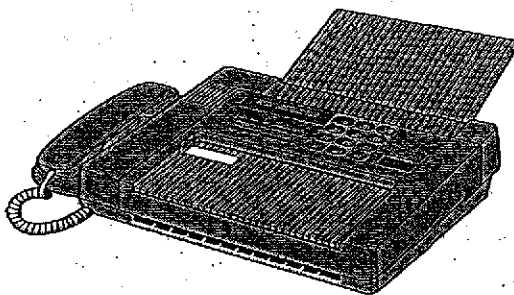




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<input checked="" type="checkbox"/>	Annette Duncan	Cheryl Mackay	Michelle Wenzel
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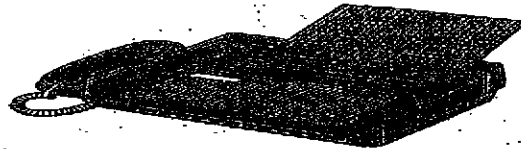


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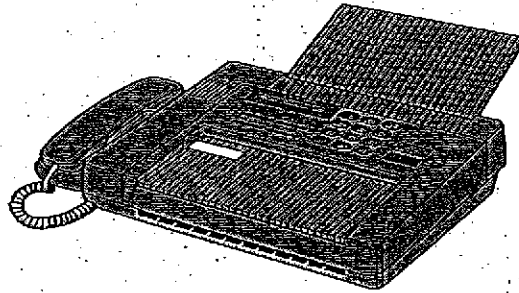
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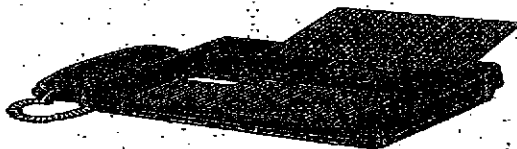
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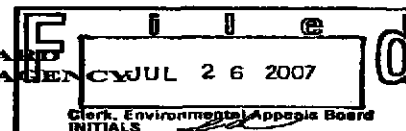
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BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
The Dow Chemical Company,)
Hanging Rock Plant)
Permit No. OHD 039-128-913)

RCRA Appeal No. 06-01

**ORDER GRANTING MOTION FOR EXTENSION OF TIME
AND
SCHEDULING STATUS CONFERENCE**

By order issued January 25, 2007, the Environmental Appeals Board ("Board") granted a motion from the United States Environmental Protection Agency Region 5 (the "Region") requesting a third extension of time to file its response to the petition filed by The Dow Chemical Company ("Dow") in the above-captioned matter.¹ The order grants the Region until July 30, 2007, to file its response. See Order Granting Third Motion for Extension of Time to File Response (EAB, Jan. 25, 2007). On July 23, 2007, the Region filed a fourth motion requesting an additional 120-day extension of time to allow the parties to pursue settlement of this matter. See Fourth Motion for Extension of Time to Resolve Petition for Review (dated July 20, 2007).

¹ On June 22, 2006, Dow filed a petition seeking review of a Resource Conservation and Recovery Act ("RCRA") permit decision issued by Region 5 on May 24, 2006, allowing Dow to manage certain hazardous waste by using the hazardous waste as fuel for two boiler units. On July 26, 2006, the Board issued its first order granting the Region's request for extension of time to file its response. Thereafter, on November 15, 2006, and January 25, 2007, upon request and for good cause shown, the Board issued similar orders allowing additional time for the filing of the Region's response in view of the parties efforts to resolve this matter via settlement.