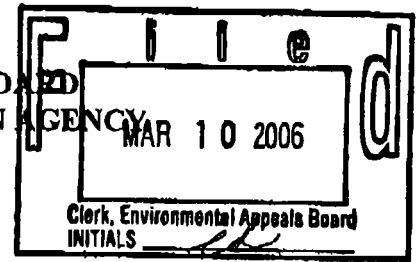


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re:

Blue Plains Wastewater Treatment Plant

NPDES Permit No. DC0021199

) NPDES Appeal Nos. 05-01  
) and 05-02

**ORDER GRANTING UNOPPOSED MOTION  
FOR THIRD STAY OF PROCEEDINGS**

On March 9, 2006, Region III of the U.S. Environmental Protection Agency filed with the Environmental Appeals Board a motion for a third stay of briefing in the above-captioned matter. At the present time, Region III's response to the petitions for review is due to be filed with the Board on Thursday, March 16, 2006. In its motion, Region III reports that it has made a settlement proposal, petitioners have proffered counter-proposals, and the parties are presently engaged in the process of determining whether agreement in principle can be reached. Accordingly, the Region seeks a stay of an additional sixty days in order to pursue the possibility of substantially narrowing, if not resolving, the issues that will ultimately require resolution by the Board. Region III states that it consulted with petitioner Friends of the Earth and Sierra Club and petitioner District of Columbia Water and Sewer Authority, and neither party opposes this requested extension of the stay of proceedings.

For good cause shown, Region III's motion for a stay of these proceedings is hereby **GRANTED**. The Region's brief in response to the two petitions for review must henceforth be filed with the Board on or before **Tuesday, May 16, 2006**. Until that time, the Board will continue to take under advisement the pending motions of the Combined Sewer Overflow

Partnership and the National Association of Clean Water Agencies to participate and file a non-party brief in this matter.

So ordered.

**ENVIRONMENTAL APPEALS BOARD**

Dated: March 10, 2006

By: Anna L. Wolgast  
Anna L. Wolgast  
Environmental Appeals Judge

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing **Order Granting Unopposed Motion for Third Stay of Proceedings and Establishing Status Report Schedule** in the matter of Blue Plains Wastewater Treatment Plant, NPDES Appeal Nos. 05-01 and 05-02, were sent to the following persons in the manner indicated:

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Dated:           MAR 10 2006          

  
Annette Duncan  
Secretary