

WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD
CHARLESTON, WEST VIRGINIA



HIGHLAND MINING COMPANY,

Appellant,

v.

Appeal No. 03-06-EQB

DIRECTOR, DIVISION OF WATER
RESOURCES, DEPARTMENT OF
ENVIRONMENTAL PROTECTION,

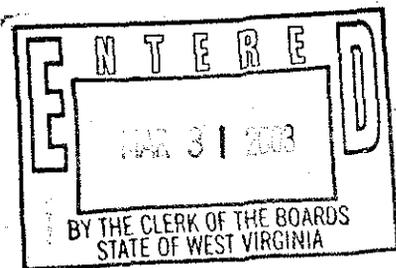
Appellee.

ORDER

Pursuant to an agreement of the parties, the Board does hereby order as follows:

1. The Director shall provide Highland Mining Company ("Highland") with 30 days from the entry of this Order to comment on the effluent limits and terms of NPDES Permit No. WV1020463;
2. After the expiration of the 30-day comment period established above, the Director shall either re-issue NPDES Permit No. WV1020463 with new limits and/or terms or re-affirm the existing limits. In either event, the Director's action will be considered, for Highland, a final and appealable permit action; and
3. This appeal is hereby dismissed without prejudice in accordance with the provisions above.

ENTERED this 31st day of March, 2003.



Rebecca Charles for Edward Snyder, Chair
ENVIRONMENTAL QUALITY BOARD

Highland Mining Company v. Department of Environmental Protection
Appeal No. 03-06-EQB

Order Agreed to by:



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CERTIFICATE OF SERVICE

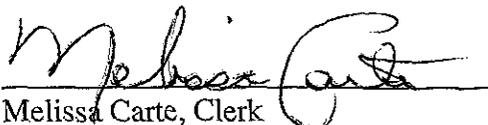
I, Melissa Carte, Clerk for the Environmental Quality Board, do hereby certify that I, on this 31st day of March 2003, served the attached **ORDER** to all parties in Appeal No. 03-06-EQB as follows:

by United States Mail, postage prepaid:

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Melissa Carte, Clerk