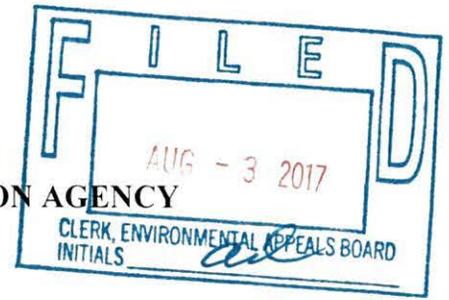


**ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**



In re:)

Veolia ES Technical Solutions, L.L.C.)

Permit No. V-IL-1716300103-2014-10)
_____)

CAA Appeal No. 17-02

ORDER CONTINUING STAY OF PROCEEDINGS

On May 25, 2017, the Environmental Appeals Board (“Board”) issued an order staying this case until November 22, 2017, to provide the parties with enough time to complete the settlement process after having reached a settlement in principle. The Board’s order further directed the parties to file status reports on July 31, 2017, September 25, 2017, and November 13, 2017, informing the Board “as to the progress the parties have made, their plan and timeline for resolving any outstanding issues, and whether they believe that they will be able to complete the settlement process by November 22, 2017.”

The parties timely filed their first status report representing that they have made progress in their settlement discussions and have exchanged several rounds of a draft revised permit, and most recently, a draft settlement agreement. The parties further represent that they anticipate EPA’s issuing the settlement agreement for public comment in late August or early September pursuant to 42 U.S.C. § 7413(g). And if, after consideration of comments, EPA elects not to withdraw or withhold its consent to the settlement agreement, in mid-October, EPA would seek a voluntary remand of the permit at issue here, in order to issue a draft revised permit for public notice and comment pursuant to 40 C.F.R. part 71; and Veolia would seek dismissal of this

Petition. The parties further represent that they “believe that the settlement process can be completed before the Stay expires on November 22, 2017.”

Based on the parties’ representations, the Board concludes that this case should continue to be stayed until November 22, 2017. Pursuant to the Board’s May 25, order the next status report is due September 25, 2017, at which point the Board will re-assess whether the stay continues to be appropriate.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: 8/3/2017

By: Mary Beth Ward
Mary Beth Ward
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the forgoing *Order Continuing Stay of Proceedings* in the matter of Veolia ES Technical Solutions, L.L.C., CAA Appeal No. 17-02, were sent to the following persons in the manner indicated:

By First Class Mail:

Joseph M. Kellmeyer
Attorney for Veolia ES Technical Solutions, L.L.C.
Thompson Coburn LLP
One US Bank Plaza
St. Louis, MO 63101

Elizabeth J. Hubertz
Attorney for American Bottom Conservancy
Assistant Director and Lecturer in Law
Interdisciplinary Environmental Clinic
Washington University School of Law
Campus Box 1120
St. Louis, MO 63130

By EPA Pouch Mail:

Catherine Garypie
Gary Steinbauer
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard (C-14J)
Chicago, IL 60604-3507

By Interoffice Mail:

John T. Krallman
Office of General Counsel
U.S. Environmental Protection Agency
WJC North, MC 2344A
1200 Pennsylvania, Ave., NW
Washington, D.C. 20460

AUG - 3 2017

Dated: _____



Annette Duncan
Administrative Specialist