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April 11, 2008

VIA FACSIMILE (202-233-0121) AND UPS NEXT DAY AIR

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

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U.S. E.P.A.  
2008 APR 14 PM 9:23  
ENVIR. APPEALS BOARD

Re: PPG Industries Ohio, Inc./PPG Industries, Inc.  
Permit No. RCRA OHD 004 304 689  
Environmental Appeals Board, U.S. EPA, Washington, D.C.

To the Clerk:

The Parties apologize for the delay in filing this request. A copy is being faxed this date with the original sent overnight for delivery on Monday, April 14, 2008. Enclosed, please find the original and 5 copies of a *Joint Request For Extension of Stay* in the above-referenced matter. Please time-stamp and return the additional copy in the enclosed postage paid envelope.

Please do not hesitate to contact me if you have any questions.

Very truly yours,

Robert J. Schmidt, Jr.

RJS:clk  
Enclosures

cc: Joe Karas (via e-mail)  
Thomas J. Krueger (via e-mail)

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

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In re: PPG Industries Ohio, Inc. )  
PPG Industries, Inc. )  
Permit No. RCRA OHD 004 304 689) )  
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JOINT REQUEST FOR EXTENSION OF STAY

Now comes PPG Industries Ohio, Inc. and The United States Environmental Protection Agency, Region 5 to jointly request that the Board issue an Order continuing the stay of these proceedings to allow the parties to continue their settlement discussions. The Parties apologize to the Board for failing to file this request on or before April 4, 2008 as directed in the Board's last Order. The Region and PPG are continuing their settlement discussions. Although the two remaining issues are still unresolved, the Parties continue to believe that they are making progress toward settlement. As previously reported to the Board, on January 30, 2008, PPG provided a response to the Region on the two remaining outstanding issues. The Region provided a written response to the January 30, 2008 proposal on February 27, 2008. PPG responded with a specific proposal to resolve one of the remaining issues and a request for an interpretation on the other issue on March 10, 2008. The Region is now considering both the proposed language and the request for interpretation. Since productive settlement discussions are continuing, the parties believe that continuing the stay of these proceedings is warranted.

The parties have also initiated preliminary discussions on the procedural steps that will be required to modify the permit underlying this appeal to reflect any pending settlement. The parties will need additional time to consider the appropriate approach.

The parties therefore request that the Board issue an Order continuing the stay in these proceedings until June 13, 2008, at which time the parties will provide the Board with an update on the status of their negotiations with indication as to whether or not future proceedings are needed. Again the Parties apologize for the delay in filing this request.

Respectfully submitted,

  
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/s Thomas J. Krueger\*  
Thomas J. Krueger  
Associate Regional Counsel  
US EPA, Region 5  
77 W. Jackson Blvd.  
Chicago, IL 60604

\*pursuant to email authorization 4/10/2008

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*Counsel for PPG Industries Ohio, Inc. and  
PPG Industries, Inc.*