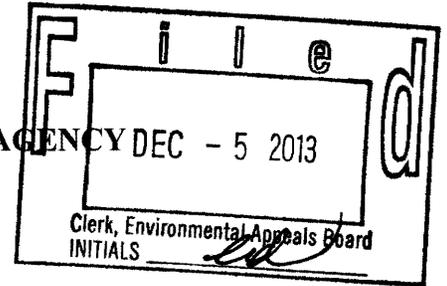


ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



_____)
In re:)
)
Joint Base Lewis-McChord)
Municipal Separate Storm Sewer System)
)
NPDES Permit No. WAS-026638)
_____)

NPDES Appeal No. 13-09

ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE RESPONSE

On November 25, 2013, Region 10 (“Region”) of the U.S. Environmental Protection Agency filed a motion for an extension of time to file its response to the petition for review the U.S. Department of the Army (“Army”) filed in the above-captioned matter. EPA Region 10’s Motion for Extension of Time to File Response Brief (Nov. 25, 2013). The Region’s response is currently due on December 5, 2013. The Region requests an additional six weeks to file its response to the Army’s petition for review, until January 15, 2013. In support of its motion, the Region avers that the Army’s petition raises a number of complex, nationally significant issues. *Id.* at 2. The Region states that staff absences due to holiday travel and the need for sufficient time to coordinate with various EPA Headquarters offices as well as Region 8, which is also responding to a permit appeal that raises similar issues, mitigates in favor of the Board granting this extension. *Id.* Counsel for the Army does not oppose this motion. *Id.* at 2-3.

For good cause shown, the Board hereby **GRANTS** the Region’s motion for an extension of time to file its response to the Army’s petition for review. The Region’s response, along with

a certified index to the administrative record and relevant portions of the administrative record, shall be filed¹ on or before **Wednesday, January 15, 2014.**²

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated:

12/5/13

By:



Catherine R. McCabe
Environmental Appeals Judge

¹ Documents are “filed” with the Environmental Appeals Board on the date they are *received*. 40 C.F.R. § 124.19(i).

² The Board has received notification from the parties of their interest in participating in the Board's Alternative Dispute Resolution (“ADR”) Program. As indicated in the Board's ADR Information Sheet, the Board will soon issue an order designating a Settlement Judge and staying this matter to allow the ADR process to proceed.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Motion for Extension of Time to File Response in the matter of Joint Base Lewis-McChord Municipal Separate Storm Sewer System, NPDES Appeal No. 13-09, were sent to the following persons in the manner indicated:

By Facsimile and First Class U.S. Mail:

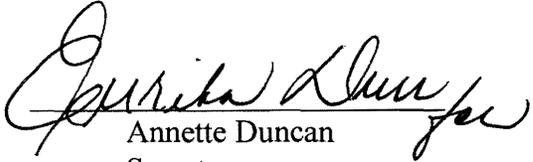
Kari L. Hadley
Rona Parsons
9275 Gunston Road, Suite 4301
Fort Belvoir, VA 22060
Telephone: (703) 693-0624
Facsimile: (703) 806-0900

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Dated: 12/5/2013


Annette Duncan
Secretary