



From:
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EPA REGION III

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ENVIR. APPEALS BOARD

To: Emilia Durr, Clerk of the Board

at FAX No: 202/233-0121

Date: 7/9/07 Number of pages (including cover): 6

Subject: Response to Motion of Science Clubs and Friends
of the Earth: ~~the~~ Blue Plains
Agged Nos 07-10, 07-11, 07-12

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

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ENVIR. APPEALS BOARD

July 9, 2007

Via Telefax and Federal Express

Ms. Eurika Durr
Clerk of the Board, Environmental Appeals Board
U.S. Environmental Protection Agency
Colorado Building
1341 G Street N.W., Suite 600
Washington, DC 20005

Re: Response to Motion of Friends of the Earth and the Sierra Club for Leave to Intervene
and to File a Response to the District of Columbia Petition for Review
Permit Number: DC 0021199
Appeal Nos. 07-10, 07-11 and 07-11

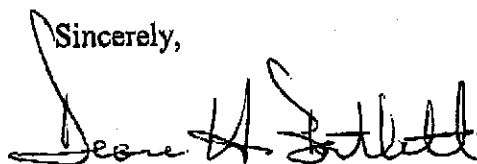
Dear Ms. Durr:

Enclosed please find one original and five copies of the above referenced document,
which I am also serving on counsel for Petitioners in this matter.

Please contact me at 215-814-2776 if you have any questions with regard to this filing.

Thank you for your attention to this matter.

Sincerely,



Deane H. Bartlett
Senior Assistant Regional Counsel

Enclosure

cc: via regular mail (with enclosure):
Jennifer Chavez, Esquire - EarthJustice Legal Defense Fund
David Evans, Esquire - McGuireWoods LLP
Amy McDonnell, Esquire - Chesapeake Bay Foundation

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**BEFORE THE ENVIRONMENTAL APPEALS BOARD
U.S. ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

2007 JUL 10 AM 10:22

ENVIR. APPEALS BOARD

In re:

Blue Plains Wastewater Treatment Plant

NPDES Permit No. DC 0021199

NPDES Appeal Nos. 07-10, 07-11,
and 07-12

**RESPONSE TO MOTION OF FRIENDS OF THE EARTH AND SIERRA CLUB FOR
LEAVE TO INTERVENE AS PARTIES RESPONDENT AND FOR LEAVE TO
RESPOND TO THE DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY
PETITION FOR REVIEW**

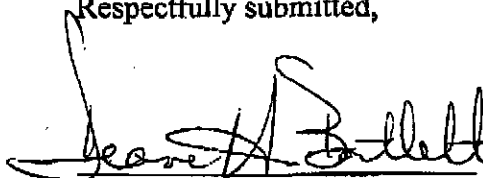
The United States Environmental Protection Agency, Region III (Region or EPA), Respondent in the above-referenced appeals, hereby responds to the motion of Friends of the Earth and the Sierra Club for leave to intervene as parties respondent and for leave to respond to the District of Columbia Water and Sewer Authority petition for review, Appeal No. 07-11.

Pursuant to the Board's Order of June 26, 2007 extending the time to file the Region's response to the petitions until July 6, 2007, the Region filed its joint response to the petitions for review on July 6, 2007.

The Region takes no position with response to the present motion by Friends of the Earth and the Sierra Club.

Respectfully submitted,

Date July 9, 2007



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OF COUNSEL:

Sylvia Horwitz, Esquire

Office of General Counsel

U.S. Environmental Protection Agency

1200 Pennsylvania Avenue, N.W.

Washington, D.C. 20460

sweeney.steve@epa.gov

CERTIFICATE OF SERVICE

I hereby certify that Respondent's July 9, 2007 Response to Motion of Friends of the Earth and the Sierra Club to Intervene and for Leave to Respond to the District of Columbia Water and Sewer Authority's Petition for Review, Appeal Nos. 07-10, 07-11 and 07-12, was served on this date as set forth below:

A copy was telefaxed and the original and five copies were mailed by Federal Express to:

Ms. Eureka Durr
Clerk of the Board, Environmental Appeals Board
U.S. Environmental Protection Agency
1341 G. Street, N.W., Suite 600
Washington, DC 20005

One copy was mailed by first class mail, postage prepaid to counsel for each of the Petitioners:

Chesapeake Bay Foundation:

Amy McDowell, Esquire
Jon A. Mueller, Esquire
Chesapeake Bay Foundation
Philip Merrill Environmental Center
6 Herndon Avenue
Annapolis MD 21403

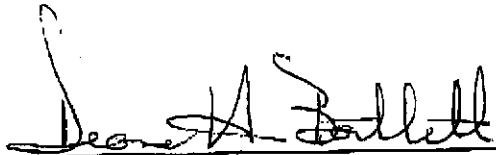
District of Columbia Water and Sewer Authority:

Stewart T. Leeth, Esquire
David E. Evans, Esquire
McGuireWoods LLP
Washington Square
1050 Connecticut Avenue, N. W.
Washington, D.C. 20036-5317

Friends of the Earth and Sierra Club:

Jennifer C. Chavez, Esquire
David Baron, Esquire
Earthjustice Legal Defense Fund
1625 Massachusetts Ave., NW Suite 702
Washington, DC 20036-2212

Date: July 9, 2007



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