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February 11, 2016

## **VIA EAB eFILING SYSTEM**

Ms. Eurika Durr  
Clerk of the Board  
U.S. Environmental Protection Agency  
Environmental Appeals Board  
1200 Pennsylvania Avenue, N.W.  
Mail Code 1103M  
Washington, D.C. 20460-0001

**Re: Appeal No. 15-08 – NPDES Permit No. MA0100897  
Unopposed Motion to Reschedule Oral Argument**

Dear Ms. Durr:

Attached please find for filing, the Unopposed Motion to reschedule the oral argument in the above-captioned appeal. Thank you for your assistance with this filing.

Very truly yours,

Philip Rosenman

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

In re:	)	
	)	
City of Taunton	)	
Department of Public Works	)	NPDES Appeal No. 15-08
	)	
Permit No. MA0100897	)	
	)	

**CITY OF TAUNTON’S UNOPPOSED MOTION  
TO RESCHEDULE ORAL ARGUMENT**

Petitioner, the City of Taunton, Massachusetts (“Taunton” or “the City”), hereby files this Motion to Reschedule Oral Argument pursuant to 40 C.F.R. § 124.19(f) and respectfully moves the Board to reschedule the oral argument currently set for February 18, 2016. EAB Order (Docket No. 38). This is the second time that this matter has been rescheduled by the Board without consulting the parties. *See* EAB Order (Docket No. 30). This motion is necessary because counsel for Taunton has an irreconcilable conflict with the current hearing date.

Having conferred with counsel for EPA, all parties consent to moving the hearing to the preferred date of March 1, or alternatively March 8, 2016. This motion, if granted, will not alter any other deadlines in this matter. Therefore, Taunton respectfully requests that the Board reschedule the merits hearing to the March 1 or 8, 2016.

Respectfully submitted,

//s// John C. Hall  
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February 11, 2016

*Counsel for the Petitioner*

**CERTIFICATE OF SERVICE**

Undersigned hereby certifies that on this day, February 11, 2016, a copy of the foregoing Unopposed Motion to Reschedule Oral Argument was served on the individuals identified below by U.S. first-class mail, postage pre-paid:

Curt Spalding, Regional Administrator  
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5 Post Office Square - Suite 100  
Boston, MA 02109-3912

Samir Bukhari, Assistant Regional Counsel  
U.S. Environmental Protection Agency - Region 1  
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Dated on the 11<sup>th</sup> day of February, 2016.

//s// John C. Hall  
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