

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
ONE CONGRESS STREET SUITE 1100
BOSTON, MASSACHUSETTS 02114-2023



Via Federal Express and Electronic Submission

October 10, 2008

U.S. Environmental Protection Agency
Eurika Durr, Clerk of the Board
Environmental Appeals Board
Colorado Building
1341 G Street, N.W., Suite 600
Washington, D.C. 20005

Re: **In re Mirant Canal, LLC**
Appeal Number NPDES 08-10

Dear Ms. Durr:

In connection with the above-referenced permit appeal, please find enclosed for docketing and review by the United States Environmental Protection Agency's Environmental Appeals Board, one (1) originally executed copy of the "EPA Region 1 Brief on the Adequacy of the Opportunity to Comment on the Entrainment Control Provision of Canal Station's Final NPDES Permit" and one (1) copy of the exhibits thereto. In lieu of additional paper copies, EPA has filed its submission electronically using the Central Data Exchange.

As indicated by the enclosed Certificate of Service, copies of this filing have been served on all other parties to this proceeding by Federal Express.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Stein".

Mark A. Stein
Senior Assistant Regional Counsel
Office of Regional Counsel

cc: Ralph A. Child, Counsel for Petitioner
James N. Christman, Counsel for Petitioner