



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 Sixth Avenue
Seattle, Washington 98101

RECEIVED
U.S. E.P.A.

2006 APR 13 AM 8:44
ENVIR. APPEALS BOARD

Reply To
Attn Of: ORC-158

**OFFICE OF REGIONAL COUNSEL
FACSIMILE TRANSMISSION SHEET**

Phone: (206) 553-1037
Fax: (206) 553-0163

Please Deliver to: Name: Clerk of the Board
Office: Env't'l Appeals Board
Fax #: 202-233-0121

Name: Kevin Beaton
Office: Stoel Rives
Fax #: 208-389-9040

Document: Response to Motion for Leave
In re Hecla Mining Co.,
EAB Appeal No. NPDES 06-05

From: R. David Allnutt
Office of Regional Counsel
(206) 553-2581 (phone)

Date and Time: April 12, 2006 at

This facsimile transmission consists of 3 pages, including this cover sheet.

Remarks:

The information contained in this communication is intended only for the use of the addressee and may be confidential, may be attorney-client privileged, may constitute attorney work product, and may constitute inside information. Unauthorized use, disclosure or copying is strictly prohibited and may be unlawful. If you have received this communication in error, please contact us as soon as possible at (202) 564-7374.

RECEIVED
U.S. E.P.A.

2006 APR 13 AM 8:44

RECEIVED

ENVIR. APPEALS BOARD

06 APR 12 PM 2:51


BEFORE THE ENVIRONMENTAL APPEALS BOARD HEARINGS CLERK
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY -- REGION 10
WASHINGTON, D.C.

In the Matter of:)	
)	Appeal No. NPDES 06-05
)	
HECLA MINING COMPANY)	REGION'S RESPONSE TO MOTION
LUCKY FRIDAY MINE)	FOR LEAVE TO FILE REPLY
NPDES Permit No. ID-000017-5)	BRIEF

On April 7, 2006, undersigned counsel for Region 10 of the U.S. Environmental Protection Agency received by facsimile Hecla Mining Company's Motion for Leave to File Reply Brief and proposed Reply Brief. Having now reviewed the Motion and the proposed Reply Brief, the Region reports that it neither opposes nor joins the Motion because it believes that the proffered Reply Brief merely restates arguments made in Hecla's pending petition. The Region believes that the issues still pending before the Board have been fully briefed, and, should the Board grant Hecla's Motion, the Region does not anticipate seeking leave to file a Surreply.

Dated this 12th day of April, 2006.

Respectfully submitted,


 R. DAVID ALLNUTT
 Assistant Regional Counsel
 U.S. Environmental Protection Agency
 1200 Sixth Avenue
 Seattle, Washington 98101
 Tel: (206) 553-2581
 Fax: (206) 553-0163
 Email: allnutt.david@epa.gov

CERTIFICATE OF SERVICE

I certify that the foregoing "Response to Motion for Leave to File Reply" was sent to the following persons, in the manner specified, on the date below:

One copy by facsimile, and original and five copies via U.S. mail to:

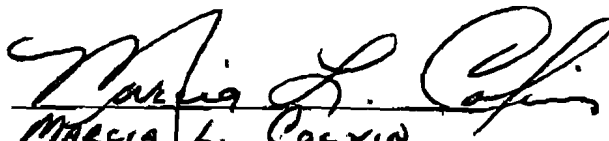
U.S. Environmental Protection Agency
Clerk of the Board, Environmental Appeals Board (MC 1103B)
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001
fax: (202) 233-0121

One copy by facsimile, and one copy via U.S. mail to:

Kevin J. Beaton
Teresa A. Hill
STOEL RIVES LLP
101 S. Capitol Blvd. Suite 1900
Boise, Idaho 83702-5958
fax: (208) 389-9040

Dated:

4/12/06


MARCIA L. CORVIN
U.S. EPA