

EXHIBIT 1

**BEFORE THE ENVIRONMENTAL APPEALS BOARD
U.S. ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

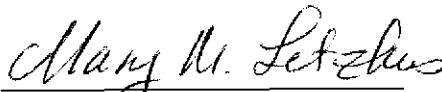
_____)
In re:)
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Blue Plains Wastewater Treatment Plant)
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NPDES Permit No. DC 0021199)
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_____)

NPDES Appeal Nos.
07-10, 07-11 and 07-12

**Certified Index to the Administrative Record for April 5, 2007 Modified NPDES Permit
No. 0021199 for the District of Columbia Water and Sewer Authority for the Blue Plains
Wastewater Treatment Plant**

I hereby certify that to the best of my knowledge and belief, the material indexed and described below constitutes the complete administrative record for the United States Environmental Protection Agency, Region III decision regarding the April 5, 2007 final modified NPDES Permit No. 0021199 issued to the District of Columbia Water and Sewer Authority for the Blue Plains Waste Water Treatment Facility in Washington, D.C.

Dated: 6/29/07



Mary M. Letzkus
Environmental Scientist
NPDES Permits Branch
Office of NPDES Permits and Enforcement
Water Protection Division
U.S. EPA, Region III

INDEX TO THE ADMINISTRATIVE RECORD
PERMIT NO. DC 0021199 - BLUE PLAINS WASTEWATER TREATMENT PLANT
April 5, 2007 Permit Modification

1. Report entitled, Combined Sewer System Long Term Control Plan, dated July 2002, prepared by Greeley and Hanson, LLP, for DC Water and Sewer Authority.
2. Federal Register Notice dated April 19, 1994 entitled, Combined Sewer Overflow (CSO) Control Policy.
3. Letter dated August 28, 2003, from James Collier, Bureau Chief, Department of Environmental Quality, DC Department of Health, to Jon Capacasa, Director, Water Protection Division, US EPA Region III, regarding DC DOH review of WASA's LTCP.
4. Letter dated February 25, 2004, from David E. Evans, Esq., McGuire Woods, to Deane H. Bartlett, US EPA Region III concerning WASA's comments on a draft modified permit.
5. Memorandum dated March 3, 2004 from James A. Hanlon, Director, Office of Wastewater Management to Jon Capacasa, Director, Water Protection Division, US EPA Region III and Rebecca Hanmer, Director, Chesapeake Bay Program Office, entitled, Annual Permit Limits for Nitrogen and Phosphorus for Permits Designed to Protect Chesapeake Bay and its Tidal Tributaries from Excess Nutrient Loading Under the National Pollutant Discharge Elimination System.
6. Final Permit No. DC 0021199, Blue Plains Wastewater Treatment Plant, dated December 16, 2004.
7. Final Fact Sheet for permit DC 0021199, dated December 16, 2004.
8. Response to Comments for December 16, 2004, Final Permit.
9. Letter with three attachments dated April 16, 2004, from Walter F. Bailey, Director, Department of Wastewater, DC Water and Sewer Authority, to Mary M. Letzkus, US EPA Region III, providing comments on the public noticed draft permit modifications. Attachment No. 1 contains WASA's general comments covering Parts I and III of the draft permit; Attachment No. 2 contains WASA's comments on Part III, Section E; and Attachment No. 3 contains WASA's comments on Part III of the draft permit related to the Phase 2 permit conditions.
10. Memo to File, dated November 29, 2004, regarding DC Water and Sewer Authority Blue

Plains Treatment Facility, draft modified permit DC 0021199, DC WASA LTCP/DC Water Quality Standards.

11. Memorandum dated November 3, 2004, from James R. Collier, Chief, Bureau of Environmental Quality, DC DOH, to Doreen E. Thompson, Esq., Interim Senior Deputy Director, DC DOH, regarding CSO LTCP.
12. Memorandum dated November 4, 2004, from Caroline Burnett, Attorney-Advisor, Office of Enforcement, Compliance and Environmental Justice, DC DOH, to Bruce Brennan, Assistant Attorney General, DC DOH, regarding DOH Legal Sufficiency Review of the District of Columbia Certification of the Long Term Control Plan Submitted by WASA Pursuant to the 1994 CSO Policy.
13. Letter dated December 15, 2004, from James R. Collier, Bureau Chief, Department of Health, to Jon Capacasa, Director, Water Protection Division, US EPA and Jerry Johnson, General Manager, WASA, regarding the District's certification on NPDES permit DC0021199.
14. Draft Modified Permit No. DC 0021199, Blue Plains Wastewater Treatment Plant, public noticed August 18, 2006.
15. Draft Modified Fact Sheet for draft permit DC 0021199, dated August 18, 2006 and public noticed August 18, 2006.
16. Joint Public Notice published in the *Washington Times*, August 18, 2006.
17. Letter dated August 17, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Jerry Johnson, General Manager, District of Columbia Water and Sewer Authority transmitting copies of the draft modified permit and draft fact sheet for NPDES permit DC 0021199.
18. Letter dated August 17, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to David Baron, Esq., Earthjustice Legal Defense Fund, transmitting copies of the draft modified permit and draft fact sheet for NPDES permit DC 0021199.
19. Letter dated August 17, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Nicoline Shulterbrandt, Program Manager, Water Quality Division, DC Department of the Environment requesting certification of draft modified permit DC 0021199.
20. Letter dated August 17, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Robert G. Burnley, Director,

Virginia Department of Environmental Quality, regarding public notice of draft modified permit DC 0021199.

21. Letter dated August 17, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Kendl P. Philbrick, Secretary, Maryland Department of the Environment, regarding public notice of draft modified permit DC 0021199.
22. Letter dated August 17, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to John P. Wolflin, Field Supervisor, US Fish and Wildlife Service, regarding public notice of draft modified permit DC 0021199.
23. Letter dated August 17, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Patricia Kurkul, Regional Administrator, National Marine Fisheries Service, regarding public notice of draft modified permit DC 0021199.
24. Letter dated July 28, 2005, from Jon M. Capacasa, Director, Water Protection Division, EPA Region III, to Jerry Johnson, General Manager, DCWASA regarding WASA nitrogen proposals.
25. WASA Document dated August 10, 2005, entitled *Strategic Process Engineering, Meeting CBP 2010 Goals at Blue Plains*.
26. Letter dated February 7, 2006, from Jon M. Capacasa, Director, Water Protection Division, EPA Region III, to Jerry Johnson, General Manager, DCWASA, regarding follow-up to Mr. Capacasa's letter of July 28, 2005.
27. Document dated stamped January 18, 2005, entitled Petition for Review whereby Friends of the Earth and the Sierra Club petition the Environmental Hearing Board to review the December 16, 2004, NPDES permit.
28. Petition for Review date stamped January 19, 2005, from the DC Water and Sewer Authority to US EPA Region III contesting certain conditions in the modified NPDES permit issued December 16, 2004.
29. Document dated September 2004, entitled *Executive Summary, Maryland's Tributary Strategy*.
30. Document dated January 2005, entitled Commonwealth of Virginia, Chesapeake Bay Nutrient and Sediment Reduction Tributary Strategy.

31. Document dated March 2005, entitled *Commonwealth of Virginia, Chesapeake Bay Nutrient and Sediment Reduction Tributary Strategy for the Shenandoah and Potomac River Basins*.
32. Letter with enclosures dated March 10, 2006, from Jerry N. Johnson, General Manager, DC WASA, to Jon Capacasa, Director, Water Protection Division, EPA Region III, regarding Blue Plains Nitrogen Limits/Wet Weather Plan.
33. US EPA Chesapeake Bay Program document dated April 15, 2003, entitled *Chesapeake Bay Watershed Nitrogen, Phosphorous, and Sediment Loads and Cap Load Allocations*.
34. Document dated July 17, 2006, compiled by Robert Koroncai, US EPA Region III, entitled *Nutrient Allocation Calculations for Blue Plains WWTP*.
35. Document attributed to WASA, dated April 12, 2006, entitled *Briefing for EPA on Nitrogen Removal Alternatives*.
36. Letter dated June 21, 2006, from Jerry Johnson, General Manager, WASA, to Jon Capacasa, Director, Water Protection Division, EPA Region III, regarding proposed nitrogen language, Blue Plains Permit.
37. Electronic memorandum dated July 5, 2006, from Walter Bailey, WASA, to David McGuigan, Associate Director, Office of Enforcement and Permits, Water Protection Division, Region III, regarding a replacement graph and nitrogen process data.
38. Document dated July 2006, by Francisco Cruz, Team Leader, NPDES Permits Branch, EPA Region III, entitled *Blue Plains Total Nitrogen Removal Data Analysis*.
39. Document dated July 12, 2006, by Mary Letzkus, NPDES Permits Branch, EPA Region III, entitled *EPA's Proposed Nitrogen Limit, Blue Plains Permit*
40. Document attributed to WASA, dated July 12, 2006, entitled *Briefing on EPA Nitrogen Removal*.
41. Letter dated July 14, 2006, from John Dunn, Chief Engineer, Deputy General Manager, WASA to Jon Capacasa, Director, Water Protection Division, EPA Region III, regarding Interim TN Limits.
42. Document dated July 18, 2006, by Francisco Cruz, Team Leader, NPDES Permits Branch, EPA Region III, entitled *Statistical Analysis Blue Plains Total Nitrogen*.
43. Letter and three attachments, dated July 31, 2006, from John Dunn, Chief Engineer, Deputy General Manager, WASA to Jon Capacasa, Director, Water Protection Division,

EPA Region III, regarding status of nitrogen removal conditions.

44. Electronic message from David McGuigan, Associate Director, Office of Enforcement and Permits, Water Protection Division, Region III, to John Dunn, Chief Engineer, Deputy General Manager, WASA , regarding nitrogen limit proposal.
45. Electronic message from John Dunn, Chief Engineer, Deputy General Manager, WASA , to Jon Capacasa, Director, Water Protection Division, EPA Region III, regarding revised TN proposal.
46. Respondent's Notice of Partial Withdrawal of Modified Permit, dated August 10, 2006.
47. Document dated August 17, 2006, by Mary Letzkus, NPDES Permits Branch, EPA Region III, entitled *Blue Plains NPDES Permit Modification Nitrogen Limit Matrix*.
51. Draft Modified Permit No. DC 0021199, Blue Plains Wastewater Treatment Plant, public noticed December 14, 2006.
52. Draft Modified Fact Sheet for draft permit DC 0021199, public noticed December 14, 2006.
53. Joint Public Notice published in the *Washington Times*, December 14, 2006.
54. Letter dated December 14, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Jerry Johnson, General Manager, District of Columbia Water and Sewer Authority, transmitting copies of the December 14, 2006 draft modified permit and draft fact sheet for NPDES permit DC 0021199.
55. Letter dated December 14, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to David Baron, Esq., Earthjustice Legal Defense Fund, transmitting copies of the December 14, 2006, draft modified permit and draft fact sheet for NPDES permit DC 0021199.
56. Letter dated December 14, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Nicoline Shulterbrandt, Program Manager, Water Quality Division, DC Department of the Environment requesting certification of the December 14, 2006, draft modified permit DC 0021199.
57. Letter dated December 14, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to David K. Paylor, Director, Virginia Department of Environmental Quality, regarding public notice of the December 14, 2006, draft modified permit DC 0021199.

58. Letter dated December 14, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Kendl P. Philbrick, Secretary, Maryland Department of the Environment, regarding public notice of the December 14, 2006, draft modified permit DC 0021199.
59. Letter dated December 14, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to John P. Wolflin, Field Supervisor, US Fish and Wildlife Service, regarding public notice of the December 14, 2006, draft modified permit DC 0021199.
60. Letter dated December 14, 2006, from Evelyn S. MacKnight, Chief, NPDES Permits Branch, Water Protection Division, US EPA Region III, to Patricia Kurkul, Regional Administrator, National Marine Fisheries Service, regarding public notice of the December 14, 2006, draft modified permit DC 0021199.
61. Letter dated May 24, 2005, from Jon M. Capacasa, Director, Water Protection Division, US EPA Region III, to Kendl P. Philbrick, Secretary, Maryland Department of the Environment regarding EPA's approval of the majority of Maryland WQS submission.
62. Letter dated January 12, 2006, from Jon M. Capacasa, Director, Water Protection Division, US EPA Region III, to Robert G. Burnley, Director, VA DEQ, regarding EPA approval of Virginia's newly adopted Amendments to the Special Standards (9VAC 25-260-310) for Numerical Water Quality Criteria for chlorophyll a in the James River and dissolved oxygen in the Mattaponi and Pamunkey Rivers and associated references in the River Basin.
63. Letter dated February 15, 2006, from Donald S. Welsh, Regional Administrator, US EPA Region III, to Dr. Gregg A. Pane, MD, Director, DC Department of Health, regarding EPA's approval of the revised DC Water Quality Standards.
64. Electronic message dated April 3, 2006, from Robert Koroncai, US EPA Region III, to Edwal Stone, Chief, Wastewater Permits Program, Maryland Department of the Environment, regarding the Blue Plains Nitrogen Allocation and June 20, 2006 Electronic message from Edwal Stone, Maryland Department of the Environment to Robert Koroncai, Region III.
65. Electronic message dated September 6, 2006, from Ronald Bizzari, DC WASA, to Mary Letzkus, US EPA Region III, regarding the Blue Plains permit, and request for information and extension to public comment period.
66. Letter dated September 8, 2006, from Water Bailey, Director, Department of Wastewater Treatment, DC WASA, to Mary Letzkus, US EPA Region III, confirming WASA's

request for an extension to the public comment period for the draft NPDES permit. Attachments include: Ron Bizzari's e-mail message (207 above), a copy of the public notice from the *Washington Times*, copies of documents from Volume 9 of the Blue Plains Administrative Record (177, 178, 179, 182, 183, 184, and 192).

67. Letter dated September 18, 2006, from Nicoline Shulterbrandt, Supervisory Environmental Specialist, DC Department of the Environment, to Evelyn Macknight, Chief, NPDES Permits Branch, US EPA Region III, regarding a request to extend the time period for 401 certification.
68. Letter dated September 27, 2006, from Kendl P. Philbick, Secretary, Maryland Department of the Environment, to Evelyn Macknight, Chief, NPDES Permits Branch, US EPA Region III, regarding MDE's comments on the August 18, 2006 draft modified permit.
69. Letter dated August 10, 2006, from Deane Bartlett, Senior Assistant Regional Counsel, US EPA Region III, to Eurika Durr, Clerk of the Board, EAB, regarding Respondent's Notice of Partial Withdrawal of modified permit DC0021199 and attached notice of Partial Withdrawal.
70. Letter dated August 21, 2006, from Deane Bartlett, Senior Assistant Regional Counsel, US EPA Region III, to Eurika Durr, Clerk of the Board, EAB, regarding Respondent's Motion on Consent to Dismiss and attached Motion on Consent to Dismiss.
71. Order dated August 23, 2006, signed by Anna L. Wolgast, Judge, Environmental Appeals Board, dismissing petitions for review and staying one issue.
72. Letter dated October 3, 2005, from John T. Dunn, P.E., Chief Engineer, Deputy General Manager, DC WASA, to Mary Letzkus, US EPA Region III, regarding WASA's comments on the August 18, 2006 draft modified permit.
73. Electronic copy of a letter dated October 4, 2006, from David S. Baron, Attorney, EarthJustice, to Mary Letzkus, US EPA Region III, regarding EarthJustice's comments on the August 18, 2006 draft modified permit.
74. Letter dated October 4, 2006, from James A. Caldwell, Blue Plains Regional Committee (BPRC) Chair, Montgomery County, to Mary Letzkus, US EPA Region III, regarding BPRC's comments on the August 18, 2006 draft modified permit.
75. Letter dated October 4, 2006, from Beth McGee, Ph.D., Chesapeake Bay Foundation, to Mary Letzkus, US EPA Region III, regarding the Chesapeake Bay Foundation's comments on the August 18, 2006 draft modified permit.

76. Letter dated October 5, 2006, from Ellen Gilinsky, Ph.D., Director, Division of Water Quality Programs, VA DEQ, regarding VA DEQ's comments on the August 18, 2006 draft modified permit.
77. Letter dated October 11, 2006, from John T. Dunn, P.E., Chief Engineer/Deputy General Manager, DC WASA to Mary Letzkus, US EPA Region III, regarding clerical errors on page 12 of the August 18, 2006 draft modified permit.
78. Letter dated October 31, 2006, from Elizabeth Berry, Acting Director, DC Department of the Environment, to Jon Capacasa, Director, Water Protection Division, US EPA Region III, and Jerry Johnson, General Manager, DC WASA, regarding DC DOE's 401 certification of the August 18, 2006 draft modified permit.
79. Letter dated December 22, 2006 from Ellen Gilinsky, Ph.D, Director, Division of Water Quality Programs, VA DEQ, to Evelyn MacKnight, Chief, Office of Permits and Enforcement, US EPA Region III, regarding Virginia's review of the December 14, 2006 draft modified permit.
80. Letter dated January 12, 2007 from Kendl P. Philbrick, Secretary, Maryland Department of the Environment, to Evelyn MacKnight, Chief, NPDES Permits Branch, US EPA Region III, regarding MDE's review of the December 14, 2006 draft modified permit.
81. Letter with attachments dated January 18, 2007 from John T. Dunn, Chief Engineer, Deputy General Manager, WASA, to Mary Letzkus, Permit Writer, US EPA Region III, regarding WASA's comments on the December 14, 2007 permit. Attachments include: presentation entitled "Strategic Process Engineering, Liquid Treatment Processes at the Blue Plains Advanced Wastewater Treatment Plant"; Principals' Staff Committee Issue Paper dated March 21, 2003; and a preliminary discussion draft of a document entitled, "Approach for Managing Nutrient Caps for Point Sources in Maryland's Chesapeake Bay Watershed, dated April 7, 2006.
82. Letter dated January 19, 2007 from Joseph Zorica, BPRC Chair, to Mary Letzkus, Permit Writer, US EPA Region III, regarding the Blue Plains Regional Committee's comments on the December 14, 2006 draft modified permit.
83. Letter by e-mail dated January 19, 2006 from David Baron and Jennifer C. Chavez, Attorneys, EarthJustice to Mary Letzkus, Office of Permits and Enforcement, US EPA Region III, regarding EarthJustice's comments on the December 14, 2006 draft modified permit.
84. Letter dated January 19, 2007 from Beth McGee, Ph.D, Chesapeake Bay Foundation, to Mary Letzkus, Permit Writer, US EPA Region III, regarding the Chesapeake Bay Foundation's comments on the December 14, 2006 draft modified permit.

85. Letter dated January 23, 2007, from Mary Colligan, Assistant Regional Administrator, NOAA NMFS to Evelyn MacKnight, Chief, NPDES Permits Branch, US EPA Region III, regarding NOAA NMFS' comments on the December 14, 2006 draft modified permit.
86. Letter dated January 29, 2007 from Corey Buffo, Interim Director, Water Quality Division, to Evelyn MacKnight, Chief, NPDES Permits Branch, US EPA Region III, regarding DOE's certification of the December 14, 2006 draft modified permit.
87. E-mail dated January 30, 2007 from Christopher P. Guy, US FWS, to Mary Letzkus, US EPA Region III, regarding FWS inability to comment on the December 14, 2006 draft modified permit.
89. Final NPDES permit modification DC 0021199 dated April 5, 2007.
90. Final NPDES permit modification Fact Sheet dated April 5, 2007.
91. Response to Comments for NPDES permit modification DC 0021199 which covers comments received during the August 18, 2006 and December 19, 2006 public comment periods.
92. Document dated December 2004 entitled NPDES Permitting Approach for Discharges of Nutrients in the Chesapeake Bay Watershed.
93. Memorandum dated April 28, 2003 from W. Tayloe Murphy, Jr. Chair, Chesapeake Bay Program Principal's Staff Committee, to Principal Staff Committee Members and Representatives of the Chesapeake Bay "Headwater" States, regarding a summary of decisions regarding nutrient and sediment load allocations and new submerged aquatic vegetation restoration goals.
94. Document entitled, *Setting and Allocating the Chesapeake Bay Basin Nutrient and Sediment Loads, The Collaborative Process, Technical Tools and Innovative Approaches*, December 2003, EPA 903-R-03-007, which may be seen in its entirety at (www.chesapeakebay.net/pubs/doc-allocating-whole.pdf)
95. Decision on petition for rulemaking to address nutrient pollution from significant point sources in the Chesapeake Bay Watershed.
96. Document entitled, *Ambient Water Criteria for Dissolved Oxygen, Water Clarity and Chlorophyll a for the Chesapeake Bay and its Tidal Tributaries*, EPA 903-R-03-002, dated April 2003, which may be seen in its entirety at <http://www.epa.gov/region03/chesapeake/baycriteria.htm>

97. Letter dated December 19, 2006 from David M. McGuigan, Ph.D., Associate Division Director, Office of NPDES Permits and Enforcement, US EPA Region 3, to John E. Dunn, P.E., Chief Engineer/Deputy General Manager, WASA, regarding alternative scenarios for achieving the final nitrogen discharge limit for the Blue Plains facility and technical and regulatory issues for each alternative.
98. Letter dated May 5, 2005 from Jerry N. Johnson, General Manager, WASA, to Jon M. Capacasa, Director, Water Protection Division, US EPA Region III, regarding issues that need to be considered in the next permit regarding nutrient loadings from three jurisdictions and wet weather flows from each of the jurisdictions.
99. Email dated July 29, 2004 from Jeff Sweeney, Non-Point Source Analyst, University of Maryland, Chesapeake Bay Program Office, US EPA Region 3, to Hamid Karimi, DC DOH, Sheila Besse, DC DOH and Mike Rahnis, DC DOH, regarding nutrient and sediment loads for the District's first Tributary Strategy model run, including two attachments identified as DC_TS1_Loads-Caps_072904.ppt and DC_TS1_Inputs-Outputs_072904.xls
100. Document entitled *Strategic Process Engineering, Liquid Treatment Process at the Blue Plains Advanced Wastewater Treatment Plant, Alternatives Workshop for Blue Plains Users and Regulators*, dated March 32, 2005.
101. Letter dated June 27, 2005 from Jon M. Capacasa, Director, Water Protection Division, US EPA Region 3, to Robert G. Burnley, Director, VA DEQ, regarding EPA's approval of the revised Virginia Water Quality Standards.
102. Letter dated February 15, 2006 from Donald S. Welsh, Regional Administrator, US EPA Region 3, to Gregg Payne, MD., Director, DC DOH regarding EPA's approval of the revised District of Columbia Water Quality Standards.
103. Letter dated November 7, 2006 from Jon Capacasa Director, Region III Water Protection division, to Jerry Johnson, General Manager, WASA, regarding WASA proposals to achieve final nitrogen limit.
104. December 12, 2006 letter from John Dunn, Chief Engineer, Deputy General Manager of WASA, to David McGuigan, Associate Division director, Office of NPDES Permits and Enforcement, Region III Water Protection Division, regarding plans to achieve final nitrogen limit, and modify LTCP Consent Decree.
105. Letter dated August 29, 2005 from Jon M. Capacasa, Director, Water Protection Division, US EPA Region 3, to Kendl P. Philbrick, Secretary, MDE regarding EPA's approval of the revised Maryland Water Quality Standards.

106. LTCP Consent Decree in Anacostia Watershed Society, et.al. v. District of Columbia Water and Sewer Authority, et al., consolidated Civil Action No. 1:CV00183TFH (entered March 25, 2005).
106. Document entitled *The District of Columbia 2004 Nutrient and Sediment Tributary Strategy*, dated June 2004.
107. Memorandum dated February 15, 2007, from Robert Koroncai, Associate Division Director, Office of Standards, Assessment and Information Management, Water Protection Division, US EPA Region III, to File regarding the basis for supporting the proposed nitrogen limit for the Blue Plains NPDES permit.
108. Letter dated January 12, 2006 from Jon M. Capacasa, Director, Water Protection Division, US EPA Region 3, to Robert G. Burnley, Director, VA DEQ, regarding EPA's approval of the Virginia Water Quality Standards for Chlorophyll α in the James River and Dissolved Oxygen in the Mattaponi and Pamunkey Rivers and associated references in the River Basin.
109. Letter Dated December 19, 2006 from David McGuigan, Associate Division Director, Office of NPDES Permits and Enforcement, Water Protection Division, EPA Region 3, to John Dunn, Chief Engineer, Deputy General Manager, WASA.