

# CONSERVATION LAW FOUNDATION

January 13, 2010

Eurika Durr, Clerk of the Board  
Environmental Appeals Board (MC 1103B)  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Ave, NW  
Washington, DC 20460-0001

**Re: NPDES Appeal Nos. 06-12, 06-13, 09-04  
NPDES Permit No. MA 0004898  
Mirant Kendall, LLC**

Dear Ms. Durr:

Enclosed please find the original of the Petitioner Conservation Law Foundation's Notice of Participating Counsel in the above-captioned case, with an attached certificate of service. The Notice and the certificate of service have also been mailed to the Board and to the counsel of record today and an electronic copy has been posted to the CDX system.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Peter Shelley', is written over the typed name. The signature is fluid and cursive.

Peter Shelley

Enclosures

cc: Ronald A. Fein, U.S. EPA, Region 1  
Kristy A. Bulleit, Esq.  
Ralph A. Child, Esq.  
Robert Brown, Esq.

62 Summer Street, Boston, Massachusetts 02110-1016 • Phone: 617-350-0990 • Fax: 617-350-4030 • [www.clf.org](http://www.clf.org)

MAINE: 14 Maine Street, Brunswick, Maine 04011-2026 • 207-729-7733 • Fax: 207-729-7373

NEW HAMPSHIRE: 27 North Main Street, Concord, New Hampshire 03301-4930 • 603-225-3060 • Fax: 603-225-3059

RHODE ISLAND: 55 Dorrance Street, Providence, Rhode Island 02903 • 401-351-1102 • Fax: 401-351-1130

VERMONT: 15 East State Street, Suite 4, Montpelier, Vermont 05602-3010 • 802-223-5992 • Fax: 802-223-0060

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

\_\_\_\_\_)  
In re: Mirant Kendall, LLC )  
Mirant Kendall Station )  
\_\_\_\_\_)  
NPDES Permit No. MA 0004898 )  
\_\_\_\_\_)

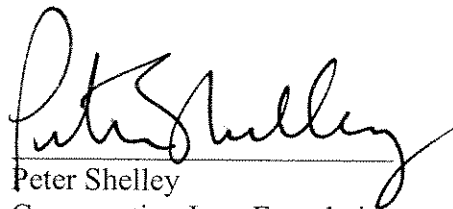
NPDES Appeal Nos. 06-12, 06-13, 09-04

**PETITIONER CONSERVATION LAW FOUNDATION'S NOTICE  
OF PARTICIPATING COUNSEL**

Conservation Law Foundation ("CLF") will participate in the teleconference in the above-captioned matter scheduled for January 21, 2010, via videoconference from the offices of Region 1 in Boston.

CLF will be represented at the conference by Peter Shelley.

Respectfully submitted,



Peter Shelley  
Conservation Law Foundation  
62 Summer Street  
Boston, MA 02110  
(617) 350-0990, ext. 754

Date: January 13, 2010

In re: Mirant Kendall, LLC  
NPDES Appeal Nos. 06-12, 06-13, 09-04

**CERTIFICATE OF SERVICE**

I, Peter Shelley, hereby certify that on the date below copies of the foregoing  
Petitioners' Notice of Participating Counsel were sent to the following persons as  
follows:

Original by first class mail  
Copy posted to CDX electronic system

Eurika Durr, Clerk of the Board  
Environmental Appeals Board (MC 1103B)  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue NW  
Washington, D.C. 20460-0001

Copy by first class mail

Ronald A. Fein, Asst. Regional Counsel  
U.S. Environmental Protection Agency – Region I  
5 Post Office Square, Ste. 100  
MC ORA18-1  
Boston, MA 02109-3912

Copy by first class mail

Kristy A. Bulleit, Esq.  
Huntoon & Williams, LLP  
1900 K Street NW  
Washington, DC 20006-1109

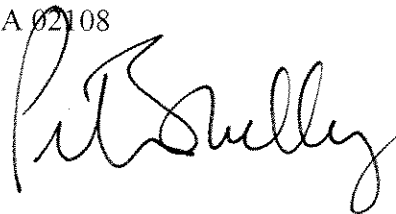
Copy by first class mail

Ralph A. Child  
Mintz, Levin, P.C.  
One Financial Center  
Boston, MA 02111

Copy by first class mail

Robert G. Brown, Esq.  
Office of General Counsel  
Massachusetts Department of Environmental Protection  
One Winter Street, 3<sup>rd</sup> Floor  
Boston, MA 02108

Dated: January 13, 2010



Peter Shelley