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October 9, 2007

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ENVIRONMENTAL APPEALS BOARD

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

Dear Ms. Gade, Mr. Kaplan, and Clerk: Re: UIC Permits Nos. M1 163 C007 and M1 163 C008 (the "Permits") Issued to Environmental Disposal Systems, Inc. ("EDS"), Romulus, Michigan

I am writing on behalf of the proposed transferee of the Permits, Environmental Geo-Technologies, LLC ("EGT"), to follow up on my September 12, 2007 request (the "Request") that EPA and EAB stay the proposed termination of the Permits (the "Termination Proceeding") and the July 11, 2007 and July 27, 2007 Orders of the Environmental Appeals Board United States Environmental Protection Agency ("EAB"), which pertain to EGT's request to transfer the Permits (the "Orders"). The Request was sent to your attention, and a copy is enclosed.

The Request was, and continues to be, time-sensitive. Since it has now been almost one month since we submitted the Request, and since we have not received any response from EPA or the EAB, we would like to know whether EPA and the EAB are willing to stay the Orders and the Termination Proceeding. Consequently, we would appreciate a response to the Request as soon as possible. I am also sending a courtesy copy of this letter to Attorney Joshua Levin of the U.S. Department of Justice, counsel

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Robert A. Kaplan, Esq.  
Clerk - Environmental Appeals Board  
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of record in EGT's petition for review to the Sixth Circuit Court of Appeals (case no. 07-4041).

Based on the explanations contained in Attorney Levin's response to EGT's and RDD's emergency motion (to the Sixth Circuit) for an immediate stay, it appears that EPA is willing to consider alternatives to terminating the Permits. A stay would facilitate EPA's ability to consider the full range of available options, including, of course, transferring the Permits. Moreover, if EPA/EAB is willing to stay the Termination Proceeding and the Orders, EGT would be amenable to staying the Sixth Circuit review. Resolving this matter without further litigation continues to be a goal of EGT.

EGT also supports RDD's follow up to its request to EPA for an extension/re-opening of the comment period in the Termination Proceedings.

We would greatly appreciate your prompt response. Thank you for your consideration.

Yours very truly,



Donald P. Gallo

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Enc.

cc Joshua M. Levin, Esq.  
Mr. Stephen L. Johnson  
Lynn Buhl, Esq.  
Thomas J. Krueger, Esq.  
Mr. Dimitrios Papas  
Henry J. Brennan, III, Esq.  
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Francis X. Lyons, Esq.  
Mr. Richard J. Powals, P.E.  
Ronald A. King, Esq.



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ENVIR. APPEALS BOARD

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Name:	Robert A. Kaplan, Esq.	Facsimile No.	312-886-7160 and 312-353-4135
Company:	U.S. Environmental Protection Agency	Phone No.	

Name:	Clerk of the Board	Facsimile No.	202-233-0121
Company:	U.S. Environmental Protection Agency	Phone No.	

FROM: Donald P. Gallo  
DATE: October 9, 2007

REQUESTED BY	Theresa M. Skrove	ATTORNEY NO.	00660
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