



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

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

THIRD ORDER EXTENDING STAY OF PROCEEDINGS

Issued May 19, 2026

Order of the Board by Judge Avila:

EPA Region 1 and the City of Manchester have filed a Third Joint Status Report requesting a further stay of the proceedings in the above-captioned matter. The Board previously stayed the proceedings in this matter 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). The Board’s most recent order required parties to submit to the Board “a status report setting forth their view on further proceedings, including whether some or all of the issues in the case have been resolved and the basis for any further stay should one be requested, on or before Tuesday, May 12, 2026.” Second Order Extending Stay of Proceedings at 2 (Mar. 31, 2026). The parties’ Third Joint Status Report states that “EPA and the City of Manchester have reached a tentative agreement that will resolve all issues set forth in the City’s Petition” and requests a thirty-day extension of

the stay to allow the parties to finalize the agreement. Third Joint Status Report at 2 (May 12, 2026).

Based on the representations in the Third Joint Status Report, the Board **GRANTS** the requested extension of the stay. *See* 40 C.F.R. § 124.19(n). Accordingly, this case is stayed until **Monday, June 22, 2026**. The Board directs the parties to submit a status report setting forth their view on further proceedings, including the basis for any further stay should one be requested, on or before **Friday, June 12, 2026**. The Board will issue a further order based on the parties' status report.

So ordered.

## CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Third Order Extending Stay of Proceedings* in the matter of City of Manchester, NPDES Appeal No. 25-05, were sent to the following persons on May 19, 2026 in the manner indicated:

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