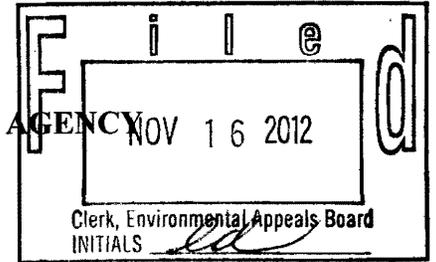


ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re: )  
)  
Government of the District of Columbia, )  
Municipal Separate Storm Sewer System )  
)  
NPDES Permit No. DC 0000221 )  
)

NPDES Appeal No. 11-06

**ORDER DISMISSING PETITION FOR REVIEW**

On November 15, 2012, petitioners Friends of the Earth, Anacostia Riverkeeper, Inc., Potomac Riverkeeper, Inc., and Natural Resources Defense Council moved for dismissal with prejudice of its petition for review in the above-captioned matter. Petitioners Motion to Dismiss with Prejudice (Nov. 15, 2012). Petitioners state that they have entered into a settlement agreement, dated May 18, 2012, with Region 3 of the U.S. Environmental Protection Agency (“Region”), and that both Petitioners and the Region consider the agreement “to be a just, fair, and equitable resolution of the claims raised” in the petition for review. *Id.* The Settlement Agreement required the Region to take certain actions within 180 days of the date of the Agreement, which Petitioners aver the Region has completed. Petitioners now request that the Environmental Appeals Board (“Board”) dismiss their petition with prejudice pursuant to the Region’s fulfillment of its obligations under the Settlement Agreement.

Upon consideration, the Board hereby dismisses the petition for review in the above-captioned matter with prejudice.

So ordered.

Dated: 11/16/2012

Catherine R. McCabe  
Environmental Appeals Judge

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing Order Dismissing Petition for Review in the matter of Government of the District of Columbia, Municipal Separate Storm Sewer System, NPDES Appeal No. 11-06, were sent to the following persons in the manner indicated:

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Date: 11/16/2012

  
Annette Duncan  
Secretary