

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

In re:	)	
	)	
Joint Base Elmendorf-Richardson Hazardous Waste Management Facility Permit	)	RCRA Appeal No. 23-01
	)	
United States Department of the Air Force, 673d Air Base Wing, <i>Permit Applicant</i>	)	
Permit No. AK8 57002 8649	)	

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**JOINT MOTION FOR EXTENSION OF STAY**

On November 2, 2023, the Environmental Appeals Board (“Board”) invited the United States Air Force (“Air Force”) and the United States Environmental Protection Agency Region 10 (“Region 10”), the Parties in the above-captioned matter, to participate in the Board’s Alternative Dispute Resolution (“ADR”) program. On November 14, 2023, the Parties notified the Board they agreed to voluntarily participate in the ADR program. On November 20, 2023, the Board issued an order staying all proceedings until February 5, 2024, to allow for the ADR process to proceed. On December 11, 2023, the Board issued an order extending the stay of proceedings until February 16, 2024. On February 9, 2023, the Board issued its third order extending the stay until April 1, 2024. On March 26, 2024, the Board issued its fourth order extending the stay until May 1, 2024. On April 26, 2024, the Board issued its fifth order extending the stay until June 3, 2024.

On January 31 and February 1, 2024, the Parties participated in an EAB-facilitated ADR session at EPA’s Region 10 office in Seattle, Washington. The parties reached an agreement through the ADR process. Pursuant to 40 C.F.R. § 270.42(d)(1), the Air Force will submit a permit modification request to the Director requesting a determination that the request be

reviewed and approved as a Class 2 modification. Following the public participation process and consideration of any comments received during the comment period or at the public meeting, the Director may accept the permit modification request. If the Director approves the modification request, without changes otherwise agreed to by the parties, and modifies the permit accordingly, the Air Force intends to dismiss the above-captioned matter.

The Parties anticipate this process may require up to 4.5 months to complete. Therefore, the Parties jointly request that the Board extend its stay order until October 18, 2024. If the Parties can conclude this process at a sooner date, they will do so.

Dated: May 28, 2024

Respectfully submitted,

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