

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

In re:)	
)	
Middlesex School Wastewater Treatment Facility)	NPDES Appeal No. 05-03
)	
NPDES Permit No. MA0102466)	
)	

ORDER DISMISSING PETITION FOR REVIEW

On May 24, 2005, counsel for Middlesex School of Concord, Massachusetts, filed a motion to withdraw the petition for review it had filed on April 1, 2005, in the above-captioned matter. Counsel simultaneously filed a joint motion, along with counsel for Region I of the U.S. Environmental Protection Agency, to dismiss the appeal, on the ground that the issues raised by Middlesex School in its petition have been resolved by Region I's withdrawal of a contested permit condition and proposed issuance of a permit modification that satisfies both parties.

For good cause shown, Middlesex School's petition for review of NPDES Permit No. MA0102466 is hereby **DISMISSED WITH PREJUDICE**.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: May 26, 2005

By: _____ /s/
Anna L. Wolgast
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Dismissing Petition for Review in the matter of Middlesex School Wastewater Treatment Facility, NPDES Appeal No. 05-03, were sent to the following persons in the manner indicated:

By First Class U.S. Mail:

James A. Saltonstall, Business Manager
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By EPA Pouch Mail:

Samir Bukhari, Esq.
U.S. Environmental Protection Agency, Region I
One Congress Street, Suite 1100 (RCA)
Boston, Massachusetts 02114-2023

Date: May 27, 2006

/s/
Annette Duncan
Secretary