

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

In re: Buckley Air Force Base Municipal Separate Storm Sewer System	)	
	)	
	)	
	)	Appeal No. NPDES 13-07
	)	
	)	
NPDES Permit Number: CO-R042003	)	
	)	

**NOTIFICATION OF INTENT TO PARTICIPATE IN ALTERNATIVE DISPUTE  
RESOLUTION**

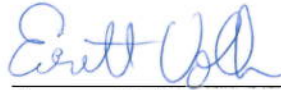
In response to the letter of the Clerk of the Environmental Appeals Board (“Board”) dated October 24, 2013, and within the deadline established by the Board’s letter dated November 12, 2013, the United States Environmental Protection Agency (“EPA”) Region 8 wishes to notify the Clerk of the Board of its interest in participating in the Board’s Pilot Alternative Dispute Resolution (“ADR”) Program. After considering the Board’s ADR Program Information Sheet and consulting with Kent I. Scott-Smith, counsel for Petitioner, EPA Region 8 believes that resolution of the issues raised in the Petition may be possible and would like to work with the Board and the Air Force to establish a timeline for the commencement of discussions.

Accordingly, EPA Region 8 respectfully requests that the Board assign a Settlement Judge and EAB Settlement Counsel to work with the Parties and allow ADR to proceed.

11/22/13

Date

Respectfully submitted,



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EPA Region 8  
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**Certificate of Service**

I, Everett Volk, hereby certify that true and correct copies of the Notification of Intent to Participate in Alternative Dispute Resolution In re: Buckley Air Force Base Municipal Separate Storm Sewer System were served:

Via the EPA's E-Filing System to:

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

Via U.S. Mail to:

Jerald C. Thompson  
Kent I. Scott-Smith  
AFLOA/JACE  
1500 West Perimeter Road, Suite 1500  
Joint Base Andrews, MD 20762

11/22/13  
\_\_\_\_\_

Date



\_\_\_\_\_  
Everett Volk  
Associate Regional Counsel  
Office of Regional Counsel, EPA Region 8