wolgast  
Environmental Appeals Judge

Dated: *April 4, 2011*

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing Order Dismissing Petition for Review in the matter of American Airlines, Inc., RCRA Appeal No. 10-01, were sent to the following persons in the manner indicated:

**By Pouch Mail:**

Belinda L. Holmes  
EPA Region 7 CNSL/CMBR  
901 N. 5th Street  
Kansas City, KS 66101

**By Certified U.S. Mail, Return Receipt Requested:**

Robert J. Joyce  
McAfee & Taft, PC  
1717 S. Boulder Avenue, Suite 900  
Tulsa, OK 74119

Dated: APR - 4 2011



Annette Duncan  
Secretary