

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

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In the Matter of:)	
)	
Penneco Environmental Solutions, LLC)	
)	
)	
Borough of Plum, PA,)	
)	Permit Appeal: UIC 18-02
Petitioner)	
)	
UIC Permit No. PAS2D701BALL)	
_____)	

REGION III'S STATEMENT REGARDING ATTACHMENTS TO RESPONSE BRIEFS

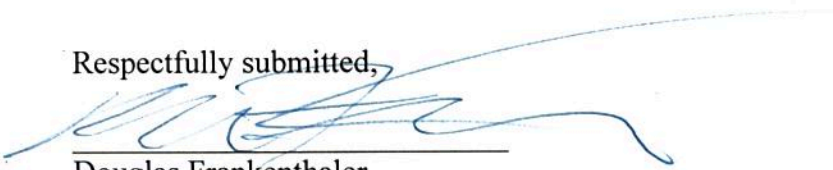
The United States Environmental Protection Agency (EPA) Region III (Region), following consultation with Penneco Environmental Solutions, LLC (Penneco), respectfully submits the below response to the Environmental Appeals Board (EAB) May 31, 2018 Order Regarding Attachments to Response Briefs. Penneco has reviewed and fully concurs with this response. In response, the Region states as follows:

1. The Statement of Basis (SOB) that is Tab D to the Region's May 21, 2018 Response to Petition for Review is the correct SOB.
2. Following internal analysis at the Region and at Penneco it appears that Penneco requested a copy of the SOB from the Region sometime in early March 2018 and on March 12, 2018, the Region accidently provided Penneco with a document that was not the final SOB.

3. What the Region provided to Penneco on March 12, 2018 was an early pre-draft of the SOB that was on the Region's word processing system. This is the document that Penneco included as an attachment to its May 18, 2018 Response.

4. The Region respectfully submits that Tab D to the Region's Response is the correct SOB. Penneco requests that Exhibit D to Penneco's May 18, 2018 Response be replaced with Tab D from the Region's Response. Additionally, Penneco requests the page range among Penneco's attachments PENN-000145 through PENN-000149 should be disregarded.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing Statement Regarding Attachments to Response Briefs on the date specified below, by electronic mail and U.S. Mail:

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I also certify that I filed the original electronically with the Environmental Appeals Board.



Date: 6/6/18

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