

Durr, Eurika

From: Durr, Eurika
Sent: Wednesday, April 20, 2016 12:27 PM
To: Prout, Susan
Subject: Savoy Energy Creque 3-20 Well; Appeal Numbers: UIC 16-01, UIC 16-02 & UIC 16-03

Dear Ms. Prout:

This is to advise you that the Environmental Appeals Board has received three petitions seeking review of the permit issued by U.S. EPA Region 5 for the Savoy Energy Creque 3-20 Well in Lenawee County, Michigan (Permit No. MI-091-2D-0004). Two petitions were filed on April 4, 2016, one by Jim Palmer, Superintendent Raisin Charter Township (UIC Appeal No. 16-01), and the other by John Calhoun, Chairman, River Raisin Watershed Council (UIC Appeal No. 16-02). The third petition was filed on April 14, 2016, by John R. Chandler on behalf of Summerfield Township (UIC Appeal No. 16-03).

Consistent with the applicable requirements and deadlines in 40 C.F.R. § 124.19(b), please have your staff prepare a response that addresses Petitioners' contentions and whether Petitioners have satisfied the requirements for obtaining review under 40 C.F.R. Section 124.19.

Filing may be accomplished electronically pursuant to the Board's Order of January 28, 2010.¹ Alternatively, filing may be accomplished by filing a paper original (signed in blue ink) and two copies of these materials with the Board (at the address shown below). A copy must be served on Petitioners and any other parties along with a certificate of service showing the date and method of service. According to 124.19(i)(3) requires that the certificate of service show that petitioners' served the Region AND the permit applicant.

¹ The Board has issued an Order authorizing the electronic filing of documents in cases involving permit appeals. See Order Authorizing Electronic Filing in Proceedings Before the Environmental Appeals Board Not Governed by 40 C.F.R. Part 22 (Jan. 28, 2010), available at <http://www.epa.gov/eab> (click "Standing Orders" on sidebar). Instructions on registration and document filing are available by using the "Electronic Filing" link on the Board's website. Documents containing confidential business information should not be filed electronically as the Board considers business confidentiality claims waived when a document is electronically filed. *Id.* at 5-6. Please note that if a party, or its attorney or other representative, electronically files any document, such as a notice of appeal, brief, or motion, that exceeds fifty (50) pages in length, inclusive of the certificate of service, table of contents, and table of authorities, but exclusive of exhibits or attachments, it must also send one paper copy of that document to the Board by U.S. Mail, hand, courier, or commercial delivery service within one business day of the date of the electronic filing. See *id.* at 4-5. Such paper copy must be accompanied by a signed certification stating that it is identical to the electronically filed document. *Id.* at 5. If the combined page length of all of the exhibits or attachments submitted in support of a brief or motion exceeds fifty (50) pages, the requirement to submit a paper copy, and its timing, applies to the entire set of exhibits or attachments. Anyone electronically filing exhibits or attachments in support of a brief, motion, or other document should submit them separately from the associated brief or motion. Date and method of service should be included with the filing.

Documents that are sent through the U.S. Postal Service (except by Express Mail) MUST be addressed to the Environmental Appeals Board's mailing address which is:

U.S. Environmental Protection Agency, Clerk of the Board

**Environmental Appeals Board, 1103M William Jefferson Clinton Building
1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460-0001**

Documents that are hand-carried in person, delivered via courier, mailed by Express Mail, or delivered by a non-U.S. Postal Service carrier (e.g., Federal Express or UPS) MUST be delivered to:

**U.S. Environmental Protection Agency, Clerk of the Board
Environmental Appeals Board, Room 3332 East Building
1201 Constitution Avenue N.W.
Washington, D.C. 20460**

Documents that are hand-carried may be delivered to the Clerk of the Board from 8:30 a.m. to 12:00 p.m. and from 1:00 p.m. to 4:30 p.m., Monday through Friday (excluding federal holidays). Documents filed electronically may be filed at any time up to 11:59 p.m. Eastern Time on the day the document is required to be filed with the Board.

**Eurika Durr
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