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5 UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
6 ENVIRONMENTAL APPEALS BOARD
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10 In the Matter of:) Appeal No. NPDES 15-07
11)
12 Star Sewer and Water District -) **EPA REGION 10'S**
13 Wastewater Treatment Plant) **MOTION FOR EXTENSION OF TIME**
14) **TO FILE RESPONSE BRIEF**
15 NPDES Permit No. ID0023591)
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18 The United States Environmental Protection Agency, Region 10 ("Region") respectfully
19 requests an extension of time in which to file its response brief to Appeal No. 15-07. The
20 extension would move the date by which the Region must respond to the Petition for Review
21 ("Petition") filed by Star Sewer and Water District ("Star") from May 27, 2015 to June 24, 2015.
22 As grounds for the motion, the Region states as follows:
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1. On April 27, 2015, Star filed with the Environmental Appeals Board ("EAB") a Petition for Review of NPDES Permit No. ID0023591 issued to Star for the discharge of effluent from Star's wastewater treatment plant ("Facility"). This Petition for Review was assigned Appeal No. NPDES 15-07.
 2. Pursuant to 40 C.F.R. § 124.19(b)(2), "the Regional Administrator must file a response to the petition, a certified index of the administrative record, and the

1 relevant portions of the administrative record within 30 days after the filing of the
2 petition.” Therefore, the Region’s response brief is currently due on May 27,
3 2015.

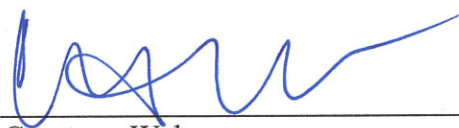
4 3. Star’s challenge to its NPDES permit raises a number of issues involving the
5 interaction between state water quality standards and NPDES permitting. These
6 issues require close coordination with multiple offices at EPA Headquarters. In
7 preparing its response to the Petition, Region 10 will need to consult and
8 coordinate with appropriate personnel in the EPA Headquarters Office of General
9 Counsel and Office of Water, in particular the sub-offices within the Office of
10 Water that oversee national NPDES permitting and water quality standards
11 policy.

12 4. On May 13, 2015, the undersigned EPA counsel contacted counsel for Star who
13 has not indicated whether Star will oppose this Motion.

14 5. Therefore, to allow sufficient time for the needed coordination within EPA, the
15 Region requests that the EAB grant an extension on the time to file a response
16 brief to June 24, 2015.

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18 DATED: May 15, 2015

Respectfully Submitted

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22 Courtney Weber
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1 **CERTIFICATE OF SERVICE**

2 I certify that the foregoing "EPA Region 10's Motion for Extension of Time to File
3 Response Brief" was sent to the following persons, in the manner specified, on the date below:

4 By electronic filing to:

5 U.S. Environmental Protection Agency
6 Clerk of the Environmental Appeals Board
7 1341 G Street NW, Suite 600
8 Washington, DC 20005

9 By electronic and U.S. Mail to:

10 Kevin J. Beaton
11 Stoel Rives LLP
12 101 S. Capitol Blvd., Ste. 1900
13 Boise, ID 83702-5958

14 DATED: May 15, 2015

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16 _____
17 Courtney Weber
18 Assistant Regional Counsel
19 U.S. EPA, Region 10
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