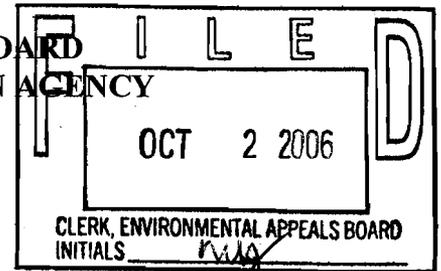


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re: )

Brockton Advanced Water )  
Reclamation Facility )

NPDES Permit No. MA0101010 )

NPDES Appeal No. 05-04

**ORDER DISMISSING PETITION FOR REVIEW**

On September 27, 2006, counsel for EPA Region I and petitioners Timothy and Douglas Watts filed a joint motion to withdraw the petition for review in the above-captioned matter. The parties report that they, along with the City of Brockton, Massachusetts, have successfully concluded settlement negotiations and that a consent decree memorializing the outcome of those negotiations was entered in federal court on September 25, 2006.

For good cause shown, the petition for review of NPDES Permit No. MA0101010 is hereby **DISMISSED WITH PREJUDICE**.

So ordered.

**ENVIRONMENTAL APPEALS BOARD**

Dated: OCT 2 2006

By: 

Scott C. Fulton  
Environmental Appeals Judge

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Dismissing Petition for Review** in the matter of Brockton Advanced Water Reclamation Facility, NPDES Appeal No. 05-04, were sent to the following persons in the manner indicated:

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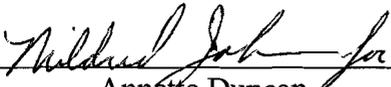
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Date: OCT 2 2006

  
Annette Duncan  
Secretary