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

In re: Williams Four Corners LLC Los Mestenios Compressor Station	) )	CAA Appeal No. 09-01
Permit No. R6-NM-04-09R1	)	
	)	

## SECOND JOINT STATUS REPORT

The United States Environmental Protection Agency (EPA), Region 6, by and through the undersigned counsel, submits the following information as the second joint status report required by the Order Granting Stay, issued by the Environmental Appeals Board on December 11, 2009:

- 1. Since the undersigned's filing of the first Joint Status Report, on February 1, 2010, EPA Region 6 and Williams Four Corners LLC (Petitioner) have continued their discussions and the processing of revisions to the subject permit (Part 71 permit) has moved forward, as described more specifically below.
- 2. EPA Region 6 completed its review of the proposed edits and changes to the Part 71 permit, as submitted by the Petitioner, and appropriate revisions have been incorporated into a revised draft Part 71 permit.
- 3. The draft revised Part 71 permit and supporting record was transmitted to the appropriate authorities for notice and public comment.

- 4. On February 25, 2010 and February 26, 2010, public notice of the changes to Petitioner's Part 71 permit was published for comment.
- 5. Absent EPA's granting a request for a hearing on permit changes identified in Paragraph 4 above, the public comment period will end on March 29, 2010.
- 6. If EPA Region 6 does not receive timely comments requesting a change to the revised draft Part 71 permit, EPA Region 6 will proceed to issue the permit and, pursuant to 40 CFR § 71.11(i)(2)(iii), the revised Part 71 permit will become effective immediately upon issuance.
- 7. Upon issuance of the revised Part 71 permit, as proposed for public comment, Petitioner has agreed to file a notice of withdrawal of its October 30, 2009 petition for review.
- 8. Counsel for the Petitioner Williams Four Corners LLC has reviewed this status report in advance of its filing and consents to the filing of the same.

Respectfully submitted,

Richard H. Bartley

**Assistant Regional Counsel** 

U.S. Environmental Protection Agency, Region 6

**CERTIFICATE OF SERVICE** 

In accordance with the "Order Authorizing Electronic Filing in Proceedings Before The

Environmental Appeals Board Not Governed By 40 C.F.R. Part 22," issued by the

Environmental Appeals Board (Board) on January 28, 2010, the original of the foregoing

Joint Status Report was converted into a PDF file and filed electronically with the Board

via the Central Data Exchange (CDX). In addition, a true and correct copy of the same

was emailed to counsel for the Petitioner, as indicated below:

Filed Electronically Via CDX

U.S. Environmental Protection Agency

Clerk of the Board

**Environmental Appeals Board** 

1341 G Street, N.W., Suite 600

Washington D.C. 20005

Via Email

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Date: March 15, 2010

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