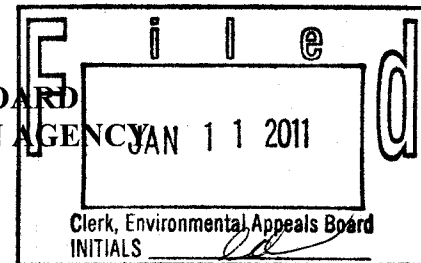


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



\_\_\_\_\_  
In re: )  
Barnhardt Manufacturing ) NPDES Appeal No. 10-17  
Company )  
Permit No. MA-0003697 )  
\_\_\_\_\_ )

ORDER GRANTING JOINT MOTION TO STAY PROCEEDINGS

On December 13, 2010, the parties in the above-captioned matter, U.S. EPA Region 1 (the "Region"), and the Barnhardt Manufacturing Company ("Barnhardt"), filed a joint motion requesting a three-month stay of the proceedings in this case to allow the parties explore settlement negotiations. According to the motion, the parties believe that resolution of at least some of the issues in this appeal is possible, and have agreed to enter into settlement discussions to explore that possibility.

Upon consideration the Board hereby grants the parties' request to stay this matter until April 11, 2011. In addition, the parties shall file a joint report on April 1, 2011, explaining the status of this matter, which shall include a discussion of whether it is appropriate to continue or modify the stay, or dismiss the petition.<sup>1</sup>

So ordered.

Dated:

*January 11, 2011*

By:

*Anna L. Wolgast*  
Anna L. Wolgast  
Environmental Appeals Judge

<sup>1</sup> Documents are "filed" with the Board on the date they are *received* by the Clerk.

## **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing Order Granting Joint Motion to Stay Proceedings in the matter of Barnhardt Manufacturing Company, NPDES Appeal No. 10-17, were sent to the following persons in the manner indicated:

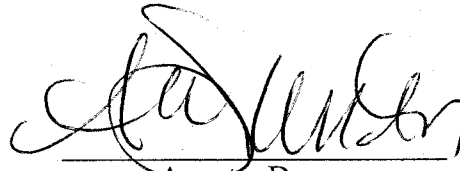
### **By Pouch Mail and FAX:**

Ronald A. Fein  
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Dated: JAN 11 2011

  
Annette Duncan  
Secretary