

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

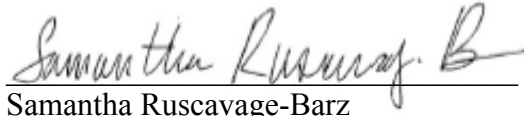
_____)	
In re:)	
)	
Deseret Power Electric Cooperative,)	CAA Appeal Nos. 15-01 and 15-02
Bonanza Power Plant,)	
)	
Permit No. V-UO-000004-00.00)	
_____)	

MOTION FOR DISMISSAL

Petitioner WildEarth Guardians hereby moves the Environmental Appeals Board (“EAB”) to dismiss, with prejudice, its Petition for Review the above-captioned proceeding. Guardians filed its Petition for Review on January 7, 2015 and it was docketed as CAA Appeal No. 15-01. The reason for this motion is that the parties have resolved Guardians’ Petition for Review through a Settlement Agreement (“Agreement”) that was filed with the EAB on January 6, 2016. *See* Attachment 1 to Filing No. 15. Pursuant to paragraph 16 of that Agreement, Guardians agreed to move for dismissal, with prejudice, of its Petition for Review within 10 days of the Environmental Protection Agency (“EPA”) issuing a final Minor New Source Review (“NSR”) permit for the Bonanza Power Plant consistent with the terms of paragraph 10 of the Agreement. On March 14, 2016, EPA issued a final Minor NSR permit for the Bonanza Power Plant satisfying the terms of paragraph 10 of the Agreement.

Accordingly, Guardians moves to dismiss its Petition for Review in this matter with prejudice.

Respectfully submitted this 23rd day of March 2016,

A handwritten signature in cursive script that reads "Samantha Ruscavage-Barz". The signature is written in black ink and is positioned above a horizontal line.

Samantha Ruscavage-Barz

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CERTIFICATE OF SERVICE

I certify that on March 23, 2016, I served this motion electronically via the Environmental Appeals Board's e-Filing system. Service was also provided via electronic mail to:

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