



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

In re:)
) UIC Appeal No. 18-02
Penneco Environmental Solutions, LLC)
)
Permit No. PAS2D701BALL)
)

**ORDER SCHEDULING ORAL ARGUMENT AND DIRECTING PARTIES TO
PROVIDE NOTICE OF PARTICIPATION**

On April 5, 2018, the Borough of Plum filed a petition for review with the Environmental Appeals Board (“Board”) seeking review of a Class II Underground Injection Control permit decision issued by Region 3 of the U.S. Environmental Protection Agency. The permit authorizes Penneco Environmental Solutions, LLC, to construct and operate a Class II injection well located in Plum Borough, Allegheny County, Pennsylvania.

Upon review of the record and the parties’ submissions, the Board has decided that oral argument would assist the Board’s deliberations in this matter. Accordingly, the Board requests that the parties present oral argument on Thursday, July 26, 2018, in the Administrative Courtroom, U.S. Environmental Protection Agency, William Jefferson Clinton East Building, Room 1152, 1201 Constitution Avenue, NW, Washington, D.C. Counsel or other duly authorized representatives of the parties may also present their arguments by videoconference. Oral argument will begin at 10:30 a.m. (Eastern Time). Oral argument will proceed as follows:

- Petitioner Borough of Plum: 25 minutes;
- U.S. EPA Region 3: 15 minutes; and

- Penneco Environmental Solutions, LLC: 10 minutes.


The Borough of Plum may reserve up to 5 minutes of its allocated time for rebuttal.

The Board directs that, on or before June 15, 2018, each party file a notice with the Board providing the name of the individual who will present oral argument on their behalf and whether that person will attend in person or request to appear by videoconference.¹ Region 3's notice should also specify whether an attorney in EPA's Office of General Counsel will be present at oral argument as Of Counsel.

So ordered.²

ENVIRONMENTAL APPEALS BOARD

Dated: June 8, 2018

By: 

Aaron P. Avila
Environmental Appeals Judge

¹ If a party requests to participate by videoconference, the Clerk of the Board will contact the party to determine the compatibility of the party's videoconference equipment with the Board's system.

² Oral arguments before the Board are open to the public. For security purposes, advance notice is required to gain entry into the EPA building where the Courtroom is located. Members of the public wishing to attend oral argument must contact the Clerk of the Board (Eurika Durr, 202-233-0122, Clerk_EAB@epa.gov) no later than one week prior to the scheduled oral argument to allow the Clerk reasonable opportunity to notify appropriate security personnel.

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Order Scheduling Oral Argument and Directing Parties to Provide Notice of Participation* in the matter of Penneco Environmental Solutions, LLC, UIC Appeal No. 18-02, were sent to the following persons in the manner indicated:


By Email:

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Dated: **Jun 08 2018**



Eurika Durr
Clerk of the Board