

RECEIVED
U.S. E.P.A.

WINSTON & STRAWN LLP

2008 FEB 19 PM 2:48

ENVIR. APPEALS BOARD

43 RUE DU RHONE
1204 GENEVA, SWITZERLAND

99 GRESHAM STREET
LONDON EC2V 7NG

333 SOUTH GRAND AVENUE
LOS ANGELES, CALIFORNIA 90071-1543

JAMES H. RUSSELL
(312) 558-6084
jrussell@winston.com

35 WEST WACKER DRIVE
CHICAGO, ILLINOIS 60601-9703

(312) 558-5600

FACSIMILE (312) 558-5700

www.winston.com

200 PARK AVENUE
NEW YORK, NEW YORK 10166-4193

25 AVENUE MARCEAU
75116 PARIS, FRANCE

101 CALIFORNIA STREET
SAN FRANCISCO, CALIFORNIA 94111-5894

1700 K STREET, N.W.
WASHINGTON, D.C. 20006-3817

February 18, 2008

The Honorable Edward E. Reich
Environmental Appeals Judge
Environmental Appeals Board (1103B)
United States Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

In re: Deseret Power Electric Cooperative
PSD Permit No. PSD-OU-0002-04.00
PSD Appeal No. 07-03

Dear Judge Reich:

This firm represents the Permittee in the above-referenced PSD permit appeal.

In your Order Granting Extension of Time filed February 12, 2008, I would appreciate your further extending, from April 11 to April 25, the deadline for those persons who filed Opening Briefs to file briefs in reply to the response briefs that are now due March 21.

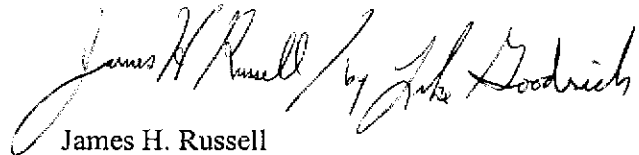
Before we filed Permittee's Motion for Extension of Time to File a Response on February 7, I called David Bookbinder at the Sierra Club to ask for an agreement to an extension. Mr. Bookbinder kindly agreed, but asked that I call him back with the exact date of the extension that we would request of the Board. Unfortunately, I neglected to do this before our Motion for Extension was filed on February 7.

WINSTON & STRAWN LLP

I have subsequently learned that Joanne Spalding, an attorney for Petitioner who signed Petitioner's Opening Brief, has a two-week vacation planned for the period March 24-April 6. The trip is for important family purposes, and upon their return, Ms. Spalding would have only one week (April 7-11) to respond to the briefs now due on March 21 unless the Order can be changed. Ms. Spalding, and I, ask that the Sierra Club now have until April 25 to reply to the March 21 filings.

I have apologized to both Mr. Bookbinder and Ms. Spalding for this inadvertent oversight, and ask your assistance in rectifying it as indicated above. Please let me know if you have questions. Thank you.

Sincerely,

Handwritten signature of James H. Russell by Luke Goodrich.

James H. Russell

cc: David Crabtree
All Counsel of Record

CHI:2049316.1