

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

----- )  
In re: )  
 )  
South Florida Water ) NPDES Appeal Nos. 95-1, 95-2,  
Management District ) 95-3 & 95-4  
 )  
Permit No. FL0043885 )  
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**ORDER DISMISSING PETITION FOR REVIEW**

By order dated January 12, 1999, the Board ordered, among other things, that the South Florida Water Management District ("SFWMD") show cause by January 28, 1999, why its petition for review in the above-captioned matter (NPDES Appeal No. 95-1) should not be dismissed as moot. Order Vacating Stay. In a response dated January 28, 1999, SFWMD states that the issues raised in its petition for review are indeed moot, and that SFWMD is therefore withdrawing its petition for review. District Response to Order Vacating Stay.

Because the issues raised in SFWMD's petition for review are now moot, the petition is hereby dismissed. Under these circumstances, SFWMD's request that it remain a party in this proceeding is denied. The remaining parties (the Sugar Cane Growers Cooperative of Florida, Roth Farms, Inc., and Wedgworth Farms, Inc., the Miccosukee Tribe of Indians of Florida, and

Friends of the Everglades), however, are ordered to serve SFWMD with all future submissions in this matter.

So ordered.

ENVIRONMENTAL APPEALS BOARD

By: \_\_\_\_\_ /s/ \_\_\_\_\_  
Scott C. Fulton  
Environmental Appeals Judge

Dated: 02/03/99

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Dismissing Petition for Review in the matter of South Florida Water Management District, NPDES Appeal Nos. 95-1, 95-2, 95-3 & 95-4, were sent to the following persons in the manner indicated:

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\_\_\_\_\_/s/\_\_\_\_\_  
Annette Duncan  
Secretary