

**Robert D. Cox, Jr.**  
Direct telephone: (508) 926-3409  
Direct facsimile: (508) 929-3012  
Email: [rcox@bowditch.com](mailto:rcox@bowditch.com)

September 4, 2009

**VIA FEDERAL EXPRESS AND ELECTRONIC SUBMISSION**

Eurika Durr  
Clerk of the Board  
Environmental Appeals Board (MC 1103B)  
U.S. Environmental Protection Agency  
Colorado Building  
1341 G Street, NW, Suite 600  
Washington, DC 20005

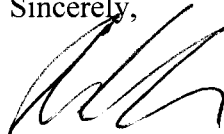
Re: Upper Blackstone Water Pollution Abatement District  
NPDES Appeal Nos. 08-11, 08-12, 08-13, 08-14, 08-15, 08-16, 08-17, 08-18 and 09-06  
NPDES Permit No. MA 0102369

Dear Ms. Durr:

In accordance with the U.S. EPA Environmental Appeal Board "Order Scheduling Oral Argument," (August 7, 2009), this letter is to notify you that Fredric P. Andes, Barnes & Thornburg, LLP, and I will present argument on behalf of the Upper Blackstone Water Pollution Abatement District at the September 16, 2009 oral argument for the above-referenced permit appeals. We will appear in person.

If you have any questions, please call me at 508-926-3409, or Mr. Andes at (312) 214-8310.

Sincerely,



Robert D. Cox, Jr.

cc: Fredric P. Andes, Esq.  
Karen A. Maguire, Esq.  
Amanda J. Helwig, Esq.  
Karen L. Crocker, Esq.  
Susan B. Forcier, Esq.  
David Mears, Esq.  
John Davenport, Esq.  
Christopher M. Kilian, Esq.  
Ronald C. Gauvin