

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

_____)	
In the Matter of:)	
City of Portsmouth, New Hampshire)	
NPDES Permit No. NH0109000)	NPDES Appeal No. 22-02
_____)	

**JOINT NOTIFICATION OF AGREEMENT TO PARTICIPATE IN THE
ALTERNATIVE DISPUTE RESOLUTION PROGRAM**

On September 29, 2022, the Environmental Appeals Board (“Board”) invited the City of Portsmouth (“City”) and the Environmental Protection Agency (“EPA”), collectively the “Parties” to the NPDES permit appeal No. 22-02, to participate in the Board’s Alternative Dispute Resolution (“ADR”) program. Counsel for the Parties conferred on October 11, 2022, regarding participation in the ADR program. Both the City and EPA agree to voluntarily participate in the ADR program.

Accordingly, consistent with the Board’s September 29th Letter, the Parties hereby submit a joint notification of interest in participating in the ADR program.

Dated: October 12, 2022

Respectfully submitted,

Michael Knapp
Senior Assistant Regional Counsel
U.S. Environmental Protection Agency,
Region 1

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Joint Notice of Agreement to Participate in the ADR Program, in connection with In re City of Portsmouth, NPDES Appeal No. 22-02, was sent to the following persons in the manner indicated:

By Electronic Filing:

Mr. Emilio Cortes
Clerk of the Board
U.S. Environmental Protection Agency
Environmental Appeals Board
1201 Constitution Avenue, NW
U.S. EPA East Building, Room 3332
Washington, DC 20004

Dated: October 12, 2022

Michael Knapp
Senior Assistant Regional Counsel
U.S. Environmental Protection Agency
Region 1
5 Post Office Square, Suite 100
Mail Code: 4-02
Boston, MA 02109
(617) 918-1053
knapp.michael@epa.gov