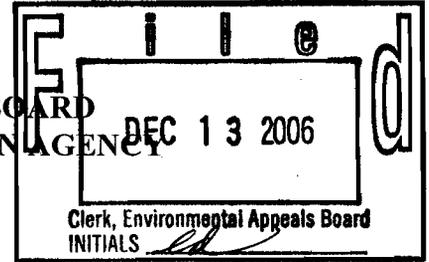


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re:  
J. Phillip Adams

CWA Appeal No. 06-(06)

Docket No. CWA-10-2004-0156

**ORDER GRANTING SECOND MOTION FOR EXTENSION OF TIME  
TO FILE APPEAL**

By motion filed December 7, 2006, Complainant U.S. EPA Region 10 ("Region") has requested an additional extension of time of thirty days, until January 17, 2007, in which to file a notice of appeal and appeal brief in the above-captioned proceeding. The Initial Decision in this matter was issued on October 19, 2006. The Region's notice of appeal and appeal brief are currently due on December 18, 2006.

In support of its motion, the Region notes that the instant matter, involving the Clean Water Act ("CWA") section 404(f) "farm road exemption," raises a large number of nationally significant issues, and that the Region has identified "numerous potential issues for appeal." The Region states that it has been "working diligently" with the U.S. Army Corps of Engineers and EPA Headquarters on a possible appeal, but that due to the "broad implications" of the Initial Decision, the Region will need additional time to engage in consultation with these offices. The Region also relates that J. Phillip Adams, the Respondent in this matter, does not oppose the Region's request for an extension of time.

For good cause shown, the Region's request is hereby granted. The Region has until Wednesday, January 17, 2007, to file its appeal in the instant matter. The Region's notice of appeal and appeal brief must be received by the EAB on or before this date.

So ordered.

**ENVIRONMENTAL APPEALS BOARD**

Dated: *12/13/2006*

By: *Scott C. Fulton*  
Scott C. Fulton  
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Second Motion for Extension of Time to File Appeal in the matter of J. Phillip Adams, CWA Appeal No. 06-(06), were sent to the following persons in the manner indicated:

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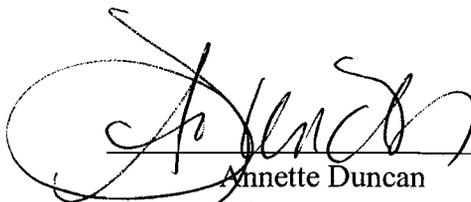
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Date: DEC 13 2006

  
Annette Duncan  
Secretary