Holland & Knight

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August 6, 2009

VIA OVERNIGHT DELIVERY

U.S. Environmental Protection Agency Eurika Durr, Clerk of the Board, Environmental Appeals Board Colorado Building 1341 G Street, N.W., Suite 600 Washington, D.C. 20005

> In re: ExxonMobil Oil Corporation - NPDES Permit No. MA000833 EAB Docket No. NPDES Appeal No. 08-23

Dear Ms. Durr:

Enclosed for filing please find an original and five copies of Petitioner's Notice of Voluntary Withdrawal of Petition relative to the above-referenced matter.

Thank you.

Very truly yours,

HOLLAND & KNIGHT LLP Dianne R. Phillips

Dianne R. Phillips 617 573 5818

dianne.phillips@hklaw.com

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DRP/jen Enclosure

Cc: Samir Bukhari, Esq. Robert G. Brown, Esq.

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

In the Matter of:

ExxonMobil Oil Corporation

NPDES Appeal No. 08-23

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NPDES Permit No. MA0000833

PETITIONER'S NOTICE OF VOLUNTARY WITHDRAWAL OF PETITION FOR REVIEW

Now comes Petitioner ExxonMobil Oil Corporation, and hereby withdraws its petition for review in this matter.

Respectfully submitted,

ExxonMobil Oil Corporation By its counsel, Dianne R. Phillips Holland & Knight LLP 10 St. James Avenue Boston, MA 02116 Phone: (617) 573-5818 Fax: (617) 523-6850

Dated: August 6, 2009

CERTIFICATE OF SERVICE

I, Dianne R. Phillips, hereby certify that on August 6, 2009, I served a true copy of the Notice of Voluntary Withdrawal of Petition on the following parties in the manner indicated:

Via Overnight Delivery

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

Via Electronic Mail and First Class U.S. Mail

Samir Bukhari Assistant Regional Counsel Office of Regional Counsel U.S. EPA - Region 1 1 Congress Street, Suite 1100 (RAA) Boston, MA 02114-2023 Tel: (617) 918-1095 Fax: (617) 918-0095

Via Electronic Mail and First Class U.S. Mail

Robert G. Brown, Senior Counsel Massachusetts Department of Environmental Protection Office of General Counsel One Winter Street Boston, MA 02108

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