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TO: CLERK, EPA ENVIRONMENTAL  
APPEALS BOARD

Philip G. Mancusi-Ungaro, Esq.

FROM: RICHARD H. SEDGLEY

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COMPANY:

DATE: AUG. 21, 2007

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FAX NUMBER: 202/233-0121  
404/562-9486

TOTAL PAGES INCLUDING COVER: 4

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PHONE NUMBER:

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RE: NPDES APPEAL NO. 06-10

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URGENT

☒ FOR REVIEW

☐ PLEASE COMMENT

☐ PLEASE REPLY

☐ PLEASE RECYCLE

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Pls see attached Withdrawal of Appeal, on behalf of Easley Combined Utilities.

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801 East Main Street · 10th Floor · Richmond, Virginia 23219

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August 21, 2007

By Fax and U.S. Mail

Eurika Durr, Clerk of the Board  
Environmental Appeals Board (MC 1103B)  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460-0001

Re: NPDES Appeal No. 06-10  
Easley Combined Utilities, Petitioner

Dear Ms. Durr:

Attached is the Petitioner's withdrawal of the NPDES Appeal, based on the changes agreed to between Easley and EPA on several issues. Unfortunately, a separate Petition for Review is likely as a result of the Regional Office's imposition of unjustified copper requirements in the modified permit.

We appreciate your assistance in this matter.

Sincerely,

Richard H. Sedgley

Cc: Philip G. Mancusi-Ungaro, Esq.,  
EPA Region IV  
Joel D. Ledbetter, P.E., General Manager  
Easley Combined Utilities  
F. Paul Calamita, Esq.

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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

ENVIRONMENTAL APPEALS BOARD

Easley Combined Utilities,  
Petitioner

In re: NPDES Permit No. SC0039853

NPDES Appeal No. 06-10

**WITHDRAWAL of APPEAL**

Petitioner Easley Combined Utilities withdraws its NPDES Permit appeal as captioned above.

Respectfully submitted,

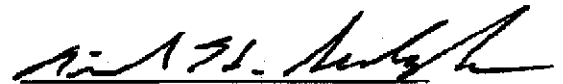


Counsel for Petitioner

F. Paul Calamita  
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Richmond, Virginia 23219  
804/716-9021  
804/716-9022 (fax)  
dick@aqualaw.com

**CERTIFICATE OF SERVICE**

I certify that on this 21st day of August, 2007 I delivered this Withdrawal of Appeal by facsimile and U.S. Mail with five copies to U.S. Environmental Protection Agency, Clerk of the Board, Environmental Appeals Board (MC 1103B), Ariel Rios Building, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460-0001. I further served this Withdrawal by facsimile and U.S. Mail to Philip G. Mancusi-Ungaro, Esq., U.S. Environmental Protection Agency, Region IV, Atlanta Federal Center, 61 Forsyth Street, S.W., Atlanta Georgia 30303-8960 this same date.



Counsel