

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

In re:)
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)
Government of the District of Columbia) NPDES Appeal Nos. 11-05 & 11-06
Municipal Separate Storm Sewer System)
)
NPDES Permit No. DC0000221)
)
)

**DISTRICT DEPARTMENT OF THE ENVIRONMENT'S
MOTION FOR LEAVE TO REPLY TO
DC WATER'S AND WET WEATHER PARTNERSHIP'S
RESPONSE TO DDOE'S ADDITIONAL BRIEFING
AND BOARD'S ORDER TO SHOW CAUSE**

The Attorney General of the District of Columbia through the General Counsel's Office of the District Department of the Environment ("DDOE"), hereby seeks leave to reply to arguments raised by DC Water and the Wet Weather Partnership in their response to DDOE's arguments responding to this Board's Order requiring additional briefing and the Board's Order to Show Cause in the above-captioned appeals.

This motion is timely and the Board's grant of leave to reply will aid its resolution of the issues raised in the petitions for review and motion to intervene. This motion, if granted, will not cause undue delay or prejudice any of the parties in the above-captioned appeals.

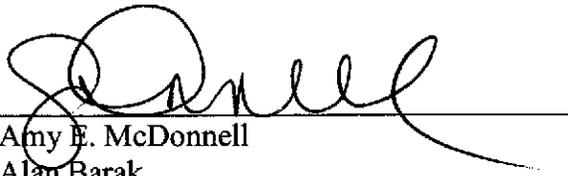
For all of the foregoing reasons, DDOE respectfully requests this Board to grant leave to file a reply to DC Water's and the Wet Weather Partnership's arguments in their response to the Board's Orders for additional briefing and to show cause.

Dated: January 31st, 2012

Respectfully submitted,

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Certificate of Service

I certify under penalty of perjury that on this 31st day of January, 2012, a copy of the foregoing District Department of the Environment's Motion for Leave to Reply to DC Water's and the Wet Weather Partnership's Response to DDOE's Additional Briefing and the Board's Order to Show Cause was served as follows:

A copy was electronically filed with the EAB through EPA's Central Data Exchange (CDX) System.

A copy was served by first class mail, postage prepaid on:

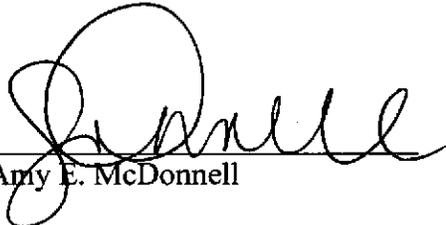
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Amy E. McDonnell

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In re:)
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**ORDER GRANTING THE DISTRICT DEPARTMENT OF THE ENVIRONMENT’S
MOTION FOR LEAVE TO FILE A REPLY
TO DC WATER’S AND THE WET WEATHER PARTNERSHIP’S RESPONSE TO
DDOE’S ADDITIONAL BRIEFING AND THE BOARD’S ORDER TO SHOW CAUSE**

The District Department of the Environment (“DDOE”) has filed a Motion for Leave to Reply to DC Water’s and Wet Weather Partnership’s Response to DDOE’s Additional Briefing and Board’s Order to Show Cause.

For the reasons stated in DDOE’s motion, the motion is hereby **GRANTED**, and DDOE shall be permitted to file a Reply.

SO ORDERED.

ENVIRONMENTAL APPEALS BOARD

Dated: _____

By: _____