

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION III 1650 Arch Street Philadelphia, Pennsylvania 19103-2029

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December 20, 2011

Via Electronic Submission and First-Class Mail

Ms. Eurika Durr U.S. Environmental Protection Agency Clerk of the Board Environmental Appeals Board (1103B) Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, DC 20460-0001

District of Columbia, Municipal Separate Storm Sewer System

Permit Number: DC0000221

Appeal Numbers: NPDES 11-05 and NPDES 11-06

Dear Ms. Durr:

Re:

Attached please find a copy of the letter, pursuant to 40 C.F.R. §§ 124.16(a)(2) and 124.60(b), stating the U.S. Environmental Protection Agency Region III's determination of which portions of the permit subject to appeal in the above-referenced matter are stayed pending final agency action pursuant to 40 C.F.R. § 124.19(f).

Very truly yours,

Kelly A. Gable

Assistant Regional Counsel

cc: Jennifer Chavez, Esq. (w/att.) Rebecca Hammer, Esq. (w/att.) Amy McDonnell, Esq. (w/att.) Paul Calamita, Esq. (w/att.)