## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY ENVIRONMENTAL APPEALS BOARD

	)	
In the Matter of:	)	Appeal No. NPDES 13-09
JOINT BASE LEWIS-McCHORD MUNICIPAL SEPARATE STORM SEWER SYSTEM	)	EPA REGION 10'S NOTIFICATION OF INTENT TO PARTICIPATE IN ALTERNATIVE DISPUTE RESOLUTION
NPDES Permit No. WAS-026638	)	

In response to the letter of the Clerk of the Environmental Appeals Board ("EAB"), dated November 12, 2013, the United States Environmental Protection Agency, Region 10 ("Region 10") is notifying the Clerk of the EAB of its interest in participating in the EAB's Pilot Alternative Dispute Resolution ("ADR") Program. After considering the EAB's ADR Program Information Sheet and consulting with Kari L. Hadley, counsel for the United States Department of the Army ("Army"), Region 10 believes that resolution of the issues raised in the Army's Petition for Review may be possible and would like to work with the EAB and the Army to establish a timeline for the commencement of ADR.

Accordingly, Region 10 respectfully requests that the EAB assign a Settlement Judge and EAB Settlement Counsel to work with the parties and allow ADR to proceed.

DATED: November 25, 2013

Respectfully Submitted

Courtney Weber

Assistant Regional Counsel

EPA Region 10

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## CERTIFICATE OF SERVICE

I certify that the foregoing "EPA Region 10's Notification of Intent to Participate in Alternative Dispute Resolution" was sent to the following persons, in the manner specified, on the date below:

By electronic filing to:

U.S. Environmental Protection Agency Clerk of the Environmental Appeals Board 1341 G Street NW, Suite 600 Washington, DC 20005

By electronic and U.S. Mail to:

Kari L. Hadley Department of the Army Environmental Litigation Center 9275 Gunston Road, Suite 4301 Fort Belvoir, VA 22060 Email: kari.l.hadley.mil@mail.mil

DATED: November 25, 2013

Courtney Weber

Assistant Regional Counsel

U.S. EPA, Region 10