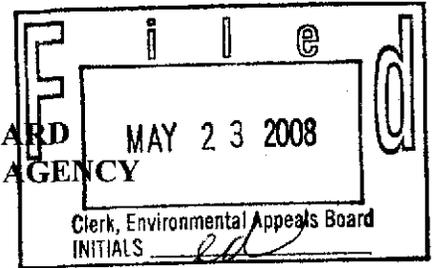


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
Beeland Group, LLC) UIC Appeal No. 08-02
)
UIC Permit No. M1-009-1I-0001)
)

ORDER ESTABLISHING BRIEFING SCHEDULE

On March 11, 2008, Star Township, Antrim County, and Friends of the Jordan River (together, "FJR") filed with the Environmental Appeals Board ("Board") a petition for review of the U.S. Environmental Protection Agency ("EPA" or "Agency"), Region 5 ("Region") decision on February 9, 2008, to issue an Underground Injection Control ("UIC") permit to Beeland Group, LLC ("Beeland") authorizing Beeland to construct and operate a Class I non-hazardous injection well in Antrim County, Michigan ("Permit"). After the Board granted Beeland's motion to intervene in this proceeding, Beeland filed a response to the petition seeking summary disposition on April 11, 2008. FJR filed a reply to Beeland's response on April 28, 2008.¹

After reviewing the briefs Beeland and FJR filed, the Board has determined that summary disposition of the petition is not appropriate at this time and believes that additional briefing on the merits of the petition will assist the Board's deliberations. Consistent with the Clerk of the

¹ The Board has denied two other petitions for review of this UIC permit issued to Beeland, Petition Nos. 08-01 and 08-03. *In re Beeland Group, LLC*, UIC Appeal Nos. 08-01 & 08-03 (May 23, 2008) (Order Denying Review).

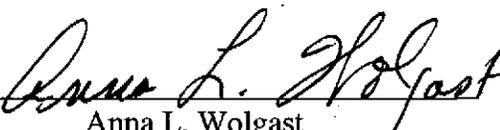
Board's letter dated March 12, 2008, the Board establishes the following briefing schedule:

- (1) On or before June 13, 2008, the Region shall file² with the Clerk of the Board and serve on all parties its brief responding to the merits of FJR's petition for review of the Permit and include with the response relevant portions of the administrative record together with a certified index of the entire administrative record.
- (2) On or before June 13, 2008, Beeland shall file with the Clerk of the Board and serve all parties its brief responding to the merits of FJR's petition for review of the Permit.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: May 23, 2008

By: 
Anna L. Wolgast
Environmental Appeals Judge

² A document is "filed" on the date it is received by the Clerk of the Board.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Establishing Briefing Schedule in the matter of *Beeland Group, LLC*, UIC Appeal No. 08-02, were sent to the following persons in the manner indicated:

By U.S. First Class Mail and Facsimile:

Dr. John W. Richter
Friends of the Jordan River Watershed, Inc.
P.O. Box 412
East Jordan, MI 49727
Tel./Facsimile: (231) 536-9947

Roger W. Patrick
Mayer Brown LLP
1909 K Street, NW
Washington, DC 20006
Facsimile: (202) 263-5343

Joseph E. Quandt
Gina A. Bozzer
Zimmerman, Kuhn, Darling, Boyd, Quandt
and Phelps, PLC
412 S. Union Street
Traverse City, MI 49685
Facsimile: (231) 947-7321

Susan E. Brice
Gregory L. Berlowitz
Mayer Brown LLP
71 S. Wacker Drive
Chicago, IL 60606
Facsimile: (312) 701-7711

Susan Hlywa Topp
TOPP LAW PLC
P.O. Box 1977
Gaylord, MI 49734-5977
Facsimile: (989) 731-5804

Charles H. Koop
Prosecuting Attorney for Antrim County
205 E. Cayuga Street
Bellaire, MI 49615
Facsimile: (231) 533-5718

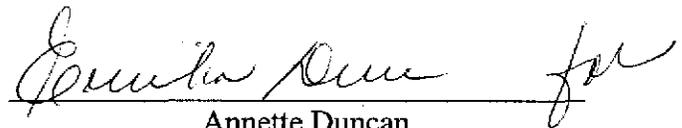
By U.S. First Class Mail:

Allen & Trisha Freize
P.O. Box 108
Alba, MI 49611

By EPA Pouch Mail and Facsimile:

Stuart P. Hersh
Office of the Regional Counsel
U.S. EPA, Region 5
77 W. Jackson Blvd.
Chicago, IL 60604
Facsimile: (312) 886-0747

Date: 5/23/08



Annette Duncan
Secretary