

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

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|------------------------------|---|---------------------------------|
| _____ |) | |
| In re: |) | |
| |) | |
| Deseret Power Cooperative, |) | CAA Appeal Nos. 15-01 and 15-02 |
| Bonanza Power Plant, |) | |
| |) | |
| Permit No. V-UO-000004-00.00 |) | |
| _____ |) | |

MOTION FOR DISMISSAL

Petitioner Sierra Club hereby moves the Environmental Appeals Board to dismiss, with prejudice, its Petition for Review the above-captioned proceeding. Sierra Club filed its Petition for Review on January 7, 2014 and it was docketed as CAA Appeal No. 15-02. The parties have resolved Sierra Club’s Petition for Review through a Settlement Agreement. *See* Filing No. 15. Pursuant to paragraph 16 of that Agreement, Sierra Club agreed to move for dismissal, with prejudice, of its Petition for Review within 10 days of the Environmental Protection Agency (“EPA”) issuing a final Minor New Source Review (“NSR”) permit for the Bonanza Power Plant consistent with the terms of paragraph 10 of the Agreement. On March 14, 2016, EPA issued a final Minor NSR permit for the Bonanza Power Plant satisfying the terms of paragraph 10 of the Agreement.

Accordingly, Sierra Club moves to dismiss its Petition for Review in this matter with prejudice.

Respectfully submitted this 23rd day of March 2016,



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CERTIFICATE OF SERVICE

I certify that on March 23, 2016, I served this motion electronically via the Environmental Appeals Board's eFiling system. Service was also provided via electronic mail to:

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A handwritten signature in black ink, appearing to read "Andrea Issod". The signature is fluid and cursive, with the first name "Andrea" and the last name "Issod" clearly distinguishable.

Andrea Issod