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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:)
)
)

Dry Creek Rancheria)

NPDES Appeal No. 07-14; 07-15

NPDES Permit No CA 0005241)
)
_____)

**MOTION FOR EXTENSION OF TIME TO FILE PAPERS
RESPONDING TO PETITIONS FOR REVIEW**

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MOTION

The County of Sonoma and Sonoma County Water Agency ("County") and Alexander Valley Association ("AVA") have petitioned for review of NPDES Permit Number CA0005241 ("Permit"), which the U.S. Environmental Protection Agency, Region Nine ("Region") issued to the Dry Creek Rancheria Band of Pomo Indians ("Permittee") on April 30, 2007. The Environmental Appeals Board has extended the time for the Region and Permittee to respond to the petitions to October 29, 2007.

The County, AVA, and Permittee have been engaged in a mediation designed to settle several complex issues between the parties, including issues related to the instant Permit, the Permittee's separate application for a license to sell alcohol, and the Permittee's development plans for three separate parcels in the County. Although the mediation has taken longer than expected, the parties have made significant progress and expect to come to a final agreement in 2007. An agreement would result in a withdrawal of the petitions for review, obviating the need for the Region and Permittee to respond.

The County therefore moves for an extension of the Permittee's and Region's time to respond to December 21, 2007. The Petitioners' time to file any requested reply papers would run from December 21, 2007. All parties concur in this request.

The parties respect the Board's intention to give more scrutiny to this request. The parties intend that the requested extension would be the last extension necessary in this matter, and the parties will save judicial resources by settling this matter informally.

Dated: October 25, 2007

STEVEN M. WOODSIDE, County Counsel

By: Jeffrey M. Brax

JEFFREY M. BRAX
Deputy County Counsel
Attorneys for Petitioners
County of Sonoma and
Sonoma County Water Agency

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Motion for Extension of Time to File Papers Responding to Petitions for Review were sent to the following persons in the manner indicated:

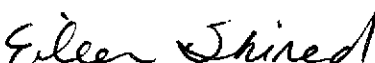
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Dated: October 26, 2007



Eileen Shired
Secretary