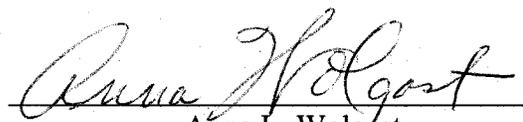


Having fully considered these filings, and for good cause shown, the Board **GRANTS** both Teck and NANA leave to respond to the petition.² Each party must file its response with the Board no later than April 5, 2010.³

So ordered.

Dated: March 2, 2010

ENVIRONMENTAL APPEALS BOARD


Anna L. Wolgast
Environmental Appeals Judge

¹(...continued)
has filed an opposition. The Board has taken these filings into consideration in setting the deadline for response briefs. The Board declines, however, to rule on the motions to expedite at this time and will consider them further, if necessary, upon completion of briefing.

² To the extent that NANA, by its motion to intervene, seeks the opportunity to respond to the petition and to participate in these proceedings, that leave is granted. The Board declines, however, to specifically rule on NANA's motion for intervention at this time. *See In re U.S. Gen New England, Inc.*, NPDES Appeal No. 03-12, at 7-8 n.13 (EAB Feb. 19, 2004) (noting the Board's discretion to grant intervention and/or to allow non-party briefing).

³Documents are considered "filed" on the date they are received by the Clerk of the Board. Filing may now be accomplished electronically pursuant to the Board's standing order of January 28, 2010 (for more information visit <http://www.epa.gov/eab>, click on "Standing Orders" on the sidebar), as well as by paper.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Granting Tech Alaska Inc. Leave to Respond** in *In re Teck Alaska Incorporated*, NPDES Appeal No. 10-04, were sent to the following persons in the manner indicated:

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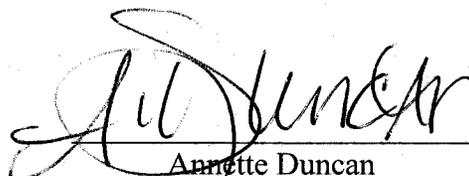
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Dated: MAR - 3 2010


Annette Duncan
Secretary