



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I  
FIVE POST OFFICE SQUARE – SUITE 100  
BOSTON, MASSACHUSETTS 02109-3912

**VIA FAX AND VIA FIRST CLASS MAIL**

Eurika Durr, Clerk of the Board  
Environmental Appeals Board (MC 1103B)  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460-0001

Re: NPDES Appeal Nos. 06-12, 06-13, 09-04  
NPDES Permit No. MA 0004898  
Mirant Kendall, LLC

January 11, 2010

Dear Ms. Durr,

Enclosed please find the original of the Region's Notice of Participating Counsel in the above-captioned case, with an attached certificate of service. The Notice and the certificate of service have also been mailed to the Board and to counsel of record today, and an electronic copy has been posted to the CDX system.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Fein".

Ronald A. Fein, Assistant Regional Counsel  
U.S. Environmental Protection Agency Region 1  
5 Post Office Square, Suite 100, MC ORA18-1  
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cc: Ralph A. Child, Esq., Mintz, Levin, Cohn, Ferris Glovsky and Popeo, P.C.  
Kristy A. Bulleit, Esq., Hunton & Williams LLP  
Peter Shelley, Esq., Conservation Law Foundation  
Robert Brown, Esq., Massachusetts Department of Environmental Protection



CERTIFICATE OF SERVICE

I, Ronald A. Fein, hereby certify that copies of the foregoing Notice of Participating Counsel were sent on the 11th day of January 2010 to the following persons in the manner described below:

Original by first class mail  
Copy posted to CDX electronic system  
Copy by fax

Eurika Durr, Clerk of the Board  
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Fax (202) 778-2201

Signed: January 11, 2010

  
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