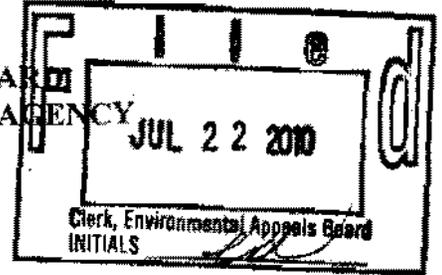


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
Flint Hills Resources, LP) CAA Appeal No. 10-03
)
CAA Permit No. O1445)
)
)

ORDER DISMISSING PETITION FOR REVIEW

On July 20, 2010, Flint Hills Resources, LP ("FHR") filed a motion to withdraw the Petition for Review it submitted on June 24, 2010, in the above-captioned case. FHR reports that Region 6 of the U.S. Environmental Protection Agency has declared "void and of no effect" the letter upon which FHR had based its Petition. FHR reports that Region 6 does not oppose this motion to withdraw.

Upon consideration, the Environmental Appeals Board grants FHR's request to withdraw its Petition for Review, designated CAA Appeal No. 10-03. The Board hereby dismisses the appeal in its entirety with prejudice.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: July 22, 2010

By: 
Edward E. Reich
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Dismissing Petition for Review** in the matter of *Flint Hills Resources, LP*, CAA Appeal No. 10-03, were sent to the following persons in the manner indicated:

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Annette Duncan
Secretary