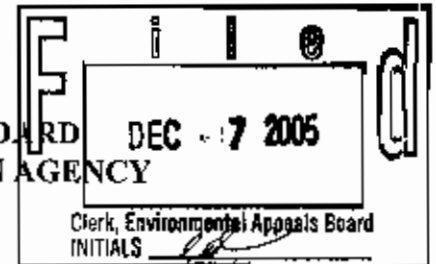


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
Boston & Maine Corporation) NPDES Appeal No. 05-17
East Deerfield Massachusetts)
)
NPDES Permit No. MA.0000272)
_____)

**ORDER GRANTING MOTION FOR
EXTENSION OF TIME TO FILE RESPONSE**

By motion filed on December 2, 2005, U.S. EPA Region I ("Region") seeks an extension of time, to February 3, 2006, to file a response to the petition for review jointly filed by petitioners Connecticut River Watershed Council, Inc., and Jamison E. Colburn ("Petitioners") in the above-captioned case. The Region's response is currently due on or before December 20, 2005.

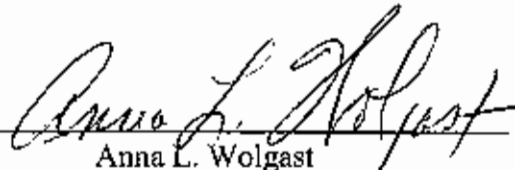
In its motion, the Region represents that it and Petitioners have begun settlement negotiations and that a forty-five day extension of time "will allow the parties adequate time to negotiate a settlement, or, if the negotiations are not fruitful, will allow the Region to provide an adequate response to the petition without prejudice to Petitioners." The Region further states that its counsel has discussed the motion with Petitioners' counsel, and that the Petitioners do not object to the Region's motion.

For good cause shown, the Region's motion is granted. The Region's response must be received by the Board no later than February 3, 2006.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: 12/7/05

By: 
Anna L. Wolgast
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Extension of Time fo File Response in the matter of Boston & Maine Corporation, NDPES Appeal No. 05-17, were sent to the following persons in the manner indicated:

By First Class Mail: Professor Jamison Colburn
WNEC-Law School
1215 Wilbraham Rd.
Springfield, MA 01119-2654

Andrea Donlon
River Steward
Connecticut River Watershed Council, Inc.
15 Bank Row
Greenfield, MA 01301

John Collins
Environmental Manager
Boston & Maine Corporation
Iron Horse Park, High Street
North Billerica, MA 01862

By Pouch Mail: Ronald A. Fein, Assistant Regional Counsel
U.S. EPA Region I
One Congress Street, Suite 1100 (RAA)
Boston, MA 02114

Date: DEC - 7 2005


Annette Duncan
Secretary