



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

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In re City of Manchester	)	NPDES Appeal No. 25-05
	)	
NPDES Permit No. NH0100447	)	
	)	
	)	

FOURTH ORDER EXTENDING STAY OF PROCEEDINGS

Issued June 16, 2026

Order of the Board by Judge Avila:

Petitioner, City of Manchester, and U.S. EPA Region 1 filed a Fourth Joint Status Report in the above-captioned matter, requesting that the Board extend the current stay. Fourth Joint Status Report at 2 (June 12, 2026). The Board first stayed the proceedings in this matter on December 22, 2025, and twice extended the stay to allow the parties to explore settlement negotiations. Order Granting Stay of Proceedings and Directing Status Report (Dec. 22, 2025); Second Order Extending Stay of Proceedings (Mar. 31, 2026). On May 12, 2026, the parties reported to the Board that they had “reached a tentative agreement” and requested thirty days to finalize such agreement. Third Joint Status Report at 2 (May 12, 2026). We granted that request and extended the stay until June 22, 2026, with a directive to provide a status report by June 12, 2026. Third Order Extending Stay of Proceedings at 2 (May 19, 2026). At the request of the parties, this matter has now been stayed for six months (since December 22, 2025).

The parties' June 12 status report requests a sixty-day extension of the stay. Fourth Joint Status Report at 2. In support, the parties represent that while they "have worked to finalize the tentative agreement and are making progress" they need the stay extension "in order to provide an opportunity to complete the agreement." *Id.*

Based on the representations in the Fourth Joint Status Report, the Board **GRANTS** the requested extension of the stay and this case is stayed until **Friday, August 21, 2026**. *See* 40 C.F.R. § 124.19(n). We have now provided the parties ninety days to progress from having "reached a tentative agreement" to "complet[ing] the agreement." Fourth Joint Status Report at 2. Any request to further extend the stay must be by motion containing clear and specific grounds and justifications for the requested extension. Otherwise, responsive materials under 40 C.F.R. § 124.19(b) are due **Tuesday, September 8, 2026**.

So ordered.

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Fourth Order Extending Stay of Proceedings* in the matter of City of Manchester, NPDES Appeal No. 25-05, were sent to the following persons on June 16, 2026, in the manner indicated:

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