



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

)	
)	
In re Harvest Four Corners, LLC)	
)	CAA Appeal No. 24-09
Permit No. R6FOP-NM-04-R3-2023)	
)	
)	

SECOND ORDER GRANTING JOINT MOTION TO EXTEND ABEYANCE

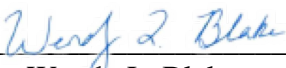
Harvest Four Corners, LLC petitioned for review of a Clean Air Act Title V operating permit issued to Harvest by Region 6 of the U.S. Environmental Protection Agency. At the request of the parties, the Board has held the matter in abeyance since November 15, 2024, to allow settlement discussions to proceed. The parties “now report that EPA has agreed to revise the Title V permit to remove the contested provisions” and that “EPA * * * need[s] additional time to reopen and revise the permit.” Second Joint Status Report and Motion to Extend Abeyance, at 2 (May 19, 2025). The parties jointly request an additional ninety-day extension of the abeyance and agree to provide a status update to the Board within ninety days of an order extending the abeyance. *Id.*

Based upon the representations of the parties and in accordance with 40 C.F.R. § 124.19(n), the Board hereby **GRANTS** the Motion and continues to hold the case in abeyance. On or before **Monday, August 18, 2025**, the parties shall file a Joint Status Report notifying the Board of the status of the permit revision. The Joint Status Report shall include the parties’ proposal for further proceedings in this matter.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: May 20, 2025

By: 
Wendy L. Blake
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the foregoing *Second Order Granting Joint Motion to Extend Abeyance* in the matter of Harvest Four Corners, LLC, CAA Appeal No. 24-09, were sent to the following persons in the manner indicated:

By Email:

For Petitioner:

Emily C. Schilling
Sydney J. Sell
Holland & Hart LLP
222 South Main Street, Suite 2200
Salt Lake City, UT 84101
(801) 799-5753
ecschilling@hollandhart.com
sjsell@hollandhart.com

Aaron B. Tucker
Holland & Hart LLP
555 17th Street, Suite 3200
Denver, CO 80202
(303) 295-8369
abtucker@hollandhart.com

For EPA:

William B. Puplampu
Office of Regional Counsel, Region 6
U.S. Environmental Protection Agency
1201 Elm Street, Suite 500 (R6-ORC)
Dallas, TX 75270
(214) 665-8591
puplampu.william@epa.gov

Matthew McNerney
Office of General Counsel
U.S. Environmental Protection Agency
William Jefferson Clinton Building
1200 Pennsylvania Ave., NW
Mail Code 2344A
Washington, DC 20460
(202) 564-1049
mcnerney.matthew@epa.gov

Dated: May 20, 2025

Tommie Madison

Tommie Madison
Clerk of the Board