

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

In re: ENERGY ANSWERS ARECIBO, LLC ARECIBO PUERTO RICO RENEWABLE ENERGY PROJECT)))))))	PSD Nos. 13-05, 13-06, 13-07 and 1308
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**ENERGY ANSWERS ARECIBO, LLC'S MOTION FOR
 AN EXTENSION OF TIME AND CONSOLIDATED RESPONSE
 TO PSD APPEAL NOS. 13-05, 13-06, 13-07 AND 13-08**

Energy Answers Arecibo, LLC ("Energy Answers") hereby respectfully requests that the Environmental Appeals Board (the "Board") grant an extension to respond to the petitions for review filed in PSD Nos. 13-06, 13-07, and 13-08 to August 15, 2013. Counsel for United States Environmental Protection Agency ("EPA") Region 2 has authorized us to represent that EPA joins in this motion.

Four petitions for review have been filed with respect to the Prevention of Significant Deterioration Air Permit (the "Permit") issued to Energy Answers by EPA on June 11, 2013. Pursuant to the Board's Order filed on July 11, 2013 in PSD No. 13-05, The Coalition of Organizations Against Incinerators (La Coalicion de Organizaciones Anti-Incineration) (the "Coalition") was granted an extension of time to file a petition for review until July 22, 2013. The Order stated that responses to the Coalition's petition were due on August 12, 2013. However, pursuant to 40 CFR 124.20(d), 3 days are added to the prescribed time to respond if the paper to which the party is responding has been served by mail. The Coalition's petition was

served by mail on July 22, 2013. Accordingly, pursuant to the regulations of the Board, EPA and Energy Answers should have until August 15, 2013 to respond to the Coalition's petition.

Subsequent to this Order, petitions for review were filed with the Board by Martha G. Quinones Dominguez on July 12, 2013 (PSD 13-06); Eliza Llenza on July 16, 2013 (PSD 13-07); and Christina Galan on July 16, 2013 (PSD 13-08). EPA's and Energy Answers' responses to these petitions are due on August 5, 2013 and August 9, 2013, respectively, as these petitions were also served on by mail.

In order to efficiently respond to the issues raised in the petitions for review, Energy Answers requests that it be allowed to file one consolidated response that addresses all of the issues raised in each of the petitions. A consolidated response will allow Energy Answers to avoid duplication of effort with respect to overlapping issues raised by the petitions and common defenses that may apply to the petitions. Because Energy Answers is not seeking an extension of time beyond the date its response to petition filed by the Coalition is due, an extension of time to reply to the petitions filed in PSD Nos. 13-06, 13-07 and 13-08 will not cause any delay in the resolution of these appeals. Finally, granting Energy Answers an extension of time will not prejudice the petitioners in PSD Nos. 13-06, 13-07 and 13-08.

Pursuant to 40 CFR 124.19(f)(2), counsel for Energy Answers contacted the Petitioners in PSD Nos. 13-06, 13-07 and 13-08, and counsel for the Petitioner in PSD 13-05, by electronic mail on the morning of July 26, 2013 requesting consent to this motion. Counsel for EPA also contacted the same parties requesting an extension, first by email the evening of July 25, 2012 and subsequently by email on the morning of July 26, 2012. Counsel for the Coalition has replied that it does not object to an extension to respond until August 15, 2013, although counsel

does not agree that this result is compelled by the Board's regulations. Energy Answers has not obtained a response to its request from the other Petitioners as of the filing of this motion.

For the foregoing reasons, Energy Answers, joined by EPA, requests that the Board grant both Energy Answers and EPA an extension of time to file their respective responses to all petitions by August 15, 2013.

Dated: July 26, 2013

Respectfully Submitted

/s/ Don J. Frost

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CERTIFICATE OF SERVICE

I hereby certify that on July 26, 2013, a true and correct copy of the foregoing Energy Answers Arecibo, LLC's MOTION FOR AN EXTENSION OF TIME AND CONSOLIDATED RESPONSE TO PSD APPEAL NOS. 13-05, 13-06, 13-07 AND 13-08 was served, by first class mail and electronic mail, on:

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