UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

FILED August 14, 2006

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No. 05-2216 CWA-05-1 AUG 18 2006

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VICO CONSTRUCTION, INC.; AMELIA VENTURE PROPERTIES, L.L.C.

Petitioners

v.

THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Respondent

MANDATE

The judgment of this Court, entered 8/14/06, takes effect this date.

A certified copy of this Court's judgment and a copy of its decision are issued to the agency and constitute the mandate of this Court.

JUDGMENT

FILED: August 14, 2006

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for the

Fourth Circuit

No. 05-2216 CWA-05-1

VICO CONSTRUCTION, INC.; AMELIA VENTURE PROPERTIES, L.L.C.

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THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Respondent

On Petition for Review of an Order of the Environmental $$\operatorname{\mathtt{Appeals}}$$ Board

In accordance with the written order of this Court filed this day, the Court remands this case to the Environmental Appeals Board.

A certified copy of this judgment will be provided to the Agency upon issuance of the mandate. The judgment will take effect upon issuance of the mandate.

/s/ Patricia S. Connor

CLERK

\ True Copy, Teste:

Patricia S. Connor, Clerk
BY Onthony Well

Deputy Clerk

Stephen L. Johnson, Esquire Environmental Protection Agency 1200 Pennsylvania Avenue, N.W. Ariel Rios Building Washington, DC 20460

CLERK'S OFFICE

U.S. COURT OF APPEALS

RICHMOND, VIRGINIA 23219 FOR THE FOURTH CIRCUIT

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