



Date: April 30, 2007

U.S. Environmental Protection Agency
Office of Regional Counsel
One Congress Street, Suite 1100
Boston, MA 02114-2023
Phone: (617) 918-1148
Fax: (617) 918-1029

ENVIR. APPEALS BOARD

2007 APR 30 AM 10:18

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PLEASE DELIVER TO:

Eurika Durr
Clerk, EPA Environmental Appeals Board
(202) 233-0121

From: Samir Bukhari
Attorney, Office of Regional Counsel
EPA, Region 1

Number of Pages to Follow: 4

RE: Status Report
Town of North Attleborough Wastewater Treatment Facility
NPDES Appeal Nos. 07-02 and 07-04
NPDES Permit No. MA0101036

Originals will follow via First Class Mail.

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

REGION 1
1 CONGRESS STREET, SUITE 1100
BOSTON, MASSACHUSETTS 02114-2023

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ENVIR. APPEALS BOARD

VIA FACSIMILE AND FIRST CLASS MAIL

U.S. Environmental Protection Agency
Environmental Appeals Board (MC1103B)
Attn: Eureka Durr, Clerk of the Board
Ariel Rios Building
1200 Pennsylvania Avenue, NW
Washington, DC 20460-0001

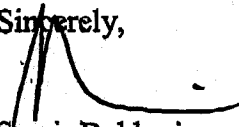
**Re: Status Report
Town of North Attleborough Wastewater Treatment Facility
NPDES Appeal Nos. 07-02 and 07-04
NPDES Permit No. MA0101036**

Dear Ms. Durr:

In connection with the above-referenced permit appeals, please find enclosed for docketing and review by the EPA Environmental Appeals Board two originally executed copies of EPA-Region 1's Status Report and Certificate of Service. For each original, the Region has provided five additional paper copies.

If you should have any questions, please do not hesitate to contact me at 617-918-1095.

Sincerely,


Samir Bukhari
Assistant Regional Counsel
Office of Regional Counsel
US EPA-Region 1

Enclosures

cc:

Recipients Listed on Enclosed Certificate of Service

Toll Free • 1-888-372-7341

Internet Address (URL) • <http://www.epa.gov/region1>

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

2007 APR 30 AM 10:19

ENVIR. APPEALS BOARD

_____)	
In the Matter of:)	
)	
Town of North Attleborough)	NPDES Appeal No. 07-02
Wastewater Treatment Facility)	NPDES Appeal No. 07-04
)	
NPDES Permit No. MA0101036)	
_____)	

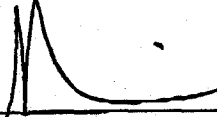
STATUS REPORT

As directed by the Environmental Appeals Board ("Board") in its Order Staying Proceedings (March 15, 2007), Region 1 of the Environmental Protection Agency ("Region") respectfully submits this status report on the progress of settlement negotiations in the above-captioned matter. In light of productive discussions with representatives from the Town of North Attleborough ("Town") and the Rhode Island Department of Environmental Management ("DEM"), the Region has concluded that a resolution of the appeals through settlement is possible.¹ The parties are in the early stages of exploring a preliminary settlement proposal. The Region accordingly requests that the Board continue the existing stay of the proceedings in this matter. Counsel for the Town and DEM have assented to this motion.

¹ Based on the progress of settlement discussions to date, the parties do not believe that assistance by the Board in facilitating settlement will be necessary at this time.

Respectfully submitted,

United States EPA-Region 1



Samir Bukhari, Esq.
Assistant Regional Counsel
US EPA Region 1 (RAA)
One Congress St. - Suite 1100
Boston, MA 02114-2023
Phone: (617) 918-1095
Fax: (617) 918-0095

Dated: April 30, 2007

In the Matter of:
Town of North Attleborough Wastewater treatment Facility
NPDES Appeals Nos. 07-02 and 07-04

CERTIFICATE OF SERVICE

I, Samir Bukhari, hereby certify that copies of a Status Report in connection with above-referenced appeals were sent on this 30 day of April 2007 to the following persons in the manner described below:

By Facsimile
Original by First Class Mail

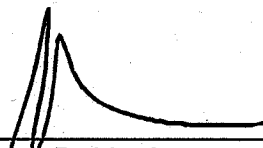
Eurika Durr, Clerk of the Board
Environmental Appeals Board (MC 1103B),
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460-0001

Copy by First Class Mail

Jeffrey T. Blake, Esq.
Kopelman and Paige, P.C.
101 Arch Street
12th Floor
Boston, MA 02110-1109

Susan B. Wilson, Esq.
Rhode Island Department of Environmental
Management
Office of Legal Services
235 Promenade Street, 4th Floor
Providence, RI 02908-5767

Dated: April 30, 2007



Samir Bukhari
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US EPA Region 1 (RAA)
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