



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

December 9, 2009

Eurika Durr
U.S. Environmental Protection Agency
Clerk of the Board
Environmental Appeals Board
1341 G Street, N.W., Suite 600
Washington D.C. 20005

Re: Los Mestenos Compressor Station
Appeal Number CAA 09-01

Dear Ms. Durr:

Enclosed please find the original of a Motion To Stay the proceeding in the above-referenced matter. Per your letter to Suzanne Murray, dated November 9, 2009, I am also submitting this motion electronically using the link at the Board's website.

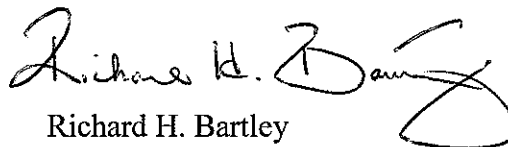
Please direct further service of matters related this proceeding to me at the following address:

Richard H. Bartley
Assistant Regional Counsel
Office of Regional Counsel (6RC-D)
U.S. Environmental Protection Agency, Region 6
1445 Ross Avenue
Dallas, Texas 75202-2733

Phone: (214) 665- 8046
Fax: (214) 665-2182
Email: bartley.richard@epa.gov

Should you have any questions concerning this matter, please contact me at the above number or address.

Sincerely,


Richard H. Bartley

Enclosure

cc: Kyle B. Beall, Esq.

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

**In re: Williams Four Corners LLC
Los Mestenos Compressor Station**

Permit No. R6-NM-04-09R1

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Appeal Number 09-01

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 6
MOTION TO STAY WILLIAMS FOUR CORNERS LLC'S PETITION TO
REVIEW TITLE V PERMIT**

The United States Environmental Protection Agency (EPA), Region 6, by and through the undersigned counsel, files this Motion to Stay the proceeding regarding the Petition for Review filed by Williams Four Corners LLC (Williams) on October 30, 2009 with the Environmental Appeals Board (Board).

Background

1. On September 30, 2009, EPA Region 6 issued a renewed federal air operating permit to Williams, pursuant to Title V of the Clean Air Act, 42 USC § 7661-7661f, and the implementing regulations at 40 CFR Part 71, for operation of the Los Mestenos Compressor Station located in Rio Arriba County, New Mexico.
2. Pursuant to 40 CFR § 71.11(l), Williams filed a petition with the Board on October 30, 2009 (Petition), challenging specific conditions of the Title V permit (Permit) referenced in Paragraph 1 above.

3. Pursuant to 40 CFR § 71.11(i), the specific Permit conditions which are the subject of Williams' Petition are currently stayed.
4. On November 20, 2009, EPA Region 6 met with representatives of Williams to discuss possible resolution of the issues and concerns set forth in the Petition.

Current Status

5. As a result of the November 20, 2009 meeting discussed in Paragraph 4 above, EPA Region 6 plans to develop clarifications and changes to the conditions in a new draft Title V permit.
6. The changes referenced in Paragraph 5 above would involve adjustments to the monitoring, recordkeeping and reporting requirements of the Permit, and Williams has indicated that it will be providing an alternative testing program as discussed during the November 20, 2009 meeting.
7. After redrafting the appropriate conditions of the draft Title V permit in January 2010, EPA Region 6 plans to submit the draft Title V permit for a thirty (30) day public comment period beginning in February 2010, seeking comment only on the changed Permit conditions.
8. After receipt and consideration of any public comments, EPA Region 6 will prepare a response to comments and intends to issue a new Title V permit with regard to these conditions.
9. EPA Region 6 expects that the actions outlined in Paragraphs 5 - 8 above should be accomplished by April 15, 2009.

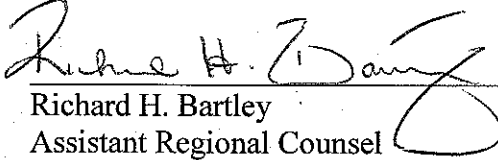
Request for Stay

10. EPA Region 6 expects that the actions outlined herein will address the Permit conditions challenged in the Petition, thereby rendering the Petition moot.
11. EPA Region 6 also maintains that it is in the best interest of the parties and in the interest of judicial economy that further Board action on the Petition be stayed pending completion of the steps outlined in Paragraphs 5-9 above.
12. For the above reasons, EPA Region 6 requests that the Board stay further action on the Petition until April 15, 2009, by which time EPA Region 6 will notify the Board of the status of its efforts to issue the Title V permit. Should the Title V permit resolve Williams' concerns regarding the contested conditions, EPA Region 6 expects Williams will withdraw its Petition for mootness.
13. This Motion To Stay has been discussed with counsel for Williams, and Williams has no objections to this motion.

Respectfully submitted,

12-9-09

Date


Richard H. Bartley
Assistant Regional Counsel
U.S. EPA, Region 6
Dallas, Texas

CERTIFICATE OF SERVICE

In accordance with the instructions provided by the Clerk of the Board, by letter dated November 9, 2009, the original of this Motion To Stay has been transmitted to the Environmental Appeals Board at the address and by the method specified below, as well as by electronic submission in PDF format. In addition, a copy of this Motion To Stay has been emailed to counsel for Williams Four Corners, LLC as well as mailed to the same at the address and by the method specified below:

Via Overnight Mail

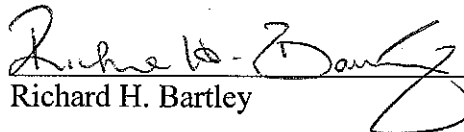
U.S. Environmental Protection Agency
Clerk of the Board
Environmental Appeals Board
1341 G Street, N.W., Suite 600
Washington D.C. 20005

Via Overnight Mail

Kyle B. Beall
Kean, Miller, Hawthorne, D'Armond, McCowan & Jarman, L.L.P.
One American Place
301 Main Street, Suite 1800
Baton Rouge, LA 70801

COUNSEL FOR WILLIAMS FOUR CORNERS, LLC

12-9-09
Date


Richard H. Bartley