



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I  
ONE CONGRESS STREET SUITE 1100  
BOSTON, MASSACHUSETTS 02114-2023

**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  
NPDES Permit No. MA 0004898  
Mirant Kendall, LLC

September 20, 2007

Dear Ms. Durr,

Attached is the Region's Notice of Participating Counsel in the above-captioned matter. Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ronald A. Fein".

Ronald A. Fein, Assistant Regional Counsel  
U.S. Environmental Protection Agency Region 1

cc: Ralph A. Child, Esq., Mintz, Levin, Cohn, Ferris Glovsky and Popeo, P.C.  
Peter Shelley, Esq., Conservation Law Foundation  
Robert G. Brown, Esq., Massachusetts Department of Environmental Protection

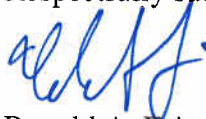
**BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.**

\_\_\_\_\_)  
In re: Mirant Kendall, LLC )  
Mirant Kendall Station ) NPDES Appeal Nos. 06-12, 06-13  
)  
NPDES Permit No. MA 0004898 )  
\_\_\_\_\_)

**RESPONDENT'S NOTICE OF PARTICIPATING COUNSEL**

Respondent will be represented at the status conference scheduled for September 27, 2007, in the above-captioned matter by Ronald Fein, Assistant Regional Counsel, Region 1, who will attend the status conference in person. Joining Mr. Fein at the counsels' table will be James Curtin, Attorney-Adviser, Office of General Counsel, who hereby enters his appearance in this proceeding.

Respectfully submitted,



Ronald A. Fein, Assistant Regional Counsel  
U.S. Environmental Protection Agency Region 1  
One Congress Street, Suite 1100 (RAA)  
Boston, MA 02114  
617-918-1040  
Fax: 617-918-0040

September 20, 2007

Of Counsel:

James Curtin, Attorney-Adviser  
Office of General Counsel  
U.S. Environmental Protection Agency  
Washington, D.C. 20460

In re: Mirant Kendall, LLC  
NPDES Appeal Nos. 06-12, 06-13

CERTIFICATE OF SERVICE

I hereby certify that on the date below I served the original and copies of the attached Respondent's Notice of Participating Counsel as follows:

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

Eurika Durr, Clerk of the Board  
Environmental Appeals Board (MC 1103B)  
U.S. Environmental Protection Agency  
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Copy by fax  
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Peter Shelley, Esq.  
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Fax (617) 350-4030

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Ralph A. Child, Esq.  
Mintz, Levin, Cohn, Ferris Glovsky and Popeo, P.C.  
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Boston, MA 02111

Fax (617) 542-2241

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Robert G. Brown, Esq.  
Massachusetts Department of Environmental Protection  
One Winter Street, 3rd Floor  
Boston, MA 02108

Fax (617) 338-5511

Dated: September 20, 2007



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