

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

ENVIRONMENTAL APPEALS BOARD

February 1, 2006

## MEMORANDUM

SUBJECT: In re Dominion Energy Brayton Point, L.L.C. (Formerly USGen New England,

Inc.), Brayton Point Station Permit Number: MA0003654 Appeal Number: NPDES 03-12

Eurika Durf Junta Duew Clerk of the Board FROM:

TO: Wendy B. Jacobs, Esq., Counsel for Petitioner [617-832-7000]

Mark A. Stein, Esq., Regional Counsel, EPA Region 1 [617-918-1029]

Carol Lee Rawn, Esq., Counsel, Conservation Law Foundation [617-350-4030]

Richard Lehan, Esq., Deputy General Counsel, MADEP [617-338-5511]

Wendy A. Waller, Esq., Counsel, Save the Bay [401-273-7153]

S. Paul Ryan. Esq., Counsel, Save the Bay [401-437-0128]

Tricia K. Jedele, Esq., Special Assistant Attorney General, R.I. [401-222-3016]

Brian Wagner, Esq., Deputy Legal Counsel, RI DEM [401-222-3378]

Kristy A. N. Bulleit, Esq., Counsel for UWAG [804-788-8218]

Joseph L. Cailahan, Taunton River Watershed Alliance, Inc. [508-697-3375] Ann Morrill, Vice President, Kickemuit River Council [annmorrill@hoter.com] Steven Neugeboren, Acting Assoc. Gen. Counsel, EPA OGC WLO [202-564-5477]

The U.S. EPA Environmental Appeals Board ("Board") has issued a decision today in the matter of Dominion Energy Brayton Point, L.L.C. (Formerly USGen New England, Inc.), Brayton Point Station, NPDES Permit No. MA0003654, NPDES Appeal No. 03-12. We are not faxing the document due to its length. As a courtesy, however, the Board is hereby informing you by facsimile or e-mail that the decision has been issued, and that it is available on the Board's website at www.epa.gov/cab/. It may be found on the "published decisions" page and/or on the "recent decisions" page of that website. The decision is also being mailed to all participants by the usual means of service (i.e., either by first-class mail, pouch mail, or interoffice mail). If you have any problems locating the decision on the Board's website, you may call the Board at (202) 233-0122.