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December 5, 2007

## VIA UPS NEXT DAY AIR

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

Re:

PPG Industries Ohio, Inc./PPG Industries, Inc.

Permit No. RCRA OHD 004 304 689

Environmental Appeals Board, U.S. EPA, Washington, D.C.

To the Clerk:

Enclosed for filing, please find the original and 5 copies of a *Joint Request For Extension* of *Stay* in the above-referenced matter. Please time-stamp and return the additional copy in the enclosed postage paid envelope.

Please do not hesitate to contact me if you have any questions.

Very truly yours,

Robert J. Schmidt, Jr.

Robert J. Schmedt Ick.

RJShelk Enclosures

cc:

Joe Karas (via e-mail)

Thomas J. Krueger (via e-mail)

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## BEFORE THE ENVIRONMENTAL APPEALS BOARD UNITED STATES ENVIRONMENTAL PROTECTION AGENCY-6 MIGHTS WASHINGTON, D.C.

LIMAR, APPEALS BOARD

In re: PPG Industries Ohio, Inc.
PPG Industries, Inc.

Permit No. RCRA OHD 004 304 689)

## JOINT REQUEST FOR EXTENSION OF STAY

Now comes PPG Industries Ohio, Inc. and The United States Environmental Protection Agency, Region 5 to jointly request that the Board issue an Order continuing the stay of these proceedings to allow the parties to continue their settlement discussions. Shortly after the parties met in September 2007, the principal technical consultant for PPG resigned her position with the company. This has delayed PPG's ability to respond to settlement proposals. On November 29, 2007, PPG forwarded a comprehensive settlement proposal to USEPA Region 5, which the Region is now considering. Since productive settlement discussions are continuing, the parties believe that continuing the stay of these proceedings is warranted. The parties therefore request that the Board issue an Order continuing the stay in these proceedings until Friday, February 1, 2008, at which time the parties will provide the Board with an update on the status of their negotiations with indication as to whether or not future proceedings are needed.

Respectfully submitted,

Robert J. Schmidt (0062261)

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Counsel for PPG Industries Ohio, Inc. and PPG Industries, Inc.

/s Thomas J. Krueger\*
Thomas J. Krueger
Associate Regional Counsel
US EPA, Region 5
77 W. Jackson Blvd.
Chicago, IL 60604

<sup>\*</sup>pursuant to email authorization 12/4/2007