

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

_____)	
In re:)	
)	
Upper Blackstone Water)	
Pollution Abatement District)	NPDES Appeal No. 00-11
)	
Permit No. MA0102369)	
_____)	

ORDER GRANTING REQUEST TO WITHDRAW PETITION FOR REVIEW

By motion dated January 25, 2002, the Upper Blackstone Water Pollution Abatement District ("UBWPAD"), the petitioner in the above-referenced matter, moves to withdraw the above-referenced petition filed with the Environmental Appeals Board under 40 C.F.R. Part 124. In support of its request, UBWPAD explains that U.S. EPA Region I ("the Region") has issued a modified National Pollutant Discharge Elimination System ("NPDES") permit for the UBWPAD facility in accordance with a Settlement Agreement between the Region and UBWPAD, which satisfactorily resolves all the issues raised by UBWPAD in its petition for review, and renders the petition moot. The motion also states that the Region assents to UBWPAD's Motion to Withdraw.

For good cause shown, UBWPAD's request to withdraw NPDES Appeal No. 00-11 is hereby granted, and the Board hereby dismisses with prejudice the appeal in its entirety.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: January 28, 2002

By: _____/s/_____
Kathie A. Stein
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Request to Withdraw Petition for Review in the matter of Upper Blackstone Water Pollution Abatement District, NPDES Appeal No. 00-11, were sent to the following persons in the manner indicated:

By First Class Mail Postage Prepaid:

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Dated: January 29, 2002

_____/s/_____
Annette Duncan
Secretary