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2008 AUG 14 AM 9:56

ENVIR. APPEALS BOARD

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Banco Bilbao Vizcaya Building
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August 13, 2008

VIA UPS

U.S. Environmental Protection Agency
Clerk of the Board, Environmental Appeals Board
Colorado Building
1341 G Street, N.W., Suite 600
Washington, D.C. 20005

RE: EAB Appeal No. NPDES 07-20
Essroc San Juan Inc.
NPDES Permit No. PR0001163

Dear Sirs:

Enclosed for filing please find original and five copies of Motion for Stay of Permit Appeal Pending Execution of Consent Order in the case of reference.

Cordially,


Eduardo Negrón Navas

Enclosure

#729418

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

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ENVIR. APPEALS BOARD

In re:

Essroc San Juan Inc.

EAB Appeal Number NPDES 07-20

NPDES Permit No. PR0001163

**MOTION FOR STAY OF PERMIT APPEAL PENDING EXECUTION OF
CONSENT ORDER**

Essroc San Juan Inc. ("Essroc"), with the concurrence of Region 2 of the United States Environmental Protection Agency ("the Region"), requests that the Environmental Appeals Board ("EAB") grant a 15-day additional stay of the permit appeal proceedings in the above-captioned matter.

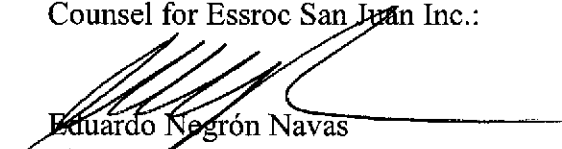
By Order dated July 9, 2008, the EAB stayed the Region's time for responding to the petition until August 15, 2008, pending settlement negotiations.

The parties have reached a final agreement on the wording of a Consent Order, which currently is in the process of signature by the parties. The parties need a 15-day additional stay to complete the execution of the Consent Order and move for disposal of the appeal.

For the reasons set forth above, Essroc respectfully requests that this Motion for Stay of Permit Appeal Pending Execution of Consent Order be granted and that the EAB extend the deadline for the Region's response to **September 1, 2008**.

Respectfully submitted, this August 13, 2008.

Counsel for Essroc San Juan Inc.:


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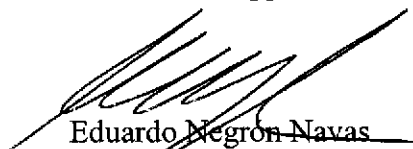
CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing MOTION FOR STAY OF PERMIT APPEAL PENDING EXECUTION OF CONSENT ORDER in the matter of Essroc San Juan Inc. NPDES Permit No. PR0001163, EAB Appeal No. NPDES 07-20, were served by Essroc First Class Mail on the following persons, this 13th day of August, 2008:

Counsel for Region 2:
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Counsel for Appellant



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Date: August 13, 2008