



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
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ENVIR. APPEALS BOARD

April 5, 2006

VIA FACSIMILE AND EXPRESS MAIL

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

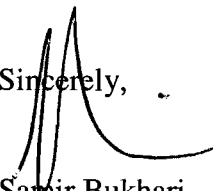
**Re: Notice of Withdrawal
City of Marlborough Westerly Wastewater Treatment Facility
NPDES Permit No. MA0100480
Appeal No. NPDES 05-09**

Dear Ms. Durr:

Please find the City of Marlborough's Notice of Withdrawal in connection with the above-referenced permit appeal. The City has authorized EPA-New England Region to transmit the notice on its behalf to the Environmental Appeals Board. The originals will follow by express mail.

If you should have any questions, please do not hesitate to contact me at 617-918-1095.

Sincerely,


Samir Bukhari
Attorney Advisor
Office of Regional Counsel
US EPA-Region 1

Enclosure

cc: Donald Anglehart, Esq., City of Marlborough
Kenneth L. Kimmell, Esq., Organization for the Assabet River
Deirdre Desmond, DEP

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NPDES Appeal No. 05-09

B0456200v1

CERTIFICATE OF SERVICE

I, Donald L. Anglehart, certify that on this 5th day of April, 2006, I caused to be served upon the parties on the attached service list, by first class mail, the Notice of Voluntary Withdrawal.



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