

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

In re:)
)
Los Alamos National Laboratory,) No. 14-02
)
NPDES Permit No. NM 0028355)
)
_____)

STIPULATED MOTION TO DISMISS APPEAL

Pursuant to the Order Staying Appeal issued on November 14, 2014, Petitioners, the United States Department of Energy (“DOE”) and Los Alamos National Security, LLC (“LANS”), and Respondent Region 6 of the United States Environmental Protection Agency (“EPA Region 6”) (collectively, the “Parties”), jointly move the Environmental Appeals Board to dismiss this appeal. The permit modification process is now complete, and EPA issued the final permit modification for NPDES Permit No. NM0028355 on March 27, 2015, which removes the permit condition that was originally contested by Petitioners in this appeal. There being no further issues for the Board to decide in this appeal, the Parties request that the appeal be dismissed.

Respectfully Submitted,

MONTGOMERY & ANDREWS, P.A.

By: /s/ Lara Katz
Louis W. Rose
Lara Katz
Post Office Box 2307
Santa Fe, New Mexico 87504-2307
(505) 982-3873

Timothy A. Dolan
Office of Laboratory Counsel
Los Alamos National Laboratory
P.O. Box 1663, MS A187
Los Alamos, NM 87545
(505) 667-7512

Attorneys for Los Alamos National Security LLC

U. S. DEPARTMENT OF ENERGY

By: /s/ Lisa Cummings
Lisa Cummings
Staff Attorney
Office of Counsel
Los Alamos Site Office
U. S. Department of Energy
3747 West Jemez Rd.
Los Alamos, NM 87544-2690
(505) 665-9172

U.S. EPA, REGION 6

By: /s/ Renea Ryland
Renea Ryland
Assistant Regional Counsel
U.S. EPA, Region 6
1445 Ross Ave., Suite 1200
Dallas, TX 75202
(214) 665-2130