



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

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In re City of Manchester)	NPDES Appeal No. 25-05
NPDES Permit No. NH0100447)	
)	

SECOND ORDER EXTENDING STAY OF PROCEEDINGS

Issued March 31, 2026

Order of the Board by Judge Avila:

Before the Environmental Appeals Board is a joint request from EPA Region 1 and the City of Manchester to extend the stay of the proceedings in the above-captioned matter. The Board originally issued an order staying the proceedings in this appeal until February 20, 2026, to allow the parties the opportunity to explore settlement negotiations. Order Granting Stay of Proceedings and Directing Status Report (Dec. 22, 2025). The Board’s order also required the parties to submit a status report that explained the parties’ “view on further proceedings, including * * * the basis for any further stay” if one was requested. *Id.* at 2. On February 10, 2026, the parties filed a Joint Status Report, stating that the parties had made progress towards a resolution and requesting a further stay of the proceedings. Joint Status Report, at 2 (Feb. 10, 2026). The Board granted the parties’ request and extended the stay through April 6, 2026, and directed the parties to submit a second status report by March 27, 2026. Order Extending Stay of

Proceedings, at 1-2 (Feb. 20, 2026). In the Second Joint Status Report now before the Board, the parties represent that they are “moving towards a settlement” and request a further stay of the appeal until May 21, 2026, to allow them to “conclude discussions and memorialize an agreement to resolve this appeal.” Second Joint Status Report, at 2 (Mar. 27, 2026).

Based on the representations in the Second Joint Status Report, the Board **GRANTS** the requested extension of the stay. *See* 40 C.F.R. § 124.19(n). Accordingly, this case is stayed until **Thursday, May 21, 2026**. The Board directs the parties to submit a status report setting forth their view on further proceedings, including whether some or all of the issues in the case have been resolved and the basis for any further stay should one be requested, on or before **Tuesday, May 12, 2026**. The Board will issue a further order based on the parties’ status report.

So ordered.

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Second Order Extending Stay of Proceedings* in the matter of City of Manchester, NPDES Appeal No. 25-05, were sent to the following persons on March 31, 2026, in the manner indicated:

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