

#### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1 1 CONGRESS STREET, SUITE 1100 BOSTON, MASSACHUSETTS 02114-2023 RECEIVED U.S. E.P.A.

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ENVIR. APPEALS BOARD

March 23, 2007

#### VIA FIRST CLASS MAIL AND FACSIMILE

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

Re: NPDES Appeal No. 07-03 NPDES Permit No. MA0101737 Town of Marshfield, Massachusetts

Dear Ms. Durr,

Enclosed please find the original and five additional paper copies of a Motion for Leave to File Reply and Opposition to Motion for an Extension of Time, with an attached Respondent's Reply to Petitioner's Opposition to Respondent's Motion to Dismiss Petition for Review and Respondent's Opposition to Petitioner's Motion for an Extension of Time, and a certificate of service. The Motion, Reply and certificate of service have also been mailed to counsel of record today.

Sincerely,

SAMIR BOKHARI For

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

cc: Robert L. Marzelli, Esq. P.O. Box 967 Marshfield, MA 02050 Fax: (781) 826-5750

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## BEFORE THE ENVIRONMENTAL APPEALS BOARD UNITED STATES ENVIRONMENTAL PROTECTION AGENCY26 PM 1: 40 WASHINGTON, D.C.

LEWIR. APPEALS BOARD

In re:

Town of Marshfield, Massachusetts

NPDES Appeal No. 07-03

Permit No. MA0101737

# MOTION FOR LEAVE TO FILE REPLY AND OPPOSITION TO MOTION FOR AN EXTENSION OF TIME

The New England Region of the Environmental Protection Agency hereby moves

the Environmental Appeals Board for leave to file the attached Respondent's Reply to

Petitioner's Opposition to Respondent's Motion to Dismiss Petition for Review and

Respondent's Opposition to Petitioner's Motion for an Extension of Time.

Respectfully submitted,

SAMIR BULHARI

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

Of counsel:

Stephen J. Sweeney, Attorney Office of General Counsel (2355A) U.S. Environmental Protection Agency 1200 Pennsylvania Ave., N.W. Washington, D.C. 20460 202-564-5491

Date: March 23, 2007