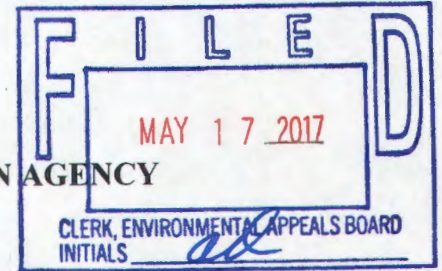


**ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**



In re:)
)

Florence Copper, Inc.)

) UIC Appeal Nos. 17-01, 17-02 & 17-03

UIC Permit No. R9UIC-AZ3-FY11-1)
_____)

**ORDER SCHEDULING ORAL ARGUMENT AND DIRECTING
PARTIES TO PROVIDE NOTICE OF ELECTION TO PARTICIPATE**

Mr. John L. Anderson (UIC Appeal No. 17-01), the Gila River Indian Community (UIC Appeal No. 17-02), and joint petitioners Southwest Value Partners and the Town of Florence (UIC Appeal No. 17-03), have filed petitions with the Environmental Appeals Board ("Board") requesting review of certain conditions of a Class III Underground Injection Control permit issued on December 21, 2016, by U.S. Environmental Protection Agency, Region 9. The permit authorizes Florence Copper, Inc. to construct and operate an in-situ copper recovery facility known as the Production Test Facility on FCI property near the town of Florence, Arizona.

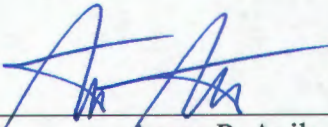
The Gila River Indian Community requests the opportunity to present oral argument. Upon consideration, the Board grants the request for oral argument in the Gila River Indian Community petition. The parties to all three petitions may participate in the oral argument. The Board requests that the parties present oral argument on Thursday, July 27, 2017, in the Administrative Courtroom, U.S. Environmental Protection Agency, William Jefferson Clinton East Building, Room 1152, 1201 Constitution Avenue N.W., Washington, D.C. Counsel or other duly authorized representative of the parties may also, upon request, present their arguments by video conference. Oral argument will begin at 1:00 p.m. (Eastern Time).

Participation in the July 27, 2017 oral argument is optional. The Board directs each petitioner and respondent to file a notice with the Board no later than May 31, 2017, stating whether they intend to participate in the oral argument and, if so, who will present oral argument and whether they will attend in person or they request to appear by videoconference.¹ Once the parties have filed their notices of participation, the Board will issue a further order on oral argument designating the order in which the petitions will be heard and allocating time.²

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: **MAY 17 2017**

By:  _____
Aaron P. Avila
Environmental Appeals Judge

¹ If a party requests to participate by videoconference, the Clerk of the Board will contact that party to determine the compatibility of the party's videoconference equipment with the Board's system.

² Oral arguments before the Board are open to the public. For security purposes, advance notice is required to gain entry into the EPA building where the Courtroom is located. Members of the public wishing to attend oral argument must contact the Clerk of the Board (Eurika Durr, 202-233-0122, durr.eurika@epa.gov) sufficiently in advance of the oral argument to allow the Clerk reasonable opportunity to notify appropriate security personnel (i.e., no later than one week prior to the scheduled oral argument).

CERTIFICATE OF SERVICE

I certify that copies of the forgoing *Order Scheduling Oral Argument and Directing Parties to Provide Notice of Election to Participate* in the matter of Florence Copper, Inc, UIC Appeal Nos. 17-01, 17-02 & 17-03, were sent to the following persons in the manner indicated:

By First Class Mail:

George A. Tsiolis
Attorney at Law
351 Lydecker St.
Englewood, NJ 07631

Rita Maguire
Maguire, Pearce & Storey, PLLC
2999 North 44th St., Suite 650
Phoenix, AZ 85018

Ronnie P. Hawks
Russell R. Yurk
Jennings, Haug & Cunningham, LLP
2800 N. Central Ave., Suite 1800
Phoenix, AZ 85004-1049

Linus Everling
Thomas L. Murphy
Gila River Indian Community
525 W. Gu u Ki
P.O. Box 97
Scaton, AZ 85147

John L. Anderson
2631 N. Presidential Dr.
Florence, AZ 85132

Christopher Kramer
Barbara U. Rodriguez-Pashowski
Gust Rosenfeld PLC
One E. Washington, Suite 1600
Phoenix, AZ 85004.

Merrill C. Godfrey
Ian A. Shavitz
Michael-Corey Hinton
Akin Gump Strauss Hauer & Feld, LLP
1333 New Hampshire Ave., NW
Washington, DC 20036-1564

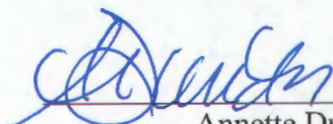
By EPA Pouch Mail:

Alexa Engelman
Office of Regional Counsel
U.S. EPA Region 9 (ORC-2)
75 Hawthorne St.
San Francisco, CA 94105

By Interoffice Mail:

Leslie Darman
Water Law Office
Office of General Counsel (MC-2355A)

Dated: MAY 17 2017



Annette Duncan
Administrative Specialist