



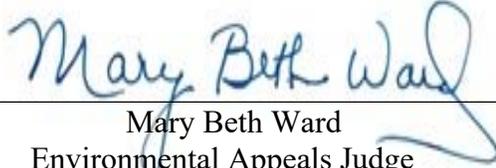
contemporaneously notifies the Board and interested parties of the withdrawal and reissuance. *In re Savoy Energy, L.P.*, 17 E.A.D. 200, 202-03 (EAB 2016). In this instance, the Region withdrew the permit prior to filing its response and notified the Board and parties that it had done so and would prepare a new draft permit in accordance with 40 C.F.R. § 124.6. Thus, the Region's withdrawal of the permit comports with the requirements set forth in 40 C.F.R. § 124.19(j).

Pursuant to 40 C.F.R. § 124.19(j), the Petition for Review is hereby dismissed. This dismissal has no effect on the Petitioners' right to submit comments on subsequent draft permit revisions or modifications pursuant to 40 C.F.R. § 124.11, or to petition the Board for review pursuant to 40 C.F.R. § 124.19 of any future EPA action with respect to NPDES Permit No. NN0000019.

So ordered.<sup>1</sup>

**ENVIRONMENTAL APPEALS BOARD**

Dated: February 12, 2019

By:   
Mary Beth Ward  
Environmental Appeals Judge

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<sup>1</sup> The three-member panel deciding this matter is composed of Environmental Appeals Judges Mary Kay Lynch, Kathie A. Stein, and Mary Beth Ward.

**CERTIFICATE OF SERVICE**

I certify that copies of the foregoing *Order Dismissing Petition for Review as Moot* in the matter of Arizona Public Service Co., NPDES Appeal No. 18-02, were sent to the following persons in the manner indicated:

**By E-mail:**

John Barth  
Attorney at Law  
P.O. Box 409  
Hygiene, CO 80533  
(303) 774-8868  
barthlawoffice@gmail.com  
*Attorney for Petitioners*

Kerry McGrath  
Hunton Andrews Kurth LLP  
2200 Pennsylvania Avenue, NW  
Washington, DC 20037  
(202) 955-1519  
KMcGrath@HuntonAK.com  
*Attorney for Arizona Public Service Co.*

Thomas M. Hagler  
Office of Regional Counsel  
EPA Region 9 (MC ORC-2)  
75 Hawthorne Street  
San Francisco, CA 94105  
(415) 972-3945  
hagler.tom@epa.gov  
*Attorney for EPA Region 9*

Brent A. Rosser  
Hunton Andrews Kurth LLP  
Bank of America Plaza, Suite 3500  
101 South Tryon Street  
Charlotte, NC 28280  
(704) 378-4707  
BRosser@HuntonAK.com  
*Attorney for Arizona Public Service Co.*

Elise O'Dea  
Water Law Office  
EPA Office of General Counsel  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460  
(202) 564-4201  
odea.elise@epa.gov  
*Of Counsel for EPA Region 9*

Shiloh Hernandez  
Andrew Hawley  
Western Environmental Law Center  
103 Reeder's Alley  
Helena, MT 59601  
(406) 204-4861  
hernandez@westernlaw.org  
hawley@westernlaw.org  
*Attorneys for Petitioners*

Dated: February 12, 2019

  
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Annette Duncan  
Administrative Professional