

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

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| In the Matter of: |) | |
| |) | |
| Seneca Resources Corp. |) | |
| |) | |
| |) | |
| |) | |
| UIC Permit No. PAS2D025BELK |) | Permit Appeals: UIC 14-01, UIC 14-02 |
| |) | |
| |) | |

**REGION III'S MOTION TO CONSOLIDATE APPEALS AND
FOR LEAVE TO FILE CONSOLIDATED RESPONSE**

The United States Environmental Protection Agency (EPA) Region III (Region) respectfully requests consolidation of Permit Appeals UIC 14-01 and 14-02, as well as any other petition for review of the Underground Injection Control (UIC) permit issued on January 28, 2014 to Seneca Resources Corporation which is filed timely and appropriately with the Environmental Appeals Board (EAB). As grounds for the motion, the Region states as follows:

1. On January 28, 2014, the Region issued a final permit to Seneca Resources Corporation (Seneca) for an Underground Injection Control (UIC) Class II injection well.
2. On February 4, 2014, petitioner Judith Hudson filed a letter appealing the issuance of the Seneca permit (Permit Appeal UIC 14-01).
3. Because the Region had heard from other interested citizens that they were

considering filing other petitions for review of the Seneca permit, the Region filed a motion for extension of time to respond to Ms. Hudson's petition.

4. The Environmental Appeals Board (EAB) granted in part the Region's motion, extending the time for filing a response to Ms. Hudson's petition or any additional petition filed in this matter, until April 2, 2014.

5. On February 26, 2014, petitioner Susan Swanson filed a separate petition for review of the Seneca permit (Permit Appeal UIC 14-02).

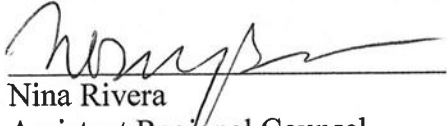
6. The Region also received a copy of a third petition for review from the Highland Township Municipal Authority, dated February 14, 2014. The Region received this copy on or about February 25. This petition does not appear in the EAB electronic docket, and on March 10, 2014, the EAB Clerk confirmed via a voice mail message that it does not appear that the petition has yet been filed.¹

7. Petitioners Hudson and Swanson do not oppose the motion to consolidate. The Region also contacted the Highland Township Municipal Authority, which did not take any position on the motion to consolidate.

8. In the interest of efficiency, and to avoid duplication of efforts and unnecessary expenditure of resources, the Region requests that the EAB consolidate the two permit appeals of the Seneca permit, as well as the Highland Township Municipal Authority's petition, if actually filed, and that the Region be allowed to file a consolidated response.

¹ The Region also informed the Municipal Authority that it does not appear that its petition has actually been filed with the EAB Clerk.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Nina Rivera', written over a horizontal line.

Nina Rivera
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CERTIFICATE OF SERVICE

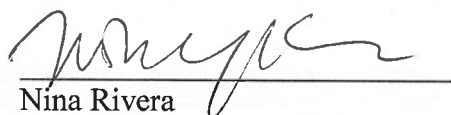
I hereby certify that I delivered a copy of the foregoing Motion to Consolidate Appeals and for Leave to File a Consolidated Response on the date specified below, by certified mail, return receipt requested to:

Judith E. Hudson
539 Hacker St.
Kane, PA 16735

Susan Swanson
P.O. Box 148
James City, PA 16734-0148

Kevin Moran, Chairman
Highland Township Municipal Authority
P.O. Box 143
James City, PA 16734-0143

I also certify that I filed the original electronically with the Environmental Appeals Board.



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Date: 3/13/14