



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
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ENVIR. APPEALS BOARD

July 28, 2005

BY FEDERAL EXPRESS

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

Re: Centredale Manor Superfund Site
Docket Number: CERCLA-1-2001-0032
Petition Number: CERCLA 106(b) 05-02

Dear Sir or Madam,

I have enclosed a Joint Motion to Stay Further Action on Section 106(b) Petition Pending Judicial Action in connection with a petition for reimbursement dated July 8, 2005 and filed by Howard Castleman on behalf of Brook Village Associates Limited Partnership (Petition No. CERCLA 106(b) 05-02).

Thank you for your attention to this matter.

Sincerely,

Eve Stolov Vaudo
(P): 617-918-1089
(F): 617-918-1809

Enclosures

cc: Howard Castleman, Esq.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
ENVIRONMENTAL APPEALS BOARD

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In Re:

BROOK VILLAGE ASSOCIATES
LIMITED PARTNERSHIP,

Petitioner,

CERCLA 106(b) 05-02

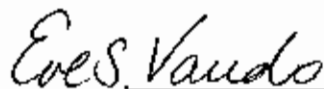
**JOINT MOTION TO STAY FURTHER ACTION
ON SECTION 106(b) PETITION PENDING JUDICIAL ACTION**

Pursuant to Section 106(b) of CERCLA, 42 U.S.C. § 9606(b), Brook Village Associates Limited Partnership ("Brook Village") petitioned the EAB for reimbursement of the reasonable costs, plus interest, of compliance with EPA's Unilateral Administrative Order, Docket No. CERCLA-1-2001-0032 (the "UAO") relating to removal activities at the Centredale Manor Superfund Site in North Providence, Rhode Island (the "Site").

Brook Village and the United States Environmental Protection Agency hereby move that all matters in these proceedings, including the obligations of the United States to respond to the petition, be stayed until 60 days after entry of a final and non-appalable order by the United States District Court for the District of Rhode Island approving or disapproving a proposed settlement consent decree lodged with the United States District Court for the District of Rhode Island on May 6, 2005 (United States v. Brook Village Associates Limited Partnership, et al., C.A. No. 05-195S consolidated with State of Rhode Island, et al. v. Brook Village Associates, C.A. No. 05-203S (the "Consent Decree")). The Consent Decree resolves Brook Village's liability for contamination at the Site. Pursuant to the Consent Decree, Brook Village waives its right to pursue this petition for reimbursement. Therefore, if the Consent

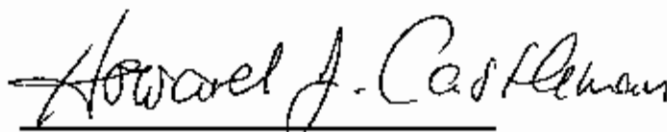
Decree is approved by the Court, Brook Village's petition for reimbursement will be rendered moot.

UNITED STATES
ENVIRONMENTAL
PROTECTION AGENCY,
By its attorney,



Eve S. Vaudo
Senior Enforcement Counsel
U.S. Env'tl. Protection Agency,
R1
One Congress Street
Suite 1100 (SES)
Boston, MA 02114

BROOK VILLAGE ASSOCIATES
LIMITED PARTNERSHIP,
By its attorneys,



Howard J. Castleman
Murtha Cullina, LLP
99 High Street
Boston, MA 02110
(617) 457-4130

Dated as of July 27, 2005