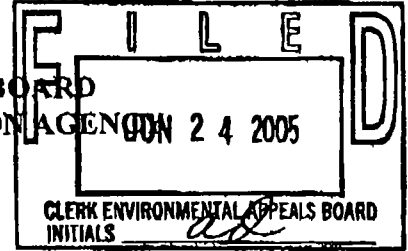


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
)
Blue Plains Wastewater Treatment Plant)
)
NPDES Permit No. DC0021199)
)
)

NPDES Appeal Nos. 05-01
and 05-02

**ORDER GRANTING UNOPPOSED MOTION
FOR STAY OF PROCEEDINGS AND
ESTABLISHING STATUS REPORT SCHEDULE**

On June 22, 2005, Region III of the U.S. Environmental Protection Agency filed with the Environmental Appeals Board a motion for a 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 Monday, June 27, 2005. In its motion, Region III reports that there may be bases upon which to resolve all, or at least some, of the issues presented in the petitions, and the Region therefore seeks a stay to pursue the possibility of narrowing the issues that will ultimately need to be adjudicated by the Board. Motion at 2. 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 the requested stay of proceedings. *Id.*

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 **Monday, January 16, 2006**. In the interim, Region III is directed to provide the Board with a report on **Friday, September 23, 2005**, describing the status of settlement negotiations in this case. Until that time, the Board will 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: June 24, 2005

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