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ENVIR. APPEALS BOARD
December 15, 2006

Clerk of the Board, Environmental Appeals Board
U.S. Environmental Protection Agency
1341 G Street, N.W., Suite 600
Washington, D.C. 20005

Re: In re: Mirant Kendall, LLC, NPDES Permit No. MA000-4898

Dear Sir/Madam:

Enclosed for filing please find Mirant Kendall's Assented to Motion to Modify Order Granting Joint Scheduling Motions.

Thank you for your attention to this matter.

Very truly yours,



Ralph A. Child

/encl.

cc: (via telefax and first class mail)
Ronald Fein, EPA Region I
Kristy Bulleit, Hunton & Williams, LLP

LIT 1597688v.1

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

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

ENVIR. APPEALS BOARD

_____)	
In re: Mirant Kendall, LLC)	
Mirant Kendall Station)	NPDES NO. 06-12
)	
NPDES Permit No. MA0004898)	
)	
)	
_____)	

**MIRANT KENDALL'S
ASSENTED TO MOTION TO MODIFY ORDER GRANTING JOINT
SCHEDULING MOTIONS**

By its Order Granting Joint Scheduling Motions that the Environmental Appeals Board (the "Board") entered in this proceeding on November 22, 2006, the Board established a schedule under which Petitioner Mirant Kendall, LLC is required to file a Supplement to its Petition for Review on or before this day, December 15, 2006.

With the assent of counsel for the Region, Mirant Kendall requests leave to file the Supplement to its Petition for Review one business day later, on or before December 18, 2006.

Also with the assent of counsel for the Region, Mirant Kendall requests leave to file the hard copies of the Exhibits to the Supplement to its Petition for Review on or before December 19, 2006. Electronic copies of those Exhibits will be filed together with the electronic filing of the Supplement on December 18, 2006.

As grounds, Mirant Kendall states that the additional, short time is required to assemble and produce the Supplement and the Exhibits, and that counsel for the Region has kindly consented to the extra time.

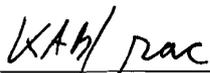
Respectfully submitted,

MIRANT KENDALL, LLC

By its attorneys,

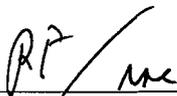


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1900 K Street, N.W.
Washington, D. C. 20006-1109
Tel: 202-955-1547
Fax: 202-778-2201

Assented to:



Ronald Fein
US Environmental Protection Agency - Region I
One Congress Street, Ste. 1100 RAA
Boston, MA 02114

CERTIFICATE OF SERVICE

I, Ralph A. Child, certify that on December 15, 2006, I served a copy of Mirant Kendall's Assented to Motion to Modify Order Granting Joint Scheduling Motions on the parties by telefax as well as by first class mail, postage prepaid to all counsel of record:



Ralph A. Child

LIT 1597635v.1