

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

_____)	
In the Matter of:)	
)	
University of Massachusetts Boston)	
)	NPDES Appeal No. 13-04
NPDES Permit No. MA0040304)	
)	
_____)	

JOINT STATUS REPORT

Respondent Region 1 of the United States Environmental Protection Agency (“Region”) and Petitioner University of Massachusetts Boston (“UMass Boston” or “the University”) hereby submit this Joint Status Report to provide the Environmental Appeals Board (“Board”) with an update of the status of settlement negotiations in the above-captioned permit appeal. The parties had initially thought it unnecessarily duplicative to file a Status Report with the Board inasmuch as the Assented-To Motion filed on July 16, 2013 indicated that the parties had finalized a settlement by which UMass Boston would withdraw its petition and the Region would issue a Consented To Order For Compliance, which includes a schedule for UMB to come into compliance with certain provisions of NPDES Permit No. MA0040304. Upon further reflection, and perhaps with an overabundance of caution, the parties now file this Joint Status Report, regrettably one day beyond the due date, but well before the expiration of the stay.

Since the Board’s July 3, 2013 Order, final coordination with the state has occurred and the Massachusetts Department of Environmental Protection has developed

an analogous state settlement agreement that is substantially identical to the federal Consented To Order for Compliance. As a result, all three entities are satisfied that the issues raised in the permit appeals will be appropriately resolved through the issuance of these documents and have begun the final necessary steps to do so. Consequently, immediately following the dismissal of the petition, the Region expects to issue a final permit decision and, shortly thereafter, the parties intend to execute the federal Consented To Order for Compliance.

Dated: July 18, 2013

U.S. EPA – Region 1

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University of Massachusetts Boston

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Joint Motion to Stay the Proceedings, in connection with In re University of Massachusetts Boston, NPDES Appeal No. 13-04, was sent to 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 mail, by agreement between the parties:

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Dated: July 18, 2013

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