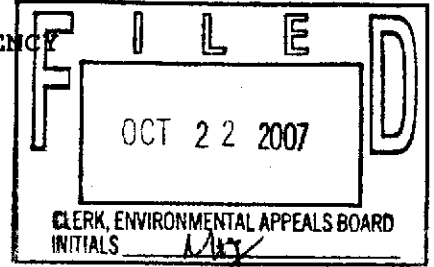


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
South Carolina Electric &)
Gas Company - Cope Station)
)
Permit No. SC00457752)
_____)

NPDES Appeal No. 06-09

ORDER SCHEDULING STATUS CONFERENCE

On October 17, 2007, the parties in the above-captioned matter, U.S. EPA Region 4 (the "Region") and Petitioner, South Carolina Electric & Gas Company, filed a status report and a motion requesting a stay of the proceedings in this case. This is one of several motions the parties have filed over a period of a year requesting a stay of the proceedings. Currently, the case is stayed until November 16, 2007. In their previous motion, the parties represented that they had reached an agreement with respect to all the issues raised in the petition, and that a stay of the proceedings was necessary for the completion and issuance of the final modified permit. See Status Report on Permit Modification and Motion to stay the Petition (filed Sept. 17, 2007). The parties now ask for an extension until January 31, 2008, explaining that "Petitioner plans to perform a reasonable potential analysis to determine the need for a mercury limit when they have three full years of data, which will occur by mid November 2007" and represent that "[a]t that time the permit will

be reissued with appropriate limits and Petitioner will withdraw its petition." Status Report on Permit Modification and Joint Motion for a Stay of the Petition Until January 31, 2008 (filed Oct. 17, 2007).

Upon consideration, the Board has decided to hold a status conference before it rules on the joint motion. Accordingly, the parties are hereby requested to participate in a status conference beginning at 10:30 a.m. EST on Thursday, November 8, 2007, in the Administrative Courtroom, U.S. Environmental Protection Agency, EPA East Building, Room 1152, 1201 Constitution Avenue, N.W., Washington, D.C. Counsel for either of the parties who wish to participate in the status conference via the EPA video-conferencing equipment shall contact the Clerk of the Board, at (202) 233-0122, no later than Thursday, November 1st, 2007, to make arrangements for the use of such equipment. Further, both parties shall provide the Board with the names of counsel who will be participating in the status conference no later than November 1st, 2007.

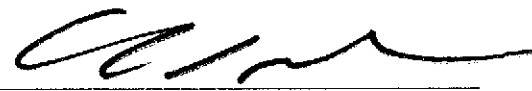
So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated:

10/22/07

By:


for

Kathie A. Stein
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Scheduling Status Conference in the matter of South Carolina Electric & Gas Company -- Cope Station, NPDES Appeal No. 06-09, were sent to the following persons in the manner indicated:

By Pouch Mail and via fax:

Philip G. Mancusi-Ungaro
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61 Forsyth Street, S.W.
Atlanta Federal Center
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Phone #: (404) 562-9519

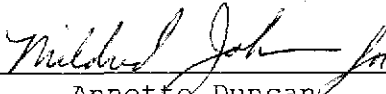
By First Class Mail Postage Prepaid and via fax:

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Dated: OCT 22 2007


Annette Duncan
Secretary