

"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.

On July 28, 2013, counsel for Energy Answers learned that the Board had posted a petition for review filed by Waldemar Natalio Flores Flores and Aleida Centeno Rodriguez. Counsel believes that this petition was posted after it submitted its motion for an extension. The docket acknowledged receipt of this petition on July 23, 2013. The motion for an extension filed by Energy Answers on July 26, 2013 did not include this petition.

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 the petition filed by the Coalition is due, an extension of time to reply to the petitions filed in PSD Nos. 13-06, 13-07, 13-08 and 13-09 (assuming that the

petition in PSD 13-09 was timely filed solely for purposes of this motion) 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, 13-08 and 13-09.

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 Energy Answers contacted the Petitioners in PSD No. 13-09 the morning of July 30, 2012, requesting consent for this motion. Counsel for EPA also contacted the same parties (including the petitioners in PSD 13-09) requesting an extension by email the evening of July 25, 2012 and subsequently (excluding the petitioners in PSD 13-09) 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 amended motion.

For the foregoing reasons, Energy Answers, joined by EPA in all cases other than PSD No. 13-09, 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 30, 2013

Respectfully Submitted

/s/ Don J. Frost
Don J. Frost, Jr. (D.C. Bar No. 419006)
don.frost@skadden.com
Henry C. Eisenberg (D.C. Bar No. 401741)
henry.eisenberg@skadden.com
SKADDEN, ARPS, SLATE, MEAGHER & FLOM
LLP
1440 New York Avenue, N.W.

Washington, D.C. 20005-2111
Telephone: (202) 371-7000
Facsimile: (202) 393-5760

Attorneys for Energy Answers Arecibo, LLC

CERTIFICATE OF SERVICE

I hereby certify that on July 30, 2013, a true and correct copy of the foregoing Energy Answers Arecibo, LLC's AMENDED MOTION FOR AN EXTENSION OF TIME AND CONSOLIDATED RESPONSE TO PSD APPEAL NOS. 13-05, 13-06, 13-07, 13-08 AND 13-09 was served, by first class mail and electronic mail, on:

Christopher D. Ahlers
Environmental and Natural Resources Law
Clinic
Vermont Law School
P.O. Box 96, 164 Chelsea Street
South Royalton, VT 05068
chrisahlers@vermontlaw.edu

Martha G. Quinones Dominguez
P.O. Box 8054
Arecibo, Puerto Rico 00613
quinones.martha@gmail.com

Joseph A. Siegel
Assistant Regional Counsel
EPA Region 2
290 Broadway
New York, New York 10007
siegel.joseph@epa.gov

Eliza Llenza
P.O. Box 9865
San Juan, Puerto Rico 00908
elizallenza@yahoo.com

Brian L. Doster
Air and Radiation Office
Office of General Counsel
1200 Pennsylvania Ave NW (MC 2344A)
Washington, DC 20460
doster.brian@epa.gov
Waldemar Natalio Flores Flores
Quality Assurance Officer
Forest Hills B 20, Calle 4
Bayamon, Puerto Rico 00959-5527

Christina Galan
Urb Radioville #121
Ave. Atlantico
Arecibo, Puerto Rico
christina_galan@hotmail.com

Aleida Centeno Rodriguez
25 X 11, Miramar Vista Azul
Arecibo, Puerto Rico 00612
kariscamontuna@gmail.com

/s/ Henry C. Eisenberg
Henry C. Eisenberg