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In re:	)	
	)	
Powertech (USA) Inc.	)	
	)	UIC Appeal No. 20-01
Permit Nos. SD31231-00000 & SD52173-00000	)	
	)	
	)	

Pursuant to 40 C.F.R. § 124.19(f)(3), Powertech (USA) Inc. (“Powertech”) hereby responds to the EPA Region 8 Motion to Strike and Alternative Motion for Leave to File Surreply. Powertech is the permittee of the Underground Injection Control (“UIC”) permits that are the subject of the Petition. Powertech joins the motion and concurs with the arguments presented by EPA Region 8. For the reasons stated in that motion, the Board should strike the new arguments raised in the Reply by Petitioner. In the alternative, the Board should grant Region 8 and Powertech leave to file a surreply in response to the new arguments raised.

In accordance with 40 C.F.R. § 124.19(f)(5), the undersigned attorneys certify that this motion contains fewer than 7000 words.

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Dated: February 22, 2024

## CERTIFICATE OF SERVICE

I hereby certify that, on February 22, 2024, I served the foregoing document on the following persons by e-mail in accordance with the Environmental Appeals Board's September 21, 2020 Revised Order Authorizing Electronic Service of Documents in Permit and Enforcement Appeals:

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