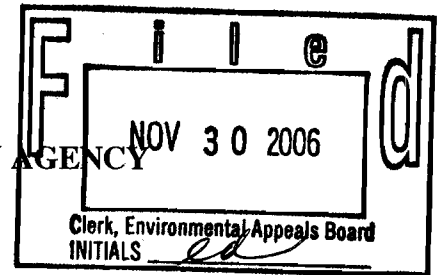


ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In the Matter of:

Tri-County Public Airport Site,
Raytheon Aircraft Company, Petitioner

CERCLA § 106(b) Petition No. 06-01

**ORDER GRANTING REGION'S MOTION FOR LEAVE TO REPLY AND
SCHEDULING HEARING**

On October 20, 2006, U.S. Environmental Protection Agency Region 7 (the "Region") filed a Motion to Stay the proceedings in the above-captioned case. On November 3, 2006, Raytheon Aircraft Company ("RAC") filed a Response to the Motion to Stay. On November 17, 2006, the Region filed a Motion for Leave to Reply to RAC's Response, along with a Reply Brief.

The Board hereby grants the Region's Motion for Leave and, accordingly, accepts its Reply Brief for filing.

To further assist with the Board's deliberations with respect to the Motion to Stay, the Region and RAC are hereby directed to appear for a hearing on Wednesday, January 17, at 10:30 a.m. At the hearing the Board will grant each party twenty minutes to argue its position regarding the Region's Motion to Stay. This hearing will take place in the Administrative Courtroom, U.S. Environmental Protection Agency, EPA East Building, Room 1152, 1201 Constitution Avenue, N.W., Washington, D.C. Counsel for either of the parties who wish to participate in the hearing via the EPA video-conferencing equipment shall contact the Clerk of the Board, at (202) 233-0122, no later than Thursday, January 4, 2007, to make arrangements for the use of such equipment.

So ordered.

Dated: 11/30/06

ENVIRONMENTAL APPEALS BOARD

By: Scott C. Fulton
Scott C. Fulton
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Order Granting Region's Motion for Leave To Reply To RAC's Response and To Directing Region To File Status Report, in the matter of Tri-County Public Airport Site, Raytheon Aircraft Company, Petitioner, CERCLA § 106(b) Petition No. 06-01, were sent to the following persons in the manner indicated:

By First Class Mail
Postage Prepaid and
Facsimile:

Beverlee J. Roper
Daryl G. Ward
Blackwell Sanders Peper Martin, LLP
4801 Main Street, Suite 1000
Kansas City, Missouri 64112
fax: (816) 983-9143


By Pouch Mail and:
Facsimile:

J. Scott Pemberton
Senior Assistant Regional Counsel
Office of Regional Counsel
U.S. EPA, Region 7
901 North 5th Street
Kansas City, Kansas 66101
fax: (913) 551-7925

By Inter-Office Mail and
Facsimile:

Tracy L. Sheppard
Attorney-Advisor
Office of Site Remediation Enforcement
U.S. EPA
1200 Pennsylvania Ave., NW
Washington, DC 20460
fax: (202) 564-0086 5531-02

Dated: DEC - 1 2006



Annette Duncan,
Secretary