

January 12, 2010

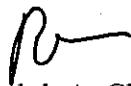
Eurika Durr, Clerk of the Board
Environmental Appeals Board (MC 1103B)
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001

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

Dear Ms. Durr:

Enclosed please find the original of the Petitioner Mirant Kendall'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 the counsel of record today, and an electronic copy has been posted to the CDX system.

Very truly yours,



Ralph A. Child

cc: Ronald A. Fein, U.S. EPA, Region 1
Kristy A. Bulleit, Esq., Hunton & Williams, LLP
Peter Shelley, Esq., Conservation Law Foundation
Robert Brown, Esq., Massachusetts Department of Environmental Protection

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

In re: Mirant Kendall, LLC)
 Mirant Kendall Station)
NPDES Permit No. MA 0004898)

NPDES Appeal Nos. 06-12, 06-13, 09-04

**PETITIONER MIRANT KENDALL'S NOTICE
OF PARTICIPATING COUNSEL**

Mirant Kendall, LLC ("Mirant Kendall") will participate in the teleconference in the above-captioned matter scheduled for January 21, 2010, via videoconference from the offices of Region 1 in Boston.

Mirant Kendall will be represented at the conference by Ralph A. Child. Also present may be: Shawn Konary, Mirant Kendall's Director of Environmental Affairs, Northeast.

Respectfully submitted;



Ralph A. Child
Mintz, Levin, Cohn, Ferris, Glosky
And Popeo, P.C.
One Financial Center
Boston, MA 02111
(617) 348-3021

Date: January 12, 2010

CERTIFICATE OF SERVICE

I, Ralph A. Child, hereby certify that copies of the foregoing Notice of Participating Counsel were sent on the 12th day of January, 2010 to the following persons in the manner described below:

Original by first class mail
Copy posted to CDX electronic system

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

Copy by first class mail

Peter Shelley, Esq.
Conservation Law Foundation
62 Summer Street
Boston, MA 02110

Copy by first class mail

Ronald A. Fein, Asst. Regional Counsel
U.S. Environmental Protection Agency,
Region 1
5 Post Office Square, Ste. 100
MC ORA18-1
Boston, MA 02109-3912

Copy by first class mail

Kristy A. Bulleit, Esq.
Huntoon & Williams, LLP
1900 K Street N.W.
Washington, D.C. 20006-1109

Signed January 12, 2010