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Description of document: Environmental Protection Agency (EPA) Emails to/from/cc EPA Senior Official Andrew Wheeler during July 5-6, 2018

Requested date: 18-July-2018

Release date: 14-October-2022

Posted date: 12-August-2024

Source of document: FOIA Request
National FOIA Office
US Environmental Protection Agency
1200 Pennsylvania Avenue NW (2310A)
Washington, DC 20460
[EPA FOIA Public Access Portal](#)

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 14, 2022

OFFICE OF THE
EXECUTIVE SECRETARIAT

The U.S. Environmental Protection Agency has processed your July 18, 2018, Freedom of Information Act request as EPA-2018-009715. You are seeking “a copy of each email (TO, FROM, CC, etc.) EPA senior official Andrew Wheeler during the two day period July 5, 2018, through July 6, 2018.” The Office of the Administrator conducted a search and located responsive records.

During our review of these documents, the EPA determined that releasing some portions could result in foreseeable harm, so we are withholding them under FOIA Exemption 6 to protect personal privacy and Exemption 5 to preserve the decision-making process and privileged attorney client communications. The enclosed records are released to you with the corresponding redactions.

This letter concludes our response to your request. You may appeal this final response with an email to hq.foia@epa.gov, through FOIAonline.gov, or by writing to EPA National FOIA Office, 1200 Pennsylvania Avenue, NW (2310A), Room 7309 Clinton North Building, Washington, D.C. 20460.

Written appeals must be received no later than 90 calendar days from the date of this letter and should include the request number under which we processed this request. The EPA will not consider appeals received after the 90-calendar-day limit. Appeals received after 5 p.m. Eastern time will be considered as having been received the next business day. For the quickest possible handling, the subject line of your email or the appeal letter and its envelope should be marked “Freedom of Information Act Appeal.”

Additionally, you may seek dispute-resolution services through the EPA’s FOIA public liaison at hq.foia@epa.gov or (202) 566-1667 or through the National Archives and Records Administration’s Office of Government Information Services via email ogis@nara.gov; by calling (202) 741-5770 or (877) 684-6448; with a fax to (202) 741-5769; or by mail to Office of Government Information Services, National Archives and Records Administration, 8610 Adelphi Road, Room 2510, College Park, Maryland 20740.

Finally, you are most welcome to contact Chris Yarbrough in the Office of the Executive Secretariat at (202) 564-5290 or yarbrough.christopher@epa.gov if you have any questions. He would be pleased to assist you further.

In the meantime, please accept my gratitude for your interest in the EPA and our work to fulfill our critical mission to protect human health and the environment.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric E. Wachter".

Eric E. Wachter
Director

Appointment

From: Burton, Tamika [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=207E0F24FD934D6D8A3E4C400A311638-BURTON, TAM]
Sent: 7/6/2018 1:58:16 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Harlow, David [harlow.david@epa.gov]; Traylor, Patrick [traylor.patrick@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Schwab, Justin [schwab.justin@epa.gov]
CC: Bolen, Brittany [bolen.brittany@epa.gov]; Woods, Clint [woods.Clint@epa.gov]
Subject: Discussion: Revised Draft Request
Location: WJC-N 3412
Start: 7/6/2018 3:00:00 PM
End: 7/6/2018 3:30:00 PM
Show Time As: Busy

Sct: Tamika Burton, 202-564-4711

Ex. 6 code: **Ex. 6**

Appointment

From: Burton, Tamika [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=207E0F24FD934D6D8A3E4C400A311638-BURTON, TAM]
Sent: 7/5/2018 9:32:28 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Dunn, Alexandra [dunn.alexandra@epa.gov]; Lopez, Peter [lopez.peter@epa.gov]; Servidio, Cosmo [servidio.cosmo@epa.gov]; Glenn, Trey [Glenn.Trey@epa.gov]; Stepp, Cathy [stepp.cathy@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Gulliford, Jim [gulliford.jim@epa.gov]; Benevento, Douglas [benevento.douglas@epa.gov]; Stoker, Michael B. [stoker.michael@epa.gov]; Hladick, Christopher [hladick.christopher@epa.gov]; Chancellor, Erin [chancellor.erin@epa.gov]; Wagner, Kenneth [wagner.kenneth@epa.gov]
CC: Molina, Michael [molina.michael@epa.gov]; Soltani, Beth [Soltani.Beth@epa.gov]
Subject: RA Briefing with Deputy Administrator Wheeler
Location: Teleconference
Start: 7/6/2018 7:00:00 PM
End: 7/6/2018 8:00:00 PM
Show Time As: Busy

Sct: Tamika Burton, 202-564-4711

Ex. 6 dial-in code Ex. 6

Appointment

From: Burton, Tamika [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=207E0F24FD934D6D8A3E4C400A311638-BURTON, TAM]
Sent: 7/5/2018 8:59:19 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Somerville, Phillip [Somerville.Phillip@epa.gov]
Subject: Transportation Pick-up EEOB to EPA
Start: 7/6/2018 5:30:00 PM
End: 7/6/2018 5:45:00 PM
Show Time As: Busy

Appointment

From: Burton, Tamika [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=207E0F24FD934D6D8A3E4C400A311638-BURTON, TAM]
Sent: 7/5/2018 8:58:05 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Somerville, Phillip [Somerville.Phillip@epa.gov]
Subject: Transportation: EPA to EEOB
Start: 7/6/2018 4:45:00 PM
End: 7/6/2018 5:15:00 PM
Show Time As: Busy

Appointment

From: Connor, Cameron M. EOP/WHO [Personal Privacy/Ex. 6]
Sent: 7/5/2018 8:56:07 PM
To: Connor, Cameron M. EOP/WHO [Personal Privacy/Ex. 6]; Wheeler, Andrew [wheeler.andrew@epa.gov]; Molina, Michael [molina.michael@epa.gov]; McGinley, William J. EOP/WHO [Personal Privacy/Ex. 6]; Burton, Tamika [burton.tamika@epa.gov]; Knight, Shahira E. EOP/WHO [Personal Privacy/Ex. 6]; Bremberg, Andrew P. EOP/WHO [Personal Privacy/Ex. 6]; Moran, John S. EOP/WHO [Personal Privacy/Ex. 6]; Wiggins, Jeremy G. EOP/WHO [Personal Privacy/Ex. 6]; Collins, Rachel E. EOP/WHO [Personal Privacy/Ex. 6]
Subject: FW: McGinley/Wheeler Meeting
Location: Cabinet Affairs, EEOB 126
Start: 7/6/2018 5:00:00 PM
End: 7/6/2018 5:30:00 PM
Show Time As: Busy

-----Original Appointment-----

From: Connor, Cameron M. EOP/WHO [mailto: [Personal Privacy/Ex. 6]
Sent: Thursday, July 05, 2018 4:51 PM
To: Connor, Cameron M. EOP/WHO; McGinley, William J. EOP/WHO; Burton, Tamika; Knight, Shahira E. EOP/WHO; Bremberg, Andrew P. EOP/WHO; Moran, John S. EOP/WHO; Wiggins, Jeremy G. EOP/WHO; Collins, Rachel E. EOP/WHO
Subject: McGinley/Wheeler Meeting
When: Friday, July 06, 2018 1:00 PM-1:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Cabinet Affairs, EEOB 126

Appointment

From: Adm14Pruitt, Scott [adm14pruitt.scott@epa.gov]
Sent: 7/5/2018 5:58:00 PM
To: Adm14Pruitt, Scott [adm14pruitt.scott@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]; Vizian, Donna [Vizian.Donna@epa.gov]; Showman, John [Showman.John@epa.gov]; Wehrum, Bill [Wehrum.Bill@epa.gov]; Shaw, Betsy [Shaw.Betsy@epa.gov]; Beck, Nancy [Beck.Nancy@epa.gov]; Bertrand, Charlotte [Bertrand.Charlotte@epa.gov]; Greaves, Holly [greaves.holly@epa.gov]; Bloom, David [Bloom.David@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Starfield, Lawrence [Starfield.Lawrence@epa.gov]; Fine, Steven [fine.steven@epa.gov]; Simon, Harvey [Simon.Harvey@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Minoli, Kevin [Minoli.Kevin@epa.gov]; Nishida, Jane [Nishida.Jane@epa.gov]; Cherry, Katrina [Cherry.Katrina@epa.gov]; Orme-Zavaleta, Jennifer [Orme-Zavaleta.Jennifer@epa.gov]; Robbins, Chris [Robbins.Chris@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Ross, David P [ross.davidp@epa.gov]; Best-Wong, Benita [Best-Wong.Benita@epa.gov]; Dunn, Alexandra [dunn.alexandra@epa.gov]; Szaro, Deb [Szaro.Deb@epa.gov]; Lopez, Peter [lopez.peter@epa.gov]; Mugdan, Walter [Mugdan.Walter@epa.gov]; Servidio, Cosmo [Servidio.Cosmo@epa.gov]; Rodrigues, Cecil [rodrigues.cecil@epa.gov]; Glenn, Trey [Glenn.Trey@epa.gov]; Heard, Anne [Heard.Anne@epa.gov]; Stepp, Cathy [stepp.cathy@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Gray, David [gray.david@epa.gov]; Gulliford, Jim [gulliford.jim@epa.gov]; Chu, Ed [Chu.Ed@epa.gov]; Benevento, Douglas [benevento.douglas@epa.gov]; Thomas, Deb [thomas.debrah@epa.gov]; Stoker, Michael B. [stoker.michael@epa.gov]; Jordan, Deborah [Jordan.Deborah@epa.gov]; Hladick, Christopher [hladick.christopher@epa.gov]; Pirzadeh, Michelle [Pirzadeh.Michelle@epa.gov]; Mcllwain, Serena [Mcllwain.Serena@epa.gov]; DeBell, Kevin [debell.kevin@epa.gov]; Osborne, Howard [Osborne.Howard@epa.gov]; Lindsay, Jane [lindsay.jane@epa.gov]; Brincks, Mike [brincks.mike@epa.gov]; Sindt, Rachelle [Sindt.Rachelle@epa.gov]; Miller, Amy [Miller.Amy@epa.gov]; Soltani, Beth [Soltani.Beth@epa.gov]; St. Fleur, Marilyn [StFleur.Marilyn@epa.gov]; Traylor, Patrick [traylor.patrick@epa.gov]; Thiede, Kurt [thiede.kurt@epa.gov]; Jencius, Morgan [jencius.morgan@epa.gov]; Payne, James [payne.james@epa.gov]; Kaplan, Robert [kaplan.robert@epa.gov]; Manna, Richard [Manna.Richard@epa.gov]; Pace, Donald [Pace.Donald@epa.gov]; Hurley, Kevin [Hurley.Kevin@epa.gov]; Lubbe, Wendy [Lubbe.Wendy@epa.gov]; Weber, Rebecca [Weber.Rebecca@epa.gov]; Tapia, Cecilia [Tapia.Cecilia@epa.gov]; Lyons, Troy [lyons.troy@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Konkus, John [konkus.john@epa.gov]

Subject: Quarterly Performance Review
Location: Alm Room / Regions by Video Conference

Start: 10/25/2018 6:00:00 PM
End: 10/25/2018 8:30:00 PM
Show Time As: Tentative

Appointment

From: Burton, Tamika [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=207E0F24FD934D6D8A3E4C400A311638-BURTON, TAM]
Sent: 7/5/2018 2:11:54 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Wehrum, Bill [Wehrum.Bill@epa.gov]; Molina, Michael [molina.michael@epa.gov]
Subject: Briefing on Environmental PCC with Bill Wehrum
Location: WJC-S 3000
Start: 7/12/2018 6:30:00 PM
End: 7/12/2018 7:00:00 PM
Show Time As: Busy

Sct: Tamika Burton, 202-564-4711

Appointment

From: Burton, Tamika [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=207E0F24FD934D6D8A3E4C400A311638-BURTON, TAM]
Sent: 7/5/2018 1:13:13 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Barbery, Andrea [Barbery.Andrea@epa.gov]; Molina, Michael [molina.michael@epa.gov]
Subject: ECOS All-Member Call
Attachments: Deputy Administrator Andrew Wheeler Meeting Request Form - ECOS All_Memb....docx; ECOS Members_6-21-18.xlsx; ECOS Committee Org Chart_Jun18.pdf
Location: Administrator's Office/Teleconference
Start: 7/26/2018 5:30:00 PM
End: 7/26/2018 6:00:00 PM
Show Time As: Busy

Call-in Information:

Dial:
Passcode:

Update: ECOS moved the call up to 1:30 – 2:00pm.

The next ECOS All-Member will be on **Thursday, July 26th** and ECOS is requesting Deputy Administrator Wheeler join from **3:00 – 3:45 p.m.** to discuss his priorities, and be available for a short Q&A with the members.

Attached, please find:

- 1) A briefing memo,
- 2) The list of ECOS members, and
- 3) ECOS' Org chart

No talking points are included because DA Wheeler is only expected to speak about his 3 priorities (Permitting, Enforcement, and Risk Comms). I am working with ECOS to get a list of potential questions in advance of the call.

Andrea Barbery
202-564-1397



Internal Meeting/Briefing Request Form for Deputy Administrator Andrew Wheeler

Today's Date: Tuesday, July 3, 2018

Requesting Office: OCIR

Title of the Meeting: ECOS All-Member Call

Purpose: To introduce DA Wheeler to ECOS membership

Role of the Deputy Administrator: To speak on DA priorities under this Administration and take questions from the members

Background: ECOS is reserving the first 30 minutes of their monthly All-Member Call for DA Wheeler, to "meet" the environmental commissioners (via phone) and discuss priorities.

Last possible date for the meeting: The July ECOS All-Member call is set for Thursday, July 26th.

Is the meeting urgent and if so, why? Yes - the Deputy spoke with ECOS President Todd Parfitt on 7/2/18 and agreed to this engagement.

Requested Time Length: 30 minutes [The ECOS All-Member call is scheduled for 60 minutes: 3:00 - 4:00 p.m.; DA Wheeler is asked to join for the first 30 minutes: 3:00 - 3:30 p.m.]

EPA Staff (Required): N/A

EPA Staff (Optional): Andrea Barbery, OCIR (ECOS Liaison)

External Participants: List of ECOS members, attached

Teleconference Required? Yes - ECOS will provide the call-in number

Video Conference Required?: No

Point of Contact for the Meeting: Andrea Barbery, OCIR - 202-564-1397



Officers and Executive Committee

Todd Parfitt (WY), President*
 Becky Keogh (AR), Vice President*
 Jim Macy (NE), Secretary-Treasurer*
 John Linc Stine (MN), Past President*

Leadership & Committee Chart

January 2018

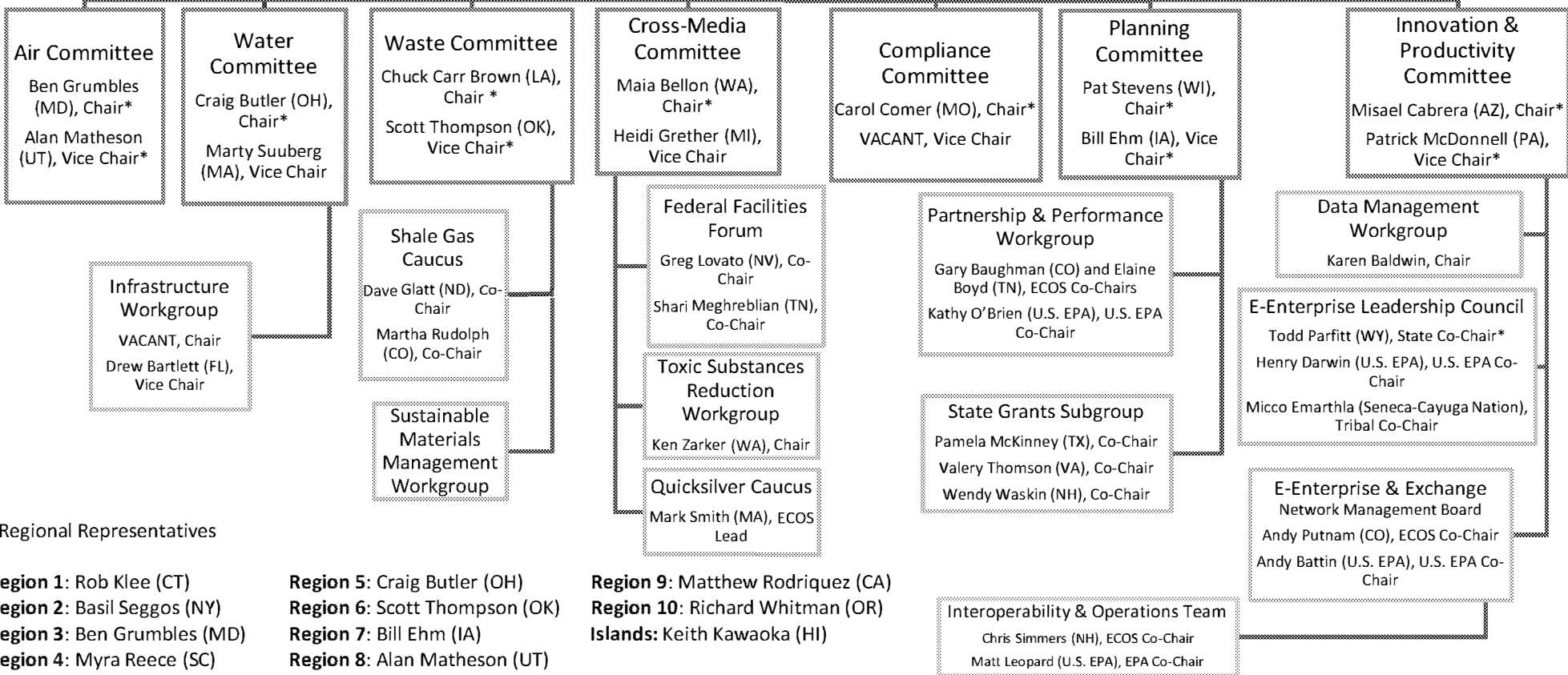
* = Member of Executive Committee

Environmental Research Institute of the States

David Paylor (VA), President*
 Bob King (Retired), Vice President
 Bill Holman (Conservation Fund), Secretary-Treasurer

Interstate Technology & Regulatory Council

Cherri Baysinger (MO), Co-Chair
 Tom Higgins (MN), Co-Chair



*Regional Representatives

Region 1: Rob Klee (CT)
Region 2: Basil Seggos (NY)
Region 3: Ben Grumbles (MD)
Region 4: Myra Reece (SC)

Region 5: Craig Butler (OH)
Region 6: Scott Thompson (OK)
Region 7: Bill Ehm (IA)
Region 8: Alan Matheson (UT)

Region 9: Matthew Rodriguez (CA)
Region 10: Richard Whitman (OR)
Islands: Keith Kawaoka (HI)

ECOS Members

As of 6/21/18

State	Agency	Position	Name
Alabama	Dept. of Environmental Management	Director	Lance LeFleur
Alaska	Dept. of Environmental Conservation	Commissioner	Larry Hartig
Arizona	Dept. of Environmental Quality	Director	Misael Cabrera
Arkansas	Dept. of Environmental Quality	Director	Becky Keogh
California	Environmental Protection Agency	Secretary	Matt Rodriguez
Colorado	Dept. of Public Health & Environment	Director of Environmental Programs	Martha Rudolph
Connecticut	Dept. of Energy & Environmental Protection	Commissioner	Rob Klee
Delaware	Dept. of Natural Resources & Environmental Control	Secretary	Shawn Garvin
District of Columbia	Dept. of Energy & Environment	Chief Operating Officer	Robert J. Zimmerman
Florida	Dept. of Environmental Protection	Director	Tommy Wells
Georgia	Dept. of Natural Resources	Secretary	Noah Valenstein
Hawaii	Dept. of Health	Deputy Secretary	Drew Bartlett
Idaho	Dept. of Environmental Quality	Director, Environmental Protection Division	Richard Dunn
Illinois	Environmental Protection Agency	Deputy Director, EPD	Lauren Curry
Indiana	Pollution Control Board	Deputy Director for Environmental Health	Keith Kawaoka
Iowa	Dept. of Environmental Management	Director	John Tippets
Kansas	Dept. of Natural Resources	Deputy Director	Jess Byrne
Kentucky	Dept. of Health and Environment	Director	Alec Messina
Louisiana	Dept. of Environmental Protection	Board Member	Gerald Keenan
Maine	Dept. of Environmental Quality	Commissioner	Bruno Pigott
Maryland	Dept. of Environmental Protection	Commissioner	Bill Ehm
Massachusetts	Dept. of the Environment	Division Administrator, Environmental Services	Leo Henning
Michigan	Dept. of Environmental Protection	Director, Division of Environment	Tony Hatton
Minnesota	Dept. of Environmental Quality	Commissioner	Dr. Chuck Carr Brown
Mississippi	Pollution Control Agency	Secretary	Paul Mercer
Missouri	Dept. of Environmental Quality	Commissioner	Ben Grumbles
Montana	Dept. of Natural Resources	Secretary	Martin Suuberg
Nebraska	Dept. of Environmental Quality	Director	Heidi Grether
Nevada	Department of Conservation and Natural Resources	Commissioner	John Linc Stine
		Executive Director	Gary Rikard
		Director	Carol Comer
		Director	Tom Livers
		Director	Jim Macy
		Director	Bradley Crowell
		Administrator, Environmental Protection Division	Greg Lovato

New Hampshire	Dept. of Environmental Services	Commissioner Assistant Commissioner	Robert R. Scott Clark Freise
New Jersey	Dept. of Environmental Protection	Commissioner	Catherine McCabe
New Mexico	Environment Department	Cabinet Secretary	Butch Tongate
New York	Dept. of Environmental Conservation	Commissioner	Basil Seggos
North Carolina	Dept. of Environmental Quality	Secretary Assistant Secretary for Environment	Michael S. Regan Sheila Holman
North Dakota	Dept. of Health	Chief, Environmental Health Section	L. David Glatt
Ohio	Environmental Protection Agency	Director	Craig Butler
Oklahoma	Energy & Environment Cabinet Dept. of Environmental Quality	Secretary Executive Director	Michael Teague Scott Thompson
Oregon	Dept. of Environmental Quality	Director	Richard Whitman
Pennsylvania	Dept. of Environmental Protection	Secretary	Patrick McDonnell
Puerto Rico	Natural and Environmental Resources Department	Secretary	Tania Vazquez Rivera
Rhode Island	Dept. of Environmental Management	Director	Janet Coit
South Carolina	Dept. of Health and Environmental Control	Director of Environmental Affairs	Myra C. Reece
South Dakota	Dept. of Environment and Natural Resources	Secretary	Steve M. Pirner
Tennessee	Dept. of Environment and Conservation	Commissioner Deputy Commissioner of Environment	Dr. Shari Meghreblian Shari Meghreblian
Texas	Commission on Environmental Quality	Chairman	Bryan W. Shaw, Ph.D, P.E.
Utah	Dept. of Environmental Quality	Executive Director Deputy Director	Alan Matheson Brad Johnson
Vermont	Agency of Natural Resources	Secretary Deputy Secretary Commissioner, Dept. of Environmental Conservation	Julie Moore Peter Walke Emily Boedecker
Virginia	Dept. of Environmental Quality	Director	David Paylor
Virgin Islands	Dept. of Planning & Natural Resources	Commissioner	Dawn Henry
Washington	Dept. of Ecology	Director	Maia Bellon
West Virginia	Dept. of Environmental Protection	Cabinet Secretary	Austin Caperton
Wisconsin	Dept. of Natural Resources	Secretary Assistant Deputy Secretary	Daniel Meyer Patrick Stevens
Wyoming	Dept. of Environmental Quality	Director	Todd Parfitt

Message

From: Grantham, Nancy [Grantham.Nancy@epa.gov]
Sent: 7/5/2018 1:34:24 PM
Subject: July 5 Issues
Attachments: Document1 (005).docx

July 5 Issues

1. FOIA Online -- Offline -- July 3 - 9 - statement

The Environmental Protection Agency (EPA) utilizes FOIAonline as its principle method for the public to submit FOIA requests at <https://foiaonline.regulations.gov>. The current version of FOIAonline is scheduled to be taken offline by 6:00 P.M. EDT on July 3, 2018. A new version, FOIAonline 3.0, is scheduled to be deployed on July 9, 2018, offering additional functionality and improved performance. During the time that FOIAonline is not available, you can still submit FOIA requests to EPA by sending request via USPS to EPA HQ.

2. National Emissions Standards for Hazardous Air Pollutants and New Source Performance Standards: Petroleum Refinery Sector Amendments - Administrator signed on 7/3 - statement

Today, the Administrator signed a proposed rule titled “National Emissions Standards for Hazardous Air Pollutants and New Source Performance Standards: Petroleum Refinery Sector Amendments.” This action proposes to amend the compliance dates for maintenance vent standards that apply during periods of startup, shutdown, maintenance or inspection for sources constructed or reconstructed on or before June 30, 2014. In today’s proposed action, the compliance date would be changed from August 1, 2017 to January 30, 2019. Important to note is that many refineries received 12-month extensions and are currently subject to a compliance date of August 1, 2018.

3. Increasing Consistency and Transparency Rulemaking Comment Period - Statement

“While we do not comment on the substance of an action under formal interagency review, the Agency is seeking to provide consistency and certainty in the way EPA calculates costs and benefits of its regulations.”

On background: EPA extended the comment period by 30 days (from July 13 to August 13) for the costs and benefits ANPRM – bringing the total days for public comment to 60 for this action.

4. Scientific and Technological Achievement Awards -- July 5

EPA is preparing to announce the 2017 Scientific and Technological Achievement Awards, an agency-wide program that recognizes the outstanding scientific work of EPA employees who published their technical work in peer reviewed literature. Memo to ORD employees and awards posted on SAB website.

5. SAB Committee Membership for FY19 Process Begins -- week of July 2

Federal Register Notice requesting nominations of qualified candidates to serve on the SAB and four SAB standing Committees for FY19. Candidates may submit their nomination on SAB’s website. Names and biosketches of qualified candidates will be posted on the website. The public will be requested to provide relevant information or other documentation on nominees that the SAB Staff Office should consider in evaluating candidates. Briefings will be scheduled to discuss timelines, process, and selections throughout the next several months. Administrator will select members after all nominations have been evaluated.

6. 2014 National Emissions Inventory Report - web posting - June 29

EPA has developed an interactive tool highlighting the most recent National Emissions Inventory – a comprehensive summary of air emissions data from 2014. This interactive report explains how air emissions data are generated and used, and provides tools that explore emission trends and source contributions to air pollution. Every three years, EPA with the help of many organizations, including state, tribal and local air pollution control agencies, industry, and researchers, compiles a National Emissions Inventory including emissions for the six criteria air pollutants and 187 hazardous air pollutants

7. UIC Class II Well Transfer from Idaho to EPA -- this week TBD

The Administrator's Office is anticipated to sign-off on the UIC Class II well transfer package within the next several days. On August 25, 2017, Idaho Department of Water Resources DWR requested that EPA transfer primacy of the Class II program from the state to direct implementation of the program by EPA. In the following months, EPA notified the public of the transfer and started a rule revision process to update Title 40, Part 147 Subpart N of the CFR to codify the change in primacy

8. Public Hearing on Review of the Primary National Ambient Air Quality Standard for Sulfur Oxides - July 10 @ EPA in DC

On May 25, 2018, based on a review of the full body of currently available scientific evidence and exposure/risk information, the EPA proposed to retain the existing primary National Ambient Air Quality Standard (NAAQS) for sulfur dioxide (SO₂). EPA's proposal is based on its judgment that the current NAAQS protects the public health, with an adequate margin of safety, including the health of at-risk populations with asthma. The existing standard, established in 2010, is 75 parts per billion based on the 3-year average of the 99th percentile of the yearly distribution of 1-hour daily maximum concentrations. The EPA has extended the public comment period on the proposed decision until August 9, 2018. The EPA plans to issue a final decision no later than January 28, 2019, consistent with the court-ordered schedule for completion of this review.

9. EPA to Finalize First Amendments to the Coal Ash Disposal Regulations, Providing Flexibilities and Cost Savings -- press release/signature expected July 13

DRAFT

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Status/Timing of OMB Review for CCR Phase 1 Part 1 Final Rulemaking

- OLEM will be providing its draft response to Interagency/OMB comments to David F., Byron B., and OP for review today, 6/28; pending comments and approval, EPA's passback will be sent to OMB ASAP.
- OMB anticipates many OIRA and Interagency reviewers will have limited availability to review EPA's response over the holiday week;

- Placeholder meetings will be set up for the week of July 9th to discuss responses with OMB/Interagency reviewers. OIRA also plans to schedule additional EO 12866 meetings after the week of July 9th (e.g., Lisa Evans/EarthJustice).

Ex. 5 - Deliberative Process

The agencies are also issuing the supplemental notice of proposed rulemaking to give the public an opportunity to comment on additional considerations that support the agencies' proposed repeal, some of which the agencies did not discuss in detail in the initial proposal.

10. OIG Issuance of Report on Flint, MI Lead Response - July TBD

Desk Statement EPA has closely reviewed the findings in the Inspector General's April 2018 draft report and agrees with their recommendations. The Office of Water, the Office of Enforcement and Compliance, and Region 5 have already taken steps to implement several of those recommendations and will continue to expeditiously adopt the rest. EPA has provided the Office of the Inspector General with a detailed outline of its planned corrective actions and projected completion dates. The Agency is actively engaging with states to improve communications and compliance with the federal Safe Drinking Water Act to safeguard human health.

11. The State of New Mexico and the EPA are entering into a Memorandum of Understanding (MOU) related to oil and natural gas produced water -- press release

MOU was proposed by NM to EPA as follow-up to EPA's oil and natural gas roundtable in February of 2018. At the roundtable, New Mexico expressed interest in working with EPA to look at opportunities to treat produced water so it was no longer treated as a waste but a valued commodity. This is especially of interest to New Mexico given the Permian basin boom compiled with increasing geologic constraints around underground injection and significant water scarcity/drought issues. The scope of the MOU relates to proactively clarifying and understanding the existing regulatory and permitting frameworks, and policy decisions among the parties related to the re-use, recycling, and beneficial use of produced water.

12. Tire Crumb Study Update

Peer review comments on the draft report have been received (numerous). Next step is to develop a

Deliberative Process / Ex. 5

13. Discharging Wells on Navajo Nation -- Regions 6, 8 and 9 -- field sampling - briefing for Senior Leadership ?

The State of New Mexico recently made a referral to the U.S. Environmental Protection Agency with concerns about the Foshay Well #1, an orphaned gas well located on the Navajo Nation within the State of New Mexico. The Foshay Well #1, located approximately 35 miles south of Farmington, New Mexico discharges 36,000-50,000 gallons per day of very saline water. The discharged water

ponds around the wellhead and periodically flows offsite into a series of dry washes tributary to the Chaco River. The U.S. Bureau of Land Management (BLM) is also concerned because of the well's proximity to BLM's Bisti/De-na-zin Wilderness Area. The Foshay Well #1 was originally drilled in 1972 on BLM-managed land and plugged after it failed to produce natural gas. A second operator reopened the well in 1974 and capped the well with a valve after it again failed to produce gas. In 1987, the land where the Foshay Well #1 is located was patented to the Navajo Nation as part of the Navajo-Hopi Settlement Act. The well has been discharging saline water since at least 1998.

EPA Region 9 notified the Navajo Nation EPA (NNEPA) of concerns raised about the Foshay Well #1 and convened a series of multi-agency conference calls to discuss potential remedies. On March 29, 2018 the BLM New Mexico State Office requested funds from its headquarters office to plug and abandon orphaned wells in New Mexico and Oklahoma including \$247,693 to plug and abandon the Foshay Well #1. We are awaiting a response to BLM's funding request.

In addition to the Foshay well, the NNEPA staff notified the multi-agency team of their discovery of dozens of additional discharging wells on the Navajo Nation. NNEPA staff and EPA staff worked together to create a preliminary list of 47 other discharging wells across the Navajo Nation, mostly in New Mexico and Utah. While we have not determined the origin of all of these wells, it appears that the majority were originally drilled for oil or gas production. The multi-agency team convened to address the Foshay well is now working to refine the list of other discharging wells on the Navajo Nation, determine the origin and construction of the wells and characterize the nature of discharges from these wells. In July, EPA Region 9 plans to deploy teams with Navajo Nation EPA to sample discharges from the wells. This sampling effort will help us determine if there are any constituents of concern and help develop next steps.

The agencies convened to address the Navajo wells include the Navajo Nation EPA, Navajo Nation Division of Natural Resources, U.S. EPA Regions 6, 8 and 9, BLM, the Bureau of Indian Affairs, the New Mexico Oil Conservation Division, the New Mexico Environment Department and the Utah Department of Natural Resources. The team, facilitated by EPA Region 9, is holding biweekly conference calls to gather information and coordinate responses.

During the *week of July 23*, Region 9 is planning to conduct field sampling of the 47 wells releasing produced water and potentially air emissions. According to Region 9, the purpose of sampling is to preliminary characterization of the sites. Jim Kenney, the EPA lead on oil and gas issues (works in OCIR and coordinates closely with Patrick Traylor) recommends the senior leadership team (R9, R6, R8, OITA, OECA, OW, OGC, OCIR, OPA) request a briefing on the potential legal and policy implications for EPA, the states, the tribe and other federal agencies, like DOI/BLM. There are many potential complexities associated with this/these matter(s).

14. Draft OIG Report on Citizen Science -- Briefing for Deputy Administrator on July 16

OIG conducted an audit to determine whether the EPA has developed controls to manage the use of citizen science results to meet the agency's mission.

Background: Citizen science is a form of open collaboration in which individuals or organizations participate voluntarily in the scientific process in various ways, including conducting scientific experiments, collecting and analyzing data, and solving problems. The EPA defines citizen science as "the involvement of the public in scientific research – whether community-driven research or global investigations. Citizen science mobilizes the public to participate in the scientific process to address problems."

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1. Identify an agency coordinator for citizen science.
2. Catalog agency-specific citizen science projects on a governmentwide online database and website—developed by the General Services Administration (GSA)—to make these projects easier for the public to discover, help improve collaboration within and across agencies, and reveal opportunities for new projects.²

The OSTP memo encouraged—but did not require—federal agencies to take actions in the areas of policy; resources and staffing; technologies and scientific instrumentation; diversity of projects; and rigorous research and evaluation to improve current practice. For example, the memo encouraged agencies to: Develop clear policies, procedures and guidance to encourage and aid agency coordinators in developing and carrying out effective citizen science projects; Devote resources to evaluating the effectiveness of citizen science projects in achieving agency objectives.; Develop methods for validating data and results from projects.

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 - Initial planning with Region
- Tribal Engagement (**Initiating planning**)

Deputy Administrator Wheeler Regional Visits -

Region 1 July 10
Region 5 July 17
Region 6 August 1
Region 7 August 20
Regions 8 **TBD** September 19, 20, 21
Region 9 September 13
Region 10 **TBD** July 26, 27/ September 6 / October 4, 5

Message

From: Carroll, Carly [Carroll.Carly@epa.gov]
Sent: 7/6/2018 12:27:11 PM
Subject: Hot Topics - 07.06.18
Attachments: Hot Topics_07.06.18.docx

Carly Carroll
Special Assistant
U.S. Environmental Protection Agency
(202) 564-2769
carroll.carly@epa.gov

MMMM d, yyyy"]

HOT TOPICS

#	Timeline	Issue	NPM	Summary	Type of action
1.	July 5	Naphthalene	ORD	Today, the IRIS Program released the IRIS Assessment Plan (IAP) for Naphthalene. The Federal Register Notice announcing the release of the IAP opens a 30-day public comment period and announces a public meeting that will be held on August 23, 2018.	Federal Register Notice
2.	July 9	FY19 SAB Committee Membership	SAB	FRN will publish & request nominations of qualified candidates to serve on the SAB and four SAB standing committees; open for 30 days after the publication date	FR notice
3.	Early this week	PFOA and PFOS Contaminated Groundwater Guidance	OLEM	With OP for OMB	Interim Guidance
4.	Mid to late July	Methylene Chloride – TSCA Section 6(a)	OCSPP	With OCSPP preparing final docs for OMB review	Tier 1; Final rule
5.	Early July	Petroleum Refinery Compliance Extension	OAR	With OP; final rule to be signed prior to the August 1, 2018 compliance date for maintenance vents	Tier 3; Proposed rule
6.	Early July	Idaho UIC Class II Well Program – Voluntary Primacy Withdrawal	OW	Currently awaiting Ryan Jackson's approval for the Administrator's signature	Tier 3; Final Rule
7.	Early July	Health and Environmental Protection Standards for Uranium and Thorium Mill Tailings	OAR	OAR is updating the package and will be submitting a new version	Tier 2; Withdrawal of proposed rule
8.	Mid-July	CASAC ozone panel formation	SAB	Will take on ozone NAAQS standard; panel formation does not go to Administrator for signoff	

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9.	Mid-July	Residential Wood Heaters NSPS	OAR	With OP; solicits comments on comments raised by industry; proposal to allow retailers time after the May 2020 compliance date to sell units manufactured before that date	Tier 3 Proposed rule & ANPRM
10.	July	Gold King Mine Claimant Letters	OGC	These letters will need the Administrator's signature and will be processed through OGC.	Settlement offers
11.	July	Oil and Natural Gas Emission Standards – Technical Reconsideration	OAR	With OMB; 6/29 call with OMB Note: FAR for the policy reconsideration proposal to end July 11	Tier 1; Proposed rule
12.	July	PSD/NSR Project Aggregation - Reconsideration	OAR	With OP then to OMB	Tier 3; Final rule
13.	July	Repeal of Emission Requirements for Glider Vehicles, Glider Engines, and Glider Kits	OAR	With OP then to OMB	Tier 1; Final rule
14.	July	Federal Lead Strategy	AO	Release of strategy	Press release
15.	Mid-July	Metal Furniture, Large Appliances, and Fabric RTR	OAR	This NPRM is currently with OMB	Tier 3; NPRM
16.	Mid-July	Rulemaking to Establish Light-Duty Vehicle Greenhouse Gas Emission Standards and Corporate Average Fuel Economy	OAR	With OMB	Tier 3; Proposed rule
17.	Mid-July	2018 Air Quality Trends Report	OAR	Annual report detailing status and trends of key air pollutants. DA has requested a briefing on the report.	Annual report

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#	Timeline	Issue	NPM	Summary	Type of action
18.	July 11-14	Montreal Protocol Open-Ended Working Group Meeting	OAR	OAR staff will serve on the U.S. delegation in Vienna, Austria. U.S. delegation will also include staff from State Department, White House and USDA.	
19.	July 13	NESHAP: Portland Cement Manufacturing Industry RTR	OAR	With OP; consent decree deadline for Administrator's signature is July 15 (which is a Sunday)	Tier 2; Final rule
20.	July 13 (estimated)	Coal Combustion Residual Remand Rule Phase I	OLEM	With OMB-EPA's passback will be sent to OMB asap and additional meetings to discuss likely the week of July 9 and 16. Depending on outcome of discussion, new planned signature date is July 13.	Tier 3; Final rule
21.	July 17 Court Ordered	Air Quality Designations for 2015 Ozone NAAQS: San Antonio, Texas	OAR	This final rule is with OAR's IO. This does not need OMB review.	Tier 3; Final rule
22.	July 17	Wycoff/Eagle Harbor Quendall Terminal Hanford Administrator Briefing	OLEM/ Region 10	Briefing Administrator on preferred alternatives/final decision (ROD) on remedies greater than \$50M for 3 Region 10 sites.	Approval from the Administrator
23.	July 17	Science Transparency	ORD	Strengthening Transparency in Regulatory Science proposed rule public hearing in DC; Public comment period ends August 16	Public hearing
24.	Mid-July	Safer and Affordable Fuel Efficient (SAFE) Vehicles Rule	OAR	This NPRM is currently with OMB	Tier 1; NPRM
25.	Mid-July	Protection Stratospheric Ozone: Revision to Refrigerant Management Regs under CAA	OAR	This NPRM is currently with OMB	Tier 3; NPRM

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#	Timeline	Issue	NPM	Summary	Type of action
26.	July 25	Superfund	OLEM	Task force anniversary	Events
27.	Mid-July	Renewable Fuel Standard: Grain Sorghum Oil Pathway	OAR	This final rule is with OAR's IO and will next go to OP	Tier 3; final rule
28.	End of July	MS ₄ Remand Rule – eReporting Rule Corrections	OW		Tier 3; NPRM
29.	August	Certificate of Pesticide Applicators Rule; Reconsideration of the Minimum Age Requirements	OCSPP	With OMB	Tier 2; Proposed rule
30.	Early August	Federal Numeric Nutrient Criteria Applicable to Missouri Lakes	OW		Tier 3; NODA
31.	August 13	PFAS	OW	PFAS Community Engagement Meeting in Region 4 -- August 13 - North Carolina	Meeting
32.	Early to mid August	Report to Congress: BEACH Act Implementation 2010	OW		
33.	August 14 – 15	ORD and Region 6 States Meeting	ORD	ORD senior leaders will meet with Region 6 states and the Region 6 RA to talk about environmental issues the states are facing and tour ORD's facilities. One day of the meeting will be in Ada, OK, and the other will be in Oklahoma City.	Meeting

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#	Timeline	Issue	NPM	Summary	Type of action
34.	August 23	Naphthalene Public Meeting	ORD	The IRIS Program released the IRIS Assessment Plan (IAP) for Naphthalene on July 5. A public meeting that will be held on August 23 to discuss the IRIS Assessment Plan for Naphthalene	Public Meeting
35.	August 28 – 30	15th Annual EPA Drinking Water Workshop for Small Systems	ORD/OW	Public workshop for state drinking water personnel in Covington, KY. Workshop topics include monitoring and treatment of PFAS, contaminants of emerging concern, risk management and crisis communication, among others.	Public Workshop
36.	September 2018 for implementation October 1	TSCA	OCSP	Anticipate finalizing fees rule by September. These fees to be collected would go toward developing risk evaluations for existing chemicals; collecting and reviewing toxicity and exposure data and other information; reviewing Confidential Business Information (CBI); and, making determinations in a timely and transparent manner with respect to the safety of new chemicals before they enter the marketplace.	Rulemaking
37.	September 5 – 6 (tentative)	CASAC Secondary NAAQS Review Panel for NOx and SOx	SAB	The purpose of the meeting is to conduct a peer review of two EPA documents developed as part of the periodic review of the secondary NAAQS for oxides of nitrogen and sulfur.	Public Meeting
38.	September 2018	SAB Meeting	SAB	Will discuss biogenic carbon report. May do additional work on 2017 reg agenda and will discuss 2018 reg agenda.	Public Meeting

Message

From: Regina Gonzales [Personal Privacy / Ex. 6]
Sent: 7/6/2018 11:55:17 AM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Please don't screw up the environment

Sir: As you take your new position, I would ask you to dig deep within yourself and do what is best for the whole and not a select few. You swore to protect the environment and our children's futures. I hope that you take this position more seriously than your predecessor, and not only serve your and the "Presidents" selfish interests. I hope that you will be able to sleep at night knowing you're not screwing over the entire US. Sir, I employ you to act with integrity, because if not.....I will make it my mission to get to DC and never allow you a moment's peace. I will scream, yell and do all that I can to make sure you hear me and the rest of the citizens you will fail.

EVER WATCHFUL
REGINA GONZALES

[Personal Privacy / Ex. 6]

ps.....spare me the automated return email. If you can't write me yourself, don't .

Message

From: Grantham, Nancy [Grantham.Nancy@epa.gov]
Sent: 7/6/2018 11:31:28 AM
Subject: July 6
Attachments: Document1 (005).docx

July 6 Issues

1. FOIA Online -- Offline -- July 3 - 9 - statement

The Environmental Protection Agency (EPA) utilizes FOIAonline as its principle method for the public to submit FOIA requests at <https://foiaonline.regulations.gov>. The current version of FOIAonline is scheduled to be taken offline by 6:00 P.M. EDT on July 3, 2018. A new version, FOIAonline 3.0, is scheduled to be deployed on July 9, 2018, offering additional functionality and improved performance. During the time that FOIAonline is not available, you can still submit FOIA requests to EPA by sending request via USPS to EPA HQ.

2. CAFÉ Proposed Rule

NHTSA thinks it will upload the new CAFE to ROCIS as early as Friday.

3. National Emissions Standards for Hazardous Air Pollutants and New Source Performance Standards: Petroleum Refinery Sector Amendments - Administrator signed on 7/3 - statement

Today, the Administrator signed a proposed rule titled “National Emissions Standards for Hazardous Air Pollutants and New Source Performance Standards: Petroleum Refinery Sector Amendments.” This action proposes to amend the compliance dates for maintenance vent standards that apply during periods of startup, shutdown, maintenance or inspection for sources constructed or reconstructed on or before June 30, 2014. In today’s proposed action, the compliance date would be changed from August 1, 2017 to January 30, 2019. Important to note is that many refineries received 12-month extensions and are currently subject to a compliance date of August 1, 2018.

4. Increasing Consistency and Transparency Rulemaking Comment Period - Statement

“While we do not comment on the substance of an action under formal interagency review, the Agency is seeking to provide consistency and certainty in the way EPA calculates costs and benefits of its regulations.”

On background: EPA extended the comment period by 30 days (from July 13 to August 13) for the costs and benefits ANPRM – bringing the total days for public comment to 60 for this action.

5. Scientific and Technological Achievement Awards -- July 5

EPA is preparing to announce the 2017 Scientific and Technological Achievement Awards, an agency-wide program that recognizes the outstanding scientific work of EPA employees who published their technical work in peer reviewed literature. Memo to ORD employees and awards posted on SAB website.

6. SAB Committee Membership for FY19 Process Begins -- week of July 9

Federal Register Notice requesting nominations of qualified candidates to serve on the SAB and four SAB standing Committees for FY19. Candidates may submit their nomination on SAB’s website. Names and biosketches of qualified candidates will be posted on the website. The public will be requested to provide relevant information or other documentation on nominees that the SAB Staff Office should consider in evaluating candidates. Briefings will be scheduled to discuss timelines, process, and selections throughout the next several months. Administrator will select members after all nominations have been evaluated.

7. Montreal Protocol Open-Ended Working Group Meeting -- July 11 - 14 - Vienna, Austria

State Department is US lead at this annual meeting of the parties to discuss routine implementation issues. Three EPA staff attending.

8. The State of New Mexico and the EPA are entering into a Memorandum of Understanding (MOU) related to oil and natural gas produced water -- press release - week of July 9

MOU was proposed by NM to EPA as follow-up to EPA's oil and natural gas roundtable in February of 2018. At the roundtable, New Mexico expressed interest in working with EPA to look at opportunities to treat produced water so it was no longer treated as a waste but a valued commodity. This is especially of interest to New Mexico given the Permian basin boom compiled with increasing geologic constraints around underground injection and significant water scarcity/drought issues. The scope of the MOU relates to proactively clarifying and understanding the existing regulatory and permitting frameworks, and policy decisions among the parties related to the re-use, recycling, and beneficial use of produced water.

9. 2014 National Emissions Inventory Report - web posting - June 29

EPA has developed an interactive tool highlighting the most recent National Emissions Inventory – a comprehensive summary of air emissions data from 2014. This interactive report explains how air emissions data are generated and used, and provides tools that explore emission trends and source contributions to air pollution. Every three years, EPA with the help of many organizations, including state, tribal and local air pollution control agencies, industry, and researchers, compiles a National Emissions Inventory including emissions for the six criteria air pollutants and 187 hazardous air pollutants.

10. UIC Class II Well Transfer from Idaho to EPA -- this week TBD

The Administrator's Office is anticipated to sign-off on the UIC Class II well transfer package within the next several days. On August 25, 2017, Idaho Department of Water Resources DWR requested that EPA transfer primacy of the Class II program from the state to direct implementation of the program by EPA. In the following months, EPA notified the public of the transfer and started a rule revision process to update Title 40, Part 147 Subpart N of the CFR to codify the change in primacy.

11. Public Hearing on Review of the Primary National Ambient Air Quality Standard for Sulfur Oxides - July 10 @ EPA in DC

On May 25, 2018, based on a review of the full body of currently available scientific evidence and exposure/risk information, the EPA proposed to retain the existing primary National Ambient Air Quality Standard (NAAQS) for sulfur dioxide (SO₂). EPA's proposal is based on its judgment that the current NAAQS protects the public health, with an adequate margin of safety, including the health of at-risk populations with asthma. The existing standard, established in 2010, is 75 parts per billion based on the 3-year average of the 99th percentile of the yearly distribution of 1-hour daily maximum concentrations. The EPA has extended the public comment period on the proposed

decision until August 9, 2018. The EPA plans to issue a final decision no later than January 28, 2019, consistent with the court-ordered schedule for completion of this review.

12. EPA to Finalize First Amendments to the Coal Ash Disposal Regulations, Providing Flexibilities and Cost Savings -- press release/signature expected July 13

DRAFT

Ex. 5 - Deliberative Process

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Status/Timing of OMB Review for CCR Phase 1 Part 1 Final Rulemaking

- OLEM will be providing its draft response to Interagency/OMB comments to David F., Byron B., and OP for review today, 6/28; pending comments and approval, EPA's passback will be sent to OMB ASAP.
- OMB anticipates many OIRA and Interagency reviewers will have limited availability to review EPA's response over the holiday week;
- Placeholder meetings will be set up for the week of July 9th to discuss responses with OMB/Interagency reviewers. OIRA also plans to schedule additional EO 12866 meetings after the week of July 9th (e.g., Lisa Evans/EarthJustice).

Ex. 5 - Deliberative Process

The agencies are also issuing the supplemental notice of proposed rulemaking to give the public an opportunity to comment on additional considerations that support the agencies' proposed repeal, some of which the agencies did not discuss in detail in the initial proposal.

13. OIG Issuance of Report on Flint, MI Lead Response - July TBD

Desk Statement EPA has closely reviewed the findings in the Inspector General's April 2018 draft report and agrees with their recommendations. The Office of Water, the Office of Enforcement and Compliance, and Region 5 have already taken steps to implement several of those recommendations and will continue to expeditiously adopt the rest. EPA has provided the Office of the Inspector General with a detailed outline of its planned corrective actions and projected completion dates. The Agency is actively engaging with states to improve communications and compliance with the federal Safe Drinking Water Act to safeguard human health.

14. Tire Crumb Study Update

Peer review comments on the draft report have been received (numerous). Next step is to develop a

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15. Discharging Wells on Navajo Nation -- Regions 6, 8 and 9 -- field sampling - briefing for Senior Leadership ?

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Message

From: EISD [eisd@epa.gov]
Sent: 7/6/2018 2:09:19 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Your incident INC0028822 has been resolved

INC0028822 - Please block the following domain

Your incident has been resolved.

The incident will automatically close in 10.0 days

Summary details

Resolved by: pholmes

Resolution notes: The request to block the domain, everyactioncustom.com, from sending emails to EPA is complete. Please let us know if you continue to receive emails from this domain.

If you feel the issue is not resolved, please click the following link and reopen your incident:



Thank you.

Visit the **End User Portal** for additional services, or call the Enterprise IT Service Desk at 1-866-411-4372.

Ref:MSG0293363_yeqVwk302w9q1yD2v0hT

Message

From: EISD [eisd@epa.gov]
Sent: 7/6/2018 1:40:38 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Incident INC0028822 has been opened on your behalf

INC0028822 - Please block the following domain

An incident has been opened on your behalf.

Thank you for contacting EISD support (formerly EZ Tech). An incident has been opened for your issue.

You can view all the details of the incident by following the link below:

[Take me to the Incident](#)

Thank you.

You may also visit the [EISD End User Portal](#) for additional services, or call the Enterprise IT Service Desk at 1-866-411-4372.

Special Note: As of May 1st, 2018, EZ Tech was rebranded to the Enterprise IT Service Desk (EISD). The name change is a result of an extensive rebranding effort designed to mirror the transformation and realignment of the Office of Environmental Information (OEI). Do not worry, only the name has changed, support for EPA Headquarters, Regions, and Program Offices will continue without interruption. EISD - the same great service with the same great people!

Visit the [End User Portal](#) for additional services, or call the Enterprise IT Service Desk at 1-866-411-4372.

Ref:MSG0292975_9Up84V1QT9ZjnDC8J1GN

Message

From: eopf-noreply@opm.gov [eopf-noreply@opm.gov]
Sent: 7/5/2018 1:59:45 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: eOPF Notification: New Documents Have Been Added to Your Folder

Subject: New Documents Added

This email is to notify you that documents were added to your folder in the electronic Official Personnel File (eOPF) system.

POID : [Personal Privacy Ex. 6]
Organization Code : EPO0AMA0000000
Activity Code : 0

Agency: [EPA]
eOPF Account #: [Personal Privacy Ex. 6] Name: [WHEELER, ANDREW] POID: [Personal Privacy Ex. 6]

1 document(s) have been added to your Electronic Official Personnel File(EOPF).

To view your document(s):

1. Log into your agency's eOPF using a government-secured computer.
2. Identify new document(s) by clicking on the "Create Date" column so that new document(s) are listed first.

If you have further questions about the addition of these documents, please contact your HR representative.

Agency: <https://eopf.opm.gov/epa/>

[Personal Privacy Ex. 6]

Message

From: eopf-noreply@opm.gov [eopf-noreply@opm.gov]
Sent: 7/5/2018 7:33:52 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: eOPF Password Request

Subject: eOPF Password Request

This email is to notify you that a request for your eOPF Password was made. If you didn't initiate this request, please contact the Help Desk via email at eopfhelpdesk@opm.gov; or by calling (toll-free) 1-866-275-8518.

To create a new eOPF password:

1. Click the link below, which is unique to your request.

PLEASE NOTE THAT THE LINK EXPIRES WITHIN 4 HOURS OF SENDING THIS EMAIL.

<https://eopf.opm.gov/epa/VerifyReset.aspx?tn=149577F10075>


If clicking the link above does not work, please copy and paste the URL in a new browser window.

2. When prompted provide your eOPF ID and submit.

3. Complete the password reset process.

4. Then you are taken to the eOPF Login Page where you must enter your new password to access eOPF.

Agency: <https://eopf.opm.gov/epa/>

 Personal Privacy Ex 8

Message

From: eOPF Helpdesk [eopfhelpdesk@opm.gov]
Sent: 7/5/2018 7:33:00 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: eOPF Ticket= 653889

When replying, type your text above this line.

This email is to notify you of an update to your eOPF ticket 653889.

Issue: LOGIN:Password Reset
Escalation Level: Help Desk

Hello! Thank you for contacting the eOPF EHRI Help Desk.

The eOPF self-service features depend on your work email address and the ability for the system to send emails to that address without interruption.

Please check with your IT department to ensure that secure emails from eopf-noreply@opm.gov are not blocked or held by your email server.

If you are still unable to utilize the self-service reset, please call the eOPF Help Desk at 1-866-275-8518 for additional assistance.

Your current ticket status is: Closed
If you believe this issue was not resolved, please reply to this email.

Respectfully,
eOPF EHRI Help Desk

The eOPF EHRI Help Desk is available via phone 9am-6pm Mon-Fri EST, and via email 24 hours a day, 7 days a week (including federal holidays).

Original Ticket Submission:

Andrew R. Wheeler
Wheeler.Andrew@epa.gov

Personal Privacy / Ex. 6

Andrew R. Wheeler
Deputy Administrator
U.S. Environmental Protection Agency

Personal Privacy / Ex. 6

Email sent by: wheeler.andrew@epa.gov

Please do not include personally identifiable information (also known as PII) in your correspondence to the eOPF Help Desk due to its sensitive nature. Data that should never be transmitted include classified information, as defined in Executive Order 13526 (dated December 29, 2009); your Social Security Number (SSN); or other personal or sensitive information.

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the system manager. This message contains confidential information and is intended only for the individual named. If you are not the named addressee you should not disseminate, distribute or copy this e-mail. Please notify the sender immediately by e-mail if you have received this e-mail by mistake and delete this e-mail from your system. If you are not the intended recipient you are notified that disclosing, copying, distributing or taking any action in reliance on the contents of this information is strictly prohibited.

Message

From: eOPF Helpdesk [eopfhelpdesk@opm.gov]
Sent: 7/5/2018 7:31:20 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: eOPF Ticket= 653889 has been created

When replying, type your text above this line.

This email is to notify you that your eOPF Ticket 653889 has been created.

Name: ANDREW WHEELER
Agency: EPA
POID: [REDACTED] Org Code: EP00AMA0000000 Activity Code:0
Email: WHEELER.ANDREW@EPA.GOV
Phone:

Escalation Level: Help Desk

Andrew R. Wheeler
Wheeler.Andrew@epa.gov
[REDACTED] **Personal Privacy / Ex. 6**

Andrew R. Wheeler
Deputy Administrator
U.S. Environmental Protection Agency
[REDACTED] **Personal Privacy / Ex. 6**
Email sent by:wheeler.andrew@epa.gov

Your current ticket status is: Open
If this issue has been resolved please click the link below.

This will generate an email to notify the eOPF EHRI Help Desk that no further action is required.

Respectfully,
eOPF EHRI Help Desk

The eOPF EHRI Help Desk is available via phone 9am-6pm Mon-Fri EST, and via email 24 hours a day, 7 days a week (including federal holidays).

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This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the system manager. This message

contains confidential information and is intended only for the individual named. If you are not the named addressee you should not disseminate, distribute or copy this e-mail. Please notify the sender immediately by e-mail if you have received this e-mail by mistake and delete this e-mail from your system. If you are not the intended recipient you are notified that disclosing, copying, distributing or taking any action in reliance on the contents of this information is strictly prohibited.

Message

From: eopf-noreply@opm.gov [eopf-noreply@opm.gov]
Sent: 7/5/2018 7:28:48 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: eOPF Login Request

Subject: Request eOPF ID

This email is to notify you that a request for your eOPF ID was made. If you didn't initiate this request, please contact the Helpdesk via email at eopfhelpdesk@opm.gov; or by calling (toll-free) at 1-866-275-8518.

Your eOPF ID: [Personal Privacy/Ex. 6]

Please protect your personal information by keeping your eOPF ID and password in a secure location.

Agency: <https://eopf.opm.gov/epa/>

[Personal Privacy/Ex. 6]

Message

From: T. Connick [Personal Matters / Ex. 6]
Sent: 7/6/2018 2:38:11 AM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Klamath River dam removals
Attachments: JCBoyle Comments 1.docx; Klamath401.docx

Mr. Wheeler,
Congratulation on your promotion today.

My reason for contacting you is my concern about the proposed removal of four dams on the Klamath River (between Oregon and California) and the adverse environmental impact it will cause. But more importantly is the manner in which these proposed dam removals are to be undertaken. I'm including a couple of comment letters to give you a feel for the magnitude and scope of what I consider an environmental deserver in the making. No current dam removals have been on this scale with earthen dams and uncontrollable water flows. This should be of concern to the EPA as they should not be complicit nor culpable in this endeavor. Thank you for your consideration.

T. Connick

Personal Matters / Ex. 6

J.C.Boyle Proposal Comments:
Chris Stine Hydro-Electric Specialist
165 E 7 Ave, Suite 100
Eugene, OR 97401

Klamath401@deg.state.or.us Failed email
www.oregon.gov/DEQ Failed email
stine.chris@deg.state.or.us

Re: PRESERVATION OF THE KLAMATH RIVER BASIN

STOP the largest Proposed Dam Removal Project in the World and preserve the Klamath River Basin economy and ecosystem. It (“has not”) been established that anadromous fish habitat exists above J.C.Boyles Reservoir to justify Dam Removals.

THE KLAMATH RIVER HYDROELECTRIC FACILITIES (FERC Project No. 2082) have been requested for Decommissioning by PacifiCorp (Surrender of License #20160923-5370) for Iron Gate Dam, Copco No. 1 Dam, Copco No. 2 Dam, J.C Boyle Dam, and appurtenant hydroelectric works and be transferred to a dam removal (“shell”) corporation (KRRRC).

It is within FERC’s responsibility to consider the public interest to retain and pursue the relicensing of the hydroelectric facilities to a (“responsible”) entity. Siskiyou and Klamath Counties, and the Cities within have the statutory responsibility to provide and protect the public’s interest and safety to all citizens and protect the environment for present and future generations. **Through proper and legal voting procedures in 2010, the voting populous of Siskiyou Co. (79.04%), and in 2016 Klamath Co. (72%), OVERWHELMINGLY voted to retain the Klamath River Dams and Hydroelectric Facilities.**

As a Registered Engineer responsible for the preparation of Environmental Impact Reports (EIR)’s and Storm Water Pollution Prevention Plans(SWPPP)’s, the Department of Interior(DOI) and States of Calif. and Oregon have failed to prepare and complete 401 Clean Water Act and environmental studies to legal and acceptable standards that support Dam Removals:

1. Coho Truck and Haul Studies above J.C,Boyle Dam were demanded and refused by the DOI, probably because they realized anadromous habitat did not exist. A common analogy is that the only way coho juveniles can get back from the tributaries of Upper Lake to the ocean is to become flying fish . This study must be completed to support Dam Removals. Without this study the environmental documents fail and will initiate major law suits.
2. The environmental documents are incomplete. (Fail to analyze alternatives with Dams in place). (Fail to provide a Cost Benefit Analysis). Including substantial crop and property value losses to Farmers and Ranchers due to unjustified DOI water cutoffs.
3. The release of 20 +/- million cubic yards of toxic sediments retained behind the Dams down river is irresponsible, violates the 401 Clean Water Act, and requires the preparation of a SWPPP (Storm Water Pollution Pretention Plan). It will decimate river habitat for decades. It is irresponsible that sediment removal by dredging has been abandoned because of cost.??
4. The Calif. Division of Dam Safety under existing law requires that Dam Removal Plans be submitted and approved, and verify Dam Removal Plans and Conditions are followed.
5. The Counties of Siskiyou and Klamath have and are mandated within their existing regulations and public safety authorities to require and approve Dam Removal Permits for the removal the Klamath River Dams.
6. The DOI and State Agencies have circumvented State and Federal Laws by certifying bogus scientific studies to justify dam removals, commonly cited by recognized professional Biologist, Scientist and Engineers as SWAG’s (Scientific Wild Ass Guesses)
7. The proposed project of Dam Removals on the Klamath River is analogist to the Division of Highways proposing a freeway to no where without proper studies and public support at the expense of Local, State and Federal citizens. (This action would involve major Law Suits)

Pursuing the proposed Klamath River Dam Removal Project without satisfying the above required environmental documents and permits WILL INVOLVE MAJOR LAW SUITS.

Klamath River information: 1. The Klamath Basin is the only **upside down basin**, on the west coast (**warm poor water quality above J.C.Boyles Dam**), with water temperature and quality improving as it travels to the ocean. 2. **Moonshine Falls, directly below J.C. Boyles Reservoir, is cited by CFW to be the upper most habitat for anadromous fish.** 3. **The downstream Dams have absolutely nothing to do with the Upper Basin water wars.** They improve the DOI Klamath Project regulated flows to farmers and ranchers by providing required minimum instream flows. 4. The California dams have been recently inspected by the Division of Dam Safety and are in good condition. 5. **These dams provide a 25% down river flood and surge protection**, based on the 1964 flood hydrograph measured at the gage below Iron Gate Dam, and provides an average yearly water quality improvement. 6. Given the condition of a complete Klamath River cutoff by the DOI or a severe drought, **the dams can also easily provide CDFG/CFW's 700 cfs minimum instream river flows for a three month period with adequate storage retained for Lake Habitat.**

THE FOLLOWING PROJECTS (ALTERNATIVES WITH DAMS IN PLACE) HAVE BEEN PROPOSED TO FACILITATE "FERC" RELICENSING, PROMOTE THE PUBLIC AND ENVIRONMENTAL INTEREST, COMPLY WITH THE BI-STATE COMPACT, AND PRESERVE THE KLAMATH R. BASIN

1. Implement the Shasta Nation Tunnel Unassisted Anadromous Fish Passageway around Iron Gate, Copco 1 and Copco 2 Dams at a cost of \$50 million (1/6th the \$300 million cost estimated for installing fish ladders and 1/20th the \$1+ billion estimated for dam removals and restoration). This will provide anadromous fish passage around Iron Gate, Copco 1, and Copco 2 reservoirs to the pre-dam 20 miles of native river habitat above Copco 1 Reservoir. This proposal has a very positive write up in the DOI's EIR. **(It was not considered because it required retaining the Dams).** A former DFG official stated that he could not support this alternative. He also stated that he could not support proposed fish ladders either because there is no habitat above the Dams to warrant the expense of either.
2. Implement the 60,000 ac.ft. Klamath River/Shasta Valley Reserved Water Right (A0169580), transfer canal and storage facilities to supplement Montague Irrigation District's irrigation water with Klamath R. water (poor water quality containing high nutrients). This project augments current irrigation supplies, allows for additional land to become irrigated, and replaces naturally impaired Upper Klamath R. water with higher quality water. A portion of the reduced water demands (good water quality) can be released by the District from Lake Shastina or from their wells into the Shasta River, improving the water quality in both the Shasta River and in the Klamath River below Iron Gate Reservoir per FERC recommended requirements for relicensing. The Shasta Valley RCD & CDFG contracted a similar augmentation study in 2007 that has since been politically shelved. *(Because it depends on retaining the dams scheduled for removals)* Ref: (CDFG Project No. P0310329)
3. Establish additional reliable storage facilities within the Klamath River Basin, including increasing storage capacities of high-elevation lakes as recommended in the October 1991 Department of Water Resources Study: *SCOTT RIVER FLOW AUGMENTATION STUDY*, and introduce juniper removal projects. Added storage facilities and juniper removals projects will provide thousands of ac-ft. of additional surface and ground water storage, provide additional wildfire protection, increase late summer and fall instream flows, and augment irrigation waters.

4. Establish a Public Utility District within Siskiyou and Klamath Counties to take possession of the hydro-electric facilities and pursue FERC re-licensing. Note: This process is underway in Siskiyou Co. and planned to involve Klamath Co. and the Shasta Nation in the future.

These proposals will:

- **Save the Hydro-electric Dams** which generate clean, green, renewable power to 70,000 homes and protect the lake habitat and homes in and around the reservoirs by removing dam removals from the proposed Klamath Basin Restoration Agreement (KBRA) and eliminating the Klamath Hydro-Electric Settlement Agreement (KHSA).
- **Save Iron Gate Fish Hatchery**, which is dependent on cool low level water releases from Iron Gate Reservoir, which releases over **six million salmon and steelhead fingerlings per year** into the Klamath River. **Note:** A former Ca. DFW Game Warden stated, "It is *impossible* for the Klamath River Habitat above Iron Gate Dam to duplicate the production of fish generated from the Iron Gate Hatchery."
- **Save future impacts on the Fall Creek Hydro-electric Facilities and Yreka City Fall Creek water supply.**
- **Save the Klamath River from complete destruction** by eliminating the proposed and **irresponsible** releasing of 20 million cubic yards of sediments and pollutants retained behind the dams down river. This equates to sediment 3ft. thick all the way to the estuary, assuming that the River is 150ft. wide & 190 miles to the ocean. **(Violates Clean Water Act Section 401)**
- **Save future Klamath River water demands from the Scott R. and Shasta R.** by State and Federal Agencies to satisfy requirements proposed in the KBRA for **Environmental Waters.**
- **Preserve the sacred Shasta Nation Villages and Burial Sites** beneath the waters of Iron Gate and Copco Reservoirs.
- **Provide additional storage facilities and instream flows** which will enhance fisheries and benefit the Tribes, NGOs and fishing interests, and improve Klamath River water quality.
- **Eliminate increased electricity rates for On and Off Project irrigators and all ratepayers** and provide substantial power rate reductions with the establishment of a PUD.
- **Provide Governmental Agencies common sense and professionally supported and engineered alternatives.**

It is within FERC's responsibility to consider the public interest to retain and pursue the relicensing of the hydroelectric facilities to a ("responsible") entity. The KRRC is a politically formed shell corporation and not professionally or physically qualified to take possession of the Klamath River Hydro-Electric Project.

THE PROPOSED PROJECT OF DAM REMOVALS IS ALL POLITICAL WITHOUT JUSTIFICATION
(There is no anadromous fish habitat above J.C.Boyles Reservoir)
(Coho Salmon are not indigenous to the Klamath River)

Stop this unjustified exorbitant spending of taxpayer money on a road to nowhere.
Do not allow politics to TRUMP common sense.

Respectfully submitted, 6/17/2018

Jerry L. Bacigalupi

Jerry L Bacigalupi

Professional Civil Engineer, **JLB Construction & Engineering**

P.O. Box 309 Montague, CA 96064 (916) 768-5015

Jerry@JLB-n-DLB.com

J.C.Boyle Proposal Comments:

Chris Stine Hydro-Electric Specialist
165 E 7 Ave, Suite 100
Eugene, OR 97401

Klamath401@deg.state.or.us Failed email
stine.chris@deg.state.or.us

RE: Proposed removal of four Klamath River Dams.

This is the most absurd idea that keeps reappearing even after the local people have overwhelmingly rejected this proposal.

And here is why:

1. Who is in charge? What Federal and State agencies are going to go on record and abdicate their mandates and fiduciary responsibilities of protecting the environments to consummate these four dams being removed?
2. The KRRC has NO assets, NO experience, NO accountability, and NO liability for when things go wrong, as they will. These dams cannot be removed as proposed without violating a plethora of Federal and State(s) environmental rules and regulations. This makes the KRRC the irresponsible party.
3. If Federal and State agencies are allowed to abdicate their mandates and fiduciary responsibilities without the federal and state(s) congressional approval they are them complicit and culpable in its out come. Them why have them in the first place.
4. If the federal EPA, NOAA, Fish and Wildlife, U.S. Department of the Interior and all the other agencies that have inserted them selves in the management of the Klamath River over the years, along with both states and their respective agencies who have wanted to have a say in the rivers management, all agree to be "The Responsible Party" for the dams removal. Then we will know who is responsible and accountable for any environmental degradation, cost over runs, and liability, which will follow.
5. Because of the fact these dams' hydroelectric output is almost instantaneously scalable, makes these dams a national security interest and there removal would need the approval of the various national security agencies.
6. Just because some special interest groups have a bent on having the dams removed to follow a misguided ideal does not mean that the dams need to be expeditiously removed without first a through and transparent review to understand the mythology, sequence, procedures, mitigations and contingency plans prior to ALL the lead agencies approvals. Along with all related costs for each phase of each dams removal. Because this was sold as a complete package years ago and considerable time has passed. New cost projections and cost benefit analysis will need to be provided for dam removals, restoration and remediation, litigation, property owner restitution, contingencies, etc. along with there funding sources. The \$450 million so far is only enough to make a mess, not enough to clean it up. Where is Oregon's matching contribution? Without it there is no dam removal. Seven year ago the projected cost was \$1.5 billion. How much today? The

additional funding for remediation and litigation should be identified and secured prior to implementation or any dam removals. One source would be to claw back the “promised” funds from the various agencies pet projects for agreeing to this boondoggle, which are not directly attributable and related to the dam’s removal and subsequent environmental degradation.

7. If this fiasco is to come to fruition then an historical monument should be installed, prior to the dam’s destruction, at the rest stop and along I5 where the highway crosses the Klamath River, giving credit where credit is due, to those agencies, tribes, individuals and “special Interest groups” who authorized and advocated for this undertaking and what it will cost for its destruction and remediation.
8. In this situation maybe we should thank the Supreme Court for allowing government to exercise eminent domain for economic reasons as in this case where each affected county relies on the revenue from these dams. The Counties could setup “Klamath Clean Power” and confiscate the dams at zero cost while receiving the funds, which are now to go to KRRC, and redeploy those funds for dam and environmental upgrades to the Klamath River watershed. Retaining the dams will offer water storage, power generation, flood control and in stream critical flows to protect Salmon along with fish rearing to enhance the current fish stocks, along with all the numerous recreational opportunities as now.
9. It’s unclear to me when California has a carbon-free energy mandate from the current 50% to the proposed 100% how removing these dams will not be in conflict with that requirement. Nothing has been proposed to replace the lost generating capacity of these dams? One cannot simply shift to gas fired production in Oregon and claim carbon-free energy in California.
10. California is proposing to add additional water storage facilities to counter global warming’s effects on the population of the state. So this proposal is to blowup four sound dams with hydroelectric capabilities and build new ones some where else without hydro electrical capabilities. How does that work out cost wise? Why should it be done in the first place?
11. The use of computer modeling was as they say cherry picked for the desired outcome. So if the idea is to demonstrate what will happen if the dams are removed it would be far better to construct a full scale model of the Klamath river system. This would not only show the likely outcomes of the various dams removal schemes but could also model in river flows before and after on an annual basis (Fish migration/spawning, recreational opportunities, etc.). It would also determine if additional water flows would be required from the current water right holders as a taking because this dam removal idea is an avoidable outcome. This could also simulate what would happen during various flooding event and what tribal areas and other areas would be decimated by uncontrollable water flows. A full-scale model is not unheard of as they did this exact same thing in Baton Rouge to confirm their computer modeling.
12. If the Colorado Gold King mining incident was an EPA “accident”, why is the EPA not requiring the installation of scrubbers before the waters are to be released by the dam’s removal and the impounded sediment, already identified with contaminants, is allowed to enter the water shed. One would think that that is their job. If the KRRC is the “potentially responsible party” under federal law, what assets does it hold to mediate any pollution or irreparable harm caused to the Klamath water shed through its actions?

\$450 million less dam destruction cost is not enough. What amount of money has been or will be set aside for the compensation of the tribes and residents who will be impacted by the water surge, subsequent pollution and loss of property values? Has remediation funding been identified and secured?

Submitted 7/5/2018

Thomas Connick

Little Shasta CA.

Message

From: Richard Pollack [Personal Email / Ex. 6]
Sent: 7/5/2018 11:11:52 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Your new constituency

Mr. Wheeler,

Your new constituency is all of us.

Please be a good steward of our environment.

I wish you success with that.

Rick Pollack
Walnut Creek CA

Message

From: Hsiao, Peter [PHsiao@mofo.com]
Sent: 7/5/2018 4:01:35 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Allan Gates (AGates@mwlaw.com) [AGates@mwlaw.com]
Subject: RE: Invitation to speak at the American College of Environmental Lawyers Annual Meeting October 4-6th

Love the opportunity to introduce you TO some of the best environmental lawyers in the nation. Apologies for the typo.

Best regards,

Peter

From: Hsiao, Peter
Sent: Thursday, July 05, 2018 8:50 AM
To: 'Wheeler.andrew@Epa.gov'
Cc: Allan Gates (AGates@mwlaw.com)
Subject: Invitation to speak at the American College of Environmental Lawyers Annual Meeting October 4-6th

Andrew –

Following up on my telephone message, I called to see if you may be interested and available to speak at the Annual Meeting of the American College of Environmental Lawyers to be held on October 4-6, 2018 at the Jackson Lake Lodge in the Grand Teton National Park. We tentatively would have you speak on Friday, October 5, but are flexible to accommodate your schedule. Having enjoyed presenting with you on panels at the Clean Air Act conferences in D.C. for many years, I know you are a skilled speaker and would love the opportunity to introduce you some of the best environmental lawyers in the nation. Please let me know, and my full contact information is provided below.

Best regards,

Peter

Peter Hsiao | Partner | Morrison & Foerster LLP
707 Wilshire Boulevard, Suite 6000 | Los Angeles, California 90017-3543
p: 213.892.5731 | f: 213.892.5454
phsiao@mofo.com | www.mofo.com

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Message

From: Message from the Deputy Administrator [messagefromthedeputyadministrator@epa.gov]
Sent: 7/5/2018 10:46:03 PM
To: Message from the Deputy Administrator [messagefromthedeputyadministrator@epa.gov]
Subject: Announcement



Colleagues,

I want to thank Administrator Pruitt for his service and leadership and the opportunity to serve as his Deputy Administrator.

As of Monday, I will be the Acting Administrator. I am both humbled and honored to take on this new responsibility at the same agency where I started my career over 25 years ago.

I look forward to working hard alongside all of you to continue our collective goal of protecting public health and the environment on behalf of the American people.

Andrew Wheeler
Deputy Administrator

Message

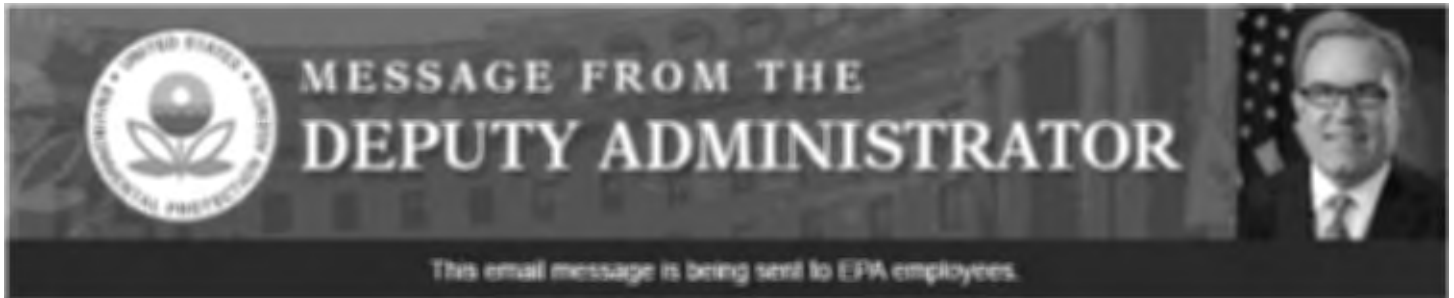
From: Grantham, Nancy [Grantham.Nancy@epa.gov]
Sent: 7/5/2018 10:30:07 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Molina, Michael [molina.michael@epa.gov]
Subject: FW: andrew wheeler message
Attachments: Personnel Announcement

Will come over on this. thanks ng

Nancy Grantham
Office of Public Affairs
US Environmental Protection Agency
202-564-6879 (desk)
202-253-7056 (mobile)

Message

From: Message from the Deputy Administrator [messagefromthedeputyadministrator@epa.gov]
Subject: Personnel Announcement



Collogues,

I want to thank Administrator Pruitt for his service and leadership and the opportunity to serve as his Deputy Administrator.

As of Monday, I will be the Acting Administrator. I am both humbled and honored to take on this new responsibility at the same agency where I started my career over 25 years ago.

I look forward to working hard alongside all of you to continue our collective goal of protecting public health and the environment on behalf of the American people.

Andrew Wheeler
Deputy Administrator

Message

From: Bodine, Susan [bodine.susan@epa.gov]
Sent: 7/5/2018 3:27:15 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]
CC: Traylor, Patrick [traylor.patrick@epa.gov]; Ross, David P [ross.davidp@epa.gov]; Forsgren, Lee [Forsgren.Lee@epa.gov]
Subject: Ex. 5 - Deliberative Process
Attachments: Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

From: Leff, Karin
Sent: Thursday, July 5, 2018 9:35 AM
To: Bodine, Susan <bodine.susan@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>
Subject: Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Karin Leff
Acting Director, Federal Facilities Enforcement Office
US EPA-OECA
202.564.7068 (w)
202.236.3669 (c)

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MA 02109-3912

OFFICE OF THE
REGIONAL ADMINISTRATOR

July 3, 2018

Maureen Sullivan

Deputy Assistant Secretary of Defense, Environment, Safety & Occupational Health
Office of the Assistant Secretary of Defense (Energy, Installations, and Environment)
3400 Defense Pentagon, Room 5C646
Washington, DC 20301-3400

Via e-mail to: Maureen.Sullivan18.civ@mail.mil

Re: Fort Devens Superfund Site, Massachusetts
Next Steps to Address PFAS Impacts to Devens and Ayer Water Supplies

Dear Ms. Sullivan:

On behalf of the United States Environmental Protection Agency (EPA) Region 1, I would like to express my appreciation to you and your colleagues for facilitating a productive meeting at the Fort Devens Superfund Site (Fort Devens) on June 15. The meeting provided an opportunity to meet with representatives from MassDevelopment (Devens), the Town of Ayer (Ayer), and Massachusetts Department of Environmental Protection (MassDEP), and to further understand the serious challenges presented by the presence of per- and polyfluoroalkyl substances (PFAS) at Fort Devens and in municipal water supply wells.

We recognize that the Army has done excellent work at Fort Devens and is taking steps to support resolution of this issue by committing to expanded PFAS sampling and monitoring. However, as discussed at the June 15 meeting, this issue requires more immediate action. Devens and Ayer have been struggling to address PFAS in their drinking water supplies since discovery of the contaminant in 2016, and my staff have engaged Army numerous times since then on the need for Army to expedite work and take action. In the absence of federal involvement, the towns have been forced to take extraordinary measures and, in the case of Ayer, plan to take out loans to install treatment to address PFAS contamination and to get the wells back online.

Prior to the June 15 meeting, EPA received letters from Ayer's Board of Selectmen (June 5, 2018), the Commissioner of MassDEP (June 14, 2018), and the citizens group People of Ayer Concerned About the Environment (PACE) (June 13, 2018), all asking EPA to take action to ensure Army funds costs associated with Devens' and Ayer's response actions. Subsequent to our meeting, EPA New England hosted the first regional PFAS Community Engagement Event, at which we reiterated EPA Administrator Pruitt's commitment to taking swift action to provide the regulated community and impacted people the tools and resources needed to address PFAS impacts to drinking water.

To ensure that this issue is resolved as soon as possible, EPA's preference is that the Army move forward and execute agreements with Devens and Ayer to fund and support the towns' efforts to treat the impacted wells and to provide the public with safe drinking water. We request that you provide notification to EPA of such agreements within 30 days from the date of this letter. Should Army not be able to reach agreements with Devens and Ayer within this timeframe, EPA will pursue other options, including issuance of a Safe Drinking Water Act order.

Sincerely,



Alexandra Dapolito Dunn
Regional Administrator

cc: Martin Suuberg, Commissioner, MassDEP
Lauren Liss, President, MassDevelopment
Jim Moore, Manager of Utilities, MassDevelopment
Mark Wetzel, DPW Superintendent, Town of Ayer
Robert Pontbriand, Town Manager, Town of Ayer

Message

From: Vizian, Donna [Vizian.Donna@epa.gov]
Sent: 7/5/2018 9:33:01 PM
To: Jackson, Ryan [jackson.ryan@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Acting DA

Hi. Just a reminder about how someone can be acting DA. There are 3 ways. A current PAS an appointment by the President or as the first assistant which means sitting in Mike Flynn's position.

If you want to move Henry we need to go through PPO which takes a bit of time. So we should start soon.

Just let me know.

Sent from my iPhone

Message

From: Lyons, Troy [lyons.troy@epa.gov]
Sent: 7/5/2018 9:31:06 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Molina, Michael [molina.michael@epa.gov]; Palich, Christian [palich.christian@epa.gov]; Ringel, Aaron [ringel.aaron@epa.gov]; Cory, Preston (Katherine) [Cory.Preston@epa.gov]; Shimmin, Kaitlyn [shimmin.kaitlyn@epa.gov]; Frye, Tony (Robert) [frye.robert@epa.gov]; Rodrick, Christian [rodrick.christian@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]
Subject: Deliberative

Per your request—on the congressional front, I recommend we intensify your visits to the hill over the month of July. Specifically, meeting w the chair/Ranking of the EPW and E&C. I recommend you meet w Barasso, Walden, Carper and Pallone as early as next week.

Secondarily, you would meet w the other committees that have jurisdiction over the agency; mainly, appropriators.

These meetings would be as your new role the new head of the agency.

Sent from my iPhone

Message

From: Forsgren, Lee [Forsgren.Lee@epa.gov]
Sent: 7/5/2018 1:32:54 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: RE: Public comments regarding AIS Stainless Steel Nuts and Bolts Waiver Extension
Attachments: SS Nuts Bolts Waiver One Pager_Feb 15 2018 OWM (clean).docx

Andrew,

Here is a background paper on the Stainless Steel fastener AIS issue.

Respectfully,
Lee

-----Original Message-----

From: Wheeler, Andrew
Sent: Thursday, July 5, 2018 7:02 AM
To: Forsgren, Lee <Forsgren.Lee@epa.gov>
Subject: Re: Public comments regarding AIS Stainless Steel Nuts and Bolts Waiver Extension

How about 10:00 or 10:30? Or this afternoon

Sent from my iPhone

> On Jul 5, 2018, at 6:57 AM, Forsgren, Lee <Forsgren.Lee@epa.gov> wrote:

>

> Andrew,

>

> Do you have any time today for me to come talk with you about this and a couple of other issues? I am very flexible and can be available anytime that works for you.

>

> Respectfully,

> Lee

>

> Sent from my iPhone

>

>> On Jul 3, 2018, at 6:18 PM, Wheeler, Andrew <wheeler.andrew@epa.gov> wrote:

>>

>> I'm around most of Thursday and Friday morning.

>>

>> Sent from my iPhone

>>

>>> On Jul 3, 2018, at 4:16 PM, Forsgren, Lee <Forsgren.Lee@epa.gov> wrote:

>>>

>>> Andrew and Ryan,

>>>

>>> May I come brief you on a possible way forward to this issue that may be consistent with the new White House guidance on "Buy American" and still allow these projects to move forward.

>>>

>>> I am available anytime Thursday or Friday that might work for your schedules.

>>>

>>> Respectfully,

>>> Lee

>>>

>>> From: Cindy Seitz [mailto:cseitz@duperon.com]

>>> Sent: Monday, July 2, 2018 2:12 PM

>>> To: Pruitt, Scott <pruitt.scott@epa.gov>; Wheeler, Andrew

>>> <wheeler.andrew@epa.gov>; Ross, David P <ross.davidp@epa.gov>;

>>> Forsgren, Lee <Forsgren.Lee@epa.gov>; Wildeman, Anna

>>> <wildeman.anna@epa.gov>; Best-Wong, Benita

>>> <Best-Wong.Benita@epa.gov>; Grevatt, Peter <Grevatt.Peter@epa.gov>;

>>> McClain, Jennifer <McClain.Jennifer@epa.gov>; Sawyers, Andrew

>>> <Sawyers.Andrew@epa.gov>; Frace, Sheila <Frace.Sheila@epa.gov>;

>>> CWSRFWaiver <CWSRFWaiver@epa.gov>; DWSRFWaiver <DWSRFWaiver@epa.gov>

>>> Cc: Vanessa Leiby <Vanessa@WWEMA.org>

>>> Subject: Public comments regarding AIS Stainless Steel Nuts and

>>> Bolts Waiver Extension

>>>

>>> As a manufacturer who uses these products, we would like to provide public comment in regards to the Short-Term National Product Waiver for Stainless Steel Nuts and Bolts. Attached you will find the

comments from Duperon Corporation's president, Mark Turpin. Please feel free to contact Mark at mturpin@duperon.com<mailto:mturpin@duperon.com> if needed.

>>>
>>> Cindy Seitz
>>> Executive Assistant
>>> Duperon Corporation | 1200 Leon Scott Court | Saginaw, MI 48601
>>> | TF 800.383.8479 | P 989.401.7111 | F 989.754.2175
>>>

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>>> <image011.png>

Additional Background Regarding ‘National Product Waiver of American Iron and Steel Requirements for Stainless Steel Nuts and Bolts used in Pipe Couplings, Restraints, Joints, Flanges, and Saddles’ (CWSRF and DWSRF)

The proposal to extend the short-term national waiver will allow for the purchase of non-domestic stainless steel nuts and bolts used in pipe couplings, restraints, joints, flanges and saddles for Clean Water SRF-funded and Drinking Water SRF-funded projects through February 18, 2019. The current waiver expired on February 18, 2018. This is a national waiver that likely applies to the majority of SRF-funded projects nationwide.

In reviewing the need for the waiver, EPA reassessed the domestic manufacturing of stainless steel nuts and bolts for SRF-funded projects. EPA contacted all known domestic fastener manufacturers and found that the existing domestic supply of stainless steel nuts and bolts for the subject products was insufficient to meet market demand. However, during EPA’s market research, two domestic manufacturers indicated that they could potentially increase production.

EPA visited the aforementioned two domestic fastener manufacturers – Birmingham Fastener (Alabama) and Atlanta Rod (Georgia) – to learn about their potential to expand production. Both manufacturers confirmed that they do not currently produce sufficient quantities of fasteners to support much of the national demand, but could increase their production by two-fold within six months to one year. When EPA asked Birmingham Fastener whether they would increase production and enter into the market if the waiver lapsed, they responded, “entrance into the market is not seen as a driver for plant expansion, even in the absence of a waiver.” Atlanta Rod indicated interest in expansion should the waiver lapse. EPA asked Atlanta Rod, and solicited informal public input, about the portion of market they could supply, but received no direct response. EPA estimates from limited information that Atlanta Rod could supply, at maximum expanded capacity, only a very small proportion (less than \$10 million annually) of the national product demand from water and wastewater projects.

To increase certainty about market demand and supply of stainless steel fasteners, EPA solicited informal public input on its research findings during a 15-day public comment period. EPA solicited the attention of all known product manufacturers, industry suppliers, interested third parties, and potential users. EPA received twenty comments from suppliers and distributors of products containing stainless steel nuts and bolts and downstream users of those products. All of the commenters expressed support for extending the waiver. EPA received no public comments opposing an extension of the waiver. There is general consensus between the commenters that the national waiver should be renewed because the current availability of domestic stainless steel nuts and bolts does not meet SRF project demands. Suppliers and downstream users stated that EPA should at least allow domestic manufacturers sufficient time (through waiver extension) to develop production capacity to reliably meet the demand for stainless steel nuts and bolts.

Based on the market research conducted and the public comments received, the supply of domestic nuts and bolts for project and market demand is wholly insufficient. Without extension of the waiver, AIS compliant product availability will be limited and associated SRF projects will be delayed.

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Message

From: Mabra, Candice [MabraC@saccounty.net]
Sent: 7/5/2018 9:29:15 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Sacramento Director of Environmental Management Recruitment

Hello and good afternoon,

I am reaching out to you to share with you this incredible executive opportunity with the County of Sacramento. Please click [HERE](#) to view Sacramento County's recruitment brochure for the Director of Environmental Management position.

If you are interested, please submit your documents to me by the filing deadline. Additionally, I would also like to encourage you to forward this email to anyone else who may be interested and qualified for this position.

If you have any questions, please contact me directly. Thank you in advance for your time and consideration.

Thanks,

Candice Mabra

Senior Personnel Analyst

County of Sacramento

Department of Personnel Services

Employment Services

700 H Street, Room 4667

Sacramento, CA 95814

Phone: (916) 874-1681

Fax: (916) 854-9117

saccountyesd

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Message

From: OBrien, Kathy [Obrien.Kathy@epa.gov]
Sent: 7/5/2018 11:37:23 AM
To: larry.wolk@state.co.us
CC: Wiesman, John (DOH) [jmwiesman@doh.wa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]; Darwin, Henry [darwin.henry@epa.gov]; Greaves, Holly [greaves.holly@epa.gov]; Bloom, David [Bloom.David@epa.gov]; Lyons, Troy [lyons.troy@epa.gov]; Richardson, RobinH [Richardson.RobinH@epa.gov]; Nitsch, Chad [Nitsch.Chad@epa.gov]; Bowles, Jack [Bowles.Jack@epa.gov]; Matthews, Demond [matthews.demond@epa.gov]; Saddler, Melissa [Saddler.Melissa@epa.gov]; Terris, Carol [Terris.Carol@epa.gov]; Williams, Maria [Williams.Maria@epa.gov]; Ackerman, Stephanie [Ackerman.Stephanie@epa.gov]; Kocian, Aaron [kocian.aaron@epa.gov]; OBrien, Kathy [Obrien.Kathy@epa.gov]
Subject: RE: On Behalf of Holly W. Greaves: Invitation to EPA's FY 2020 Engagement Meeting

Thank you for your prompt reply, Dr. Wolk.

Let us know if you have any questions.

Regards,
Kathy

From: Larry Wolk - CDPHE [mailto:larry.wolk@state.co.us]
Sent: Thursday, July 05, 2018 7:31 AM
To: OBrien, Kathy <Obrien.Kathy@epa.gov>
Cc: Wiesman, John (DOH) <jmwiesman@doh.wa.gov>; Wheeler, Andrew <wheeler.andrew@epa.gov>; Darwin, Henry <darwin.henry@epa.gov>; Greaves, Holly <greaves.holly@epa.gov>; Bloom, David <Bloom.David@epa.gov>; Lyons, Troy <lyons.troy@epa.gov>; Richardson, RobinH <Richardson.RobinH@epa.gov>; Nitsch, Chad <Nitsch.Chad@epa.gov>; Bowles, Jack <Bowles.Jack@epa.gov>; Matthews, Demond <matthews.demond@epa.gov>; Saddler, Melissa <Saddler.Melissa@epa.gov>; Terris, Carol <Terris.Carol@epa.gov>; Williams, Maria <Williams.Maria@epa.gov>; Ackerman, Stephanie <Ackerman.Stephanie@epa.gov>; Kocian, Aaron <kocian.aaron@epa.gov>
Subject: Re: On Behalf of Holly W. Greaves: Invitation to EPA's FY 2020 Engagement Meeting

I am still planning to attend. Thanks

Larry Wolk, MD MSPH

Executive Director and Chief Medical Officer
Colorado Department of Public Health and Environment
4300 Cherry Creek Drive S.
Denver, CO. 80248
303-692-2012

On Jul 5, 2018, at 5:20 AM, OBrien, Kathy <Obrien.Kathy@epa.gov> wrote:

Thank you, John, for your note letting us know that you cannot attend the July 18 EPA session with partners.

Dr. Wolk: Please let us know your plans to attend the July 18 meeting on behalf of ASTHO.

Thank you.
Kathy

Kathy O'Brien

Director, Office of Planning, Analysis, and Accountability
Office of the Chief Financial Officer
202-564-1167

From: Wiesman, John (DOH) [<mailto:jmwiesman@doh.wa.gov>]
Sent: Thursday, July 05, 2018 1:02 AM
To: OBrien, Kathy <Obrien.Kathy@epa.gov>
Cc: Wheeler, Andrew <wheeler.andrew@epa.gov>; Darwin, Henry <darwin.henry@epa.gov>; Greaves, Holly <greaves.holly@epa.gov>; Bloom, David <Bloom.David@epa.gov>; Lyons, Troy <lyons.troy@epa.gov>; Richardson, RobinH <Richardson.RobinH@epa.gov>; larry.wolk@state.co.us
Subject: RE: On Behalf of Holly W. Greaves: Invitation to EPA's FY 2020 Engagement Meeting

I realized that I have been communicating with ASTHO folks that I am not available for this meeting, and I don't think I would be the best to speak to this. I don't know if you got that message or not.

-John

From: OBrien, Kathy [<mailto:Obrien.Kathy@epa.gov>]
Sent: Thursday, June 21, 2018 1:36 PM
To: Wiesman, John (DOH) <jmwiesman@doh.wa.gov>
Cc: Wheeler, Andrew <wheeler.andrew@epa.gov>; Darwin, Henry <darwin.henry@epa.gov>; Greaves, Holly <greaves.holly@epa.gov>; Bloom, David <Bloom.David@epa.gov>; Lyons, Troy <lyons.troy@epa.gov>; Richardson, RobinH <Richardson.RobinH@epa.gov>; larry.wolk@state.co.us
Subject: On Behalf of Holly W. Greaves: Invitation to EPA's FY 2020 Engagement Meeting

Dr. Weisman,

Please see the attached letter from Chief Financial Officer Holly W. Greaves inviting you and Dr. Larry Wolk to participate on behalf of the Association of State and Territorial Health Officials in EPA's FY 2020 engagement meeting with state, tribal, local, and other leaders on July 18, 2018. Enclosed with the letter is an agenda that includes more details, including discussion questions to assist you in preparing for the meeting.

Sincerely,
Kathy O'Brien, Director
Office of the Chief Financial Officer / Office of Planning, Analysis, and Accountability
202-564-1167

Message

From: Forsgren, Lee [Forsgren.Lee@epa.gov]
Sent: 7/5/2018 11:10:36 AM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Re: Public comments regarding AIS Stainless Steel Nuts and Bolts Waiver Extension

10:00 am works great. I will be at your office at 10:00 am.

Sent from my iPhone

> On Jul 5, 2018, at 7:02 AM, Wheeler, Andrew <wheeler.andrew@epa.gov> wrote:

>
> How about 10:00 or 10:30? Or this afternoon
>
> Sent from my iPhone

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>>
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>> Respectfully,
>> Lee

>> Sent from my iPhone

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>>> I'm around most of Thursday and Friday morning.

>>> Sent from my iPhone

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>>>> Andrew and Ryan,

>>>> May I come brief you on a possible way forward to this issue that may be consistent with the new White House guidance on "Buy American" and still allow these projects to move forward.

>>>> I am available anytime Thursday or Friday that might work for your schedules.

>>>> Respectfully,
>>>> Lee

>>>> From: Cindy Seitz [mailto:cseitz@duperon.com]

>>>> Sent: Monday, July 2, 2018 2:12 PM

>>>> To: Pruitt, Scott <pruitt.scott@epa.gov>; Wheeler, Andrew <wheeler.andrew@epa.gov>; Ross, David P <ross.davidp@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Wildeman, Anna <wildeman.anna@epa.gov>; Best-Wong, Benita <Best-Wong.Benita@epa.gov>; Grevatt, Peter <Grevatt.Peter@epa.gov>; McClain, Jennifer <McClain.Jennifer@epa.gov>; Sawyers, Andrew <Sawyers.Andrew@epa.gov>; Frace, Sheila <Frace.Sheila@epa.gov>; CWSRFWaiver <CWSRFWaiver@epa.gov>; DWSRFWaiver <DWSRFWaiver@epa.gov>

>>>> Cc: Vanessa Leiby <Vanessa@WWEMA.org>

>>>> Subject: Public comments regarding AIS Stainless Steel Nuts and Bolts Waiver Extension

>>>> As a manufacturer who uses these products, we would like to provide public comment in regards to the Short-Term National Product Waiver for Stainless Steel Nuts and Bolts. Attached you will find the comments from Duperon Corporation's president, Mark Turpin. Please feel free to contact Mark at mturpin@duperon.com<mailto:mturpin@duperon.com> if needed.

>>>> Cindy Seitz

>>>> Executive Assistant

>>>> Duperon Corporation | 1200 Leon Scott Court | Saginaw, MI 48601 | TF 800.383.8479 | P 989.401.7111 | F 989.754.2175

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Message

From: Robert Freeman [Personal Privacy / Ex. 6]
Sent: 7/5/2018 9:05:38 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Congratulations Mr. Wheeler.

Dear Mr. Wheeler - I am enthused to see from your resume that you were an Eagle Scout, and have played an important role in protecting our economy. I hope this means that you will return the EPA to its original purpose of protecting the environment and people's lives and health. The future of the American landscape is in your hands. Climate change is not a theory, it is real, and the majority of the world's scientists and world leaders are in support of doing everything possible to lessen its cataclysmic effects. Pollution costs lives and livelihoods. Mr. Pruitt unfortunately believed none of this and was hell bent to destroy the EPA, and our environment. Don't let our children and grandchildren down. Do the right thing and put our environment first, and the oligarchs last. We are counting on you. Your era may well extend into the next presidency, which I think will not be that far off, and a new plan for our environment will serve you well to succeed.

regards and best wishes.

Robert D Freeman
North Bend, WA

"Mr. Wheeler served in a similar capacity for six years for the Subcommittee on Clean Air, Climate Change, Wetlands and Nuclear Safety. He started his career at the Environmental Protection Agency as a Special Assistant in the Pollution Prevention and Toxics office, where he received three bronze medals."

Message

From: Lindsay Leveen [Ex. 6]
Sent: 7/5/2018 9:04:33 PM
To: Eric Wesoff; [Ex. 6]; john@whatmatters.com; TJR@tjroddgers.com; steve [steve@revolution.com]; DaleyOutdoorServices@earthlink.net; marybush [marybush@bushinternational.com]; Peter Teti [Peter.teti@aimco.alberta.ca]; Eddy Zervigon [ezervigon@rmginvestments.com]; jc2ventures@ruderfinn.com; plans@jc2ventures.com; cio.regents [cio.regents@ucop.edu]; james.gorman [james.gorman@morganstanley.com]; lisa_jackson [lisa_jackson@apple.com]; gary.stockbridge [gary.stockbridge@pepcoholdings.com]; david.velazquez [david.velazquez@exeloncorp.com]; charlene.lake [Ex. 6]; Attorney.General [Attorney.General@state.de.us]; robert.phillips [robert.phillips@state.de.us]; McDonald, Stephen (DOJ) [stephen.mcdonald@state.de.us]; Durstein III, Ralph (DOJ) [Ralph.Durstein@state.de.us]; john.carney [john.carney@state.de.us]; shawn.garvin [shawn.garvin@state.de.us]; bryan.horsey@bloomenergy.com; david.mcculloch@bloomenergy.com; Kowalko, John (LegHall) [John.Kowalko@state.de.us]; Greg Lavelle [glavelle@puglisiassoc.com]; McBride, David (LegHall) [David.McBride@state.de.us]; cc: lacey [lacey@greentechmedia.com]; anne.thompson [anne.thompson@nbcuni.com]; asim.hussain [asim.hussain@bloomenergy.com]; Kevin Hessel [editor@thearknewspaper.com]; John Nichols [Ex. 6]; Jigar Shah [jigar@generatecapital.com]; Joel B. Pollak [jpollak@breitbart.com]; Katie Fehrenbacher [Ex. 6]; matt.ross [matt.ross@bloomenergy.com]; pyper [pyper@greentechmedia.com]; shawn.soderberg [shawn.soderberg@bloomenergy.com]; Julian Spector [spector@greentechmedia.com]; Tucker Carlson [Ex. 6]; yuliya.chernova [yuliya.chernova@wsj.com]; H. Sterling Burnett [HBurnett@heartland.org]; Don Carrington [carrington@carolinajournal.com]; Nguyen, Vicky (NBCUniversal) [Victoria.Nguyen@nbcuni.com]; Wagner, Elizabeth (NBCUniversal) [elizabeth.wagner@nbcuni.com]; randy.furr@bloomenergy.com; bill.kurtz@bloomenergy.com; Patricia. Stein [Ex. 6]; Phil Cramer [Ex. 6]; Carl Lazar [Ex. 6]; just [Ex. 6]; William Whipple III [Ex. 6]; John E Greer Jr [Ex. 6]; Wesley [Ex. 6]; oh04ima [oh04ima@mail.house.gov]; HUFFMAN.CASCHEDULING [HUFFMAN.CASCHEDULING@mail.house.gov]; Jared Huffman [Ex. 6]; dc_scheduling [dc_scheduling@schumer.senate.gov]; scheduling_schumer@schumer.senate.gov; Sean Coit [Sean_Coit@coons.senate.gov]; Tom Carper [info@carperfordelaware.com]; Team Harris [Info@kerrielynharris.com]; Gene Truono [Ex. 6]; Rob Arlett [rob@robarlett.com]; micah_johnson [micah_johnson@corker.senate.gov]; Senator [Senator@blumenthal.senate.gov]; sarah_ramig@corker.senate.gov; Clint Laird [Ex. 6]; Paul Driessen [Ex. 6]; Barrett Kidner [Ex. 6]; Alan Muller [alan@greendel.org]; Nancy Willing [Ex. 6]; Amy Roe [Ex. 6]; alan [alan@sodelconcepts.com]; dsmall [dsmall@duffnet.com]; jbross@duffnet.com; lkoss [lkoss@ftc.gov]; hnewsome [hnewsome@ftc.gov]; amend, carol [amend.carol@epa.gov]; Armstead, John A. [Armstead.John@epa.gov]; Johnson, Barnes [Johnson.Barnes@epa.gov]; Pruitt, Scott [pruitt.scott@epa.gov]; chairmanoffice [chairmanoffice@sec.gov]; oig@sec.gov; avakians [avakians@sec.gov]; peikins [peikins@sec.gov]; bursonr [bursonr@sec.gov]; stoltzr [stoltzr@sec.gov]; Shipchandler, Shamoil [shipchandler@sec.gov]; Schneider, Erin [SchneiderE@sec.gov]; Vasquez, Carlos [VasquezC@sec.gov]; [Ex. 6]; schu [schu@stanford.edu]; ejmoniz [ejmoniz@mit.edu]; abansal [abansal@cahill.com]; lara.warner [lara.warner@credit-suisse.com]; Leaf, Lara M. [lara.leaf@credit-suisse.com]; Baer, Thomas A. [thomas.baer@credit-suisse.com]; Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Re: Bloom June 2017 10% Notes

I bet Colin Powell will soon be twisting Andrew Wheeler's arm

<https://www.nytimes.com/2018/07/05/climate/wheeler-epa-pruitt.html>

On Thu, Jul 5, 2018 at 1:45 PM, Lindsay Leveen [Ex. 6] > wrote:
Yipppeeee Sloppy Scott Pruitt is out.

<https://www.cnbc.com/2018/06/08/trump-spoke-to-scott-pruitt-amid-reports-of-white-house-probe-into-epa-chief.html>

Now EPA must fine Bloom \$100 million not \$1 million

THIS IS THE YEAR OF THE BLOOMERANG

On Thu, Jul 5, 2018 at 12:48 PM, Lindsay Leveen <Ex. 6> wrote:

Bloom would be technically out of cash had they not hocked the company back in June 2017 with the issuance of \$100 million of 10% Notes to "certain accredited individuals and qualified institutional buyers".

They even pledged their "administrative fees" from the five power purchase agreements including the fraud under PPA2 in Delaware.

The SEC must require Bloom to disclose who these "certain accredited individuals and qualified institutional buyers" are?

Senator Schumer the Bloomer and other bought senators need to tell us how they were lobbied to reinstate the 30% investment tax credit to the Bloom Dog Gal that was ready to be put down.

Bloom is Solyndra times eight and Flint on Steroids. I do not give a hoot that John Doerr and his friends are accredited or not accredited. In a world here GREEN LIES MATTER the Bloomdogglers are as low as one can go.

Message

From: Ron Slotkin [Personal Privacy / Ex. 6]
Sent: 7/5/2018 9:03:02 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Congrats Andrew

If you need help, give a call.

Message

From: Molina, Michael [molina.michael@epa.gov]
Sent: 7/5/2018 8:50:22 PM
To: Nitsch, Chad [Nitsch.Chad@epa.gov]
CC: Wheeler, Andrew [wheeler.andrew@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]; Carroll, Carly [Carroll.Carly@epa.gov]; Woodward, Cheryl [Woodward.Cheryl@epa.gov]
Subject: Re: R1 visit canceled

Thank you Chad. Yes. It is still on our radar to hit the regions. But clearly, that has to be on hold for a little while.

Again, thank you for all the hard work you put into these trips. MM

Sent from my iPhone

On Jul 5, 2018, at 4:48 PM, Nitsch, Chad <Nitsch.Chad@epa.gov> wrote:

Andrew,

Per guidance from Tamika, I have informed R1 that your trip is canceled. I'm happy to reschedule as your schedule allows.

Thank you,

Chad Nitsch
State and Regional Partnerships
Office of Congressional and Intergovernmental Relations
United States Environmental Protection Agency
202-564-4714

Message

From: Doocey, Sean E. EOP/WHO [Personal Privacy / Ex. 6]
Sent: 7/5/2018 8:25:17 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Re: checking in

Hi Andrew,

Sorry I missed your call. Tried you back. [Personal / Ex. 6] is a good number.

Sean

Sean Doocey
Deputy Assistant to the President &
Director of Presidential Personnel
[Personal Privacy / Ex. 6]

On Jul 5, 2018, at 3:43 PM, Wheeler, Andrew <wheeler.andrew@epa.gov> wrote:

Sean, Johnny asked me to give you a call. I tried your cell, [Personal / Ex. 6] Is there a better number?

My personal cell is: [Personal Privacy / Ex. 6]

Andrew R. Wheeler
Deputy Administrator
U.S. Environmental Protection Agency
[Personal Privacy/ Ex. 6]

Message

From: Personal Privacy / Ex. 6
Sent: 7/5/2018 8:12:54 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Re: job discussion from LinkedIn

Obviously questionable timing on my part as I just saw the news, but would very much enjoy an opportunity to sit down with you when you have some time.

On Thu, Jul 5, 2018 at 3:52 PM, Personal Privacy / Ex. 6 wrote:
Mr. Wheeler,

As a refresher I interviewed with you approximately two years ago regarding a position at FaegreBD, you were very up front and mentioned you were looking for someone more junior, but would keep me in mind for future positions. I am interested in joining you at the EPA and wanted to see if you had a few minutes to discuss.

I have seen firsthand how misguided EPA regulations have harmed businesses. For instance, I previously worked with the brick industry, the literal building blocks of America. The brick industry faced an EPA MACT in 2003, after millions of dollars to get into compliance, the courts overturned the regulation in 2007. EPA issued a new MACT in 2015, using 2003 as the new baseline, this time the industry estimates it would cost over \$100 million to get into compliance. With margins razor thin since the housing collapse, the industry simply cannot afford to comply with another regulation that may be overturned by the courts. I worked with the House Energy and Commerce Committee to draft and pass common sense legislation delaying industry compliance until the courts have had their say. Of course that legislation was immediately met with a veto threat by the previous administration. The steps this administration has taken toward common sense regulations, and pro-growth strategies allow businesses to compete on their merits, not their ability to meet frivolous government regulations.

Furthermore, in the deputy administrator role, you are the point person in managing agency personnel and operations issues. With the President's budget, this is of course an all-important role in reshaping the EPA and its priorities. I have experience with this as well, when I worked for Maryland's Department of Energy. I was tasked with helping to reshape the agency into a leaner, more effective agency, and refocusing priorities towards the core mission. I would be excited to work with you doing the same at EPA.

With the upcoming re-writes of the clean power plan, NEPA, and others, this is a tremendously exciting opportunity to reshape the agency and refocus on core priorities of clean air and water, while allowing robust growth in the economy.

Thank you again for your consideration.

Best regards,

Ex. 6

Message

From: Jackson, Ryan [jackson.ryan@epa.gov]
Sent: 7/5/2018 8:04:26 PM
To: Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Wehrum, Bill [Wehrum.Bill@epa.gov]; Ross, David P [ross.davidp@epa.gov]; Greaves, Holly [greaves.holly@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Bertrand, Charlotte [Bertrand.Charlotte@epa.gov]; Beck, Nancy [Beck.Nancy@epa.gov]; Baptist, Erik [Baptist.Erik@epa.gov]; Nishida, Jane [Nishida.Jane@epa.gov]; Vizian, Donna [Vizian.Donna@epa.gov]; Noga, Vaughn [Noga.Vaughn@EPA.GOV]; Bodine, Susan [bodine.susan@epa.gov]; Orme-Zavaleta, Jennifer [Orme-Zavaleta.Jennifer@epa.gov]; Yamada, Richard (Yujiro) [yamada.richard@epa.gov]; Lyons, Troy [lyons.troy@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Bennett, Tate [Bennett.Tate@epa.gov]; Konkus, John [konkus.john@epa.gov]; Wilcox, Jahan [wilcox.jahan@epa.gov]; Grantham, Nancy [Grantham.Nancy@epa.gov]
CC: Wheeler, Andrew [wheeler.andrew@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]; Willis, Sharnett [Willis.Sharnett@epa.gov]
Subject: meeting / conference call at 5pm

Importance: High

I know many are on the road for the holiday, but if you're unable to attend a 5pm meeting in 3412, please call into the following at 5pm

Ex. 6

Code: Ex. 6

(leader PIN Ex. 6)

Ryan Jackson
Chief of Staff
U.S. Environmental Protection Agency
(202) 564-6999

Message

From: Ex. 6
Sent: 7/5/2018 7:52:44 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: job discussion from LinkedIn
Attachments: Ex. 6

Mr. Wheeler,

As a refresher I interviewed with you approximately two years ago regarding a position at FaegreBD, you were very up front and mentioned you were looking for someone more junior, but would keep me in mind for future positions. I am interested in joining you at the EPA and wanted to see if you had a few minutes to discuss.

I have seen firsthand how misguided EPA regulations have harmed businesses. For instance, I previously worked with the brick industry, the literal building blocks of America. The brick industry faced an EPA MACT in 2003, after millions of dollars to get into compliance, the courts overturned the regulation in 2007. EPA issued a new MACT in 2015, using 2003 as the new baseline, this time the industry estimates it would cost over \$100 million to get into compliance. With margins razor thin since the housing collapse, the industry simply cannot afford to comply with another regulation that may be overturned by the courts. I worked with the House Energy and Commerce Committee to draft and pass common sense legislation delaying industry compliance until the courts have had their say. Of course that legislation was immediately met with a veto threat by the previous administration. The steps this administration has taken toward common sense regulations, and pro-growth strategies allow businesses to compete on their merits, not their ability to meet frivolous government regulations.

Furthermore, in the deputy administrator role, you are the point person in managing agency personnel and operations issues. With the President's budget, this is of course an all-important role in reshaping the EPA and its priorities. I have experience with this as well, when I worked for Maryland's Department of Energy. I was tasked with helping to reshape the agency into a leaner, more effective agency, and refocusing priorities towards the core mission. I would be excited to work with you doing the same at EPA.

With the upcoming re-writes of the clean power plan, NEPA, and others, this is a tremendously exciting opportunity to reshape the agency and refocus on core priorities of clean air and water, while allowing robust growth in the economy.

Thank you again for your consideration.

Best regards,

Ex. 6

Ex. 6

Ex. 6

Message

From: Joe Edgell [joe@nteu280.org]
Sent: 7/6/2018 12:28:49 AM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Edgell, Joe [Edgell.Joe@epa.gov]; Molina, Michael [molina.michael@epa.gov]
Subject: Re: Quick Chat

Next week is great! I'll of course work around your schedule. Just let me know a couple possible times.

Have a great weekend. And again, congrats!

Joe

Joe Edgell
Senior Vice President
National Treasury Employees Union, Chapter 280
1201 Constitution Avenue, Northwest
Room 3376 WJC East, MC UN200-T
Washington, DC 20460
202.564.5514
joe@nteu280.org

On Jul 5, 2018, at 19:20, Wheeler, Andrew <wheeler.andrew@epa.gov> wrote:

I would be happy to, perhaps next week? I don't officially start as acting until Monday.

Sent from my iPhone

On Jul 5, 2018, at 6:32 PM, Edgell, Joe <Edgell.Joe@epa.gov> wrote:

Mr. Wheeler,

I am an attorney in the Office of General Counsel and recently-elected president of NTEU Chapter 280, the union representing your attorneys, scientists, and other professionals. I plan to swing by your office for 10 minutes and introduce myself. If it's not too much trouble, it would be great if your scheduler could reach out to me and find 10 minutes for me to swing by.

I look forward to meeting you!

Best regards,
Joe

Joe Edgell, President, National Treasury Employees Union (NTEU) Chapter 280
1200 Pennsylvania Ave. N.W., Room 3376 / MC UN200-T, Washington, DC 20460
202.564.5514, joe@nteu280.org
<image002.jpg>

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 7/6/2018 12:17:22 AM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Fwd: Statement from Deputy Administrator Andrew Wheeler

FYI

Begin forwarded message:

From: "Thorp, Tyson" <Tyson.Thorp@wcpc.com>
Date: July 5, 2018 at 8:11:15 PM EDT
To: "Konkus, John" <konkus.john@epa.gov>
Subject: RE: Statement from Deputy Administrator Andrew Wheeler

John-

I talked to my reporter in the field and she said that she never even went up to Ms. Wheeler's house, and that her main focus was talking to neighbors who could speak on behalf of the character of Mr. Wheeler. She expressed concern about not wanting to bother Ms. Wheeler, so that's why she didn't knock on her door.

Sorry about the mixup, and I'm really sorry that we caused Ms. Wheeler any distress.

Thank you for the statement, I'll make sure that we get it on our 11pm newscast.

-Tyson

Tyson Thorp | Assignment Editor
9 On Your Side
Office: 513-852-4071
Email: Tyson.thorp@wcpc.com | Twitter: @TysonThorpWCPO
WCPC.com | [@WCPC on Twitter](https://twitter.com/WCPC) | [WCPC on Facebook](https://www.facebook.com/WCPC)



From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Thursday, July 5, 2018 8:06 PM
To: NEWSDESK WCPO
Subject: Statement from Deputy Administrator Andrew Wheeler

Please show this to Tyson. Thank you.

John Konkus
202-365-9250



MESSAGE FROM THE DEPUTY ADMINISTRATOR

This email message is being sent to EPA employees.

Colleagues,

I want to thank Administrator Pruitt for his service and leadership and the opportunity to serve as his Deputy Administrator.

As of Monday, I will be the Acting Administrator. I am both humbled and honored to take on this new responsibility at the same agency where I started my career over 25 years ago.

I look forward to working hard alongside all of you to continue our collective goal of protecting public health and the environment on behalf of the American people.

Andrew Wheeler
Deputy Administrator

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Message

From: Friedman, Lisa [lisa.friedman@nytimes.com]
Sent: 7/5/2018 11:22:52 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Press [Press@epa.gov]
Subject: Interview Request

Hi Andrew, this is Lisa Friedman from the Times. I'm copying the press team on here as well.

I'd like to request an interview with you as you take the reins of EPA. It's been a long day so I'll send a fuller request in the morning if you like - but we'd very much like to get your thoughts on where you'd like to take the agency and the policy challenges ahead.

Thanks very much for considering it,

Lisa

--

Lisa Friedman
Reporter, New York Times
(202) 862-0306 office
(202) 251-2083 cell

Message

From: McCluney, Lance [McCluney.Lance@epa.gov]
Sent: 7/5/2018 6:22:16 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]; Wooden-Aguilar, Helena [Wooden-Aguilar.Helena@epa.gov]
CC: Bailey, KevinJ [Bailey.KevinJ@epa.gov]; Brennan, Thomas [Brennan.Thomas@epa.gov]; Benjamin-Sirmons, Denise [Benjamin-Sirmons.Denise@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Campbell, Jennie [Campbell.Jennie@epa.gov]; Etzel, Ruth [Etzel.Ruth@epa.gov]; Firestone, Michael [Firestone.Michael@epa.gov]; Grantham, Nancy [Grantham.Nancy@epa.gov]; Hope, Brian [Hope.Brian@epa.gov]; Johnston, Khanna [Johnston.Khanna@epa.gov]; Kime, Robin [Kime.Robin@epa.gov]; Lesperance, Twanna [Lesperance.Twanna@epa.gov]; McCluney, Lance [McCluney.Lance@epa.gov]; Mcllwain, Serena [Mcllwain.Serena@epa.gov]; Richardson, RobinH [Richardson.RobinH@epa.gov]; Rogers, JoanB [Rogers.JoanB@epa.gov]; Simons, Vicki [Simons.Vicki@epa.gov]; Stanich, Ted [Stanich.Ted@epa.gov]; Tanner, Lee [Tanner.Lee@epa.gov]; White, Elizabeth [white.elizabeth@epa.gov]; Cortes, Emilio [Cortes.Emilio@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Carroll, Carly [Carroll.Carly@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]; Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Johnson, Laura-S [Johnson.Laura-S@epa.gov]; Eng, Connie [Eng.Connie@epa.gov]; DeBell, Kevin [debell.kevin@epa.gov]; Sauerhage, Maggie [Sauerhage.Maggie@epa.gov]
Subject: ON BEHALF OF KAREN MAHER: AO Staff Offices Weekly Report July 2-6, 2018
Attachments: AO Staff Offices Weekly Report_ Week of July 2-6 2018 (002).pdf

Colleagues,

Good afternoon, on behalf of Karen Maher, please find the AO Staff Office Weekly Reports for July 2-6, 2018.

Thanks,
Lance

Lance O. McCluney
Assistant Director, Resource Management Staff
Office of Administrative and Executive Services
Office of the Administrator
202-564-2944
mccluney.lance@epa.gov

AO WEEKLY REPORT (July 2-6, 2018)

Office of Civil Rights

HOT TOPICS:

Employment Complaints Resolution (EEO Title VII)

- This chart is an overview of the fiscal year 2018 EEO complaint activity, as of July 2, 2018.

Total FADS issued in FY18 to date	66
Informal Complaints Filed	69
Outstanding Informal Complaints	13
Formal Complaints Filed	42
Pending Accept/Dismiss	8
Outstanding Investigations	21
Pending Election for FAD or Hearing	5
FADs Pending Completion by OCR	10

- Affirmative Employment**

EEOC Compliance Letter – The week of May 30, OCR reported about EEOC’s January 31 letter to EPA which identified several deficiencies in the Agency’s civil rights program including: 1) untimely investigations, 2) untimely Issuance of Final Agency Decisions (FADs) of the Merits, 3) low ADR participation rate during pre-complaint stage, 4) lack of applicant flow data, 5) tracking recruitment efforts back to identified potential barriers. **Update:** Joint meeting with OCR, OARM and OGC held on July 2. Path forward for outstanding issues have been resolved and a plan of action is being developed to address long and short term reporting requirements and compliance. Next steps include: re-drafting response to EEOC, sending to OARM and OGC for review/concurrence, briefing the Administrator’s office as required/requested. **The deadline for response to EEOC is July 31.**

- Reasonable Accommodations (RA)**

As of July 2, 2018, EPA has processed or is processing **364** reasonable accommodation requests during FY2018. There are **48** pending requests at this time.

AO WEEKLY REPORT (July 2-6, 2018)

Office of Civil Rights (Continued)

HOT ISSUES:

- On July 2, OCR met with Henry Darwin on progress with our continuous improvement efforts related to EEO investigations. **Outcome:** We will continue to measure timeliness on the amended and non-amended EEO complaints. We will begin measuring timeliness of our Final Agency Decisions. We recommended using ADR as a way to reduce investigations and FADs (because cases would be resolved before the complaints go into the formal process; thereby reducing the later need for investigations and FADs). The current EEO policy (which was signed by Administrator McCarthy) requires ADR; however, we are awaiting a new policy by Administrator Pruitt and strongly encourage the inclusion of similar language going forward.

Office of Homeland Security

HOT ISSUE:

- (U//FOUO)

UPCOMING MAJOR DECISIONS:

- (U//FOUO)

UPCOMING EVENTS AND PAST WEEK ACCOMPLISHMENTS:

- (U//FOUO) On July 3, 2018, after coordinating with Regional and Headquarters offices, the OHS Policy team provided comments to the Recovery Support Function Leadership Group (RSFLG) on a DHS questionnaire regarding how the sector-based approach can be implemented on future disasters.

Office of Children's Health Protection

HOT ISSUES:

Ruth Etzel and Michael Firestone/OCHP along with *President's Task Force on Environmental Health Risks and Safety Risks to Children* partner HHS (Sandra Howard) continue to revise the draft **Federal Strategy to Reduce Childhood Lead Exposures and Associated Health**. OCHP & HHS has a teleconference scheduled on July 3 with OMB staff to discuss our revisions to the draft Strategy.

AO WEEKLY REPORT (July 2-6, 2018)

Office of Children's Health Protection (Continued)

WEEKLY ACCOMPLISHMENTS:

OCHP Provided Input into the Proposed Lead Dust Standard

In support of the Office of Pollution Prevention and Toxics' (OPPT) effort to develop a proposed rule regarding the dust-lead hazard standards and the definition of lead based paint, OCHP provided children's health input on the development of a Technical Support Document (TSD) and proposed rulemaking (<https://www.epa.gov/lead/review-dust-lead-hazard-standards-and-definition-lead-based-paint-proposed-rule>). EPA is proposing to change the dust-lead hazard standards from 40 µg/ft² and 250 µg/ft² to 10 µg/ft² and 100 µg/ft² on floors and window sills, respectively. These standards apply to most pre-1978 housing and child-occupied facilities, such as day care centers and kindergarten facilities. In addition, EPA is proposing no changes to the current definition of lead-based paint because the Agency currently lacks sufficient information to support such a change.

HR PERSONNEL ACTIONS: None

UPCOMING EVENTS: None

UPCOMING TRAVEL:

Pediatric Environmental Health Specialty Units (PEHSU) annual meeting, July 23-25, Atlanta, Georgia

The Pediatric Environmental Health Specialty Units annual meeting will be held in Atlanta July 23-25. Dr. Etzel is an invited speaker. PEHSU doctors, nurses and staff will discuss prevention, diagnosis and management issues related to prenatal and early life exposures to lead and mercury, and will plan for the future of the program.

Attendees: Martha Berger, Ruth Etzel

Office of Public Engagement and Environmental Education

HOT ISSUES:

Environmental Education (EE) Grant Selections

The Office of Environmental Education (OEE) made selections for the environmental education grants. OEE transferred the funding to the regions for the grant awards week.

UPCOMING MEETINGS:

Date	Organization
July 9, 2018	National Environmental Education Foundation

AO WEEKLY REPORT (July 2-6, 2018)

Office of Small & Disadvantaged Business Utilization

HOT ISSUES:

- ❖ **Small Business Goal Achievements:** The Agency-wide small business goal achievements for FY 2018 to date, are as follows:

Overall Agency Goal Achievements Based on the Federal Procurement Data System					
Quarter	SB (39%)	SDB (5%)	WOSB (5%)	HUBZone (3%)	SDVOSB (3%)
1 st Quarter	51.30%	14.30%	8.70%	1.20%	4.10%
2 nd Quarter	46.91%	17.46%	6.79%	0.63%	6.17%
3 rd Quarter as of 6/22/18	42.11%	14.72%	5.46%	.64%	5.21%

UPCOMING EVENTS:

- ❖ **Federal Mentor Protege Program Council:** OSDBU will participate in the Federal Mentor Protégé Program Council quarterly meeting on July 11, 2018. The Small Business Administration invited EPA’s OSDBU Director to brief the Council on Category Management.
- ❖ **Meeting with Office of Land and Emergency Management:** OSDBU will meet with OLEM on July 10, 2018, to discuss the status of OLEM’s small business goal achievements and plans for an upcoming small business Industry Day featuring OLEM’s acquisition forecast.

THIS WEEK’S ACCOMPLISHMENTS:

- ❖ **New OSDBU Acquisition Review Guidance:** OSDBU has developed and issued guidance for reviewing the agency’s proposed acquisitions. The new guidance clarifies the procedures for the submission and review of the packages to help simplify and streamline the process. OSDBU will schedule a one-hour agency-wide webinar in a couple of weeks to review the guidance and answer any stakeholder questions.
- ❖ **ASBO Follow up with Small Business Environmental Assistance Programs (SBEAP):** SBO met with the SBEAPS on June 21, 2018, to follow up on small business week events, including the SBEAP annual training event held during May 2018. During this meeting, ASBO discussed lessons learned and reviewed the meeting summary and evaluation notes.

AO WEEKLY REPORT (July 2-6, 2018)

Office of Administrative and Executive Services

HOT ISSUES:

- **HR PERSONNEL ACTIONS:**
 - Non-Career – 6
 - Career – 1
 - On-board – 0
 - Departures – 0
- Work Plan Survey has been completed for ten of AO's offices.

UPCOMING EVENTS:

Due Date	Description	POC
June 30, 2018	Final dates for any changes or modifications to be made to the FY 2018 PARS performance plans.	Brian Twillman & Melissa Johnson
June/July 2018	SA Awards being uploaded in FPPS system for processing.	HR Analysts
September 30, 2018	EPA's Mandatory Training Courses for FY 2018 are Now Available.	Brian Twillman, James Howard, Ganiat Aiyegoro

ACCOMPLISHMENTS:

- OAES distributed to AO's senior leaders the names of AO career and non-career employees who have successfully completed the 5 EPA online, mandatory training sessions and others who have partially completed the required courses. In addition, AO offices were encouraged to remind employees of this pending requirement and to set an earlier internal deadline in advance of the agency's September 30, 2018 deadline.

Office of the Executive Secretariat

ISSUE MAIL TRENDS:

- New Issue Email Campaign(s):
 - NAFTA – Opposed to Adm. Pruitt Representing the U.S. at the CEC – Sierra Club - 442
- Highest volume issue email campaigns:
 1. Renewable Fuel Standard – Support & Don't Expand – 739; Total 17,489
 2. Strong Science – Extend Comment Period – 551; Total 29,536

AO WEEKLY REPORT (July 2-6, 2018)

Office of the Executive Secretariat (Continued)

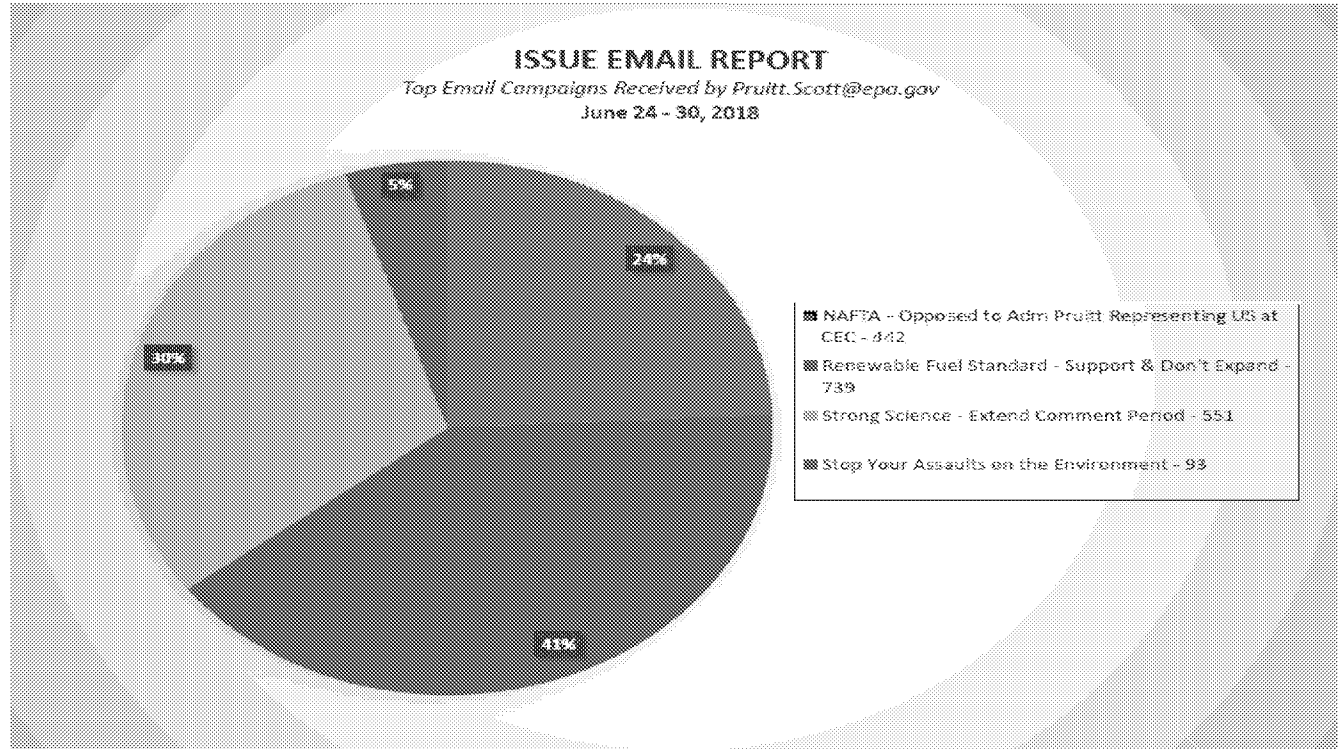
3. NAFTA – Opposed to Adm. Pruitt Representing the U.S. Before the CEC – 442; Total 442
4. CAFE Standards – No to Mid-Term Review – 104; Total 336,856
5. Stop Your Assaults on the Environment – 93; Total 78,201

PAST WEEK ACCOMPLISHMENTS/STATISTICS (Week of 6/24-6/30):

- Issue Emails (Incoming): Week 2,477; YTD 688,793; Total 1,643,626
 - FOIA data unavailable due to pending upgrade.

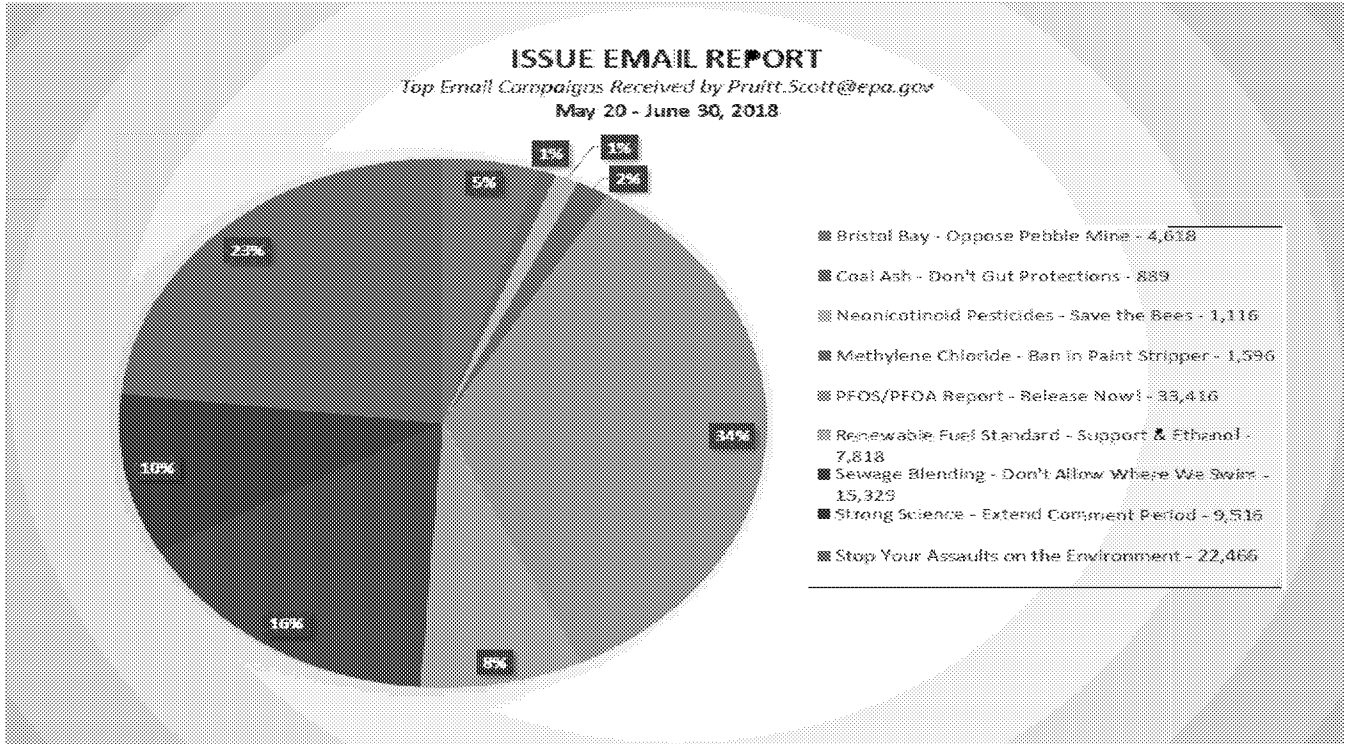
CORRESPONDENCE:

- Executive Controlled Correspondence: 117 new; 121 closed; 212 overdue
- Correspondence Timeliness
 - On-time Closure Rate: OEX – 42 percent (51 out of 121 closures); OCIR – 22 percent (2 out of 9 closures)
 - Turnaround Times: OEX – 20.01 days; OCIR – 32.67 days
- Overdue Assignments – Highest Number by Office
 - OPA-92; OAR-27; OCIR-23; OCSPP-20; AO-IO-13
- White House Casework Referrals: 0 Overdue

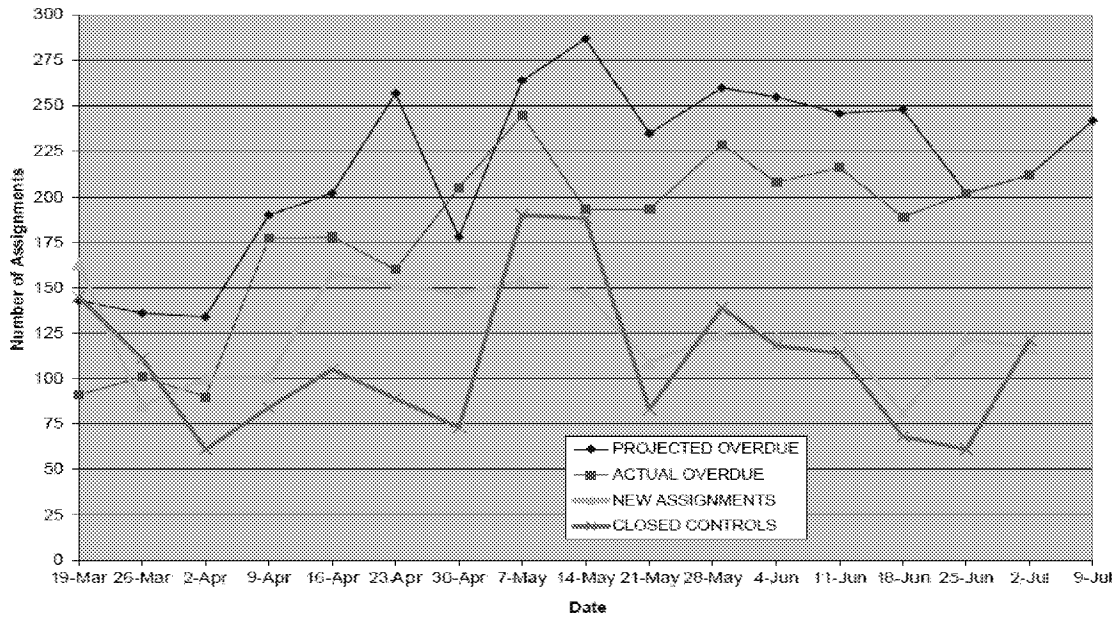


AO WEEKLY REPORT (July 2-6, 2018)

Office of the Executive Secretariat (Continued)



EXECUTIVE CORRESPONDENCE STATUS REPORT (AD- and DA-addressed Correspondence) July 2, 2018



AO WEEKLY REPORT (July 2-6, 2018)

Science Advisory Board

HOT ISSUES:

Membership: CASAC Public Comment Period for FY19 Nominations Open Closed July 2, 2018

Key Message: The List of Candidates for FY19 CASAC Membership accepting public comment closed July 2, 2018. Solicitation for comment and information on how to respond was located on the CASAC Webpage, under “Public Input on Membership”: <http://epa.gov/casac> . Staff is completing an evaluation of the members and preparing briefing materials. A briefing is scheduled with Dr. Yamada tentatively for July 18, 2018, to discuss the expertise present options for the Administrator’s consideration in making CASAC appointments for FY 19.

UPCOMING EVENTS:

SAB Screening Review of the Regulatory Agenda: Proposed Action Descriptions and SAB Workgroup due July, 2, 2018

Key Message: The Office of Policy identified the major planned actions in the Spring 2018 semi-annual regulatory agenda on May 31, 2018. On Friday, June 8th, SAB Staff initiated standard protocol to review the regulatory agenda requesting descriptions of the planned actions from EPA program offices by July 2nd. A Work Group of SAB members will be convened to review the descriptions provided. The Work Group may decide to develop recommendations on whether any planned actions merit further review by the SAB. The SAB will discuss the Work Group recommendations at a future meeting of the chartered SAB. The Spring 2018 semi-annual regulatory agenda was published by OMB on May 9, 2018.

SAB Committee Membership for FY19 Process Begins (tentatively Week of July 9-13, 2018)

Key Message: A Federal Register Notice (FRN) was delivered to the Federal Register Office last week for approval and publication requesting nominations of qualified candidates to serve on the SAB and four SAB standing Committees for FY19. The SAB provides independent scientifically sound advice and peer review to the Administrator on a range of scientific and technical matters to inform Agency policy decisions. Candidates may submit their nomination on SAB’s website. Names and biosketches of qualified candidates will be posted on the website. The public will be requested to provide relevant information or other documentation on nominees that the SAB Staff Office should consider in evaluating candidates. The FRN will request nominations by 30 days after the publication date. The SAB would greatly appreciate assistance in sharing the solicitation once published. Briefings will be scheduled to discuss timelines, process, and selections throughout the next several months. Administrator will select members after all nominations have been evaluated.

AO WEEKLY REPORT (July 2-6, 2018)

Science Advisory Board (Continued)

Public Meeting: CASAC Secondary NAAQS Review Panel for NO_x and SO_x Sept 5-6, 2018

Key Message: A Federal Register Notice (FRN) was delivered to the Federal Register Office last week for approval and publication announcing a public meeting of the Clean Air Scientific Advisory Committee (CASAC) Secondary National Ambient Air Quality Standards (NAAQS) Review Panel for Oxides of Nitrogen and Sulfur (NO_x and SO_x). The meeting will be held on September 5-6, 2018, in Research Triangle Park, North Carolina. The purpose of the face-to-face meeting is to conduct a peer review of two EPA documents developed as part of the periodic review of the secondary NAAQS for oxides of nitrogen and sulfur. The panel will review two documents: (1) the second draft of EPA's NO_x/SO_x/PM Integrated Science Assessment-Ecological Criteria, and (2) EPA's Risk and Exposure Assessment Planning Document for the NO_x/SO_x/PM Secondary NAAQS. The Panel previously met by public teleconference on December 1, 2015, and February 29, 2016, to review EPA's Integrated Review Plan for the NO_x/SO_x secondary NAAQS, and also at a face-to-face meeting on May 24-25, 2017, as well as teleconference on August 31, 2017, to review the first draft of EPA's NO_x/SO_x/PM Integrated Science Assessment-Ecological Criteria.

Public Meeting: Chartered Science Advisory Board (SAB) Meeting (tentative September 25-26, 2018)

Key Message: The SAB Staff Office is in the initial steps of planning for a public face-to-face meeting for the Chartered SAB tentatively on September 25-26, 2018. Potential agenda items include review of the finalized report on the IRIS ETBE and tBA assessments, discussion on the planned actions on the Spring 2018 regulatory agenda, and briefings on the agency's priority efforts, and follow on briefings on the planned actions the SAB identified in the Spring and Fall 2017 screening reviews of the Regulatory and Deregulatory Agenda. A request for the Administrator to welcome the Chartered Board will be submitted.

PAST WEEK ACCOMPLISHMENTS:

Key Message: The Science Advisory Board completed the screening review of the proposed rule Strengthening Transparency in Regulatory Science and sent a letter to Administrator Pruitt informing the Agency they wish to provide advice on the scientific and technical basis for this major planned action. The SAB anticipates receiving briefings on the proposed rule from the Office of Research and Development and providing advice on the scientific and technical basis for Strengthening Transparency in Regulatory Science after a public meeting in late summer. The letter is available on the website [here](#).

Membership: SAB Standing Committees for FY 2018

Key Message: SABSO received the signed letters for the SAB FY 2018 standing committees and is awaiting one more package (SAB CAAC) for the Administrator's signature. Four packages were received and signed letters were mailed to retiring members on Friday, June 29. Final membership reflects the Administrator's new policy directive and guidance received during briefings to senior management for all seven standing committees.

Message

From: Bodine, Susan [bodine.susan@epa.gov]
Sent: 7/5/2018 6:14:57 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: **Ex. 5 - Deliberative Process**

Agree.

From: Wheeler, Andrew
Sent: Thursday, July 5, 2018 1:54 PM
To: Bodine, Susan <bodine.susan@epa.gov>
Subject: **Ex. 5 - Deliberative Process**

I know between the national summit and their participation in the Region 1 listening session that they feel they have been really accommodating to us and they also feel that the main reason we know about their potential liabilities is because they did the assessments which identified their potential liability while other parties have not done that.

Ex. 5 - Deliberative Process

From: Bodine, Susan
Sent: Thursday, July 5, 2018 12:14 PM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>
Subject: **Ex. 5 - Deliberative Process**

Ex. 5 - Deliberative Process

From: Wheeler, Andrew
Sent: Thursday, July 5, 2018 12:10 PM

To: Bodine, Susan <bodine.susan@epa.gov>

Subject: **Ex. 5 - Deliberative Process**

Ex. 5 - Deliberative Process

Sent from my iPhone

On Jul 5, 2018, at 11:27 AM, Bodine, Susan <bodine.susan@epa.gov> wrote:

Ex. 5 - Deliberative Process

From: Leff, Karin

Sent: Thursday, July 5, 2018 9:35 AM

To: Bodine, Susan <bodine.susan@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>

Subject: **Ex. 5 - Deliberative Process**

Ex. 5 - Deliberative Process

Karin Leff
Acting Director, Federal Facilities Enforcement Office
US EPA-OECA
202.564.7068 (w)
202.236.3669 (c)

This message is CONFIDENTIAL and may contain legally privileged information. If you are not the intended recipient, or believe you received this communication in error, please delete it immediately, do not copy, and notify the sender. Thank you.

Ex. 5 - Deliberative Process

Message

From: Leopold, Matt (OGC) [Leopold.Matt@epa.gov]
Sent: 7/5/2018 6:02:06 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]; Wehrum, Bill [Wehrum.Bill@epa.gov]; Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Schwab, Justin [Schwab.Justin@epa.gov]; Woods, Clint [woods.clint@epa.gov]; Harlow, David [harlow.david@epa.gov]
Subject: FW: Juliana: Motion for protective order is DENIED
Attachments: NRS-#1192795-v1-ECF_300_-_Order_Affirming_Denial_of_Mot_for_Protective_Order_and_Stay.PDF; ATT00001.htm

I wanted to pass along the latest from DOJ.

Attorney Client / Ex. 5

Attorney Client / Ex. 5

I will keep you all posted.

Thanks, Matt

From: Schwab, Justin
Sent: Friday, June 29, 2018 2:32 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Subject: Fwd: Juliana: Motion for protective order is DENIED

FYI

Sent from my iPhone

Begin forwarded message:

From: "Snow, Corinne (ENRD)" <Corinne.Snow@usdoj.gov>
Date: June 29, 2018 at 2:26:16 PM EDT
To: "Schwab, Justin" <Schwab.Justin@epa.gov>
Subject: FW: Juliana: Motion for protective order is DENIED

FYI. The latest.

From: Montero, Guillermo (ENRD)
Sent: Friday, June 29, 2018 1:55 PM
To: Wood, Jeffrey (ENRD) <JWood@ENRD.USDOJ.GOV>; Grant, Eric (ENRD) <EGrant@ENRD.USDOJ.GOV>; Williams, Jean (ENRD) <JWilliams@ENRD.USDOJ.GOV>; Snow, Corinne (ENRD) <CSnow@ENRD.USDOJ.GOV>; Kneedler, Edwin S (OSG) <ekneedler@jmd.usdoj.gov>; Ellis, Jonathan (OSG) <jonellis@jmd.usdoj.gov>; Michel, Christopher (OSG) <cmichel@jmd.usdoj.gov>; Mergen, Andy (ENRD) <AMergen@ENRD.USDOJ.GOV>; Lundman, Robert (ENRD) <RLundman@ENRD.USDOJ.GOV>
Cc: Russell, Lisa (ENRD) <LRussell@ENRD.USDOJ.GOV>; Gette, James (ENRD) <JGette@ENRD.USDOJ.GOV>; Duffy, Sean C. (ENRD) <SDuffy@ENRD.USDOJ.GOV>; Piropato, Marissa (ENRD) <MPiropato@ENRD.USDOJ.GOV>; Singer, Frank (ENRD) <FSinger@ENRD.USDOJ.GOV>; Boronow, Clare (ENRD) <CBoronow@ENRD.USDOJ.GOV>
Subject: Juliana: Motion for protective order is DENIED

This just in: Judge Aiken DENIED our objections and affirmed Magistrate Coffin's denial of our request for a protective order and for a stay of all discovery. She also declined to certify her order for interlocutory appeal.

From: info@ord.uscourts.gov <info@ord.uscourts.gov>

Sent: Friday, June 29, 2018 1:31 PM

To: nobody@ord.uscourts.gov

Subject: Activity in Case 6:15-cv-01517-TC Juliana, et al v United States of America, et al Order

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Oregon

Notice of Electronic Filing

The following transaction was entered on 6/29/2018 at 10:30 AM PDT and filed on 6/29/2018

Case Name: Juliana, et al v United States of America, et al

Case Number: 6:15-cv-01517-TC

Filer:

Document Number: 300

Docket Text:

ORDER: The Court has carefully reviewed Judge Coffin's order in light of Defendants' objections. The Court concludes that the order is not clearly erroneous or contrary to law. Accordingly, the Court AFFIRMS Magistrate Judge Coffin's Order [212] denying Defendants' Motion for Protective Order and Stay of All Discovery [196]. The Court declines to certify this decision for interlocutory appeal under 28 U.S.C. § 1292(b). Signed on 6/29/2018 by Judge Ann L. Aiken. (ck)

6:15-cv-01517-TC Notice has been electronically mailed to:

Andrea K. Rodgers Ex. 6 / Personal Privacy

Benjamin E. Tannen btannen@sidley.com, ben-tannen-8259@ecf.pacerpro.com,
dcefilingnotice@sidlev.com

C. Marie Eckert marie.eckert@millernash.com, jeannie.peurasaari@millernash.com

Charles M. Tebbutt charlie@tebbuttlaw.com, dan@tebbuttlaw.com

Clare Boronow clare.boronow@usdoj.gov, efile nrs.enrd@usdoj.gov

Courtney B. Johnson courtney@crag.org

Frank J. Singer frank.singer@usdoj.gov

Frank R. Volpe fvolpe@sidley.com

Julia A. Olson **Personal Matters / Ex. 6**, **Personal Matters / Ex. 6**

Marissa Piropato marissa.piropato@usdoj.gov

Mark D Hopson mhopson@sidley.com

Michelle A. Blackwell mblackwell@blackwell.law

Peter Kryn Dykema peter.dykema@usdoj.gov

Philip L. Gregory pgregory@gregorylawgroup.com

Sean C. Duffy sean.c.duffv@usdoj.gov, efile nrs.enrd@usdoj.gov

6:15-cv-01517-TC Notice will not be electronically mailed to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:Not Available

Electronic document Stamp:

[STAMP ordStamp_ID=875559790 [Date=6/29/2018] [FileNumber=6248930-0] [343a58744ca28e9d7dba0e7ce06328643e1b486de712c5c980602e93f7311fb3cec0aeb6fcc72afefa0542a89078c388a7eda522a33563b09b33b9646afc33fd]]

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
EUGENE DIVISION

KELSEY CASCADIA ROSE JULIANA,
et al.,

Plaintiffs,

v.

THE UNITED STATES OF AMERICA,
et al.,

Defendants.

Civ. No. 6:15-cv-01517-AA

ORDER

AIKEN, District Judge.

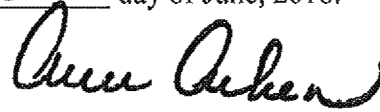
On May 9, 2018, Defendants filed a Motion for Protective Order and Motion for Stay of All Discovery. ECF No. 196. On May 25, 2018, Magistrate Judge Coffin denied Defendants' motion.¹ ECF No. 212. Defendants have filed Objections to Judge Coffin's Order, ECF No. 215, Plaintiffs have filed their Response, ECF No. 242, and the matter is now before this Court.

In accordance with Rule 72(a), "[w]hen a pretrial matter not dispositive of a party's claim or defense is referred to a magistrate judge to hear and decide, the magistrate judge must promptly conduct the required proceedings and, when appropriate, issue a written order stating the decision." Fed. R. Civ. P. 72(a). The standard of review for an order with objections is "clearly erroneous" or "contrary to law." 28 U.S.C. § 636(b)(1)(A); Fed. R. Civ. P. 72(a).

¹ Defendants complain, *inter alia*, that Judge Coffin denied their motion without allowing them the opportunity to file a reply. The Local Rules of the District of Oregon do not permit replies in support of discovery motions. LR 26-3(c) ("Unless otherwise directed by the Court, a movant may not file a reply supporting a discovery motion."). The timing of Judge Coffin's ruling was therefore appropriate.

The Court has carefully reviewed Judge Coffin's order in light of Defendants' objections. The Court concludes that the order is not clearly erroneous or contrary to law. Accordingly, the Court AFFIRMS Magistrate Judge Coffin's Order, ECF No. 212, denying Defendants' Motion for Protective Order and Stay of All Discovery, ECF No.196. The Court declines to certify this decision for interlocutory appeal under 28 U.S.C. § 1292(b).

It is so ORDERED and DATED this 29th day of June, 2018.



ANN AIKEN
United States District Judge

Message

From: William McMullin [Personal Privacy / Ex. 6]
Sent: 7/5/2018 11:16:32 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Nonstick Chemicals

It's alarming that the EPA blocked the publishing of a study that found the chemicals used to make nonstick products are dangerous at levels around 10 times lower than the EPA's advised exposure of 70 parts per trillion. Publish the study today.

William McMullin

[Personal Privacy / Ex. 6]

Message

From: Molina, Michael [molina.michael@epa.gov]
Sent: 7/5/2018 5:07:23 PM
To: Parrish, Cayce [Parrish.Cayce@epa.gov]
CC: Williams, Steven [Williams.Steven@epa.gov]; Hope, Brian [Hope.Brian@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]; Stanich, Ted [Stanich.Ted@epa.gov]; Cheatham, Reggie [cheatham.reggie@epa.gov]
Subject: RE: (U) Classified eWash (Action Required)

Thank you Cayce,

I'll reach out by email.

Michael

From: Parrish, Cayce
Sent: Thursday, July 5, 2018 12:53 PM
To: Molina, Michael <molina.michael@epa.gov>
Cc: Williams, Steven <Williams.Steven@epa.gov>; Hope, Brian <Hope.Brian@epa.gov>; Wheeler, Andrew <wheeler.andrew@epa.gov>; Stanich, Ted <Stanich.Ted@epa.gov>; Cheatham, Reggie <cheatham.reggie@epa.gov>
Subject: Re: (U) Classified eWash (Action Required)

Michael

I am on AL today as is Ted. We did place the two eWash documents in the EOC SAF for review by the various program offices. Mr. Wheeler would be able to review them there.

I will forward and email I sent out on Tuesday which provides contact information for the EOC. On eWash WHO556, there is no comment deadline, but mention of a higher level meeting. On the other eWash, WHO558, there is a deadline of next Friday June 13.

Please contact me if you have any questions.

Cayce

Sent from my iPhone

On Jul 5, 2018, at 9:57 AM, Molina, Michael <molina.michael@epa.gov> wrote:

Steve/Cayce,

Would you have time this afternoon for the Deputy to come up and review/discuss? 2:30, 3:00?

Michael

Michael D. Molina
Senior Advisor to the Deputy Administrator
U.S. Environmental Protection Agency
Molina.Michael@epa.gov
(202) 564-3972

Begin forwarded message:

Ex. 5 - Deliberative Process and Ex. 6 - Personal Privacy

Message

From: mailagent@thesoftedge.com [mailagent@thesoftedge.com]
on behalf of [Personal Privacy / Ex. 6]
Sent: 7/6/2018 8:28:30 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Defund EPA's wasteful air pollution tests on animals

Dear Acting Administrator:

I was disturbed to learn from White Coat Waste Project that the EPA has been wasting millions of tax dollars for cruel, misleading and outdated air pollution tests on animals. Like three-quarters of Americans, I oppose government spending on this waste and abuse.

The tests at EPA's National Health and Environmental Effects Research Laboratory--which uses 20,000 rabbits, mice, and other animals each year--include animals forced to breathe diesel exhaust and smog, animals force-fed lard to make them obese and then exposed to air pollution, animals fed olive and coconut oil and forced to breathe ozone, animals blasted with loud noises and exposed to ozone and pregnant animals stressed with light and noise and babies given electric shocks.

The EPA has repeatedly admitted that these kinds of animal tests are slow, expensive and not reliable for predicting health outcomes in humans.

Please take action to end these wasteful animal tests.

Sincerely,

tina wallace

[Personal Privacy / Ex. 6]

Message

From: [redacted] Ex. 6
Sent: 7/6/2018 8:10:49 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: future EPA policies

Hello Mr. Wheeler --

As a trained scientist (Ph.D., biochemistry) and an environmentalist since the first Earth Day, I am hoping that you are now in a position to recognize how much the health and welfare of the U.S. and the world depend on strong environmental protections and doing all we can to ameliorate climate change.

Linda Silversmith
Rockville MD

Message

From: Larry Wiener [Personal Privacy / Ex. 6]
Sent: 7/6/2018 8:02:59 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: EPA

I am a lifelong resident of Los Angeles. When I was much younger we had smog so bad some days that we could barely see a building a mile away. Those days are gone thanks to environmental regulation.

I know you want to repeal as many regulations as possible. I guess I should be glad because living in smog will make me feel young again. Somehow I don't feel that way.

I know you were a lobbyist for the coal industry and that you are very much in line with the Trump agenda.

I guess I can expect dirtier air and water now that you are in.

Message

From: MYKE [Personal Privacy / Ex. 6]
Sent: 7/6/2018 8:00:46 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: We have a CANCER chemical outbreak at this Patrick Air Force Base in Florida
Attachments: Groundwater Satellite Beach.doc

Mr. Wheeler see attachment !

He's your first big job ! Welcome to the EPA.

I have forwarded this to President Trump.

Thank you for your force into this matter.

MIKE JONES

Style Definition: Hyperlink: No underline, Font color: Custom Color(52,152,219)

PATRICK AIR FORCE BASE, Florida – Chemicals known to cause cancer, birth defects, liver damage, thyroid damage, increased uric acid levels, increased cholesterol, and immune system damage were detected in groundwater at Patrick Air Force Base and Cape Canaveral Air Force Station in Florida, according to a report released by the U.S. Department of Defense in March.

According to the report, all 28 groundwater monitoring stations on Patrick Air Force Base tested positive for perfluorooctane sulfonate (PFOS) and/or perfluorooctanoic acid (PFOA) – chemicals that are used to extinguish aircraft fires.

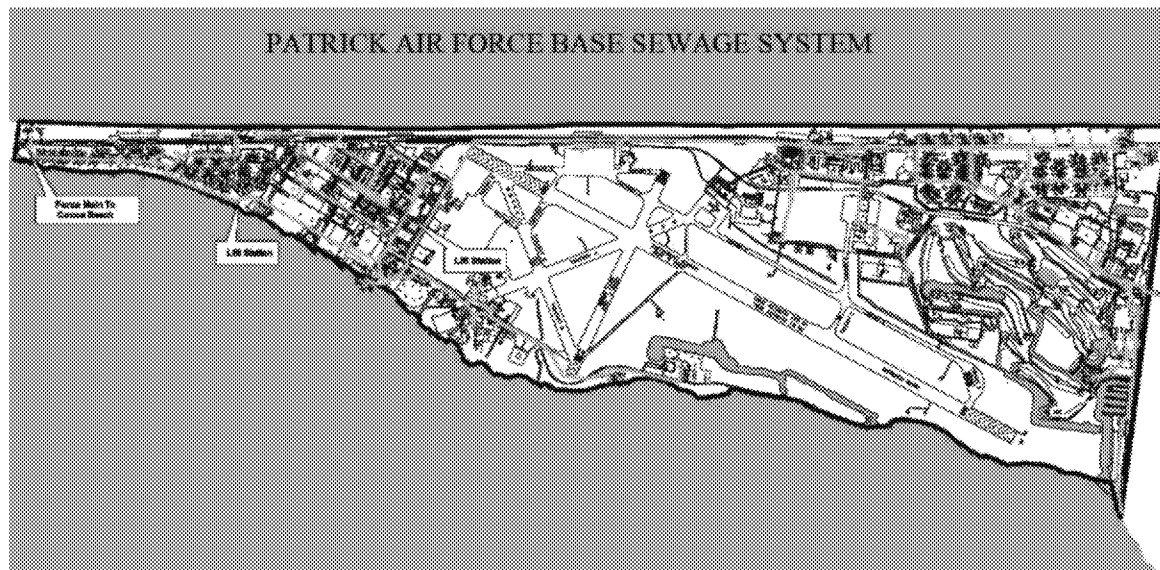
At Cape Canaveral Air Force Station, 8 out of 11 monitoring stations tested positive for PFOS and/or PFOA.

Cancer Clusters In Satellite Beach

South of Patrick Air Force Base, the Florida Department of Health is investigating a possible cancer cluster in Satellite Beach, Florida where some residents have maintained that chemicals from the air force base caused an unusually high rate of Hodgkin's lymphoma in the late 1960's and 1980's in the small South Patrick Shores subdivision.

Anyone who has lived on or near Patrick Air Force Base and was later diagnosed with cancer, should call the Florida Department of Health at (321)454-7101 to help aid in the data collection.

Shared Sewage System With Cocoa Beach



For over 20 years, sewage from Patrick Air Force base has been pumped to Cocoa Beach for treatment. Image credit: USAF

For over 20 years, the City of Cocoa Beach has treated nearly a million gallons of sewage per day from Patrick Air Force Base which is then turned into effluent water for the irrigation of commercial and residential lawns.

But according to the report, no off-base testing has been conducted by the Department of Defense to determine if the chemicals found at Patrick Air Force Base were introduced through stormwater and/or groundwater infiltration into the shared wastewater treatment system with Cocoa Beach.

Even if the chemicals are detected in Cocoa Beach, it is unlikely that the Department of Defense would pay for the toxic cleanup.

That's because the U.S. Air Force has already denied reimbursing communities in Colorado that are now faced with having to pay millions to clean up the toxic fire-fighting chemicals that seeped into the aquifer.

Dr. Julie Clift Greenwalt, oncologist and cancer survivor herself, concerned over the high rate of cancers in Satellite High alumni. Malcolm Denmark. FLORIDA TODAY. Malcolm Denmark. FLORIDA TODAY

Drinking water tests are linked to cancer concerns in Satellite Beach, South Patrick Shores area.

In response to cancer concerns, Brevard Public Schools plans to test drinking water at 13 barrier island campuses for firefighting chemicals found at high levels in groundwater at Patrick Air Force Base.

The tests of beachside drinking water for more than 6,400 students along beachside comes after about 100 cancer survivors and concerned citizens met Sunday at Kiwi Tennis Club to discuss recent and past cancer cases in the Satellite Beach and South Patrick Shores area. Theories about contributing factors include the firefighting chemicals or other toxic chemicals buried decades ago, nearby radar stations or something yet-to-be found.

"No information has indicated that there are potential problems at the schools or with the drinking water from the Melbourne or Cocoa water utilities," district officials said in a release Tuesday. "But to ensure the safety of students, faculty and staff at its schools, BPS is seeking scientific data before students return to classes in the fall."

More: Cancer mystery: 20 cases pop up among Satellite High grads within years of each other

More: What's the definition of a cancer cluster?

District officials plan to release the testing results before school begins Aug. 10.

"We're testing out of an abundance of caution, simply because of the concerns of our parents," said Dane Theodore, assistant superintendent for facilities. "We're trying to be proactive ... Regardless of what we find, we're going to publish it. Certainly we will share the results whatever they are." "Call the Brevard Health Department at 321-454-7111."

If you've got concerns about cancer in the Satellite Beach, South Patrick Shores area

Universal Engineering Sciences of Rockledge will take one sample at a fountain at each of the 13 schools, district officials said. District officials could not provide a cost for the testing Tuesday, because they had yet to receive the firm's proposal for the work.

The district is trying to get answers and to protect families, school board member Tina Descovich, who represents schools on the South Beaches, said in a prepared statement.

Julie Greenwalt, a Jacksonville oncologist and cancer survivor who graduated from Satellite High School, has questioned whether local environmental exposures could have contributed to her cancer and dozens of other cancers in the area in recent years. They point to recent media reports and federal testing that showed high concentrations of chemicals from firefighting foam in groundwater at Patrick Air Force Base

The fire foam chemicals, perfluorooctane sulfonate (PFOS) and perfluorooctanoic acid (PFOA), are unregulated. But science is finding that even at extremely low exposures, the compounds are implicated in some types of cancer, thyroid defects, immune suppression and pregnancy complications, according to a scientific panel that examined the chemicals from 2005-13 and recent scientific studies.

A March 2018 Department of Defense report found that all 28 groundwater samples recently taken at Patrick exceeded the EPA lifetime health advisory level for fluorinated chemicals. Sampling showed 15 of 16 areas tested at Patrick and Cape Canaveral Air Force Station had the compounds at levels in the groundwater greater than EPA's advisory level.

But military officials say because beachside is on either Melbourne or Cocoa's water system, which uses water sources from mainland wells and Lake Washington, there is no known pathway to exposure from drinking water on the barrier island.

Patrick Air Force Base began using firefighting foam that contains the fluorinated chemicals in 1970, including those that are now the focus of concern. In 2000, American manufacturers began phasing out the harmful compounds, and Patrick Air Force Base switched its fire crash rescue trucks in 2016 to what is supposed to be a safer formula.

More: Satellite Beach-area cancer survivors talk strategy

More: Firefighter's throat cancer won't still his activist voice

The chemicals were also used in industrial and consumer products to make the products resist stains, heat, water and grease. Examples include Teflon® cookware, waterproofing fabric and coating on fast food wrappers. Until several years ago, DuPont made Teflon® at a plant in Parkersburg, West Virginia. The company faced multiple lawsuits by people who worked there, lived nearby or downstream of the factory.

The city of Satellite Beach plans to test several groundwater wells for the fluorinated chemicals of concern, with results by the end of the month, City Manager Courtney Barker said via email.

Find out what the Centers for Disease Control say makes an actual cancer cluster. Luann Manderville and Rob Landers. Florida Today

Brevard Public Schools will test the following schools:

South Patrick Shores

- Sea Park Elementary

Satellite Beach

- Satellite High
- DeLaura Middle
- Holland Elementary
- Surfside Elementary

Cocoa Beach

- Cocoa Beach Jr./Sr. High
- Freedom 7 Elementary
- Roosevelt Elementary

Cape Canaveral

- Cape View Elementary

Indian Harbor Beach

- Ocean Breeze Elementary

Indialantic

- Hoover Middle
- Indialantic Elementary

Melbourne Beach

- Gemini Elementary

USEPA Headquarters
William Jefferson Clinton Building
1200 Pennsylvania Avenue, N. W.
Mail Code: 1101A
Washington, DC 20460

To Mr. Andrew Wheeler EPA boss or whomever is in charge. 7-5-2018
E-mail Wheeler.andrew@Epa.gov Phone 202-564-1137

This kills me to even talk about it.
Patrick Air Force Base and the chemicals they dump, spill or use on the base that runs into the ground water.

This concerns us. We need you to jump into this and make sure the tests are done correctly. We homeowners, tax payers, property tax payers will test our own water at other out of state labs, just to keep Florida and U.S. Government labs in check. The same thing has happened at McGuire AFB in New Jersey. (One of the reasons I moved here.)

Go to this site for a part of the story. Good luck to all of us.

<http://www.brevardtimes.com/2018/06/cancer-causing-chemicals-detected-in-groundwater-at-patrick-air-force-base/>

Field Code Changed

We breathe in the mist from the water when our sprinkler systems are on. We drive through it. The particles are in the air, in the cars. This is Everyday. My neighbor died from cancer here. I have skin cancer now here.

Our cars are covered with it; it's in our homes that are covered with it. Our children play on the lawns that are sprayed with it. Our pets play on the lawns, then we play with our pets. We have gardens (fruits and vegetables) that are sprayed with that water. It goes in our swimming pools.

Sincerely Mr. Michael F. Jones

Mr. Michael F. Jones

Personal Matters / Ex. 6

Personal Matters / Ex. 6

As the mother of two beachside students, and a person who grew up in Satellite Beach and was diagnosed with thyroid cancer in 2010. I have many of the same questions and concerns as our community," Descovich said. "I pray our drinking water is not affected in any way. These tests are important for our peace of mind and I look forward to receiving the results."

Even if the chemicals are detected in Cocoa Beach, it is unlikely that the Department of Defense would pay for the toxic cleanup.

That's because the U.S. Air Force has already denied reimbursing communities in Colorado that are now faced with having to pay millions to clean up the toxic fire-fighting chemicals that seeped into the aquifer.

|

Message

From: Cook, Steven [cook.steven@epa.gov]
Sent: 7/6/2018 6:14:21 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]; Molina, Michael [molina.michael@epa.gov]
CC: Breen, Barry [Breen.Barry@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]
Subject: Deliberative Materials - OLEM next two weeks analysis

Andrew –

Per your request and for your consideration, below are the subjects for which OLEM seeks guidance/decisions on over the next two weeks. To help you with context, we have also provided some additional details on issues that will appear just beyond that horizon.

Administrator OLEM briefings currently scheduled for next two weeks

- 1) CERCLA 108(b) – financial assurance proposal for next three industry categories
- 2) Abandoned mines strategy
- 3) Superfund sites
 - a. Westlake
 - b. Quendall Terminals
 - c. Wycoff/Eagle Harbor
 - d. Hanford 100 D&H Area

You have been recently briefed on each of the above items. At this time, we propose to continue work on the CERCLA 108(b) and abandoned mine efforts consistent with the input we received during your briefing so no further action is needed in the next two weeks.

As to the specific Superfund sites, we understand that the Westlake briefing will remain on the schedule. The other three sites can continue on course during the next two weeks.

Superfund Task Force

The 1-year anniversary of the Task Force recommendations report is July 25th. Significant effort is proceeding on various communications plans. Additionally, we are already receiving inquiries from local communities expressing concern that their particular site may get left behind. Please consider providing a clear signal in the coming days that the emphasis on moving Superfund cleanups along has not changed. We can then use that to address the specific site concerns. Decisions on specific details (e.g. will the Administrator's emphasis list or the \$50 million threshold for Administrator approval continue) can wait – perhaps the July 25th anniversary date could be used to announce some of those details.

Emergency Response

No specific briefings are urgent at this time.

Coal combustion residuals (CCR)

Currently, a partial final rule that addresses deadline extensions and some other regulatory flexibility changes is at OMB. We had hoped to have already had it out by now but it looks like it may be next Friday, July 13, when it comes back. We will be seeking final signature as soon as practicable. This has high interest in the regulated community (as well as the NGOs). We had been asked to look at finding another solution to the closure trigger in case the deadline extension contained in the rule package is struck down quickly. At this time, a simple revision has not been found, and

the plan is to not pursue further revisions to this package but instead continue to look for alternate solutions to be placed in one of the upcoming rule packages (finalizing remainder of phase 1 package, phase 2 proposed rule, and the CCR federal permit program proposal).

PFAS

The workgroup continues pushing forward on developing recommendations on the pathway for creating “hazardous substance” designation. The cleanup recommendation guidance has not yet been pulled down by OMB. At OMB’s request, we are working with OP to have a meeting with OMB next week to discuss prior to their initiating review.

One additional item for your consideration, Peter Wright arrives on Monday as Special Counsel to the Administrator so you might want to schedule a few minutes to visit with him, if possible.

We will continue working on all other items consistent with prior direction and look forward to working with you in this new role.

Please let us know if you have any questions or need more details.

Steven Cook
Deputy Assistant Administrator
Office of Land and Emergency Management
U.S. Environmental Protection Agency
202.566.0609

Message

From: Bennett, Tate [Bennett.Tate@epa.gov]
Sent: 7/6/2018 5:00:54 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Jackson, Ryan [jackson.ryan@epa.gov]; Gordon, Stephen [gordon.stephen@epa.gov]; Molina, Michael [molina.michael@epa.gov]
Subject: Upcoming Travel/Speaking Engagements/Meetings Spearheaded by OPEEE

Hi Andrew-

Per your instructions for AA's to fill you in on items needing your immediate attention, I wanted to let you know about five quick points:

- 1) There are 7 media markets that the White House (Bill McGinley in Cabinet Affairs and Nick Trainer in Political Affairs) recently requested Admin Pruitt visit in the very immediate future. I also included the dates we had locked in for Admin Pruitt. Given the transition, Bill will likely understand if we reschedule these and afford us more time to execute them, so long as they are completed before late fall. As an alternative, OPEEE could work with the program AA's to get them to these locations and do local media in your place, if that is better for you. RJ- feel free to weigh in here as you have also had several conversations with Bill about this.

Lackawana & Allegheny, Pennsylvania- July 16/17 (a Mon/Tues)
Bangor, Maine- July 26 (a Thurs)
Charleston, West Virginia- Aug 2 (a Thurs)
Detroit, Michigan with Rep. Walberg- (Aug 17)

Locations with a date TBD- Zanesville, Ohio and Deluth, Minnesota ** RJ, we had to pull these from the original dates we scheduled for reasons I'll share offline.

- 2) All of the Admin's speaking engagements for next week can be delegated so no worries there.
- 3) OPEEE, OP and OLEM are ready to schedule 2 MOU signings on 1) the disposal of Mercury Switches with various steel organizations and 2) unused opioid disposals with local sheriffs and narcotics officers. These are ready to be scheduled if you are looking for ready-to-go deliverables.
- 4) We confirmed the Admin to speak at the National Black Chamber of Commerce's fly-in on July 19th. I highly suggest we still send a speaker- either an AA or you if you can make it. Sen. Scott and Gov. Rauner are other notable speakers (and no other Cabinet head has been scheduled to speak but EPA).
- 5) The only other notable item I would flag is we were working to schedule a meeting with Pruitt and the new Executive Director of the National Environmental Education Foundation (NEEF), Meri-Margaret Deoudes. NEEF is a foundation created by Congress that OPEEE allocates about \$1 M of its budget to for the foundation to forge public-private partnerships between industry and environmental groups on environmental education projects. They have some good ideas teed up that are reflective of the current Administration's environmental agenda (getting kids outside, food waste recovery, sunscreen awareness, etc.).

Hope this isn't too much info and please let us know how OPEEE can be helpful to you during the transition. -Tate

Elizabeth Tate Bennett
Associate Administrator for Public Engagement & Environmental Education
Office of the Administrator
U.S. Environmental Protection Agency
(202) 564-1460

Bennett.Tate@epa.gov

Message

From: Wehrum, Bill [Wehrum.Bill@epa.gov]
Sent: 7/6/2018 4:20:02 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Woods, Clint [woods.clint@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Schwab, Justin [Schwab.Justin@epa.gov]
Subject: OAR Near Term Issues

Deliberative Communication

Andrew – The following is a list of OAR issues that may require your attention in the near term.

1. Clean Power Plan proposed replacement rule. We hope to send this proposal to OMB today for interagency review. The goal is to complete review within the next 50 days so that it can be signed prior to the next status report in the CPP case pending before the DC Circuit.
2. San Antonio ozone designation. We have a court-ordered deadline of July 17 for designating San Antonio. Monitoring data support a nonattainment designation. The TX governor is staunchly opposed to a nonattainment designation.
3. GHG standards for light duty vehicles. The proposed rule is in the midst of interagency review. NHTSA is pushing to complete the review ASAP. OIRA believes review may not be complete until the end of July.
4. SAB response letter. The SAB of its own volition has indicated a desire to review six upcoming regulatory action – five OAR rules and the Administrator’s transparency rule. A response letter needs to be sent sometime soon, which might need to be under your signature.
5. RFS. Numerous issues are in play. We should schedule time soon to survey the field for you.

Bill Wehrum
Assistant Administrator
Office of Air and Radiation
U.S. Environmental Protection Agency
(202) 564-7404

Message

From: Ford, Hayley [ford.hayley@epa.gov]
Sent: 7/6/2018 4:15:15 PM
To: Grantham, Nancy [Grantham.Nancy@epa.gov]; Wooden-Aguilar, Helena [Wooden-Aguilar.Helena@epa.gov]; Abboud, Michael [abboud.michael@epa.gov]; Baptist, Erik [Baptist.Erik@epa.gov]; Beach, Christopher [beach.christopher@epa.gov]; Beck, Nancy [Beck.Nancy@epa.gov]; Bennett, Tate [Bennett.Tate@epa.gov]; Block, Molly [block.molly@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Bolen, Derrick [bolen.derrick@epa.gov]; Brown, Byron [brown.byron@epa.gov]; Burke, Marcella [burke.marcella@epa.gov]; Chancellor, Erin [chancellor.erin@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Cory, Preston (Katherine) [Cory.Preston@epa.gov]; Daniell, Kelsi [daniell.kelsi@epa.gov]; Darwin, Henry [darwin.henry@epa.gov]; Darwin, Veronica [darwin.veronica@epa.gov]; Dominguez, Alexander [dominguez.alexander@epa.gov]; Falvo, Nicholas [falvo.nicholas@epa.gov]; Feeley, Drew (Robert) [Feeley.Drew@epa.gov]; Ferguson, Lincoln [ferguson.lincoln@epa.gov]; Ford, Hayley [ford.hayley@epa.gov]; Forsgren, Lee [Forsgren.Lee@epa.gov]; Fotouhi, David [Fotouhi.David@epa.gov]; Frye, Tony (Robert) [frye.robert@epa.gov]; Gordon, Stephen [gordon.stephen@epa.gov]; Greaves, Holly [greaves.holly@epa.gov]; Greenwalt, Sarah [greenwalt.sarah@epa.gov]; Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Hanson, Paige (Catherine) [hanson.catherine@epa.gov]; Harlow, David [harlow.david@epa.gov]; Hewitt, James [hewitt.james@epa.gov]; Hupp, Millan [hupp.millan@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]; Konkus, John [konkus.john@epa.gov]; Kunding, Kelly [kunding.kelly@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Letendre, Daisy [letendre.daisy@epa.gov]; Lovell, Will (William) [lovell.william@epa.gov]; Lyons, Troy [lyons.troy@epa.gov]; McMurray, Forrest [mcmurray.forrest@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Palich, Christian [palich.christian@epa.gov]; Ringel, Aaron [ringel.aaron@epa.gov]; Rodrick, Christian [rodrick.christian@epa.gov]; Ross, David P [ross.davidp@epa.gov]; Schwab, Justin [Schwab.Justin@epa.gov]; Seabaugh, Catherine [seabaugh.catherine@epa.gov]; Shimmin, Kaitlyn [shimmin.kaitlyn@epa.gov]; Traylor, Patrick [traylor.patrick@epa.gov]; Wagner, Kenneth [wagner.kenneth@epa.gov]; Wehrum, Bill [Wehrum.Bill@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]; White, Elizabeth [white.elizabeth@epa.gov]; Wilcox, Jahan [wilcox.jahan@epa.gov]; Wildeman, Anna [wildeman.anna@epa.gov]; Woods, Clint [woods.clint@epa.gov]; Yamada, Richard (Yujiro) [yamada.richard@epa.gov]
Subject: Today

Hi all,

Administrator Pruitt is here and would welcome you to stop by as soon as you're able to thank you for all of your hard work over the past 16 months.

We hope to see you soon!

Hayley Ford

Deputy White House Liaison and Personal Aide to the Administrator
Environmental Protection Agency

ford.hayley@epa.gov

Phone: 202-564-2022

Cell: 202-306-1296

Message

From: Lindsay Leveen [Ex. 6]
Sent: 7/6/2018 3:58:32 PM
To: HUFFMAN.CASCHEDULING [HUFFMAN.CASCHEDULING@mail.house.gov]; Jared Huffman [Ex. 6]
CC: john@whatmatters.com; [Ex. 6]; marybush [marybush@bushinternational.com]; Peter Teti [Peter.teti@aimco.alberta.ca]; TJR@tjroddgers.com; jc2ventures@ruderfinn.com; plans@jc2ventures.com; Eddy Zervigon [ezervigon@rmginvestments.com]; Joel B. Pollak [jpollak@breitbart.com]; Tucker Carlson [Ex. 6]; Kevin Hessel [editor@thearknewspaper.com]; John Nichols [Ex. 6]; dc_scheduling [dc_scheduling@schumer.senate.gov]; scheduling_schumer@schumer.senate.gov; micah_johnson [micah_johnson@corker.senate.gov]; Sean_Coit [Sean_Coit@coons.senate.gov]; Tom Carper [info@carperfordelaware.com]; Senator [Senator@blumenthal.senate.gov]; oh04ima [oh04ima@mail.house.gov]; Paul Driessen [Ex. 6]; Clint Laird [Ex. 6]; Gene Truono [Ex. 6]; Alan Muller [alan@greendel.org]; Rob Arlett [rob@robarlett.com]; Team Harris [Info@kerrievlynharris.com]; Kowalko, John (LegHall) [John.Kowalko@state.de.us]; amend, carol [amend.carol@epa.gov]; Armstead, John A. [Armstead.John@epa.gov]; Johnson, Barnes [Johnson.Barnes@epa.gov]; Rob Verchick [Ex. 6]; Wheeler, Andrew [wheeler.andrew@epa.gov]; anne.thompson [anne.thompson@nbcuni.com]; BaronS@cbsnews.com; lacey [lacey@greentechmedia.com]; Eric Wesoff [Ex. 6]; Jigar Shah [jigar@generatecapital.com]; Daniel Kammen [kammen@berkeley.edu]; Rich Cerussi [richard.cerussi@nbcuni.com]; Wagner, Elizabeth (NBCUniversal) [elizabeth.wagner@nbcuni.com]; Nguyen, Vicky (NBCUniversal) [Victoria.Nguyen@nbcuni.com]; Mark Villarreal [mark.villarreal@nbcuni.com]; steve [steve@revolution.com]; yuliya.chernova [yuliya.chernova@wsj.com]; Katie Fehrenbacher [Ex. 6]
Subject: Re: Pruitt and Corrupt Fossil Fuel Interests

Senator Ayotte and Mary Bush

Doerr is the misogynist who told MBA students at Stanford that they could get laid by walking down University Avenue. I wonder if Michelle Obama knows he said this.

<https://www.youtube.com/watch?v=LDWURusr02k>

On Fri, Jul 6, 2018 at 8:41 AM, Lindsay Leveen [Ex. 6] wrote:

Lest we forget Mr. Doerr's other fossil fuel interest Luca Technologies. This failed company abandoned open wells from coal beds that spewed methane into the air in Wyoming after Luca The Palooka went bankrupt, Taxpayers had to pay to shut the abandoned wells.

What is good for the goose is good for the gander. John Doerr should resign from the boards of Bloom and Amyris and also from the Obama Foundation.

Have a Nice Day

On Fri, Jul 6, 2018 at 8:10 AM, Lindsay Leveen [Ex. 6] wrote:
Mr. Huffman

Nice retweet of Senator Whitehorse's tweet that is captured in the attached screenshot.

Certainly John Doerr's Bloomdoggie is one of those "corrupt overreaching fossil fuel interests". 91% of their coffins run on fossil natural gas. Mr. Doerr is copied he can answer.

I have also copied Andrew Wheeler who is now in charge of the EPA. Mr. Wheeler one million dollars as a fine for the hidden Bloom hazmat is not nearly enough. I tipped the EPA off to the hazmat you can ask Ms, Amend. We the people want at least \$100 million in fines. Bloom extracted over \$1.5 billion in subsidies from ratepayers and taxpayers with Colin Powell acting as Mr. Doerr's little puppet twisting the arm of government. Schumer the Bloomer was twisted like a pretzel.

GREEN LIES MATTER

Message

From: Betsy Monseu [bmonseu@americancoalcoalcouncil.org]
Sent: 7/6/2018 3:44:01 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: American Coal Council Best Wishes
Attachments: ATT00001.txt; Betsy B Monseu.vcf

Andrew,

As EPA moves forward under your leadership to further the Trump administration's priorities, I offer best wishes to you and the support of the American Coal Council for continuing the path of regulatory reform and rebalancing.

Regards, Betsy

Betsy B. Monseu | CEO | American Coal Council

1101 Pennsylvania Ave. NW, #300
Washington, DC 20004
Office 202.756.4540 | Direct 202.805.2310
bmonseu@americancoalcoalcouncil.org
www.americancoalcoalcouncil.org

Upcoming ACC 2018 Events

Coal Market Strategies--August 6-8, 2018 (Hyatt Regency Tamaya Resort, Santa Ana Pueblo, NM)
Coal Trading Conference--December 3-4, 2018 (Crowne Plaza Times Square, New York, NY)

Contact

Full Name: Betsy B. Monseu
Last Name: Monseu
Middle Name: B.
First Name: Betsy
Company: American Coal Council

Business Address: 1101 Pennsylvania Avenue NW, #300 Washington, DC 20004 United States of America

Business Phone: (202) 756-4540
Mobile Phone: (202) 805-2310

E-mail: bmonseu@americancoalcouncil.org

Message

From: Eric Webster [Personal Privacy / Ex. 6]
Sent: 7/6/2018 3:28:23 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: EPA

Dear Mr. Wheeler,

I am not at all surprised that Mr. Pruitt is gone. My only surprise is that it took so incredibly long for someone with such conflicts to finally be removed from this very important position.

My hope is that despite your ties to COAL, that you will remember that the agency that you are now in charge of has ENVIRONMENTAL PROTECTION in it's name, and mission.

Too much of our country and the policies are being stripped in order to maximize the profit of the donor class.

We only have one planet. We don't get a do over. When we make this one unfit to live on, there's no place else to go.

I hope that if you are not willing or able to actually protect our water, air and earth, you will realize that this is not the job for you and step away.

Perhaps at that point, Mr. Trump could find someone who has actual qualifications and a passion for this important position. Though that would be a pretty dramatic change from his normal operating procedures.

I wish you, and our planet every success.

Eric Webster

Personal Privacy / Ex. 6

Message

From: Clarine Nardi Riddle [CNRiddle@kasowitz.com]
Sent: 7/6/2018 1:31:30 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: All the best

Andrew,

Oh my.....wishing you all the best.

You are up for the challenges ahead. Deep breath!

Regards,
Clarine

Clarine Nardi Riddle
Kasowitz Benson Torres LLP
1399 New York Avenue, NW
Suite 201
Washington, DC 20005
Tel. (202) 760-3402
Fax. (202) 379-9785
CNRiddle@kasowitz.com

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Message

From: Lee Schoff [Personal Privacy / Ex. 6]
Sent: 7/6/2018 3:26:18 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Please Don't Cave

Sir:
The left will unleash the most vicious and savage attacks imaginable on you and your family, relentlessly. They have figured out if they keep it up long enough you will cave just as Scott Pruitt did.
I beg you stay the course. The strength required to stand up to this onslaught is almost unimaginable, but the depth of Deep State entrenchment and hatred for what you are trying to achieve is also unimaginable.
Except it's real.
Leland Schoff
Fernley, Nevada

What exactly is your fair share of what someone else has worked for?
Thomas Sowell
I would rather be governed by the first two thousand people in the Boston telephone directory than by the two thousand people on the faculty of Harvard University.
William F. Buckley
Show me an elitist and I'll show you a loser.
Tom Clancy

Message

From: Graves, Jannette [Graves.Jannette@epa.gov]
Sent: 7/6/2018 1:27:28 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Personal
Attachments: BIG-DYLA 2017 2018 -Briefing Presentation JLG (003).pptx; BIG-DYLA Executive Interview No. 1 - LD.pdf; BIG-DYLA Reading Assignment No. 1 - GLWAAA.pdf; BIG-DYLA Writing Assignment No. 2.pdf; BIG-DYLA Shadowing Assignment No. 1 DP.pdf; BIG-DYLA 30-Days Development Assignment-2nd.pdf

Greetings, Mr. Wheeler.

My name is Jannette L. Graves, let me first congratulate and welcome back to the EPA.

I am a Paralegal Specialist in Region 2, Office of General Counsel and recently celebrated my 30-years of Federal Service on May 8, 2018.

I am currently here in HQ-OLEM for 30-days (from June 12 to July 27) to complete my Blacks In Government Leadership Development Program.

I would love to have 30 minutes of your time to meet and interview you. I had the opportunity to meet, interviewed and shadowed a few of our senior executive colleagues: Denise Polk, Peter Lopez, Kerry Neal, Lillian Dorka, Donna Vizian, Walter Mugdan, former Region 2 Deputy Administrator, George Pavlou and former Region 2 Administrator, Alan Steinberg. I have also shadowed and interviewed a three senior executive leaders from the Office of Civil Rights Department of State and the Department of Commerce.

I have attached a few of my assignments and the program PowerPoint for you review at your leisure. My graduation date from the 9-months program is August 13, 2018.

I hope to meet with you one day soon

Sincerely,

Jannette L. Graves
202-566-2597



Darlene H. Young Leadership Academy

APPENDIX B: REQUEST FOR 30-DAYS DEVELOPMENTAL ASSIGNMENT & AGREEMENT

PROGRAM NAME: 2017-2018 Darlene H. Young Leadership Academy

PARTICIPANT'S NAME: Jannette L. Graves

ORGANIZATION: U.S. Environmental Protection Agency

ADDRESS: 290 Broadway, Room 1755, New York, NY 10007

TELEPHONE: Ex. 6 * 212-637-3124

STUDENT'S AGENCY MENTOR & COACH NAME: Angela Carpenter & Nigel Simon

ORGANIZATION: U.S. Environmental Protection Agency

ADDRESS: 1200 Pennsylvania Avenue, NW, / 290 Broadway

WJC-West, Room 4402, Washington, DC 20460 / New York, NY 10007

TELEPHONE NUMBER: 202-564-6629 / 212-637-4435

DEVELOPMENTAL ASSIGNMENT POSITION AND LOCATION

DEVELOPMENTAL POSITION TITLE: Human Resources Management

HOST SUPERVISOR: Susan Smith, Director, Office of Management and Integrity Services

ORGANIZATION: U.S. Environmental Protection Agency/Office of Land and
Emergency Management (OLEM)

ADDRESS: 1301 Constitution Avenue, NW, Washington, DC 20460

TELEPHONE NUMBER: 202-564-6656

DURATION OF ASSIGNMENT

ASSIGNMENT BEGINS ON: June 12, 2018

ASSIGNMENT ENDS ON: July 27, 2018

VACATION PERIOD: N/A

TRAINING PERIOD: Yes, EEOC mandatory

EEO Counseling Certification Training – Completed (32-hours, week of April 16, 2018).

OVERVIEW OF PROGRAM ASSIGNMENT:

Jannette will be provided opportunities to perform assignment at the GS-13 grade level typically assigned to:

- 1) EEO Specialist; and
- 2) Human Resources Specialist.

ASSIGNMENT OBJECTIVES:

- 1) Ms. Graves will learn and observe skills related to the human resources management functions of strategic and effective human resource planning, diversity and inclusion, recruitment, training and development, career planning, organizational effectiveness, and employee relations, among others.
- 2) Ms. Graves will be well versed in the first stage of processing EEO formal complaint.

ASSIGNMENT DUTIES:

- This position is located in the Office of Land and Emergency Management (OLEM)/ Office of Management and Integrity Services (OMIS), Washington, D.C.
- As part of the 30-day development assignment, the incumbent will coordinate with OMIS staff in the following areas that will involve coordination and liaison activities: provide advice/and or develop recruitment packages and noncompetitive personnel actions; provide support in other human resource areas, such as, diversity and inclusion, performance management, awards, human capital, affirmative employment and diversity, and workforce planning and assign daily HR related work activities to the HR team.



Darlene H. Young Leadership Academy



- The incumbent will also assist with the planning and development of special reports and analyses for use by OLEM managers for HR planning and decision making.
- The incumbent will also review and summarize MD-715 data, prepare reports, and defend recommendations, specifically as it related to workforce management and planning.
- As a certified EEO Counselor Ms. Graves may assist with one EEO formal complaint matter; by either reviewing a EEO Counseling & Investigative Reports for the drafting of EEO related correspondence and/or complaint analysis to assist the assigned Senior EEO Specialist/Attorney Advisor.
- Shadow EEO Counselor and/or Alternative Dispute Resolution Staff.

APPROVAL & SIGNATURES:

EPA Employee/Student: Jannette L. Graves
Sign: Jannette L. Graves Date: 6/5/18

Host Agency Official (EPA-HQ): Nigel Simon
Signature: _____ Date: _____

DYLA Program Coordinator: Johnny R. Barideaux
Signature: _____ Date: _____

APPENDIX C: DYLA CERTIFICATION - 30-DAY DEVELOPMENTAL ASSIGNMENT

(To be completed by the host supervisor upon completion of the assignment)

Participant: Jannette L. Graves, BIG-DYLA (2017-2018) Student
Assignment:

- a) **Agency:** U.S. Environmental Protection Agency
Office of Land and Emergency Management (OLEM) & Office of Civil Rights (OCR)
Organizational Address: 1200 Pennsylvania Avenue, NW, Washington, DC 20460

Start Date: _____ **Completion Date:** _____ **Supervisor Signature(s):** _____

Please provide a brief description of the experiences, insights, and/or benefits gained from this developmental assignment:

- (a) to the participant:
- (b) to you and/or your organization:

What recommendations, if any, would you make for future Darlene H. Young Leadership Academy participants seeking developmental assignments?

Other comments:

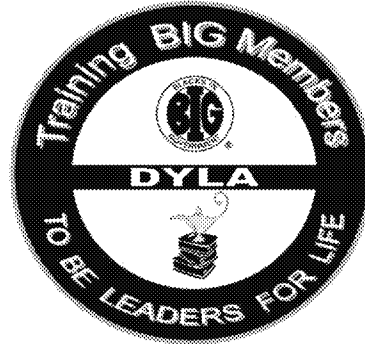
Host Authorizing Official (EPA-HQ):

Print Name: Nigel Simon, Principal Deputy Assistant Administrator, U.S. EPA, OLEM.

Signature: _____ **Date:** _____

2017-2018 Darlene H. Young Leadership Academy Program (DYLA)

Developing Leaders for Life





2017-2018 Darlene H. Young Leadership Academy Program Overview

- **Mission**
- **Vision**
- **Overview**
- **Goals**
- **Objectives**
- **Leadership Competencies**
- **Roles & Responsibilities**
- **Mandatory Requirements**



Program Mission

- **Prepare the BIG members for a leadership role at all levels of public service and throughout the BIG organization.**
- **Help members acquire the essential skills needed to be competent leaders through a series of intense professional training sessions.**

The Darlene H. Young Leadership Academy of Blacks In Government (BIG) is committed to preparing the BIG members for a leadership role at all levels of public service and throughout our BIG organization.

The program focuses on helping members acquire the essential skills needed to be competent leaders through a series of intense professional training sessions.



Program Mission (cont.)

- Offer members who are Federal workers (Civilian & Military) an opportunity to expand their comprehension of leadership.
- Combine experiential learning and developmental opportunities
- Prepare members to function as educated, analytical, and skilled leaders within the organization, their jobs, and the community.

2017-2018 OYLA

4

The attainment of these skills offers members an opportunity to expand their comprehension of leadership. By combining experiential learning and developmental opportunities, the Leadership Academy prepares members to function as educated, analytical, and skilled leaders within the organization, their jobs, and the community



Program Vision

Through effective leadership training, the Young Leadership Academy will help to provide a 21st century infrastructure and an educated membership to conquer the challenges facing the organization and the public servant today and in the future.

2017-2018 BYLA

5

Through effective leadership training, the Young Leadership Academy will help to provide a 21st century infrastructure and an educated membership to conquer the challenges facing the organization and the public servant today and in the future.

Focuses on identifying, equipping, and training members to produce leaders at all government levels to strengthen both individual and organizational performance.

Provides leadership training and an opportunity for professional development using interactive workshops and seminars on a wide variety of leadership issues.

The vision is to provide leadership training that is genuinely empowering, so that the members leave the training not just better educated, but more effective leaders.



Program Overview

- **Blacks In Government and Morgan State University formed a leadership training vehicle to foster excellence in leadership within the organization of Blacks In Government to develop professional and personal leadership skills within the membership.**
- **This highly interactive training uses dynamic instruction and numerous activities to emphasize leadership traits and facilitate discussion of leadership issues.**



Program Overview Cont.

PHASE	DATE	LOCATION	LEAD
I ORIENTATION	October 15, to December 2, 2017	NATIONWIDE— REQUEST FOR DYLA NOMINEES	BIG
II LEADERSHIP TRAINING	November 29 to December 2, 2017	MARYLAND	MORGAN STATE UNIVERSITY
III TEAM INTERACTION	DECEMBER 2017 to AUGUST 2018	NATIONWIDE	PARTICIPANTS, BIG COACHES, MORGAN STATE UNIVERSITY COORDINATORS & BIG COORDINATORS
IV GRADUATION	AUGUST 2018	NATIONAL TRAINING INSTITUTE New Orleans, LA	MORGAN STATE UNIVERSITY & BIG



Program Goals

The goals of this leadership training (focused at the comprehension and application levels of learning) are to help members:

- Communicate and listen.
- Coordinate and organize.
- Develop strategic thinking.
- Be enabled and empowered.
- Increase productivity and potential.
- Expand their visioning and imagining.
- Transform into authentic, innovative, proactive, inspirational leaders.
- Appreciate importance of responsibility and commitment to others as well as to your organization and/or company.



Program Objectives

- Team Building
- Leadership Development
- Reflective Peer Coaching for Leaders
- Leadership Values and Vision
- Leadership Dialogue
- Experimental Learning Teams
- Personality Assessment



Leadership Competencies

- **Leading Change**
- **Leading People**
- **Results Driven**
- **Business Acumen**
- **Building Coalitions/Communication**



INTENDED LEARNING OUTCOMES

After completing this 8-month course, students should be able to:

- understand differences in people
- build and lead teams
- communicate effectively
- maximize employee potential
- facilitate strategic planning
- meet individual & organizational goals
- facilitate team building



2017-2018 DYLA Mandatory Requirements

- Leadership Development Plan
- Shadowing Assignments
- Executive Interviews
- Reading Assignments
- Writing Assignments
- Team Project Proposal/Team Project
- Program Impact Paper
- 30-Day Developmental Assignment - *(Conducted at work assignment or at alternate agency/organization such as non-profit volunteer organization)*
- True Colors Personality Assessment Interim
- Mid-Way Instruction



Program Funding

- **\$2,800 cost per student to BIG**
 - Travel
 - Lodging
 - Instructors
 - Administrative services
 - Supplies
 - Continuing education units' assessment and award

- **Supplemented by Corporate Sponsorship**



Why DYLA

- **No cost to the U.S. Environmental Protection Agency**
- **No cost to the Jannette Graves (EPA's 2017 student).**
- **EPA supervisors/Senior Leaders have an opportunity to engage with their participant.**
- **Participants/students have an opportunity to strengthen weaknesses and develop into future public service leaders.**
- **Students, who meet all requirements successfully, receive 34.6 Continuing Education Units (CEUs)/Professional Development Hours (PDHs).**



DYLA Contacts

DYLA COORDINATOR

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ACADEMIC ADVISOR

Dr. Vera McKethan
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334-312-1275

Name: Jannette L. Graves

GRADES: Ex. 6

Title: BIG 2017-DYLA Student, Team One aka “Team Eminence”

Subject: Executive Interview No.1

EQC: Leading People and Result Driven - Leadership Competency

On Thursday February 8, 2018 at 2:00 pm, I interviewed Ms. Lilian Dorka, Director, at the Office of General Counsel, External Civil Rights Compliance [aka “Title VI”] Office, U.S. Environmental Protection Agency (EPA). As the Director of the External Civil Rights Compliance Office (ECRCO), Ms. Dorka provides strategic advice to the Administrator, General Counsel, and Deputy General Counsel on issues related to external compliance with the federal civil rights laws that prohibit discrimination on the basis of race, color, national origin, sex, disability and age by recipients of federal assistance from the EPA. In addition to those duties, Ms. Dorka provides leadership in the development and implementation of ECRCO's operating procedures and policies. She also conducts extensive outreach to various stakeholder within the EPA, such as the Deputy Civil Rights Officials and externally to State and Local recipients, Advocates, and Communities with respect to broad cross-cutting civil rights issues.

I am currently a paralegal specialist who is seeking to transition into the Equal Employment & Opportunity/Civil Rights career field. I believe one of the best ways to enhance my leadership skills and knowledge, gain firsthand exposure of the EEO/Civil Rights works is to shadow and interview individuals who are currently working as Civil Rights leaders. This is why I chose Ms. Dorka.

Ms. Dorka was provided with one dozen questions two week in advance, and impromptu questions were allowed during the interview process. The interview began with Ms. Dorka explaining her new role as Director of ECRCO (aka Title VI) under the Office of General Counsel (OGC).

Prior to its reorganization the EPA's Office of Civil Rights consisted of two branches; the Internal and the External Compliance & Resolution Programs. The Office of Civil Rights (OCR) administered the External Compliance and Complaint Programs to include Title VI to ensure that any program receiving EPA funds comply with federal nondiscrimination laws.

In December of 2016, the EPA's efforts to ensure compliance with federal civil rights laws, including Title VI of the Federal Civil Rights Act of 1964, and to enhance its efforts to coordinate among regions, state and local entities; The agency transferred the Title VII responsibilities to the Office of General Counsel, to strengthen efficiencies and provide greater cohesion and support in advancing the mission, the EPA merged the legal expertise of that office with the policy experts of the External Compliance staff from the Office of Civil Rights. Prior to the reorganization Ms. Dorka held three separate titles in the OCR as the EPA worked to remake its troubled Office of Civil Rights. She served as the Deputy Director; the Acting Director; the Assistant Director, External Complaint (Title VI). All the recent changes have come under Ms. Dorka's leadership.

Ms. Dorka has a Bachelor's Degree from the University of Miami a Judicial Degree from the Catholic University School of Law. She started her career working for the federal government in 1987. She went from law school to becoming a legal intern at the U.S. Department of Education's Office for Civil Rights until she passed the BAR a couple months later. She then became an Attorney Advisor and very quickly realized that Civil Rights Law was her calling. Her passion was fueled by a sense of fairness and having been an immigrant herself. I could tell she feels that all sorts of people in the United States deserve fair and equal treatment especially regarding education. She quickly realized that to succeed, she needed to make herself available to all sorts of different tasks

and projects, and not limit herself in the assignments and projects she took on, but also volunteer for various roles. Ms. Dorka knew she wanted to transition from a high-graded professional to a member of the Senior Executive Services. She knew it was time to pursue her professional goals and aspirations after her children left home and went on to college. In 2014, Ms. Dorka applied for the Office of Civil Rights' Senior Executive position at the EPA.

She expresses the most critical aspect of her job is the daily concern for the well-being of the staff and ensuring that they have the resources needed to succeed and achieve the mission. There are four critical skills that Ms. Dorka used at the beginning of her career, that she still utilizes to this day: communication, balance, knowing your subject matter, and good leadership.

Here is what I take away from our conversation. Communication is critical because between your personal and professional life everything depends on the relationships you build and foster with your staff and colleagues which is critical to its success. Having a balance approach to everything in life both professionally and personally can help the ability to communicate in a way people can relate to. When you let certain "likes or dislikes" get the better of you, it takes you off-balance and you lose the ability to be objective. The "knowing her subject matter" is crucial because if you do not grow in your knowledge, you would not be effective. You inspire people to follow then you are leading by example. Doing this well helps accomplish the mission. With leadership, not everyone is "born to lead" as most people believe. Learning what good leadership is and observing those you believe are good leaders, and exercising the three other skills have proven successful and/or vital to her career.

Ms. Dorka was very candid when it comes to advice and recommendations on enhancing one's career. Her advice is to "connect and communicate with people you work with." Accept challenges that come even when it is out of your comfort zone. As a professional you never turn down an opportunity for growth, and volunteering for different projects and assignments is the best training you can get.

To be a good leader, Ms. Dorka continued, you simply have to bring the right people with you. Having organizational intelligence is the necessary for senior managers and leaders. Any one step has the potential to impact the entire organization either positive or negative. She strongly recommends mentoring and recalled how it played a critical role in her career by observing people she admired. She learned mentoring is essential and made a habit of taking note of certain people who she thought were very good at what they did. Not only because they produced great results and were smart, but because they were basically the whole package. They were dynamic and had good interpersonal skills and were able to bring people together. In her opinion, being a successful manager versus a successful leader, which is something she tries to remember every day, is that a manager manages things but a leader leads people, and knowing the difference is the key.

When Ms. Dorka reflect on mentors, a former boss, Susan Bowers comes to mind. Ms. Bowers did her job well but because of how she handled her life. While observing her, Ms. Dorka saw the position Ms. Bower had and the people that reported to her. The way Ms. Bowers always ask for input by include her people in decision-making. Ms. Dorka noted that Ms. Bowers characters: honest, straight forward, wasn't mean, and very candid when she disagreed with something. She also noted in Ms. Bowers' personal life she had a very close relationship with her family and she didn't have to sacrifice her personal life for her professional life because she balanced the two so well. Ms. Bowers was an inspiration.

This interview helped enhance my understanding of leadership skills and the requirements to lead and manage conflict and people strategically. The value of partnering and leveraging diversity for an inclusive workforce and the resources needed for obtaining results fall under the Leading People and Result Driven ECQ competency.

Name: Jannette L. Graves

GRADED: Ex. 6

Title: BIG 2017-DYLA Student, Team one aka “Team Eminence”

Assignment: Reading No.1

Due Date: January 19, 2018

EQC: Building Coalitions/Communication - Leadership competency

Book Title & Author(s): Get Along with Anyone Anytime Anywhere – 8 Keys to Creating Enduring Connections with Customers, Co-workers...Even Kids! 1st ed. (2004). By Arnold Sanow and Sandra Strauss.

In May 2015, I had the good fortune to find several books in a drawer of an empty cubicle that was assigned to me while I was away on 26 months detail in the EPA Office of Civil Rights. The title of one of the books, “Get Along with Anyone, Anytime, Anywhere...,” caught my attention. That book provides its reader with tools for making valuable, positive, and powerful productive connections.

We connect with people on daily endeavors. We connect with others at home, at work, in social or business circles or when handling our day to day functions; and it is embedded in our life. The book is about obtaining and maintaining vital relationships in all stages of our lives and the quality of our connection with others; via “Enduring Connections.” Enduring Connections contains eight essential keys:

- Cultivate Confidence;
- Rev Up Rapport;
- Energize the Winning Spirit;
- Communication IQ;
- Honor Communication Needs;
- Extend Respect to Preserve Trust;

- Bridge Connection Chasms
- Handle Prickly People with Care.”

To cultivate confidence, you must be willing to own what you say and what you do without circumventing or denial. Instead of seeking permission or approval from others, you give permission and approval to yourself, realizing that you choose your action and that you are responsible for your life and for attainment of your life goals. We need the cooperation of other people to achieve our goals. As a person and a leader, we should say what we mean, mean what we say, be authentic in interactions with people and refuse to be spurious to avoid disapproval. We should be willing to stand up for ourselves and our ideas, knowing what we desire, having goals and ambition. We need to identify what actions are needed to attain our goals and to organize whatever we need to establish those goals, monitoring the action and outcome to stay on track. We need to live with consistency between what we say and do, honoring commitments and exemplifying in our actions what we value. But most importantly, we need to be good to ourselves and others. Getting along with people in a positive way is necessary for enduring connections and to rev up rapport while developing our full potential and talent to energize a winning Spirit.

Leaders have the responsibility to develop more than technical skills, coherent focus, and strategy. A leader needs emotional intelligence and the capacity to be self-aware, aware of others, and the world around him/her. Our connections with others enable us to inspire to lead and to fulfill essential roles as leaders; to bring optimism and clarity by combining the intellectual (the head) and emotional (the heart). The head and the heart, the cognitive and the noncognitive allow us to become a more unified, inspired and impactful leader. The head of

leadership brings clarity, and the heart of leadership pulls people toward a compelling future, despite challenges.

The lesson learned is to be a good leader you simply must build enduring connections to lead, collaborate and communicate as an integrated unabridged person. Create more purpose driven, value-forming relationships by becoming an unabridged leader. This process is not linear: to succeed we must complete the full circle of development, ourselves. An effective leader builds winning spirits by generating enthusiasm and creating a positive environment to help employees channel their energies and talents to inspire greater productivity.

Enduring connections is not only about you as a person but as a leader: it is about how we can serve, benefit, grow and inspires others to build healthy relationships. Leadership is fundamentally a human venture and the process of becoming a leader is similar, if not almost identical to becoming an unabridged person, aligned in all aspect of our lives. As human beings it is true that we do not separate parts of ourselves as we go from personal to professional roles. Despite one's role(s) on a given day, we cannot leave behind a part of ourselves and still be realistic. To be effective and transformative, we must be unabridged, realistic and fully integrated.

The title of the book "Get Along with Anyone, Anytime, Anywhere - 8 Keys to Creating Enduring Connections with Customers, Co-workers...Even Kids!," is catchy and will grab one's curiosity. It is a paradigm with keys to connect effectively. In addition, it is beneficial in understanding communication and relationships. This book was a hard read and not the best choice for this assignment due to its 365 page, but it held my attention. It is very detailed and was easy to follow. It is an excellent read for everyone, but most importantly for any leader who

wants to advance and inspire effectively. Most importantly, it helped me in to effectively develop greater Building Coalitions/Communication - Leadership competency.

Name: Jannette L. Graves

GRADED [Ex. 6]

Title: BIG 2017-DYLA Student, Team one aka “Team Eminence”

Assignment: Shadowing No. 1

Due Date: February 16, 2018

EQC: Leading Change, Leading People, Result Driven & Business Acumen

The week of March 5, 2018, I had the opportunity to shadow Mrs. Denise Polk for three days (3/6/18 to 3/8/18). Mrs. Polk is the Director of United States Environmental Protection Agency (EPA), Office of Grants and Debarment (OGD). Mrs. Polk’s federal career spans more than 37 years and has been spent across five federal agencies in the field of federal grants management, where she managed high-dollar grant portfolios.

In June 2007, Mrs. Polk joined the EPA’s OGD where she served in a variety of leadership roles. In November 2014, Ms. Polk was appointed as Deputy director in the OGD and in May 2016, she was asked to lead the Office of Acquisition Management as the Acting Director during a period of unprecedented transition when both the Office Director and Deputy Director departed; and in November 2016, she was selected as Director of Office of Grants and Debarment. Mrs. Polk directs three divisions, Grants & interagency Agreements Management Division, the National Policy, training & compliance Division, the Suspension & Debarment.

I met Mrs. Polk in 2015, while on detail in the EPA’s Office of Civil Rights (OCR), for 24 months. In my roles as the OCR National Special Emphasis Program (SEP) manager for 5 of the EPA’s 10 SEPs, I coordinated and hosted an OCR Culture Awareness Training titled Listen, Learn and Share: Civil Rights and LGBT at the EPA on October 21-22, 2015. The training was for all EPA employees and Ms. Polk attended the one for the managers. At the end of the session, Mrs. Polk approached me to inquire if the training would be a mandatory and advised that it should be. That was my first contact with her. Having a Senior Executive Leader feeling

so strong on the subject, I invited Ms. Polk to my next collaborative meeting for the 2016 Culture Awareness Training. Due to diverse and considerable number of requests received from 2015 training feedback survey for a comprehensive agency-wide training, the 2016 training was to have an agency-wide multifaceted focus on Unconscious Bias.

In January 2017, I learned that Mrs. Polk was the Co-Executive Champion for National Administrative Council for Excellence (NACE) Special Emphasis Program (SEP). I was tasked to manage the Federal Women Program (FWP) and the NACE program is a subgroup of the FWP-SEP. Mrs. Polk's name was submitted to me by the NACE members as the keynote Speaker for the 2017 Administrative Professional Week Observance. I planned and co-hosted the NACE's 2017 Special Administrative Professional Week Observance Program titled "Perspectives on Upward Mobility: The Journey from GS-1 to SES;" and after learning about Mrs. Polk's life, career, and journey to the Senior Executive Series (SES), I knew she had a lot to share and offer to anyone who is aspiring in their career. It was one of the reasons why I chose to shadow Mrs. Polk.

The OGD is the lead office for all work associated with Grants and Inter-Agency Agreement throughout the 10 and Headquarters. Ms. Polk's office is the one Office that touches every single office in EPA, from one aspect to another. The OGD provides training and manages compliance matters for applicants and recipients of grant and inter-agency agreements. One major aspect for her office is to ensure that grants and other aid made available by EPA are connected to system policy training and to ensure compliance is achieved and maintained, not only for applicants and/or recipients but also EPA wide as needed. Under Ms. Polk's direction, the Suspension and Debarment program identifies individuals, business and/or organization that are potentially engaged in fraud, waste or abuse connected to environmental matters. For

example, if a grant recipient is allegedly involved in suspicious activities associated with its aide received or work conducted under EPA's Clear Water Act, Ms. Polk office not only would investigate for fact-finding or wrong doing, but would also suspend or debar individual, businesses or organizations from doing business with, or receiving grants from the EPA.

In the three days of shadowing Mrs. Polk, I attended several meetings held with her staff (Managers and Team Leads). The first meeting I attended was on "modernization of the grant management and tracking system" project. The system upgrade is necessary to operate effectively with up-to-date technology and the ongoing reduction in resources. During that meeting Mrs. Polk allowed her staff to provide updates on progress and challenges they have encountered or foreseen. She was very much engaged in the collaboration, probed and made decisions when she found it was necessary or when asked to do so. She trusts her staff on the decisions made and/or recommended. It was remarkable to see the love, appreciation and respect between Mrs. Polk and her staff.

In another meeting I attended, Mrs. Polk and her managers discussed "telework a/k/a alternate work location." Ms. Polk found in reviewing a telework report for her office that telework agreements were not in compliance with EPA's telework procedures. She also realized that she was not fully informed of the number of telework days staff were working, and that there were inconsistencies in some employees telework agreements. Afterwards, Ms. Polk made an "executive decision" to only allow a 4-days of telework per pay-period. Not all her managers agreed with her decision and respectfully made their concerns known to her. The managers who contended with her decision reasoned that telework was one of the things that helped boost and maintain employee morale. The managers who contended with her decision and felt that their employees would be impacted the most and those that had inconsistencies in their employee's

agreement were offered the opportunity to meet and discuss further. After the meetings and feedbacks, Mrs. Polk decided to deliberate further on her decision. It was admirable to see that Ms. Polk had no problem acknowledging to her staff when she was “wrong,” made a mistake, or needed to change her decision.

I found her collaborative style refreshing because while Ms. Polk is decisive, always displaying that it was important to get feedback from those impacted by decisions. For example, in dealing with a policy issue, she felt it to be important to reach out to the grant community for feedback on things that she might not be aware of that may have a negative impact on what she, her office and/or the EPA are trying to accomplish. She likewise provides an opportunity to hear from her staff if a matter comes down the pike that may impact them. She wants her staff to feel like they are valued, that they have a voice. Even if they may not agree, her staff knows that Ms. Polk will listen, and value what they must say.

I learned that the most critical aspect of Ms. Polk’s job is people, not only individuals in her office, but also others served by her office. She displays that it is very important to her that customers are taken care of and valued, that they can provide input to her office and otherwise to the EPA. Ms. Polk believes in collaboration, communication and transparency. Around all those things it was visible that there's a lot of team work and support between Ms. Polk and her staff.

The lesson I took away from this awe-inspiring shadowing experience is to be collaborative and transparent. Trust and respect are very important for an effective and diverse leader. It enhances my understanding that trust and integrity defines a leader’s effectiveness. A leadership style that is proactive encourages others to follow, by empowering people and allowing them to utilize their talents and to work up to their true potential that everyone will benefit. This experience will help to effectively develop my leadership competency.

Name: Jannette L. Graves

GRADED Ex. 6

Title: BIG - 2017-DYLA Student

Writing Assignment: No. 2

Due Date: April 20, 2018

TOPIC: Creating Tomorrow's Government Leaders: A Synopsis of Top Leadership Challenges and How They Can Be Addressed.

Today government leadership is facing significant challenge. According to the Partnership for Public Service Organization, approximately 60% to 70% of Senior Executive Service (SES) leaders will be retirement eligible within the next four years, which presents a significant issue for those who are new to SES. They will have to come up to speed very quickly and be willing to learn other business duties outside of their current scope of expertise and also have an interest in a broader spectrum of leadership. There's a difference between quality leadership and someone with technical expertise. Quality leadership includes being amenable and willing to accept an opportunity for growth. Making sure that as a leader, when recruiting and retaining employees, you're putting the right person in the right job at the right time and in the right place.

Resources have probably always been one of the biggest challenges for government/top leaders, but it is even more so today given serious budget constraints, while the demands on attention are increasing and becoming more difficult than they have ever been. There are declining resource dollars to do more work, which challenges how priorities are set. How does any leader figure out what can be achieved, given the many competing priorities they face? That is a tough challenge and probably the most important macro challenge facing top leaders. This is because at the highest levels of leadership there are all sorts of political and bureaucratic

obstacles. We are also living in a time where everything is looked at through a partisan political microscope.

Another big challenge in resources is human capital to enable us to do the work effectively; a lot of institutional knowledge is leaving along with the employees. To address this challenge, top leaders need to make sure they provide more cross training because they cannot hire more people. Thus, employees will be expected to learn new skills/programs while doing their current job. Leaders must also make sure that everyone around them knows what the others are doing because when a person leaves, someone has to fill that position to make sure everything gets done and the mission will be accomplished.

A new leader, especially at the top leadership level, must be very conscious of everything pertaining to their work activities. This does not mean they will change what they do, but they must be aware that anything they do may be taken out of context and possibly attacked for reasons that have nothing to do with the actual work, but has everything to do with politics. Tomorrow's top leaders must make sure they're doing things with their eyes wide open. Therefore, it is very important to communicate about what they are doing and keeping their manager informed, especially if there's a possibility that something could end up in the process. That does not mean that they should not do it or not do the right thing. It just means keeping everybody informed.

In a time when there seems to be much discord and division in our country, being a top leader today is a difficult job. Potentially a top leader of tomorrow may be wondering if there will even be a government to lead. At the local, state, and federal level we have seen the potential breakdown and witnessed the "cracks that are forming in our nation's foundation." Those seeking to be top leaders of tomorrow should understand that there will be many challenges as they strive to be an

effective leader. Hopefully they are ambitious individuals, who are determined to do what it takes to make our foundation whole again, and believe in the essence of government and the republic.

There are internal and external challenges these leaders will face. Some of challenges could test their personal values, and could potentially have them question how effective they are as leaders with respect to whether they are doing what is right for their subordinates. An internal challenge for tomorrow's top leaders is ensuring that they have surrounded themselves with a team that demonstrates diverse thinking. Once a leader has a team they may still face challenges from within. All too often we have seen top leaders having to distance themselves from individuals who are part of their team, who have acted outside the scope of their role. This challenge causes not only fractures between the top leader and the individual, but could ultimately bring about discord among those closest to the leader. A potential way of addressing this challenge is for a leader to have an honest and frank conversation with those who will be working on their team. They need to make sure that their team understands the larger agenda and is willing to support it.

Another challenge faced by for government leaders is communication and knowing the audience with whom they are communicating. Both nationally and on a global scale, the style and types of communication continues to change and a top leader must be prepared to adapt to those changes to make sure they are getting their point across. When a top leader is communicating with their team or the agency they oversee, it should be inclusive of themselves and their subordinates, regardless of the type of communication be it a memo, e-mail, or otherwise. Though the leader may be giving a directive or explaining a new policy or regulation, it should also convey that the leader understands that being an effective leader means being a leader of service. This means having a mindset that while they are above everyone in title, the working relationship is recognizes that they are part of the same team (that of a multilateral level).

To ensure that this is understood by all those in their team, a leader should be willing to be open to constructive criticism about them and how their employees view them as a leader. Constructive criticism from their employees may be a bit more welcomed than the criticism they might receive from the media and the public. We have gotten to a point in society where everyone is connected to some form of social media and has quick access to news and information. Government also has an important role social media, and it will be a challenge for top leaders to not overuse social media when conveying their message to the public. Social media can reach many people in a matter of minutes, and it may be financially feasible to utilize social media over other types of communication. However, the best way to connect with the public is on a personal level. The public wants to know that their leaders can relate to their interest and concerns. Going door to door and holding town hall meeting is a traditional format used by elected and government officials and one that government/top leaders of tomorrow leaders should continue to employ.

One of the commonalities that government/top leaders of tomorrow will hopefully share is the acceptance of all people regardless of gender, ethnicity, or sexual orientation. Their collective issue will be piecing back together a country and a government that is fractured but not broken. During elections at all levels we have seen how more and more young people are getting involved in not only exercising their right to vote, but also standing up for social issues that matter to them. They will become the agents of change that will move the mission and our country forward towards equality of all people. Government/top leaders of tomorrow will have to confront inequality that is unfortunately embedded into the “fabric” of our country. This will hopefully give them the drive they need to push for change.

With the retirement of this SES/top leader’s cadre, tomorrow's leader must be prepared to take the reins. There will be many challenges they will have to face, but like many government/top

leaders before them, they can overcome those challenges because the American spirit is strong and determined.

Message

From: Lopez, Peter [lopez.peter@epa.gov]
Sent: 7/6/2018 12:50:12 PM
To: Stoker, Michael B. [stoker.michael@epa.gov]
CC: Wagner, Kenneth [wagner.kenneth@epa.gov]; Dunn, Alexandra [dunn.alexandra@epa.gov]; Servidio, Cosmo [Servidio.Cosmo@epa.gov]; Glenn, Trey [Glenn.Trey@epa.gov]; Stepp, Cathy [stepp.cathy@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Gulliford, Jim [gulliford.jim@epa.gov]; Benevento, Douglas [benevento.douglas@epa.gov]; Hladick, Christopher [hladick.christopher@epa.gov]; Chancellor, Erin [chancellor.erin@epa.gov]; Cheatham-Strickland, Latonia [Cheatham-Strickland.Latonia@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Re: Call tomorrow

Hi My Friend.

Thank you. All set.

Just tried to reach you on a personal note.

Sincerely,
Pete

Sent by Pete Lopez
Regional Administrator - R2
US E.P.A.
290 Broadway
New York, NY 10007
(212) 637-5000
(917) 376-2190 (cell)

On Jul 5, 2018, at 5:28 PM, Stoker, Michael B. <stoker.michael@epa.gov> wrote:

Will do.

Michael Stoker
EPA Regional Administrator-Region 9
Cell (213) 215-3104

On Jul 5, 2018, at 2:27 PM, Wagner, Kenneth <wagner.kenneth@epa.gov> wrote:

All:

I was asked to put together a call with the RAs and Andrew Wheeler tomorrow at 3pm EDT. Please be on the lookout for the invite from Andrew Wheeler's calendar.

Kenneth Wagner
Senior Advisor to the Administrator
Regional & State Affairs
Office of the Administrator

US Environmental Protection Agency

1200 Pennsylvania Ave NW

Washington DC 20001

(202)564-1988 office

(202)309-2418 cell

wagner.kenneth@epa.gov

Message

From: Lindsay Leveen [Ex. 6]
Sent: 7/6/2018 3:10:16 PM
To: HUFFMAN.CASCHEDULING [HUFFMAN.CASCHEDULING@mail.house.gov]; Jared Huffman [Ex. 6]
CC: john@whatmatters.com; [Ex. 6] marybush [marybush@bushinternational.com]; Peter Teti [Peter.teti@aimco.alberta.ca]; TJR@tjroddgers.com; jc2ventures@ruderfinn.com; plans@jc2ventures.com; Eddy Zervigon [ezervigon@rmginvestments.com]; Joel B. Pollak [jpollak@breitbart.com]; Tucker Carlson [Ex. 6]; Kevin Hessel [editor@thearknewspaper.com]; John Nichols [Ex. 6] dc_scheduling [dc_scheduling@schumer.senate.gov]; scheduling_schumer@schumer.senate.gov; micah_johnson [micah_johnson@corker.senate.gov]; Sean_Coit [Sean_Coit@coons.senate.gov]; Tom Carper [info@carperfordelaware.com]; Senator [Senator@blumenthal.senate.gov]; oh04ima [oh04ima@mail.house.gov]; Paul Driesser [Ex. 6]; Clint Laird [Ex. 6]; Gene Truono [Ex. 6]; Alan Muller [alan@greendel.org]; Rob Arlett [rob@robarlett.com]; Team Harris [Info@kerrievlynharris.com]; Kowalko, John (LegHall) [John.Kowalko@state.de.us]; amend, carol [amend.carol@epa.gov]; Armstead, John A. [Armstead.John@epa.gov]; Johnson, Barnes [Johnson.Barnes@epa.gov]; Rob Verchick [Ex. 6]; Wheeler, Andrew [wheeler.andrew@epa.gov]; anne.thompson [anne.thompson@nbcuni.com]; BaronS@cbsnews.com; lacey [lacey@greentechmedia.com]; Eric Wesoff [Ex. 6]; Jigar Shah [jigar@generatecapital.com]; Daniel Kammen [kammen@berkeley.edu]; Rich Cerussi [richard.cerussi@nbcuni.com]; Wagner, Elizabeth (NBCUniversal) [elizabeth.wagner@nbcuni.com]; Nguyen, Vicky (NBCUniversal) [Victoria.Nguyen@nbcuni.com]; Mark Villarreal [mark.villarreal@nbcuni.com]; steve [steve@revolution.com]; yuliya.chernova [yuliya.chernova@wsj.com]; Katie Fehrenbacher [Ex. 6]
Subject: Pruitt and Corrupt Fossil Fuel Interests
Attachments: huff pruit 2.PNG; bloom energy hazmat mislenkov.jpg

Mr. Huffman

Nice retweet of Senator Whitehorse's tweet that is captured in the attached screenshot.

Certainly John Doerr's Bloomdoggie is one of those "corrupt overreaching fossil fuel interests". 91% of their coffins run on fossil natural gas. Mr. Doerr is copied he can answer.

I have also copied Andrew Wheeler who is now in charge of the EPA. Mr. Wheeler one million dollars as a fine for the hidden Bloom hazmat is not nearly enough. I tipped the EPA off to the hazmat you can ask Ms, Amend. We the people want at least \$100 million in fines. Bloom extracted over \$1.5 billion in subsidies from ratepayers and taxpayers with Colin Powell acting as Mr. Doerr's little puppet twisting the arm of government. Schumer the Bloomer was twisted like a pretzel.

GREEN LIES MATTER

Bloom Energy Hazmat

+ + + +

+
 Shoremet Treatment **DANGER** Pruitt EPA Collusion
 HYDROCHLORIC ACID

=

Mislenkov Cocktail Of Poisons
H₂S + C₆H₆ + AsCl₃ + PbCl₂ + CrCl₃

Rep. Jared Huffman Retweeted



Sheldon Whitehouse @SenWhitehouse · 19h

That this took so long shows how high the Trump administration's tolerance is for corruption and sleaze. The sad part is that it was the cascade of little sleazy acts that brought Pruitt down, not his overarching corruption by fossil fuel interests.



E.P.A. Chief Scott Pruitt Resigns Under a Cloud of Ethics Scandals

Mr. Pruitt, a former Oklahoma attorney general, had been hailed by conservatives for his zealous deregulation, but could not overcome the st...

[nytimes.com](https://www.nytimes.com)

110 715 1.7K

Message

From: Ryan Harold [Ex. 6]
Sent: 7/6/2018 2:57:38 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Fwd: EPA to Review the Clean Power Plan Under President Trump's Executive Order

What's your opinion on Climate Change?

Also please provide factually evidence that the repeal would create a net increase in American jobs as apposed to net decrease as any reliable source would show

Please provide this so called factually information for review.
My guess is the EPA can't produce those facts

Ryan
Sent from my iPhone

Begin forwarded message:

From: Ryan Harold [Ex. 6]
Date: July 2, 2018 at 19:57:00 EDT
To: press@epa.gov, Wilcox.jahan@epa.gov, Pruitt.scott@epa.gov, orquina.jessica@epa.gov
Subject: **Re: EPA to Review the Clean Power Plan Under President Trump's Executive Order**

Hello,

It has been 7 days, and this current EPA still has false information on the EPA's Clean Power website. This website site is paid for by American taxpayers, and should provide factual information, not a lame quote. Please provide one bit of evidence to back up the statement that are on the Clean Power Plan website. I understand that you can't provide this information, because it doesn't exist, but at least response to a inquiry for a American citizen.

I know you guys hate America, and most if it's citizens, but have a happy 4th anyways!

Ryan

On Mon, Jun 25, 2018 at 4:40 PM, Ryan Harold [Ex. 6] wrote:
Also please provide factually evidence that the repeal would create a net increase in American jobs as apposed to net decrease as any reliable source would show

Please provide this so called factually information for review.
My guess is the EPA can't produce those facts

Ryan

Sent from my iPhone

> On Jun 25, 2018, at 16:20, Ryan Harold [Ex. 6] wrote:
>

- > Good Afternoon,
- > The statements regarding the clean power plan review are factually wrong. Its true, some jobs will be negativity impact, however, there is a far greater net benefit to American jobs by supporting the Clean Power Plan. Additionally, these jobs are far higher pay. Since this administration is struggling with the ability to increase wages of Americans, keeping and supporting the Clean Power Plan would be a good start.
- > Please update website with factually information. The current statements on the EPA's website are incorrect, and misleading to the American People. Will you be updating this, or will be take the cowardly approach and continuing to mislead Americans, and wasting taxpaying funds, and destroying the environment?
- >
- > Thanks!
- > Ryan

Message

From: Burton, Tamika [burton.tamika@epa.gov]
Sent: 7/6/2018 2:56:28 PM
Subject: Weekly Report 07.06.2018
Attachments: 07062018weeklyreport.pdf; Weekly Report 07.06.2018.docx

Importance: High

Good Morning,
Please see the weekly report attached!

Have a great weekend.

*Tamika Burton
Staff Assistant to the Deputy Administrator
Immediate Office of the Administrator
MC 1104A Room 3412 WJC North
(202) 564-4771 (d)
(202) 507-3630 (c)
burton.tamika@epa.gov*



Region 1

Hot Topics

RA Dunn Joins Senator Hassan on Tour of Coakley Site, Following up on PFAS Summit

On July 5, in response to a request from Senator Hassan following the PFAS Summit, RA Dunn and leadership from NH Department of Environmental Services joined Senator Hassan for a tour of the Coakley Landfill Superfund site located in North Hampton, NH. PFAS has been identified in wells around the site and the EPA is conducting groundwater migration mapping and fish tissue testing this summer. The Region's PFAS monitoring work at this site was discussed at a June visit to a local community member's home by RA Dunn, Senior Counsel Erin Chancellor and Deputy AA Steven Cook.

Legal Briefings: Oppositions Filed to Stay Requests for NH Small MS4 General Permit

During the week of July 2, DOJ filed two oppositions to a request for a stay of the NH Small MS4 General Permit filed with the D.C. Circuit Court by the Center for Regulatory Reasonableness. The permit, which went into effect on July 1, replaces an outdated 2003 permit and is a vital step in working toward clean water in the state. Along with a similar permit issued for Massachusetts' Small MS4s, this NH permit is under appeal and the parties are in mediation.

Buzzards Bay and Cape Cod Region Address Nutrient Pollution

On June 27, Region 1 staff met with partners from the Buzzards Bay and Cape Cod region to discuss continued action to address nutrient pollution. Participants included the Buzzards Bay National Estuary Program, Buzzards Bay Coalition, MA Coastal Zone Management Agency, Cape Cod Commission, and Massachusetts Department of Environmental Protection.

Site Wide Remedy Decision, BASF Former Ciba-Geigy Corrective Action Site, Cranston, RI

Region 1 finalized a site-wide remedy decision at the BASF Former Ciba-Geigy corrective action site. The clean-up includes prior stabilization measures, PCBs- and VOC-contaminated soil removal and capping, and treatment with ISCO and ozone reactive barrier. Groundwater monitoring and activity use restrictions will be employed. A public meeting was hosted by the responsible party to provide the community information on the upcoming work at the site.

Upcoming Major Decisions and Events

Region 1 Welcomes Deputy Administrator Wheeler to New England

On July 10 and 11, Region 1 will welcome DA Andrew Wheeler. During his visit he will discuss key issues with senior leaders, address staff during an all hands event, and visit the Industriplex and Wells G&H superfund/brownfields sites and the Mystic River to discuss clean water efforts.

NH Brownfields Grant Recipients' Announcement Event

Region 1 is coordinating a "big check" press event in New Hampshire on Thursday, July 12. This event will celebrate all three new Brownfields grants being awarded to NH recipients this year.

Region 2

Hot Issues:

Occidental Sues 129 Private Parties Over Passaic River Superfund Site. On 6/30 Occidental Chemical Corp. (OCC) filed an action against 129 private parties for cost recovery and contribution regarding the Lower Passaic River (LPR), part of the Diamond Alkali Superfund Site in NJ. The defendants include some but not all the PRPs named by EPA, and some parties not named by EPA. No governmental entities were named as defendants. OCC has told EPA it does not intend to disrupt the EPA-sponsored allocation currently underway with respect to the lower 8.3 miles of the LPR, which is Operable Unit 2 of the Site.

Chemours/Deepwater, NJ: The owners of a property near the facility have a well that serves three rental units. The owners have declined bottled water/GAC treatment despite the presence of PFOA at 47 parts per trillion, well above the NJ drinking water standard of 14 ppt. We believe the tenants should be notified of the contamination; we are reaching out to the state as most appropriate to do so.

Hudson River Floodplain Community Priority Sites: On 6/18 RA Pete Lopez toured the Hudson River PCBs Superfund Site with Ken Wagner, Erin Chancellor, and a number of community and environmental NGO representatives. The local stakeholders identified some 13 floodplain sites as high priorities for early assessment and, if needed, mitigation. EPA has responded by prioritizing work at these sites.

Warrant for Access to Galaxie Chemical Corp. Site, Patterson, NJ. On 6/29 the NJ District Court granted the US' application for an administrative warrant for access to property owned by Galaxie Chemical Corp., which declined to consent to access. EPA needs to perform an emergency removal action to address over 500 drums with hazardous substances. There was a recent fire at the facility; the closest residence is within 40 feet; and the facility is unsecured with trespassers accessing it.

Arsenic Mines, Town of Kent, NY. On 6/29 Rep. Sean Patrick Maloney's staff requested an update on EPA actions at this site. The site is a former arsenic pyrite mine that operated from 1848-1917. Soil in the yards of several constituents has elevated arsenic levels; EPA is evaluating these properties.

Upcoming:

Educating Great Lakes Teachers: On 7/9 we will host a press event at Buffalo Harbor as 16 teachers from around the Great Lakes Basin embark on a week-long cruise aboard the EPA research vessel *The Lake Guardian*. The teachers will work with scientists to learn about the monitoring we do in the Great Lakes.

Indian Nation Visits: On 7/11 RA Pete Lopez will visit the Shinnecock Nation in Southampton, Long Island. This is the first of a series of visits he plans to make to each of the eight Indian nations in Region 2.

Columbia Smelting Superfund Site, Brooklyn, NY: On 7/11 EPA will participate in a public meeting to announce the start of construction at this site. Under a consent order with EPA, cleanup work will be carried out by New York City at its Red Hook Ball Fields, contaminated by this former smelting operation.

NYS Associated General Contractors Conference: On 7/13 RA Lopez will be the plenary speaker at the summer meeting of this group, to be held in Lake Placid, NY. He will address reforms to the regulatory process, WOTUS and other important initiatives that impact the construction and development industry.

Dewey Loeffel Superfund Site, Nassau, NY: On 7/17 RA Lopez will participate in a public information meeting about upcoming removal work to clean contaminated sediment from a small adjacent stream.

Region 3

Hot Topics

Region 3 Hosts National RE-Development Academy

Over the past two months, the Office of Brownfields and Land Revitalization (OBLR) has provided the Real Estate Development Academy for EPA staff, states, and tribal partners interested in the integration of cleanup and redevelopment. The webinar series covered topics such as Real Estate Basics, Market Analysis, and Finance Basics through the eyes of a developer. The webinars culminated in a half-day workshop hosted by Region 3 on June 28, 2018. The workshop featured case studies and group exercises, where participants assumed the role of a developer doing due diligence and making an offer to the owner of a contaminated site. The workshop had over 30 registrants in Region 3, and the session was livestreamed to over 80 participants across the country.

Region 3 Administrator Provides Keynote Address at Job Training Graduation Ceremony

On June 27, 2018 in Baltimore, Maryland, Regional Administrator Cosmo Servidio addressed the fifth graduating class under the Civic Works' "B'more Green Brownfields Job Training Program," which is funded by the Environmental Workforce Development and Job Training (EWDJT) program. This was the fifth and final class funded by the 2016 EPA Brownfields EWDJT grant – their seventh award since 2001. Civic Works has graduated over 500 people and placed 86% in environmental jobs. RA Servidio also announced the award of a new \$200,000 EWDJT grant to Civic Works. EWDJT grants recruit, train, and place, unemployed and under-employed, predominantly low-income and minority, residents historically affected by hazardous and solid waste sites and facilities with the skills needed to secure full-time, sustainable employment with local companies in the environmental remediation field; Civic Works' program focuses on the formerly incarcerated, re-entry population in Baltimore and provides training in seven Federal/State programs.

Region 3 LCD RCRA FIRST Team Conducts Training Events in Maine and California

RCRA FIRST training is designed to introduce the national RCRA community to the efficiency improvements of using Lean analysis, a process developed by Regions 3 and 7 in 2014. At the invitation of the Maine Department of Environmental Protection, two members of Region 3's Land and Chemicals Division (LCD) RCRA FIRST Team traveled to Portland the last week of June to conduct a Lean-oriented RCRA training for 36 State, industry, and consulting participants. The training event was the 14th conducted by the R3 LCD team and was the first in EPA Region 1. Feedback from the audience was very positive, and many were ready to try the new approach "as soon as I get back to the office." The RCRA FIRST Team has now trained over 850 RCRA staff in improving the efficiency of facility investigations and remedy selections at RCRA cleanup facilities. On July 10, 2018, two other members of Region 3's RCRA FIRST Team will travel to the California Department of Toxic Substance Control for a third training visit to CA. The training will take place at the Chatsworth, CA Regional Office and approximately 50 RCRA project managers from California DTSC, EPA Region 9, and industry/consultant representatives are expected to attend. EPA Headquarters continues to provide support for this national effort.

Regional Administrator Meeting with Maryland Farm Bureau Board

On June 28 in Davidsonville, Maryland, Regional Administrator Cosmo Servidio met with the Maryland Farm Bureau's Board to discuss EPA priorities for agriculture. The Board is comprised of farmer-members from all six Maryland Districts representing all Maryland counties and a diversity of farm operations. EPA priorities and efforts were discussed and include: implementing and enforcing the Clean Water Act, ensuring predictability and clarity in EPA regulations, communicating EPA expectations to states regarding the Chesapeake Bay restoration, ensuring cooperation between EPA and the state agencies, and keeping the lines of communication open between EPA and the agricultural community to find effective ways to work together. The Maryland Farm Bureau Board raised topics such as the level of effort expected of Maryland in the Bay restoration, ensuring EPA was addressing threats of Conowingo Dam and lack of progress in Pennsylvania, ensuring EPA was addressing the recurrent sanitary sewer overflows in Maryland, the importance of showcasing Maryland farm successes, and the importance of ensuring EPA and Maryland state agencies are consistent in interpreting agricultural regulations. All agreed that keeping the lines of communication open and having further discussions would be beneficial.

Green Street, Green Jobs, Green Towns (G3) Event in Bath

On June 28, EPA and the Chesapeake Bay Trust announced the next round of G3 grants. A total of 21 recipients are sharing almost \$700,000 in grant funding to design, implement and/or construct green infrastructure practices. Bath, a small town in West Virginia, was a recipient of the G3 grants now in its eighth year. The event was held in the state park overlooking prior green infrastructure practices put in place. These practices were heralded as helping to stop water from entering the basements of local businesses in a flood event that occurred over three weeks prior.

Ask the Inspector (ATI) Workshop

On June 27 and 28, 2018, Region 3's Office of Enforcement, Compliance and Environmental Justice (OECEJ) and Virginia Department of Environmental Quality, with the assistance of the Naval Facilities Engineering Command Mid-Atlantic, hosted an environmental compliance training for Federal facilities in Norfolk, VA. This 2-day training covered the following areas: Clean Air Act, Underground Storage Tanks, Hazardous Waste, Spill Prevention, Control and Countermeasure, NPDES and Stormwater requirements, and Safe Drinking Water Act. 55 participants attended the workshop from multiple federal agencies across the country. The audience was mostly Department of Defense personnel from the Tidewater region of Virginia, but several Army staff traveled from Houston, Texas to attend the workshop. This is the second time in 2018 that OECEJ staff have delivered this workshop in Region 3, the previous one took place Fort Meade, Maryland. The Region III ATI workshop could serve as model for Federal facility compliance assistance across the county. The Department of Defense Regional Environmental Coordinator requested that the ATI training be held annually.

Upcoming Major Decisions and Events

Regional Administrator Cosmo Servidio has the following events scheduled:

- July 9, 2018 – Principals' Staff Committee Meeting, Washington, DC
- July 10, 2018 – Redevelopment Meeting for Former Naval Air Station Willow Grove, Philadelphia, PA

Region 4

Hot Issues

Notice of Intent to Delete (Whitehouse Oil Pits, Davis Timber)

Key Message: Region 4 RA signed a Notice of Intent to Delete for two FY2018 NPL deletion targets. They will be posted in Federal Register for comment, and pending no adverse comments during the 30-day period, a Notice of Deletion will be signed.

Paducah and Oakridge

Key Message: RA will be meeting with Oakridge and Paducah officials along with State Environmental commissioners on activities ongoing at these facilities.

North Carolina Inspection and Maintenance Program (I/M)

Key Message: Region 4 is in process of reviewing and finalizing North Carolina's request to remove the I/M program from their SIP for 26 counties. The proposed SIP action is projected to be completed the week of July 16. A call has been scheduled next week with Congressman Meadows to update him on the current status.

Upcoming Major Decisions and Events

Events

Henry Darwin – will be visiting R4 on Tuesday, July 10 to discuss lean management and view visual management systems.

Georgia Agriculture Commissioner – RA will tour farms with GA Agriculture Commissioner Gary Black on July 12.

Region 5

HOT ISSUES:

Illinois EPA Issues Trump International Hotel and Tower Violation Notice

Key Message: On June 28, Illinois EPA sent Trump International Hotel and Tower in Chicago, Illinois, a violation notice involving their NPDES permit.

In the violation notice, Illinois EPA included four specific violations: failure to timely renew the NPDES permit, having an unpermitted discharge, noncompliance with performance criteria requirements for a new water intake structure, and failure to comply with a reporting requirement in the permit. The facility has 45 days from receipt of the violation notice to provide a written response or Illinois EPA may proceed with enforcement. Illinois EPA has requested an EPA interpretation of what an alternative standard is under EPA's Section 316(b) water intake rules from Region 5. The region will work with headquarters to provide the interpretation.

Marc Edwards Conducting Lead in Drinking Water Sampling in Cicero, Illinois

Key Message: The region has been coordinating and sharing information with Illinois EPA, which has primacy over the drinking water program.

The initial round of sequential sampling took place in June 2018 and residents have been notified of the results. Dr. Edwards stated that elevated levels were detected at some residences and has indicated that additional sampling will be conducted later this summer. OGWDW has been notified of the sampling.

UPCOMING EVENTS/MAJOR DECISIONS:

EPA to Hold a Public Engagement Meeting for the Great Lakes Restoration Initiative Action Plan III in Duluth, Minnesota, on July 12

Key Message: EPA and its federal partners are in the process of developing Action Plan III, which will outline the priorities and goals for the Great Lakes Restoration Initiative for the years 2020-2024.

Region 6

Hot Topics

San Jacinto River Waste Pits, Harris County, TX

The responsible parties were directed on June 29, 2018, to perform repairs to the temporary cover system at the site based on preliminary data showing elevated levels of dioxin in exposed material. EPA divers performed an inspection of the subsurface cover system in early June 2018 and collected sediment samples in 22 areas where the cover system appeared to be absent. Several of the sampled areas had elevated levels compared to the final cleanup goals. The responsible parties are complying with the direction and have begun to secure rock material to complete the repair. In addition, the responsible parties will develop a plan to improve the design of the existing cover system to minimize future failures.

HP Cylinders Emergency Response, Baytown, Texas

EPA contractors have processed over 300 cylinders and 13 drums. Air monitoring consisted of four stationary monitors (NE, NW, SW, SE), and one roving monitor placed downwind of the current work area.

Bird Creek, Osage County, Oklahoma

EPA staff continue to analyze the latest data downloaded from the in-stream monitors, which was collected during the week of June 11, 2018. A settlement meeting has been scheduled with the Respondents, EPA, and DOJ on July 10, 2018 at EPA Region 6 Dallas.

Texas Regional Haze

On July 2, DOJ filed a declaration to the Court on the status of our work and a timeline to re-propose by August 17.

Wilcox Oil Company Superfund Site, Bristow, Oklahoma

During the upcoming public meeting on July 10, 2018, information will be provided about the preferred alternative to address source material which include excavation, treatment of the lead source material and offsite disposal. Public notice was mailed to property owners within a mile of the Wilcox site, and notice was also published in local and state newspapers. Local interest is high.

MacMillan Superfund Site, Norphlet, Arkansas

During the week of July 9-13, 2018, EPA plans to begin asbestos removal activities at the site which is located adjacent to a middle school and city park. The removal action should be complete before the start of the new school year on August 15, 2018.

Arco Abandoned Pipeline Response, Pauls Valley, Oklahoma

During the week of July 2-6, 2018, EPA plans to oversee the capping and potential removal of a damaged/ruptured abandoned ARCO pipeline that crosses the Washita River in Pauls Valley, OK. Contractors removed the released oil and affected soil during the week of June 25-29, 2018. Plans to remove the damaged section of pipeline from the river currently depend on the height and flow rate of the river.

Texas Gulf Terminal Inc., Texas

Texas Gulf Terminal Inc. has informed Region 6 that it intends to file its Deepwater Port Act (DPA) license application with MARAD/Coast Guard by July 9. Simultaneously, on July 9 Texas Gulf Terminal will file with EPA Region 6 a PSD permit application, title V operating permit application, and a CAA Section 112(g) case-by-case MACT determination request. For a license application to be considered complete, the DPA requires that all necessary permit applications to both Federal and State agencies be filed. From receipt of permit applications, EPA has 21 days to determine if the information is sufficient for MARAD/Coast Guard to prepare a notice of intent to begin the EIS process.

Upcoming Major Decisions and Events

Tronox Navajo Area Uranium Mines, New Mexico

By July 17, 2018, EPA Regions 6 and 9 intend to issue a drafted response signed by both regional administrators to the June 15, 2018, IG Report regarding Tronox-area Uranium Mines. The report is positive, and EPA is developing a cleanup prioritization methodology in conjunction with AUM cleanup stakeholders.

CAA TAS Application, Pueblo of Zia, New Mexico

By July 19, 2018, Region 6 intends to sign a “Notification of a Complete Application Letter” for the Pueblo of Zia’s TAS application as well as Notification Letters to affected governors and chiefs.

- July 7 Energy efficiency summit with Congressman Burgess, Denton Texas
- July 10 Meeting with Richard Moore, NEJAC Co-chair, Albuquerque, New Mexico
- July 10 Meeting with NAIOP New Mexico Commercial Real Estate Development Association, Albuquerque, New Mexico
- July 11 Regional Tribal Operations Committee Meeting, Albuquerque, New Mexico
- July 12 Trip to Jackpile Mine and Village of Paguete, Albuquerque, New Mexico
- July 12-13 Tribal Trips (Pueblo of Zuni, Pueblo of Laguna, Pueblo of Santa Ana, Pueblo of Sandia) Albuquerque, New Mexico

Region 7

Hot Issues

West Lake Landfill Site (Bridgeton, MO)

Key Message: EPA Region 7 continues to prepare the ROD amendment and is scheduled to brief the Administrator on July 10.

- The region will be engaged in several site briefings that will conclude with briefing the Administrator on July 10. The region provided a briefing to Deputy Administrator Andrew Wheeler last Thursday, June 28. The purpose of the briefing was to provide historical context on the site ahead of the Administrator's briefing. This week briefings were provided to senior regional leadership and leadership in OSRTI.
- Installation of the non-combustible cover over two steeply sloped areas in Area 2 of the site where radiologically impacted material is present at the ground surface continues.
- Good faith offers from the PRPs on EPA's draft Administrative Settlement Agreement and Order on Consent for the OU3 RI/FS were received last week by the June 26 deadline.

Des Moines TCE Site (Des Moines, IA)

Key Message: EPA Region 7 issued revised South Pond cost estimates and draft groundwater optimization study for stakeholder review.

- EPA prepared a draft optimization study for OU1 and the report was distributed to the various site stakeholders on June 29 for review and comment. Responses on the draft optimization study were requested by July 20 in order for EPA to have a final optimization study report before the end of August. The purpose of the optimization study report is to outline alternative technologies, as well as possible improvements to the existing pump and treat system, that could address contaminated groundwater at the site quicker and more efficiently.
- A technical memo containing revised cost estimates for cleanup options for the South Pond was issued on June 29 to the city and the site owner. These costs estimates help define the scope of future work needed at the site, and will facilitate settlement negotiations with the site owner.
- Dico recently completed site sampling efforts to support its own cost estimates for building demolition. EPA expects to receive a report from Dico containing the results of this analysis in mid-late July.

Region 8

Hot Issues - None

Upcoming Decisions/Events –

Colorado Smelter Superfund Site Funding, Pueblo, Colorado On July 6, 2018, the RA will travel to Pueblo to meet with City staff, City and County elected officials, Congressionals, community members, and media to announce the acceleration of the residential cleanups due to an Agency decision to increase funding. This funding increase will allow the cleanup of residential properties to be completed in 4 to 6 years rather than a decade or more.

Visit of Regional Administrator Doug Benevento to the Bonita Peak Mining District Superfund Site

On July 9 - 10, 2018, Regional Administrator Doug Benevento will visit the Bonita Peak Mining District Superfund Site in Silverton, Colorado. He will be joined by Erin Chancellor, Steven Cook and Dana Stalcup from EPA Headquarters. He will also meet with downstream officials, Congressional field staff, other federal agencies working at the site and representatives of downstream community groups. He will provide interviews to two newspapers that cover the site (Silverton Standard and Durango Herald).

Region 9

HOT TOPICS

1. **Mexican Border:** we're working with the CA Air Resources Board to inform preparation of a Border air-quality workplan, in particular to address waste tire piles and burning tires in the Imperial County/Mexicali border region.
2. **Water Quality Trading:** we're assisting the CA Water Resources Control Board in establishing a phosphorus trading framework for NPDES dischargers in the (No. California) Laguna de Santa Rosa. Participants will implement offset projects in the watershed to comply with no-net-loading phosphorus limits in their permits.

UPCOMING DECISIONS AND EXTERNAL ENGAGEMENT

1. **Tribes:** RA Mike Stoker will travel to Indian Country, meeting with the Lone Pine Paiute Shoshone, Fort Independence, Big Pine Paiute and Bishop Paiute Tribes in the eastern Sierra mountains of California (7/9-10).
2. **Edwards AFB dispute:** RA Mike Stoker will join Susan Bodine, Barry Breen and colleagues to discuss the Edwards Air Force Base dispute (7/13), which centers on the State of California's adoption of more stringent toxicity values (e.g. PCE).

Region 10

Hot Issues

None to report this week.

Upcoming Major Decisions and Events

Region 10 Administrator Consults with Yakama Nation on Portland Harbor Cleanup: On Tuesday, July 10, Regional Administrator Chris Hladick will travel to Toppenish, WA to conduct tribal consultation with the Yakama Nation regarding changes to the Integrated Risk Information System (IRIS) toxicity values for certain poly-aromatic hydrocarbons. This IRIS change affects cleanup levels set in the Record of Decision for the Portland Harbor Site. Changes in the cleanup levels and/or scope of cleanup require that EPA produce an Explanation of Significant Differences (ESD) for the site.

Region 10 Continues Support for Salem, OR Harmful Algal Bloom Response: The City of Salem is maintaining its "do not drink" water advisory for children under six years old and other vulnerable consumers. Though results from finished drinking water samples have been below advisory levels for longer than a week, the City is maintaining its advisory this week while it undertakes a large scale test of injecting powder activated carbon at the drinking water intake as a way to capture algal toxins. Region 10 and EPA headquarters continue to provide technical and laboratory assistance to Salem for their efforts.

Region 10 Announces \$350K Grant to Fish Commission to Build Tribal Capacity for Habitat Protection Work: On Tuesday, July 10, Region 10 will issue a news release announcing \$350,000 to the Northwest Indian Fisheries Commission to continue its important work to build tribal capacity to monitor and evaluate environmental conditions, and to advance water quality protection and clean-up objectives important to tribal resources. The region is coordinating with the Office of Public Affairs on this announcement.

Region 10 Meets with Idaho Mining Association to Help Improve Financial Assurance: Region 10's Mining Advisor met by phone with the IMA board to discuss "perceived deficiencies" in Idaho's current financial assurance requirements. During the meeting the mining advisor was able to provide several recommendations to improve Idaho's financial assurance requirements. The IMA Board is gathering input from EPA, USFS, BLM, and the Idaho Department of Lands to get feedback and recommendations that may be used in upcoming improvements to Idaho's laws and regulations relating to reclamation and bonding for mine projects. The IMA Board intends to provide EPA updates on their plans and progress on this effort.

Office of Administration and Resources Management

Hot Issues

OARM Consolidates EPA Office Space

The staff and office tangibles have been relocated from the Norwood, Ohio office location to the Andrew W. Breidenbach Environmental Research Center facility in Cincinnati, OH. Decommissioning is on target for August 31, 2018.

This consolidation will save the agency over \$663,000 annually in rent and includes savings from reduced security costs and improved efficiencies in other operations

Upcoming Major Decisions & Events

None

Office of Air and Radiation

Hot Topics

- **Tracking SIP Actions (Note these numbers are the same as last week's; new numbers will be in next week's report):**
 - Total Number of SIPs submitted to Regions in FY 2018: 219
 - Total Number of SIP Submittals with Final Action taken by the Regions in FY 2018: 194
 - Total Number of Pending SIPs: 750
- **Packages that will move soon to Signature:**
 - NESHAP: Portland Cement Manufacturing Industry Residual Risk and Technology Review (Final Rule): Consent Decree Deadline for Signature by July 15th
 - Health and Environmental Protection Standards for Uranium and Thorium Mill Tailings (Withdrawal of Proposed Rule) – Note OAR is updating the package and will be submitting a new version to the 3rd floor soon.
- **Packages at (or about to be at) OMB for Review:**
 - Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources Reconsideration (Proposed Rule)
 - NESHAP: Surface Coating of Large Appliances; Printing, Coating, and Dyeing of Fabrics and Other Textiles; and Surface Coating of Metal Furniture RTR (Proposed Rule)
 - Protection of Stratospheric Ozone: Revisions to the Refrigerant Management Program's Extension to Substitutes (Proposed Rule)
 - Rulemaking to Establish Light-Duty Vehicle Greenhouse Gas Emission Standards and Corporate Average Fuel Economy (Proposed Rule)
 - Light - Duty Vehicle GHG Program Tech Amendments (Proposed Rule)
 - Implementation of the 2015 National Ambient Air Quality Standards for Ozone: Nonattainment Area State Implementation Plan Requirements (Final Rule)
 - Standards of Performances for New Residential Wood Heaters, New Residential Hydronic Heaters and Forced Air Furnaces (ANPRM)
 - Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NNSR): Project Aggregation Reconsideration (Final Rule)
- **Packages that will move soon to OMB for Review:**
 - Repeal of Emission Requirements for Glider Vehicles, Glider Engines, and Glider Kits (Final Rule)
 - Standards of Performances for New Residential Wood Heaters, New Residential Hydronic Heaters and Forced Air Furnaces (Proposed Rule)

Upcoming Major Decisions and Events

- **Montreal Protocol:** On July 11th – July 14th, OAR Staff will serve on the U.S. Delegation for the Montreal Protocol's Open-Ended Working Group Meeting (OEWG) in Vienna, Austria for

preliminary discussions ahead of the Meeting of the Parties (MOP) this fall. In addition to EPA staff, the U.S. Delegation will also include staff from State Department, the White House, and USDA.

- **SO₂ NAAQS Public Hearing:** On July 10th, EPA will hold a public hearing here in Washington, DC on the recent proposal to retain the existing primary National Ambient Air Quality Standard for Sulfur Oxides.
- **RFS Public Hearing:** On July 18th, EPA will hold a public hearing in Michigan on the recently proposed volume requirements under the Renewable Fuel Standard program.

Office of Chemical Safety and Pollution Prevention

IMPORTANT DEADLINES

Row	Determination Type	Pending on 7/3/2018	Determinations Completed ¹ as 7/3/2018	Determinations Posted on the Website as of 7/3/2018 ⁶
1	# of "not likely" determinations	1	124 ⁴	124 ⁴
2	# of §5(e) Orders signed by both EPA and the submitter	-	412	410
3	# of §5(e) Orders signed by EPA and awaiting submitter signature	40	-	-
4	# of non-Order SNURs/"not likely" determinations	0	0	0
5	# of cases in post-FOCUS final determination development ⁵	327 ^{3, 5}	-	-
6	# of cases flagged for in-depth review	46	-	-
7	# of PMNs, SNUNs and MCANs awaiting FOCUS (within 90-day review)	28	-	-
8	# of LVE/LOREX exemption grants	-	621	617
9	# of LVE/LOREX exemption denials	-	121	121
10	Total number of cases	442	1278	-
11	Normal active workload for the New Chemicals Program	300	-	-
12	Number of cases undergoing testing or data development by submitter	72 ³	-	-
13	Backlog²	70	-	-

¹"Determinations Completed" means that EPA has completed its reviews on these cases and that final determinations have been made by EPA under TSCA section 5(a)(3).

² (Total number of cases) – (Normal active workload for the New Chemicals Program) - (Number of cases undergoing testing or data development) = Backlog

³ Of these cases, approximately 58 are "active" lung toxicity cases that are suspended while submitters either conduct or are deciding whether to conduct testing to develop data on pchem properties, exposures and toxicity.

⁴ "Not Likely" determinations are not posted until the final signed determination document is prepared and has been shared with submitter.

⁵ These cases are those for which Post-FOCUS work is underway to develop: not likely determinations; non-Order SNURS coupled with not likely determinations; or section 5(e) or 5(f) Orders. When the OPPT Office Director decides which of these regulatory paths to follow, the case is moved to: Row 3 when the section 5(e) or 5(f) Order is sent to the submitter

for signature; Row 4 when the SNUR is published and the not likely determination document is signed; and Row 1 when the determination document is sent to the OPPT OD for signature.

⁶ These are all only final determinations posted on the web: grants and denials.

UPCOMING ACTIVITIES

American Farm Bureau Federation Public Policy Conference – On July 9, Rick Keigwin, Director, Office of Pesticide Programs (OPP), will give an update on pesticide program hot topics at the American Farm Bureau Federation’s Public Policy Conference in DC.

OCSPP Presenting at the Toxicology Forum’s 44th Annual Summer Meeting on July 9, 2018 – OCSPP staff will be attending the Toxicology Forum’s annual summer meeting on July 9 in Annapolis, MD. Dr. Stan Barone will be giving a presentation entitled “Overview of the Pivot in U.S. EPA’s Endocrine Disruptor Screening Program (EDSP) with an Emphasis on High-Throughput and Computational Approaches.” Dr. Seema Schappelle will be on panel entitled “Building the Science: Possible Opportunities to Reduce Toxicity Testing and Better Allocate Resources for Evaluating Ecological Risk.” Dr. Monique Perron of OPP’s Health Effects Division will give a presentation on July 10 on “Regulatory Perspectives on the Use of Toxicokinetic Data in Human Risk Assessment.” The Toxicology Forum conducts dialogues among various segments of society concerned with toxicological problems and regulatory science. More information on the program is available at <https://dialogue.toxforum.org/p/cm/ld/fid=78>.

Pesticide Regulatory Education Program (PREP) – On July 10, Ed Messina, Acting Deputy Director of OPP, will give an update on program issues at the PREP Registration & Re-evaluation meeting in Arlington, Virginia. PREP is a cooperative agreement between EPA (co-funded by OCSPP and OECA) and Washington State University to provide pesticide regulatory educational programs to state, tribal, and territorial regulatory senior management, senior scientists, managers and supervisors of field enforcement and compliance assurance programs. PREP courses are designed to provide practical, up-to-date information on technical, policy and management related issues.

Office of the Chief Financial Officer

Hot Topics

- OCFO continues to work with the agency to review the Senate Appropriations Committee budget hearing transcript and develop responses to the SAC QFRs. Since Congress has been in recess, dates still have not been set for House or Senate floor action on EPA's appropriations bill.

Upcoming Major Decisions and Events

- OCFO also continues to work with OCIR and OITA to support the July 18 Senior Leadership Council Engagement Meeting with states, tribes, local and other leaders and the July 19 Budget and Planning Meeting. OCFO is working to schedule a prep meeting with the Deputy Administrator.
- Last Monday (July 2), OCFO issued technical guidance on a new approach that emphasizes cooperative federalism in developing the FY 2020-2021 National Program Guidances. New this cycle, Regional Administrators will convene early engagement meetings with state and tribal leaders now through October to discuss priorities, strategies, and desired flexibilities. RAs will document early engagement results, which will be shared with NPMs and inform development of the National Program Guidances. By July 13, 2018, RAs are asked to provide their point of contact and preliminary schedule for early engagement meetings to OCFO.

Other

- OCFO with OARM and OEI are scheduled to brief the Deputy Administrator on July 11 to brief him on his July 12 President's Management Council (PMC) meeting, the focus of which will be a deep dive into the Cross Agency Goal – Sharing Quality Services. As a member of the PMC, the Deputy Administrator, along with other government agency members, advises the President and OMB on government reform initiatives, provides performance and management leadership throughout the Executive Branch, and oversees implementation of government-wide management policies and programs.

Office of Congressional and Intergovernmental Relations

Upcoming Hot Issues and Important Deadlines

- **July 10** - EPA has a public hearing on the Proposal to Retain the Existing Primary, or Health - Based, National Ambient Air Quality Standard for Sulfur Dioxide
(Will be held at EPA HQ- East Bldg.- Rm. 1117)
- **July 17** - EPA is holding a public hearing for the proposed “Strengthening Transparency in Regulatory Science” rule, here in Washington, DC at EPA headquarters, WJCE, 153.

Upcoming Events

- **July 10** – Conference call with City of Flint, MI and (WH, IGA), OW, ORD and R5
- **July 17** – San Diego County Water Authority will meet with WIFIA staff, OIR and R9 to discuss Authority’s plan to submit a Letter of Interest for WIFIA financing
- **July 18**- EPA FY 2020 Budget Forum at HQ- with a scheduled session for Local, State and Tribal Leaders
- **July 19- 21** – National Governor’s Association Annual Meeting in Santa Fe, NM
- **July 25** – PFAS community engagement meeting in southeastern PA w/ OW, R3
- **TBD** – Sen. Tester (MT) staff briefing on Elk River Watershed w/OW, R8
- **TBD** – Approps staff briefing on PRIA fees w/OCSP, OCFO
- **TBD** - SEPW/HEC staff briefing on TSCA first 10 chemical problem formulations w/ OSCPP
- **TBD**- Cong. Joyce (OH) request to brief Mentor, OH officials on GLRI (incl. potential funding)
- **TBD** – Cong. Crawford (AR) staff briefing on dicamba w/ OCSPP
- **TBD** – Senator Schumer (NY) staff follow up briefing on Goldshield antimicrobial w/ OCSPP

Office of Enforcement and Compliance Assurance

Hot Topics:

OECA Issues an Interim Policy on Inspection Report Timeliness and Standardization

On June 29, 2018, OECA Assistant Administrator Susan Bodine signed an Interim Policy on Inspection Report Timeliness and Standardization. The Interim Policy establishes improvements to EPA's inspection practices that will help us meet the Agency's Strategic Plan goals of reducing the time from violation identification to correction, as well as improving compliance rates. Under the Interim Policy, inspectors should provide real-time information to facilities about observed deficiencies, and discuss and document actions by a facility to correct any potential deficiencies or areas of concern. Inspection reports should also meet certain minimum requirements for content and the review process before becoming final. Additionally, all inspection reports should be completed within 60 calendar days of an inspection and be provided to the facility upon finalization. The Interim Policy was effective on July 1, 2018 and will be implemented in two pilot phases. OECA will evaluate the results of the pilots to determine the need for future adjustments.

Clean Air Act Risk Management Program Settlement with MFA Incorporated

On July 2, 2018, Region 7 and DOJ entered into a consent decree with MFA Incorporated, headquartered in Columbia, Missouri, and its wholly owned subsidiary MFA Enterprises Incorporated (collectively, MFA), to address alleged chemical accident prevention and preparedness violations under the Clean Air Act Risk Management Program. The alleged violations relate to MFA's management of anhydrous ammonia at nine Missouri facilities, which have a combined inventory of more than 4.3 million pounds of the chemical. Under the settlement agreement, MFA will ensure that its accident prevention program complies with all applicable Clean Air Act requirements, will install emergency shutoff equipment at no fewer than 53 of its facilities, will hire a third-party auditor to conduct RMP audits at 20 of its facilities, and will pay a civil penalty of \$850,000.

ASTSWMO Compliance and Enforcement Task Force

On Friday, June 29, 2018, OECA held a dialogue with Association of State and Territorial Solid Waste Management Officials' Compliance and Enforcement Task Force to discuss progress in the RCRA Air National Enforcement Initiative as well as other areas that states consider important for enforcement.

Upcoming Major Decisions and Events:

On July 13, 2018, OECA Deputy Assistant Administrator Patrick Traylor will join other leaders from EPA and ECOS to discuss progress with the ECOS-EPA Compliance Assurance workgroup.

Office of Environmental Information

No weekly report for OEI

Office of General Counsel

Hot Topics

- *Fleshman v. Volkswagen AG*, No. 16-17060 (9th Cir.). New development: On July 3, the court upheld the district court's denial of intervention by a VW diesel car owner in the government's civil enforcement action against Volkswagen. Judge Berzon, writing for a unanimous panel, concluded that the Clean Air Act does not provide an unconditional right to intervene in the government's suit per Fed. R. Civ. P. 24(a)(1). The United States was not seeking to enforce any "standard, limitation, or order" as those terms are used in the statute, and in any event *Fleshman* sought to enforce different purported requirements of the Act than those at issue in the government's action. Because the government's action did not bar *Fleshman* from suing on his own, he was not entitled to intervene under the statute. Nor does Fed. R. Civ. P. 24(a)(2) (permissive intervention) help *Fleshman*, the court concludes, because he lacked standing.
- *Sierra Club v. EPA*, No. 16-1021 (D.C. Cir.). New development: On July 3, the court denied *Sierra Club's* petition for rehearing on the startup/shutdown issue in this Clean Air Act Boiler National Emission Standards for Hazardous Air Pollutants (NESHAP) litigation. EPA had determined that numerical standards during startup and shutdown were impracticable, and instead finalized certain work practices to govern during those periods.

Upcoming Major Decisions and Events

- 7/9 Oral Argument regarding jurisdiction, merits, and mandamus request in *League of United Latin American Citizens v. Pruitt*, challenge to EPA's denial of petition to revoke food residue tolerances for chlorpyrifos (9th Cir.).
- 7/17 Hearing in *Sierra Club v. EPA*, deadline suit concerning Clean Air Act obligations related to Commercial and Industrial Solid Waste Incinerators and other Solid Waste Incinerators source categories under Clean Air Act section 129 (D.D.C.).

Office of International and Tribal Affairs

Hot Issues:

G7 Environment Ministers Meeting Preparations – EPA (OITA) and State Department attended the second preparatory meeting for the G7 Environment Ministers Meeting which is scheduled to take place on September 19 in Halifax, Canada. As the 2018 G7 Chair, Canada announced that the Environment Ministers will also be invited to attend the Sustainable Finance Roundtable on September 18 and the Joint Session on Oceans on September 20. EPA proposed that the session on *Climate Change and Clean Growth* be expanded to include discussion on clean air, and that the session on *Sustainable Finance* include innovative finance mechanisms on environmental infrastructure (e.g. WIFIA). On the *Resource Efficiency* session, there was agreement that it should include G7 work on food waste and marine litter. Canada will take the feedback from this meeting and develop a draft Ministerial agenda which will be circulated for comments.

State Department Lead Paint Instructions to U.S. Embassies – The State Department sent instructions via cable to U.S. embassy posts in 70 countries for discussions with host country governments about efforts to eliminate lead paint under the Global Alliance to Eliminate Lead Paint. The cable provides background and talking points to encourage governments to establish lead paint laws. The Commerce Department is also using the cable to inform its discussions with standards officials to establish recommendations on lead paint laws for the Central Asian region. The State Department has been receiving expressions of interest from the Embassies and will coordinate with EPA on follow up. EPA expects the cable will help generate interest in lead paint laws in advance of a UN Environment Global Environment Facility Project on Lead Paint, which will provide technical assistance to countries to develop lead paint laws.

Upcoming Major Events/Decisions:

July 9–13: OITA PDAA will travel to Asia to: 1) represent EPA at the Singapore International Water Week 2018; 2) meet with EPA Taiwan to discuss cooperation under the International Environmental Partnership; and 3) meet with Ministry of Environment Japan to discuss the U.S.-Japan Commission on Civil Nuclear Cooperation and the G20 Environment Ministers meeting.

July 12: Australian Minister for Environment and Energy will meet with Acting Administrator Wheeler to discuss bilateral cooperation on regulatory reform, cooperative federalism and environmental innovation. The Minister is also expected to raise the Clean Power Plan, vehicles emissions and hydraulic fracking.

Office of Land and Emergency Management

Hot Topics

1. **Coal Combustion Residuals (CCR).** (see below)
2. **Clean Air Act 112(r) Risk Management Program (RMP) Reconsideration NPRM.** The public comment period ends July 30, 2018.
3. **Ongoing major Superfund NPL sites (including Colorado Smelter, East Chicago, West Lake, Bonita Peak, Hudson River, Portland Harbor, Mississippi Phosphates, Oak Ridge, Edwards AFB, Berry's Creek, American Cyanamid, Hanford).**
 - a. We are working with Region 10 to prepare for a briefing with the Administrator regarding Hanford on July 17.
4. **CERCLA 108(b) Financial Assurance – Next Three Sectors.** We are working with OGC, OP, and the AO to plan our approach to the next three sectors.
5. **PFAS.**
 - a. We are working with ORD and OW to develop groundwater cleanup recommendations for PFOA and PFOS.
 - b. OLEM is working with the AO, OGC, OECA and other AAships to look at available statutory mechanisms for PFOA and PFOS to be “hazardous substances” under CERCLA.
6. **e-Manifest.** On June 30, e-Manifest launched. Twenty-five manifests have already been uploaded into the system, including the very first electronic manifests.

Upcoming Major Decisions and Events

1. **CERCLA Vacatur and FARM Act Final Rule relating to Air Releases of Hazardous Substances from Animal Waste at Farms.** This rule package is being prepared to go to OP soon for Administrator signature.
2. **BUILD Act.** A notice to solicit comment on aspects of the BUILD Act was published in the FR and comments are due by July 10, 2018.
3. **Coal Combustion Residuals.**
 - a. The proposed rule is with OMB and we anticipate signature soon.
 - b. Georgia submitted its CCR permit program application to EPA.
4. **Hazardous Waste Pharmaceuticals Final Rule.** This rule package is with OMB for review.
5. **Hazardous Substances Spill Prevention Proposed Rule.** This rule package was published in the FR and comments are due by August 24, 2018.

Office of Policy

Upcoming Major Decisions or Events

Agricultural Tour: On July 11th, a representative from the Smart Sectors program will join farmers and other agricultural stakeholders on a tour in the Chesapeake Bay watershed that will highlight innovative conservation practices that protect soil and water quality.

Community Assistance –Next week, the Office of Community Revitalization staff will be providing technical assistance in the following communities:

- Rochester, NH (July 9-13) – A Greening America’s Communities workshop to help the community design green infrastructure and other sustainable features that support local health, environmental, and economic goals.
- Oak Park, IL (July 10-11) – A Building Blocks workshop to help the community identify ways the library and other local resources can be leveraged to support revitalization and other local goals.
- Anadarko, OK (July 12-13) – A Local Foods, Local Places workshop to help the Delaware Nation plan a farmers’ market, community garden and other features that support reinvestment and revitalization in the community.

Number of Actions to OFR this Year:

- Signed by Regions:
 - Notices: 48
 - Proposed Rules: 156
 - Direct Final Rules: 10
 - Withdrawal of Proposed Rule: 1
 - Withdrawal of Direct Final: 4
 - Final Rules: 131
- Signed by HQ:
 - Notices: 257
 - Proposed Rules: 42
 - NPRM Extension: 2
 - Supplemental NPRM: 1
 - Direct Final Rules: 1
 - Withdrawal of Direct Final: 1
 - Interim Final: 2
 - Final Rules: 76
 - Corrections: 1

Number of Actions to OFR this Week (June 29 – July 6):

- Signed by Regions:
 - Notices: 1
 - Proposed Rules: 2
 - Direct Final Rules: 0
 - Withdrawal of Proposed Rule: 0
 - Withdrawal of Direct Final: 0
 - Final Rules: 7

- Signed by HQ:
 - Notices: 9
 - Proposed Rules: 2
 - NPRM Extension: 1
 - Supplemental NPRM: 1
 - Direct Final Rules: 0
 - Withdrawal of Direct Final: 0
 - Interim Final: 0
 - Final Rules: 1
 - Corrections: 0

Active Interagency Reviews from OMB

Subject	EPA Internal Due Date	OMB Due Date
DOI/FWS & DOC/NOAA/NMFS NPRM (Call w/ OMB and Services): "Endangered and Threatened Wildlife and Plants; Revision of Regulations for Interagency Cooperation	N/A	(ASAP)
DOD/USACE Draft Regulatory Guidance Letter (RGL): "Determination of Compensatory Mitigation Credits for the Removal of Obsolete Dams and Other Structures from Rivers and Streams"	07/11/2018	07/13/2018
DOT/PHMSA FRM: "Pipeline Safety: Plastic Pipe Rule"	07/16/2018	07/18/2018

Documents Submitted to OFR from June 27 - July 3, 2018

FRL	Title	Date Submitted to OFR
9980-52-OW	Definition of "Waters of the United States" - Recodification of Preexisting Rule	7/3/2018
9980-46-OAR	Notice of Intent to Hold a Workshop for a Study on the Impacts of Compliance with the ECA Fuel Sulfur Limits on U.S. Coastal Shipping	7/3/2018
9980-38-OW	Notice of Open Meeting of the Environmental Financial Advisory Board (EFAB)	7/3/2018
9979-37-OCSP	Receipt of Information under the Toxic Substances Control Act	7/3/2018
9980-24-OA	Request for Nominations of Candidates to the EPA's Science Advisory Board (SAB) and SAB Standing Committees	7/3/2018
9980-40-OA	Notification of a Public Meeting of the Clean Air Scientific Advisory Committee (CASAC) Secondary National Ambient Air Quality Standards Review Panel for Oxides of Nitrogen and Sulfur	7/3/2018
9980-50-Region 4	Air Plan Approval; AL; Section 128 Board Requirements for Infrastructure SIPs	7/2/2018
9979-54-Region 6	Approval and Promulgation of Implementation Plans; Oklahoma; General SIP Updates	7/2/2018

9980-49-Region 9	Approval and Promulgation of Air Quality State Implementation Plans; California; Chico Redesignation Request and Maintenance Plan for the 2006 24-hour PM2.5 Standard.	6/29/2018
9980-48-Region 9	Air Plan Approval; California; Eastern Kern Air Pollution Control District; Reclassification	6/29/2018
9980-13-Region 8	Approval and Promulgation of Air Quality Implementation Plans; Colorado; Regional Haze State Implementation Plan	6/29/2018
9980-12-Region 8	Interstate Transport Prongs 1 and 2 for the 2012 Fine Particulate Matter (PM2.5) Standard for Colorado, Montana, North Dakota, South Dakota and Wyoming	6/29/2018
9980-37-OAR	Renewable Fuel Standard Program: Standards for 2019 and Biomass-Based Diesel Volume for 2020	6/29/2018
9980-16-ORD	Availability of the IRIS Assessment Plan for Naphthalene	6/29/2018
9980-42-OAR	Public Hearing for Standards for 2019 and Biomass-Based Diesel Volume for 2020 under the Renewable Fuel Standard Program	6/28/2018
9980-41-OAR	Remaining Requirements for Mercury and Air Toxics Standards (MATS) Electronic Reporting Requirements	6/28/2018
9980-34-Region 3	Approval and Promulgation of Air Quality Implementation Plans; Maryland; Infrastructure Requirements for the 2012 Fine Particulate Matter National Ambient Air Quality Standard	6/28/2018
9980-33-Region 3	Air Plan Approval; District of Columbia; State Implementation Plan for the Interstate Transport Requirements for the 2008 Ozone Standard	6/28/2018
9980-32-Region 3	Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Permits for Construction and Major Modification of Major Stationary Sources for the Prevention of Significant Deterioration of Air Quality	6/28/2018
9980-02-OLEM	Agency Information Collection Activities; Proposed Collection; Comment Request; NESHA for Hazardous Waste Combustors	6/28/2018
9980-05-OLEM	Agency Information Collection Activities; Proposed Collection; Comment Request; Requirements and Exemptions for Specific RCRA Wastes	6/28/2018
9980-04-OLEM	Agency Information Collection Activities; Proposed Collection; Comment Request; Hazardous Waste Generator Standards	6/28/2018
9980-03-OLEM	Agency Information Collection Activities; Proposed Collection; Comment Request; Facility Ground-Water Monitoring Requirements	6/28/2018
9980-45-OA	Increasing Consistency and Transparency in Considering Costs and Benefits in the Rulemaking Process	6/28/2018
9980-11-Region 1	Air Plan Approval; New Hampshire; Action on Single Source Orders and Revision to Definitions	6/28/2018
9979-96-Region 6	Approval and Promulgation of Implementation Plans; Oklahoma; Interstate Transport Requirements for the 2012 PM2.5 NAAQS	6/28/2018

9980-30-Region 3	Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Base Year Emissions Inventories for the Lebanon and Delaware County Nonattainment Areas for the 2012 Annual Fine Particulate Matter National Ambient Air Quality Standard	6/27/2018
9980-21-Region 9	Approval of Arizona Air Plan; Hayden Lead Nonattainment Area Plan for the 2008 Lead Standard	6/27/2018
9980-17-Region 9	Air Plan Approval; California; Yolo-Solano Air Quality Management District; Negative Declarations	6/27/2018
9980-14-Region 2	Proposed CERCLA Cost Recovery Settlement for the Gowanus Canal Superfund Site, Brooklyn, Kings County, New York	6/27/2018

Office of Research and Development

Next week ORD's senior leaders will gather in Cincinnati to discuss a number of important topics including status updates on the Strategic Research Action Plans and various restructuring options. The group will also participate in an OGC-led training about managing FOIA requests.

I look forward to participating in an advisory committee meeting of National Academies' Environmental Health Matters Initiative meeting.

Earlier this week, ORD's lab in Newport, Oregon, hosted Ken Wagner and Region 10 Administrator, Chris Hladick. The visit highlighted research conducted by ORD's Western Ecology Division to support states in the Pacific Northwest and across the U.S.

Hot issues

EPA's National Stormwater Calculator used in LEED credit

The U.S. Green Building Council (USGBC) notified ORD that the National Stormwater Calculator (SWC) is being used for Leadership in Energy and Environmental Design (LEED) Version 4's Rainwater Management Credit. USGBC is interested in how the SWC may be used to estimate stormwater runoff for percentile rainfall events and natural landcover conditions.

Now Available: EPA's Second Report to Congress on Biofuels and the Environment

EPA's Second Report to Congress on Biofuels and the Environment was published June 28, 2018, on the environmental and resource conservation impacts of the Renewable Fuel Standard program. This is the second EPA report to Congress required under the 2007 Energy Independence and Security Act, and updates the previous one issued in 2011. It does not present any original research, but is a synthesis of the peer reviewed literature since 2011 on impacts of biofuel production and use on air and water quality, water quantity, ecosystem health and biodiversity, soil quality, invasive species, and international land use change.

ORD Researchers Visit UK to Learn about Nerve Agent Contamination Response

Upon invitation from UK's Department for Environment, Food & Rural Affairs (DEFRA), ORD scientists are travelling to the United Kingdom (UK) to observe sampling and remediation activities in Salisbury UK, following a recent chemical contamination incident involving two people who were critically injured after an attempted poisoning with a chemical nerve agent. Extensive remediation activities are currently underway in the city. The objective of the trip is to glean information on outdoor remediation from an actual incident. Such information is critical to filling capability gaps and will also foster collaborations between EPA and our partners in the UK government. ORD will meet with DEFRA scientific advisors, UK Defense Science & Technology Laboratory scientists and UK's Home Office, Public Health England, Salisbury Chief of Staff, Wiltshire County Council, UK Ministry for Housing and Department for Transport employees to discuss response activities, communications, strategies, challenges and lessons learned. This trip is valuable to ORD and other EPA colleagues (OLEM's CMAD and ERT) as well as on-scene coordinators in the Regions as lessons will be learned about remediation activities and strategies that inform EPA's Chemical, biological, radiological and nuclear research and response.

Naphthalene Federal Register Notice

Today, the IRIS Program released the IRIS Assessment Plan (IAP) for Naphthalene. The Federal Register Notice announcing the release of the IAP opens a 30-day public comment period and announces a public meeting that will be held on August 23, 2018.

Office of Water

Hot Issues

EPA Publishing, on Behalf of co-Trustees, Two Notices of Availability (NOA) of *Deepwater Horizon* Natural Resource Damage Assessment Final Restoration Plans: Louisiana and the Federal Trustees comprising the LA Trustee Implementation Group (LATIG) are responsible for developing a restoration plan and implementing projects to restore natural resources and services injured by the oil spill. EPA, as the federal Trustee responsible for publishing the NOAs, and the LATIG have reached a significant milestone for two restoration plans. On July 20, the notice of availability will be published for the Final Restoration Plan/Environmental Assessment #4 that includes 23 projects focused on Nutrient Reduction (nonpoint source) and Recreational Use lost because of the oil spill. The second notice to publish on July 20 is for the Final Restoration Plan/Environmental Assessment #2: Provide and Enhance Recreational Opportunities, and includes four projects to restore Recreational Use services lost due to the *Deepwater Horizon* oil spill.

Beach Program Report to Congress: The Beaches Environmental Assessment and Coastal Health (BEACH) Act of 2000 directs the Agency to submit a report every four years. OW has committed to submit this report to Congress by August 15, 2018, in response to the OIG's finding that the Agency did not meet this statutory obligation under Section 7 of the BEACH Act (33 U.S.C. §1375(a)). OMB has cleared the report for submission to Congress. OW will be transmitting, through OP to OCIR, the report and the accompanying letters to Congress for signature by the Administrator.

EPA Assuming Co-Chair Position on the Federal Interagency National Drought Resilience Partnership (NDRP): AA Dave Ross has assumed the rotating co-chair position on the NDRP (USDA is the permanent co-chair). On July 1, he and DAA Lee Forsgren participated in a NDRP Principals meeting with other Assistant Secretary level representatives from USDA, DoI, NOAA, DoD, DHS, and others. The principals identified a series of potential action items for the NDRP to undertake, including removing barriers to reuse and recycling of oil and gas process water and municipal wastewater, gaining a better understanding of the economic impacts of drought across sectors, better integration of data, building and improving rural capacity and resilience to drought, and continued and enhanced support for state and locally driven long-term drought resilience.

Upcoming Public Events

Deepwater Horizon NRDA Trustee Council Annual Public Meeting: The *Deepwater Horizon* Natural Resource Damage Assessment (NRDA) Trustee Council (TC) will hold its third annual public meeting on July 19, 2018, in Long Beach, Mississippi. During this meeting, the TC will present updates on the progress made by the Trustee Council and each of the Trustee Implementation Groups: Alabama, Florida, Louisiana, Mississippi, Texas, Open Ocean, and Region-wide. EPA is a member of the Trustee Council. In addition to the annual public meeting this year, the TC will hold a two-part education and outreach workshop on the evening of July 18 to help community members and organizations learn more about the basics of NRDA and the process for submitting project ideas.

Region 1

Hot Topics

RA Dunn Joins Senator Hassan on Tour of Coakley Site, Following up on PFAS Summit

On July 5, in response to a request from Senator Hassan following the PFAS Summit, RA Dunn and leadership from NH Department of Environmental Services joined Senator Hassan for a tour of the Coakley Landfill Superfund site located in North Hampton, NH. PFAS has been identified in wells around the site and the EPA is conducting groundwater migration mapping and fish tissue testing this summer. The Region's PFAS monitoring work at this site was discussed at a June visit to a local community member's home by RA Dunn, Senior Counsel Erin Chancellor and Deputy AA Steven Cook.

Legal Briefings: Oppositions Filed to Stay Requests for NH Small MS4 General Permit

During the week of July 2, DOJ filed two oppositions to a request for a stay of the NH Small MS4 General Permit filed with the D.C. Circuit Court by the Center for Regulatory Reasonableness. The permit, which went into effect on July 1, replaces an outdated 2003 permit and is a vital step in working toward clean water in the state. Along with a similar permit issued for Massachusetts' Small MS4s, this NH permit is under appeal and the parties are in mediation.

Buzzards Bay and Cape Cod Region Address Nutrient Pollution

On June 27, Region 1 staff met with partners from the Buzzards Bay and Cape Cod region to discuss continued action to address nutrient pollution. Participants included the Buzzards Bay National Estuary Program, Buzzards Bay Coalition, MA Coastal Zone Management Agency, Cape Cod Commission, and Massachusetts Department of Environmental Protection.

Site Wide Remedy Decision, BASF Former Ciba-Geigy Corrective Action Site, Cranston, RI

Region 1 finalized a site-wide remedy decision at the BASF Former Ciba-Geigy corrective action site. The clean-up includes prior stabilization measures, PCBs- and VOC-contaminated soil removal and capping, and treatment with ISCO and ozone reactive barrier. Groundwater monitoring and activity use restrictions will be employed. A public meeting was hosted by the responsible party to provide the community information on the upcoming work at the site.

Upcoming Major Decisions and Events

Region 1 Welcomes Deputy Administrator Wheeler to New England

On July 10 and 11, Region 1 will welcome DA Andrew Wheeler. During his visit he will discuss key issues with senior leaders, address staff during an all hands event, and visit the Industriplex and Wells G&H superfund/brownfields sites and the Mystic River to discuss clean water efforts.

NH Brownfields Grant Recipients' Announcement Event

Region 1 is coordinating a "big check" press event in New Hampshire on Thursday, July 12. This event will celebrate all three new Brownfields grants being awarded to NH recipients this year.

Region 2

Hot Issues:

Occidental Sues 129 Private Parties Over Passaic River Superfund Site. On 6/30 Occidental Chemical Corp. (OCC) filed an action against 129 private parties for cost recovery and contribution regarding the Lower Passaic River (LPR), part of the Diamond Alkali Superfund Site in NJ. The defendants include some but not all the PRPs named by EPA, and some parties not named by EPA. No governmental entities were named as defendants. OCC has told EPA it does not intend to disrupt the EPA-sponsored allocation currently underway with respect to the lower 8.3 miles of the LPR, which is Operable Unit 2 of the Site.

Chemours/Deepwater, NJ: The owners of a property near the facility have a well that serves three rental units. The owners have declined bottled water/GAC treatment despite the presence of PFOA at 47 parts per trillion, well above the NJ drinking water standard of 14 ppt. We believe the tenants should be notified of the contamination; we are reaching out to the state as most appropriate to do so.

Hudson River Floodplain Community Priority Sites: On 6/18 RA Pete Lopez toured the Hudson River PCBs Superfund Site with Ken Wagner, Erin Chancellor, and a number of community and environmental NGO representatives. The local stakeholders identified some 13 floodplain sites as high priorities for early assessment and, if needed, mitigation. EPA has responded by prioritizing work at these sites.

Warrant for Access to Galaxie Chemical Corp. Site, Patterson, NJ. On 6/29 the NJ District Court granted the US' application for an administrative warrant for access to property owned by Galaxie Chemical Corp., which declined to consent to access. EPA needs to perform an emergency removal action to address over 500 drums with hazardous substances. There was a recent fire at the facility; the closest residence is within 40 feet; and the facility is unsecured with trespassers accessing it.

Arsenic Mines, Town of Kent, NY. On 6/29 Rep. Sean Patrick Maloney's staff requested an update on EPA actions at this site. The site is a former arsenic pyrite mine that operated from 1848-1917. Soil in the yards of several constituents has elevated arsenic levels; EPA is evaluating these properties.

Upcoming:

Educating Great Lakes Teachers: On 7/9 we will host a press event at Buffalo Harbor as 16 teachers from around the Great Lakes Basin embark on a week-long cruise aboard the EPA research vessel *The Lake Guardian*. The teachers will work with scientists to learn about the monitoring we do in the Great Lakes.

Indian Nation Visits: On 7/11 RA Pete Lopez will visit the Shinnecock Nation in Southampton, Long Island. This is the first of a series of visits he plans to make to each of the eight Indian nations in Region 2.

Columbia Smelting Superfund Site, Brooklyn, NY: On 7/11 EPA will participate in a public meeting to announce the start of construction at this site. Under a consent order with EPA, cleanup work will be carried out by New York City at its Red Hook Ball Fields, contaminated by this former smelting operation.

NYS Associated General Contractors Conference: On 7/13 RA Lopez will be the plenary speaker at the summer meeting of this group, to be held in Lake Placid, NY. He will address reforms to the regulatory process, WOTUS and other important initiatives that impact the construction and development industry.

Dewey Loeffel Superfund Site, Nassau, NY: On 7/17 RA Lopez will participate in a public information meeting about upcoming removal work to clean contaminated sediment from a small adjacent stream.

Region 3

Hot Topics

Region 3 Hosts National RE-Development Academy

Over the past two months, the Office of Brownfields and Land Revitalization (OBLR) has provided the Real Estate Development Academy for EPA staff, states, and tribal partners interested in the integration of cleanup and redevelopment. The webinar series covered topics such as Real Estate Basics, Market Analysis, and Finance Basics through the eyes of a developer. The webinars culminated in a half-day workshop hosted by Region 3 on June 28, 2018. The workshop featured case studies and group exercises, where participants assumed the role of a developer doing due diligence and making an offer to the owner of a contaminated site. The workshop had over 30 registrants in Region 3, and the session was livestreamed to over 80 participants across the country.

Region 3 Administrator Provides Keynote Address at Job Training Graduation Ceremony

On June 27, 2018 in Baltimore, Maryland, Regional Administrator Cosmo Servidio addressed the fifth graduating class under the Civic Works' "B'more Green Brownfields Job Training Program," which is funded by the Environmental Workforce Development and Job Training (EWDJT) program. This was the fifth and final class funded by the 2016 EPA Brownfields EWDJT grant – their seventh award since 2001. Civic Works has graduated over 500 people and placed 86% in environmental jobs. RA Servidio also announced the award of a new \$200,000 EWDJT grant to Civic Works. EWDJT grants recruit, train, and place, unemployed and under-employed, predominantly low-income and minority, residents historically affected by hazardous and solid waste sites and facilities with the skills needed to secure full-time, sustainable employment with local companies in the environmental remediation field; Civic Works' program focuses on the formerly incarcerated, re-entry population in Baltimore and provides training in seven Federal/State programs.

Region 3 LCD RCRA FIRST Team Conducts Training Events in Maine and California

RCRA FIRST training is designed to introduce the national RCRA community to the efficiency improvements of using Lean analysis, a process developed by Regions 3 and 7 in 2014. At the invitation of the Maine Department of Environmental Protection, two members of Region 3's Land and Chemicals Division (LCD) RCRA FIRST Team traveled to Portland the last week of June to conduct a Lean-oriented RCRA training for 36 State, industry, and consulting participants. The training event was the 14th conducted by the R3 LCD team and was the first in EPA Region 1. Feedback from the audience was very positive, and many were ready to try the new approach "as soon as I get back to the office." The RCRA FIRST Team has now trained over 850 RCRA staff in improving the efficiency of facility investigations and remedy selections at RCRA cleanup facilities. On July 10, 2018, two other members of Region 3's RCRA FIRST Team will travel to the California Department of Toxic Substance Control for a third training visit to CA. The training will take place at the Chatsworth, CA Regional Office and approximately 50 RCRA project managers from California DTSC, EPA Region 9, and industry/consultant representatives are expected to attend. EPA Headquarters continues to provide support for this national effort.

Regional Administrator Meeting with Maryland Farm Bureau Board

On June 28 in Davidsonville, Maryland, Regional Administrator Cosmo Servidio met with the Maryland Farm Bureau's Board to discuss EPA priorities for agriculture. The Board is comprised of farmer-members from all six Maryland Districts representing all Maryland counties and a diversity of farm operations. EPA priorities and efforts were discussed and include: implementing and enforcing the Clean Water Act, ensuring predictability and clarity in EPA regulations, communicating EPA expectations to states regarding the Chesapeake Bay restoration, ensuring cooperation between EPA and the state agencies, and keeping the lines of communication open between EPA and the agricultural community to find effective ways to work together. The Maryland Farm Bureau Board raised topics such as the level of effort expected of Maryland in the Bay restoration, ensuring EPA was addressing threats of Conowingo Dam and lack of progress in Pennsylvania, ensuring EPA was addressing the recurrent sanitary sewer overflows in Maryland, the importance of showcasing Maryland farm successes, and the importance of ensuring EPA and Maryland state agencies are consistent in interpreting agricultural regulations. All agreed that keeping the lines of communication open and having further discussions would be beneficial.

Green Street, Green Jobs, Green Towns (G3) Event in Bath

On June 28, EPA and the Chesapeake Bay Trust announced the next round of G3 grants. A total of 21 recipients are sharing almost \$700,000 in grant funding to design, implement and/or construct green infrastructure practices. Bath, a small town in West Virginia, was a recipient of the G3 grants now in its eighth year. The event was held in the state park overlooking prior green infrastructure practices put in place. These practices were heralded as helping to stop water from entering the basements of local businesses in a flood event that occurred over three weeks prior.

Ask the Inspector (ATI) Workshop

On June 27 and 28, 2018, Region 3's Office of Enforcement, Compliance and Environmental Justice (OECEJ) and Virginia Department of Environmental Quality, with the assistance of the Naval Facilities Engineering Command Mid-Atlantic, hosted an environmental compliance training for Federal facilities in Norfolk, VA. This 2-day training covered the following areas: Clean Air Act, Underground Storage Tanks, Hazardous Waste, Spill Prevention, Control and Countermeasure, NPDES and Stormwater requirements, and Safe Drinking Water Act. 55 participants attended the workshop from multiple federal agencies across the country. The audience was mostly Department of Defense personnel from the Tidewater region of Virginia, but several Army staff traveled from Houston, Texas to attend the workshop. This is the second time in 2018 that OECEJ staff have delivered this workshop in Region 3, the previous one took place Fort Meade, Maryland. The Region III ATI workshop could serve as model for Federal facility compliance assistance across the county. The Department of Defense Regional Environmental Coordinator requested that the ATI training be held annually.

Upcoming Major Decisions and Events

Regional Administrator Cosmo Servidio has the following events scheduled:

- July 9, 2018 – Principals' Staff Committee Meeting, Washington, DC
- July 10, 2018 – Redevelopment Meeting for Former Naval Air Station Willow Grove, Philadelphia, PA

Region 4

Hot Issues

Notice of Intent to Delete (Whitehouse Oil Pits, Davis Timber)

Key Message: Region 4 RA signed a Notice of Intent to Delete for two FY2018 NPL deletion targets. They will be posted in Federal Register for comment, and pending no adverse comments during the 30-day period, a Notice of Deletion will be signed.

Paducah and Oakridge

Key Message: RA will be meeting with Oakridge and Paducah officials along with State Environmental commissioners on activities ongoing at these facilities.

North Carolina Inspection and Maintenance Program (I/M)

Key Message: Region 4 is in process of reviewing and finalizing North Carolina's request to remove the I/M program from their SIP for 26 counties. The proposed SIP action is projected to be completed the week of July 16. A call has been scheduled next week with Congressman Meadows to update him on the current status.

Upcoming Major Decisions and Events

Events

Henry Darwin – will be visiting R4 on Tuesday, July 10 to discuss lean management and view visual management systems.

Georgia Agriculture Commissioner – RA will tour farms with GA Agriculture Commissioner Gary Black on July 12.

Region 5

HOT ISSUES:

Illinois EPA Issues Trump International Hotel and Tower Violation Notice

Key Message: On June 28, Illinois EPA sent Trump International Hotel and Tower in Chicago, Illinois, a violation notice involving their NPDES permit.

In the violation notice, Illinois EPA included four specific violations: failure to timely renew the NPDES permit, having an unpermitted discharge, noncompliance with performance criteria requirements for a new water intake structure, and failure to comply with a reporting requirement in the permit. The facility has 45 days from receipt of the violation notice to provide a written response or Illinois EPA may proceed with enforcement. Illinois EPA has requested an EPA interpretation of what an alternative standard is under EPA's Section 316(b) water intake rules from Region 5. The region will work with headquarters to provide the interpretation.

Marc Edwards Conducting Lead in Drinking Water Sampling in Cicero, Illinois

Key Message: The region has been coordinating and sharing information with Illinois EPA, which has primacy over the drinking water program.

The initial round of sequential sampling took place in June 2018 and residents have been notified of the results. Dr. Edwards stated that elevated levels were detected at some residences and has indicated that additional sampling will be conducted later this summer. OGWDW has been notified of the sampling.

UPCOMING EVENTS/MAJOR DECISIONS:

EPA to Hold a Public Engagement Meeting for the Great Lakes Restoration Initiative Action Plan III in Duluth, Minnesota, on July 12

Key Message: EPA and its federal partners are in the process of developing Action Plan III, which will outline the priorities and goals for the Great Lakes Restoration Initiative for the years 2020-2024.

Region 6

Hot Topics

San Jacinto River Waste Pits, Harris County, TX

The responsible parties were directed on June 29, 2018, to perform repairs to the temporary cover system at the site based on preliminary data showing elevated levels of dioxin in exposed material. EPA divers performed an inspection of the subsurface cover system in early June 2018 and collected sediment samples in 22 areas where the cover system appeared to be absent. Several of the sampled areas had elevated levels compared to the final cleanup goals. The responsible parties are complying with the direction and have begun to secure rock material to complete the repair. In addition, the responsible parties will develop a plan to improve the design of the existing cover system to minimize future failures.

HP Cylinders Emergency Response, Baytown, Texas

EPA contractors have processed over 300 cylinders and 13 drums. Air monitoring consisted of four stationary monitors (NE, NW, SW, SE), and one roving monitor placed downwind of the current work area.

Bird Creek, Osage County, Oklahoma

EPA staff continue to analyze the latest data downloaded from the in-stream monitors, which was collected during the week of June 11, 2018. A settlement meeting has been scheduled with the Respondents, EPA, and DOJ on July 10, 2018 at EPA Region 6 Dallas.

Texas Regional Haze

On July 2, DOJ filed a declaration to the Court on the status of our work and a timeline to re-propose by August 17.

Wilcox Oil Company Superfund Site, Bristow, Oklahoma

During the upcoming public meeting on July 10, 2018, information will be provided about the preferred alternative to address source material which include excavation, treatment of the lead source material and offsite disposal. Public notice was mailed to property owners within a mile of the Wilcox site, and notice was also published in local and state newspapers. Local interest is high.

MacMillan Superfund Site, Norphlet, Arkansas

During the week of July 9-13, 2018, EPA plans to begin asbestos removal activities at the site which is located adjacent to a middle school and city park. The removal action should be complete before the start of the new school year on August 15, 2018.

Arco Abandoned Pipeline Response, Pauls Valley, Oklahoma

During the week of July 2-6, 2018, EPA plans to oversee the capping and potential removal of a damaged/ruptured abandoned ARCO pipeline that crosses the Washita River in Pauls Valley, OK. Contractors removed the released oil and affected soil during the week of June 25-29, 2018. Plans to remove the damaged section of pipeline from the river currently depend on the height and flow rate of the river.

Texas Gulf Terminal Inc., Texas

Texas Gulf Terminal Inc. has informed Region 6 that it intends to file its Deepwater Port Act (DPA) license application with MARAD/Coast Guard by July 9. Simultaneously, on July 9 Texas Gulf Terminal will file with EPA Region 6 a PSD permit application, title V operating permit application, and a CAA Section 112(g) case-by-case MACT determination request. For a license application to be considered complete, the DPA requires that all necessary permit applications to both Federal and State agencies be filed. From receipt of permit applications, EPA has 21 days to determine if the information is sufficient for MARAD/Coast Guard to prepare a notice of intent to begin the EIS process.

Upcoming Major Decisions and Events

Tronox Navajo Area Uranium Mines, New Mexico

By July 17, 2018, EPA Regions 6 and 9 intend to issue a drafted response signed by both regional administrators to the June 15, 2018, IG Report regarding Tronox-area Uranium Mines. The report is positive, and EPA is developing a cleanup prioritization methodology in conjunction with AUM cleanup stakeholders.

CAA TAS Application, Pueblo of Zia, New Mexico

By July 19, 2018, Region 6 intends to sign a “Notification of a Complete Application Letter” for the Pueblo of Zia’s TAS application as well as Notification Letters to affected governors and chiefs.

- July 7 Energy efficiency summit with Congressman Burgess, Denton Texas
- July 10 Meeting with Richard Moore, NEJAC Co-chair, Albuquerque, New Mexico
- July 10 Meeting with NAIOP New Mexico Commercial Real Estate Development Association, Albuquerque, New Mexico
- July 11 Regional Tribal Operations Committee Meeting, Albuquerque, New Mexico
- July 12 Trip to Jackpile Mine and Village of Paguete, Albuquerque, New Mexico
- July 12-13 Tribal Trips (Pueblo of Zuni, Pueblo of Laguna, Pueblo of Santa Ana, Pueblo of Sandia) Albuquerque, New Mexico

Region 7

Hot Issues

West Lake Landfill Site (Bridgeton, MO)

Key Message: EPA Region 7 continues to prepare the ROD amendment and is scheduled to brief the Administrator on July 10.

- The region will be engaged in several site briefings that will conclude with briefing the Administrator on July 10. The region provided a briefing to Deputy Administrator Andrew Wheeler last Thursday, June 28. The purpose of the briefing was to provide historical context on the site ahead of the Administrator's briefing. This week briefings were provided to senior regional leadership and leadership in OSRTI.
- Installation of the non-combustible cover over two steeply sloped areas in Area 2 of the site where radiologically impacted material is present at the ground surface continues.
- Good faith offers from the PRPs on EPA's draft Administrative Settlement Agreement and Order on Consent for the OU3 RI/FS were received last week by the June 26 deadline.

Des Moines TCE Site (Des Moines, IA)

Key Message: EPA Region 7 issued revised South Pond cost estimates and draft groundwater optimization study for stakeholder review.

- EPA prepared a draft optimization study for OU1 and the report was distributed to the various site stakeholders on June 29 for review and comment. Responses on the draft optimization study were requested by July 20 in order for EPA to have a final optimization study report before the end of August. The purpose of the optimization study report is to outline alternative technologies, as well as possible improvements to the existing pump and treat system, that could address contaminated groundwater at the site quicker and more efficiently.
- A technical memo containing revised cost estimates for cleanup options for the South Pond was issued on June 29 to the city and the site owner. These costs estimates help define the scope of future work needed at the site, and will facilitate settlement negotiations with the site owner.
- Dico recently completed site sampling efforts to support its own cost estimates for building demolition. EPA expects to receive a report from Dico containing the results of this analysis in mid-late July.

Region 8

Hot Issues - None

Upcoming Decisions/Events –

Colorado Smelter Superfund Site Funding, Pueblo, Colorado On July 6, 2018, the RA will travel to Pueblo to meet with City staff, City and County elected officials, Congressionals, community members, and media to announce the acceleration of the residential cleanups due to an Agency decision to increase funding. This funding increase will allow the cleanup of residential properties to be completed in 4 to 6 years rather than a decade or more.

Visit of Regional Administrator Doug Benevento to the Bonita Peak Mining District Superfund Site

On July 9 - 10, 2018, Regional Administrator Doug Benevento will visit the Bonita Peak Mining District Superfund Site in Silverton, Colorado. He will be joined by Erin Chancellor, Steven Cook and Dana Stalcup from EPA Headquarters. He will also meet with downstream officials, Congressional field staff, other federal agencies working at the site and representatives of downstream community groups. He will provide interviews to two newspapers that cover the site (Silverton Standard and Durango Herald).

Region 9

HOT TOPICS

1. **Mexican Border:** we're working with the CA Air Resources Board to inform preparation of a Border air-quality workplan, in particular to address waste tire piles and burning tires in the Imperial County/Mexicali border region.
2. **Water Quality Trading:** we're assisting the CA Water Resources Control Board in establishing a phosphorus trading framework for NPDES dischargers in the (No. California) Laguna de Santa Rosa. Participants will implement offset projects in the watershed to comply with no-net-loading phosphorus limits in their permits.

UPCOMING DECISIONS AND EXTERNAL ENGAGEMENT

1. **Tribes:** RA Mike Stoker will travel to Indian Country, meeting with the Lone Pine Paiute Shoshone, Fort Independence, Big Pine Paiute and Bishop Paiute Tribes in the eastern Sierra mountains of California (7/9-10).
2. **Edwards AFB dispute:** RA Mike Stoker will join Susan Bodine, Barry Breen and colleagues to discuss the Edwards Air Force Base dispute (7/13), which centers on the State of California's adoption of more stringent toxicity values (e.g. PCE).

Region 10

Hot Issues

None to report this week.

Upcoming Major Decisions and Events

Region 10 Administrator Consults with Yakama Nation on Portland Harbor Cleanup: On Tuesday, July 10, Regional Administrator Chris Hladick will travel to Toppenish, WA to conduct tribal consultation with the Yakama Nation regarding changes to the Integrated Risk Information System (IRIS) toxicity values for certain poly-aromatic hydrocarbons. This IRIS change affects cleanup levels set in the Record of Decision for the Portland Harbor Site. Changes in the cleanup levels and/or scope of cleanup require that EPA produce an Explanation of Significant Differences (ESD) for the site.

Region 10 Continues Support for Salem, OR Harmful Algal Bloom Response: The City of Salem is maintaining its "do not drink" water advisory for children under six years old and other vulnerable consumers. Though results from finished drinking water samples have been below advisory levels for longer than a week, the City is maintaining its advisory this week while it undertakes a large scale test of injecting powder activated carbon at the drinking water intake as a way to capture algal toxins. Region 10 and EPA headquarters continue to provide technical and laboratory assistance to Salem for their efforts.

Region 10 Announces \$350K Grant to Fish Commission to Build Tribal Capacity for Habitat Protection Work: On Tuesday, July 10, Region 10 will issue a news release announcing \$350,000 to the Northwest Indian Fisheries Commission to continue its important work to build tribal capacity to monitor and evaluate environmental conditions, and to advance water quality protection and clean-up objectives important to tribal resources. The region is coordinating with the Office of Public Affairs on this announcement.

Region 10 Meets with Idaho Mining Association to Help Improve Financial Assurance: Region 10's Mining Advisor met by phone with the IMA board to discuss "perceived deficiencies" in Idaho's current financial assurance requirements. During the meeting the mining advisor was able to provide several recommendations to improve Idaho's financial assurance requirements. The IMA Board is gathering input from EPA, USFS, BLM, and the Idaho Department of Lands to get feedback and recommendations that may be used in upcoming improvements to Idaho's laws and regulations relating to reclamation and bonding for mine projects. The IMA Board intends to provide EPA updates on their plans and progress on this effort.

Office of Administration and Resources Management

Hot Issues

OARM Consolidates EPA Office Space

The staff and office tangibles have been relocated from the Norwood, Ohio office location to the Andrew W. Breidenbach Environmental Research Center facility in Cincinnati, OH. Decommissioning is on target for August 31, 2018.

This consolidation will save the agency over \$663,000 annually in rent and includes savings from reduced security costs and improved efficiencies in other operations

Upcoming Major Decisions & Events

None

Office of Air and Radiation

Hot Topics

- **Tracking SIP Actions (Note these numbers are the same as last week's; new numbers will be in next week's report):**
 - Total Number of SIPs submitted to Regions in FY 2018: 219
 - Total Number of SIP Submittals with Final Action taken by the Regions in FY 2018: 194
 - Total Number of Pending SIPs: 750

- **Packages that will move soon to Signature:**
 - NESHAP: Portland Cement Manufacturing Industry Residual Risk and Technology Review (Final Rule): Consent Decree Deadline for Signature by July 15th
 - Health and Environmental Protection Standards for Uranium and Thorium Mill Tailings (Withdrawal of Proposed Rule) – Note OAR is updating the package and will be submitting a new version to the 3rd floor soon.

- **Packages at (or about to be at) OMB for Review:**
 - Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources Reconsideration (Proposed Rule)
 - NESHAP: Surface Coating of Large Appliances; Printing, Coating, and Dyeing of Fabrics and Other Textiles; and Surface Coating of Metal Furniture RTR (Proposed Rule)
 - Protection of Stratospheric Ozone: Revisions to the Refrigerant Management Program's Extension to Substitutes (Proposed Rule)
 - Rulemaking to Establish Light-Duty Vehicle Greenhouse Gas Emission Standards and Corporate Average Fuel Economy (Proposed Rule)
 - Light - Duty Vehicle GHG Program Tech Amendments (Proposed Rule)
 - Implementation of the 2015 National Ambient Air Quality Standards for Ozone: Nonattainment Area State Implementation Plan Requirements (Final Rule)
 - Standards of Performances for New Residential Wood Heaters, New Residential Hydronic Heaters and Forced Air Furnaces (ANPRM)
 - Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NNSR): Project Aggregation Reconsideration (Final Rule)

- **Packages that will move soon to OMB for Review:**
 - Repeal of Emission Requirements for Glider Vehicles, Glider Engines, and Glider Kits (Final Rule)
 - Standards of Performances for New Residential Wood Heaters, New Residential Hydronic Heaters and Forced Air Furnaces (Proposed Rule)

Upcoming Major Decisions and Events

- **Montreal Protocol:** On July 11th – July 14th, OAR Staff will serve on the U.S. Delegation for the Montreal Protocol's Open-Ended Working Group Meeting (OEWG) in Vienna, Austria for

preliminary discussions ahead of the Meeting of the Parties (MOP) this fall. In addition to EPA staff, the U.S. Delegation will also include staff from State Department, the White House, and USDA.

- **SO2 NAAQS Public Hearing:** On July 10th, EPA will hold a public hearing here in Washington, DC on the recent proposal to retain the existing primary National Ambient Air Quality Standard for Sulfur Oxides.
- **RFS Public Hearing:** On July 18th, EPA will hold a public hearing in Michigan on the recently proposed volume requirements under the Renewable Fuel Standard program.

Office of Chemical Safety and Pollution Prevention

IMPORTANT DEADLINES

Row	Determination Type	Pending on 7/3/2018	Determinations Completed ¹ as 7/3/2018	Determinations Posted on the Website as of 7/3/2018 ⁶
1	# of "not likely" determinations	1	124 ⁴	124 ⁴
2	# of §5(e) Orders signed by both EPA and the submitter	-	412	410
3	# of §5(e) Orders signed by EPA and awaiting submitter signature	40	-	-
4	# of non-Order SNURs/"not likely" determinations	0	0	0
5	# of cases in post-FOCUS final determination development ⁵	327 ^{3, 5}	-	-
6	# of cases flagged for in-depth review	46	-	-
7	# of PMNs, SNUNs and MCANs awaiting FOCUS (within 90-day review)	28	-	-
8	# of LVE/LOREX exemption grants	-	621	617
9	# of LVE/LOREX exemption denials	-	121	121
10	Total number of cases	442	1278	-
11	Normal active workload for the New Chemicals Program	300	-	-
12	Number of cases undergoing testing or data development by submitter	72 ³	-	-
13	Backlog²	70	-	-

¹"Determinations Completed" means that EPA has completed its reviews on these cases and that final determinations have been made by EPA under TSCA section 5(a)(3).

² (Total number of cases) – (Normal active workload for the New Chemicals Program) - (Number of cases undergoing testing or data development) = Backlog

³ Of these cases, approximately 58 are "active" lung toxicity cases that are suspended while submitters either conduct or are deciding whether to conduct testing to develop data on pchem properties, exposures and toxicity.

⁴ "Not Likely" determinations are not posted until the final signed determination document is prepared and has been shared with submitter.

⁵ These cases are those for which Post-FOCUS work is underway to develop: not likely determinations; non-Order SNURs coupled with not likely determinations; or section 5(e) or 5(f) Orders. When the OPPT Office Director decides which of these regulatory paths to follow, the case is moved to: Row 3 when the section 5(e) or 5(f) Order is sent to the submitter

for signature; Row 4 when the SNUR is published and the not likely determination document is signed; and Row 1 when the determination document is sent to the OPPT OD for signature.

⁶ These are all only final determinations posted on the web: grants and denials.

UPCOMING ACTIVITIES

American Farm Bureau Federation Public Policy Conference – On July 9, Rick Keigwin, Director, Office of Pesticide Programs (OPP), will give an update on pesticide program hot topics at the American Farm Bureau Federation’s Public Policy Conference in DC.

OCSPP Presenting at the Toxicology Forum’s 44th Annual Summer Meeting on July 9, 2018 – OCSPP staff will be attending the Toxicology Forum’s annual summer meeting on July 9 in Annapolis, MD. Dr. Stan Barone will be giving a presentation entitled “Overview of the Pivot in U.S. EPA’s Endocrine Disruptor Screening Program (EDSP) with an Emphasis on High-Throughput and Computational Approaches.” Dr. Seema Schappelle will be on panel entitled “Building the Science: Possible Opportunities to Reduce Toxicity Testing and Better Allocate Resources for Evaluating Ecological Risk.” Dr. Monique Perron of OPP’s Health Effects Division will give a presentation on July 10 on “Regulatory Perspectives on the Use of Toxicokinetic Data in Human Risk Assessment.” The Toxicology Forum conducts dialogues among various segments of society concerned with toxicological problems and regulatory science. More information on the program is available at <https://dialogue.toxforum.org/p/cm/ld/fid=78>.

Pesticide Regulatory Education Program (PREP) – On July 10, Ed Messina, Acting Deputy Director of OPP, will give an update on program issues at the PREP Registration & Re-evaluation meeting in Arlington, Virginia. PREP is a cooperative agreement between EPA (co-funded by OCSPP and OECA) and Washington State University to provide pesticide regulatory educational programs to state, tribal, and territorial regulatory senior management, senior scientists, managers and supervisors of field enforcement and compliance assurance programs. PREP courses are designed to provide practical, up-to-date information on technical, policy and management related issues.

Office of the Chief Financial Officer

Hot Topics

- OCFO continues to work with the agency to review the Senate Appropriations Committee budget hearing transcript and develop responses to the SAC QFRs. Since Congress has been in recess, dates still have not been set for House or Senate floor action on EPA's appropriations bill.

Upcoming Major Decisions and Events

- OCFO also continues to work with OCIR and OITA to support the July 18 Senior Leadership Council Engagement Meeting with states, tribes, local and other leaders and the July 19 Budget and Planning Meeting. OCFO is working to schedule a prep meeting with the Deputy Administrator.
- Last Monday (July 2), OCFO issued technical guidance on a new approach that emphasizes cooperative federalism in developing the FY 2020-2021 National Program Guidances. New this cycle, Regional Administrators will convene early engagement meetings with state and tribal leaders now through October to discuss priorities, strategies, and desired flexibilities. RAs will document early engagement results, which will be shared with NPMs and inform development of the National Program Guidances. By July 13, 2018, RAs are asked to provide their point of contact and preliminary schedule for early engagement meetings to OCFO.

Other

- OCFO with OARM and OEI are scheduled to brief the Deputy Administrator on July 11 to brief him on his July 12 President's Management Council (PMC) meeting, the focus of which will be a deep dive into the Cross Agency Goal – Sharing Quality Services. As a member of the PMC, the Deputy Administrator, along with other government agency members, advises the President and OMB on government reform initiatives, provides performance and management leadership throughout the Executive Branch, and oversees implementation of government-wide management policies and programs.

Office of Congressional and Intergovernmental Relations

Upcoming Hot Issues and Important Deadlines

- **July 10** - EPA has a public hearing on the Proposal to Retain the Existing Primary, or Health - Based, National Ambient Air Quality Standard for Sulfur Dioxide
(Will be held at EPA HQ- East Bldg.- Rm. 1117)
- **July 17** - EPA is holding a public hearing for the proposed “Strengthening Transparency in Regulatory Science” rule, here in Washington, DC at EPA headquarters, WJCE, 153.

Upcoming Events

- **July 10** – Conference call with City of Flint, MI and (WH, IGA), OW, ORD and R5
- **July 17** – San Diego County Water Authority will meet with WIFIA staff, OIR and R9 to discuss Authority’s plan to submit a Letter of Interest for WIFIA financing
- **July 18-** EPA FY 2020 Budget Forum at HQ- with a scheduled session for Local, State and Tribal Leaders
- **July 19- 21** – National Governor’s Association Annual Meeting in Santa Fe, NM
- **July 25** – PFAS community engagement meeting in southeastern PA w/ OW, R3
- **TBD** – Sen. Tester (MT) staff briefing on Elk River Watershed w/OW, R8
- **TBD** – Approps staff briefing on PRIA fees w/OCSP, OCFO
- **TBD** - SEPW/HEC staff briefing on TSCA first 10 chemical problem formulations w/ OSCPP
- **TBD**- Cong. Joyce (OH) request to brief Mentor, OH officials on GLRI (incl. potential funding)
- **TBD** – Cong. Crawford (AR) staff briefing on dicamba w/ OCSP
- **TBD** – Senator Schumer (NY) staff follow up briefing on Goldshield antimicrobial w/ OCSP

Office of Enforcement and Compliance Assurance

Hot Topics:

OECA Issues an Interim Policy on Inspection Report Timeliness and Standardization

On June 29, 2018, OECA Assistant Administrator Susan Bodine signed an Interim Policy on Inspection Report Timeliness and Standardization. The Interim Policy establishes improvements to EPA's inspection practices that will help us meet the Agency's Strategic Plan goals of reducing the time from violation identification to correction, as well as improving compliance rates. Under the Interim Policy, inspectors should provide real-time information to facilities about observed deficiencies, and discuss and document actions by a facility to correct any potential deficiencies or areas of concern. Inspection reports should also meet certain minimum requirements for content and the review process before becoming final. Additionally, all inspection reports should be completed within 60 calendar days of an inspection and be provided to the facility upon finalization. The Interim Policy was effective on July 1, 2018 and will be implemented in two pilot phases. OECA will evaluate the results of the pilots to determine the need for future adjustments.

Clean Air Act Risk Management Program Settlement with MFA Incorporated

On July 2, 2018, Region 7 and DOJ entered into a consent decree with MFA Incorporated, headquartered in Columbia, Missouri, and its wholly owned subsidiary MFA Enterprises Incorporated (collectively, MFA), to address alleged chemical accident prevention and preparedness violations under the Clean Air Act Risk Management Program. The alleged violations relate to MFA's management of anhydrous ammonia at nine Missouri facilities, which have a combined inventory of more than 4.3 million pounds of the chemical. Under the settlement agreement, MFA will ensure that its accident prevention program complies with all applicable Clean Air Act requirements, will install emergency shutoff equipment at no fewer than 53 of its facilities, will hire a third-party auditor to conduct RMP audits at 20 of its facilities, and will pay a civil penalty of \$850,000.

ASTSWMO Compliance and Enforcement Task Force

On Friday, June 29, 2018, OECA held a dialogue with Association of State and Territorial Solid Waste Management Officials' Compliance and Enforcement Task Force to discuss progress in the RCRA Air National Enforcement Initiative as well as other areas that states consider important for enforcement.

Upcoming Major Decisions and Events:

On July 13, 2018, OECA Deputy Assistant Administrator Patrick Traylor will join other leaders from EPA and ECOS to discuss progress with the ECOS-EPA Compliance Assurance workgroup.

Office of Environmental Information

No weekly report for OEI

Office of General Counsel

Hot Topics

- *Fleshman v. Volkswagen AG*, No. 16-17060 (9th Cir.). New development: On July 3, the court upheld the district court's denial of intervention by a VW diesel car owner in the government's civil enforcement action against Volkswagen. Judge Berzon, writing for a unanimous panel, concluded that the Clean Air Act does not provide an unconditional right to intervene in the government's suit per Fed. R. Civ. P. 24(a)(1). The United States was not seeking to enforce any "standard, limitation, or order" as those terms are used in the statute, and in any event *Fleshman* sought to enforce different purported requirements of the Act than those at issue in the government's action. Because the government's action did not bar *Fleshman* from suing on his own, he was not entitled to intervene under the statute. Nor does Fed. R. Civ. P. 24(a)(2) (permissive intervention) help *Fleshman*, the court concludes, because he lacked standing.
- *Sierra Club v. EPA*, No. 16-1021 (D.C. Cir.). New development: On July 3, the court denied *Sierra Club's* petition for rehearing on the startup/shutdown issue in this Clean Air Act Boiler National Emission Standards for Hazardous Air Pollutants (NESHAP) litigation. EPA had determined that numerical standards during startup and shutdown were impracticable, and instead finalized certain work practices to govern during those periods.

Upcoming Major Decisions and Events

- 7/9 Oral Argument regarding jurisdiction, merits, and mandamus request in *League of United Latin American Citizens v. Pruitt*, challenge to EPA's denial of petition to revoke food residue tolerances for chlorpyrifos (9th Cir.).
- 7/17 Hearing in *Sierra Club v. EPA*, deadline suit concerning Clean Air Act obligations related to Commercial and Industrial Solid Waste Incinerators and other Solid Waste Incinerators source categories under Clean Air Act section 129 (D.D.C.).

Office of International and Tribal Affairs

Hot Issues:

G7 Environment Ministers Meeting Preparations – EPA (OITA) and State Department attended the second preparatory meeting for the G7 Environment Ministers Meeting which is scheduled to take place on September 19 in Halifax, Canada. As the 2018 G7 Chair, Canada announced that the Environment Ministers will also be invited to attend the Sustainable Finance Roundtable on September 18 and the Joint Session on Oceans on September 20. EPA proposed that the session on *Climate Change and Clean Growth* be expanded to include discussion on clean air, and that the session on *Sustainable Finance* include innovative finance mechanisms on environmental infrastructure (e.g. WIFIA). On the *Resource Efficiency* session, there was agreement that it should include G7 work on food waste and marine litter. Canada will take the feedback from this meeting and develop a draft Ministerial agenda which will be circulated for comments.

State Department Lead Paint Instructions to U.S. Embassies – The State Department sent instructions via cable to U.S. embassy posts in 70 countries for discussions with host country governments about efforts to eliminate lead paint under the Global Alliance to Eliminate Lead Paint. The cable provides background and talking points to encourage governments to establish lead paint laws. The Commerce Department is also using the cable to inform its discussions with standards officials to establish recommendations on lead paint laws for the Central Asian region. The State Department has been receiving expressions of interest from the Embassies and will coordinate with EPA on follow up. EPA expects the cable will help generate interest in lead paint laws in advance of a UN Environment Global Environment Facility Project on Lead Paint, which will provide technical assistance to countries to develop lead paint laws.

Upcoming Major Events/Decisions:

July 9–13: OITA PDAA will travel to Asia to: 1) represent EPA at the Singapore International Water Week 2018; 2) meet with EPA Taiwan to discuss cooperation under the International Environmental Partnership; and 3) meet with Ministry of Environment Japan to discuss the U.S.-Japan Commission on Civil Nuclear Cooperation and the G20 Environment Ministers meeting.

July 12: Australian Minister for Environment and Energy will meet with Acting Administrator Wheeler to discuss bilateral cooperation on regulatory reform, cooperative federalism and environmental innovation. The Minister is also expected to raise the Clean Power Plan, vehicles emissions and hydraulic fracking.

Office of Land and Emergency Management

Hot Topics

1. **Coal Combustion Residuals (CCR).** (see below)
2. **Clean Air Act 112(r) Risk Management Program (RMP) Reconsideration NPRM.** The public comment period ends July 30, 2018.
3. **Ongoing major Superfund NPL sites (including Colorado Smelter, East Chicago, West Lake, Bonita Peak, Hudson River, Portland Harbor, Mississippi Phosphates, Oak Ridge, Edwards AFB, Berry's Creek, American Cyanamid, Hanford).**
 - a. We are working with Region 10 to prepare for a briefing with the Administrator regarding Hanford on July 17.
4. **CERCLA 108(b) Financial Assurance – Next Three Sectors.** We are working with OGC, OP, and the AO to plan our approach to the next three sectors.
5. **PFAS.**
 - a. We are working with ORD and OW to develop groundwater cleanup recommendations for PFOA and PFOS.
 - b. OLEM is working with the AO, OGC, OECA and other AAships to look at available statutory mechanisms for PFOA and PFOS to be “hazardous substances” under CERCLA.
6. **e-Manifest.** On June 30, e-Manifest launched. Twenty-five manifests have already been uploaded into the system, including the very first electronic manifests.

Upcoming Major Decisions and Events

1. **CERCLA Vacatur and FARM Act Final Rule relating to Air Releases of Hazardous Substances from Animal Waste at Farms.** This rule package is being prepared to go to OP soon for Administrator signature.
2. **BUILD Act.** A notice to solicit comment on aspects of the BUILD Act was published in the FR and comments are due by July 10, 2018.
3. **Coal Combustion Residuals.**
 - a. The proposed rule is with OMB and we anticipate signature soon.
 - b. Georgia submitted its CCR permit program application to EPA.
4. **Hazardous Waste Pharmaceuticals Final Rule.** This rule package is with OMB for review.
5. **Hazardous Substances Spill Prevention Proposed Rule.** This rule package was published in the FR and comments are due by August 24, 2018.

Office of Policy

Upcoming Major Decisions or Events

Agricultural Tour: On July 11th, a representative from the Smart Sectors program will join farmers and other agricultural stakeholders on a tour in the Chesapeake Bay watershed that will highlight innovative conservation practices that protect soil and water quality.

Community Assistance –Next week, the Office of Community Revitalization staff will be providing technical assistance in the following communities:

- Rochester, NH (July 9-13) – A Greening America’s Communities workshop to help the community design green infrastructure and other sustainable features that support local health, environmental, and economic goals.
- Oak Park, IL (July 10-11) – A Building Blocks workshop to help the community identify ways the library and other local resources can be leveraged to support revitalization and other local goals.
- Anadarko, OK (July 12-13) – A Local Foods, Local Places workshop to help the Delaware Nation plan a farmers’ market, community garden and other features that support reinvestment and revitalization in the community.

Number of Actions to OFR this Year:

- Signed by Regions:
 - Notices: 48
 - Proposed Rules: 156
 - Direct Final Rules: 10
 - Withdrawal of Proposed Rule: 1
 - Withdrawal of Direct Final: 4
 - Final Rules: 131
- Signed by HQ:
 - Notices: 257
 - Proposed Rules: 42
 - NPRM Extension: 2
 - Supplemental NPRM: 1
 - Direct Final Rules: 1
 - Withdrawal of Direct Final: 1
 - Interim Final: 2
 - Final Rules: 76
 - Corrections: 1

Number of Actions to OFR this Week (June 29 – July 6):

- Signed by Regions:
 - Notices: 1
 - Proposed Rules: 2
 - Direct Final Rules: 0
 - Withdrawal of Proposed Rule: 0
 - Withdrawal of Direct Final: 0
 - Final Rules: 7

- Signed by HQ:
 - Notices: 9
 - Proposed Rules: 2
 - NPRM Extension: 1
 - Supplemental NPRM: 1
 - Direct Final Rules: 0
 - Withdrawal of Direct Final: 0
 - Interim Final: 0
 - Final Rules: 1
 - Corrections: 0

Active Interagency Reviews from OMB

Subject	EPA Internal Due Date	OMB Due Date
DOI/FWS & DOC/NOAA/NMFS NPRM (Call w/ OMB and Services): "Endangered and Threatened Wildlife and Plants; Revision of Regulations for Interagency Cooperation	N/A	(ASAP)
DOD/USACE Draft Regulatory Guidance Letter (RGL): "Determination of Compensatory Mitigation Credits for the Removal of Obsolete Dams and Other Structures from Rivers and Streams"	07/11/2018	07/13/2018
DOT/PHMSA FRM: "Pipeline Safety: Plastic Pipe Rule"	07/16/2018	07/18/2018

Documents Submitted to OFR from June 27 - July 3, 2018

FRL	Title	Date Submitted to OFR
9980-52-OW	Definition of "Waters of the United States" - Recodification of Preexisting Rule	7/3/2018
9980-46-OAR	Notice of Intent to Hold a Workshop for a Study on the Impacts of Compliance with the ECA Fuel Sulfur Limits on U.S. Coastal Shipping	7/3/2018
9980-38-OW	Notice of Open Meeting of the Environmental Financial Advisory Board (EFAB)	7/3/2018
9979-37-OCSP	Receipt of Information under the Toxic Substances Control Act	7/3/2018
9980-24-OA	Request for Nominations of Candidates to the EPA's Science Advisory Board (SAB) and SAB Standing Committees	7/3/2018
9980-40-OA	Notification of a Public Meeting of the Clean Air Scientific Advisory Committee (CASAC) Secondary National Ambient Air Quality Standards Review Panel for Oxides of Nitrogen and Sulfur	7/3/2018
9980-50-Region 4	Air Plan Approval; AL; Section 128 Board Requirements for Infrastructure SIPs	7/2/2018
9979-54-Region 6	Approval and Promulgation of Implementation Plans; Oklahoma; General SIP Updates	7/2/2018

9980-49-Region 9	Approval and Promulgation of Air Quality State Implementation Plans; California; Chico Redesignation Request and Maintenance Plan for the 2006 24-hour PM2.5 Standard.	6/29/2018
9980-48-Region 9	Air Plan Approval; California; Eastern Kern Air Pollution Control District; Reclassification	6/29/2018
9980-13-Region 8	Approval and Promulgation of Air Quality Implementation Plans; Colorado; Regional Haze State Implementation Plan	6/29/2018
9980-12-Region 8	Interstate Transport Prongs 1 and 2 for the 2012 Fine Particulate Matter (PM2.5) Standard for Colorado, Montana, North Dakota, South Dakota and Wyoming	6/29/2018
9980-37-OAR	Renewable Fuel Standard Program: Standards for 2019 and Biomass-Based Diesel Volume for 2020	6/29/2018
9980-16-ORD	Availability of the IRIS Assessment Plan for Naphthalene	6/29/2018
9980-42-OAR	Public Hearing for Standards for 2019 and Biomass-Based Diesel Volume for 2020 under the Renewable Fuel Standard Program	6/28/2018
9980-41-OAR	Remaining Requirements for Mercury and Air Toxics Standards (MATS) Electronic Reporting Requirements	6/28/2018
9980-34-Region 3	Approval and Promulgation of Air Quality Implementation Plans; Maryland; Infrastructure Requirements for the 2012 Fine Particulate Matter National Ambient Air Quality Standard	6/28/2018
9980-33-Region 3	Air Plan Approval; District of Columbia; State Implementation Plan for the Interstate Transport Requirements for the 2008 Ozone Standard	6/28/2018
9980-32-Region 3	Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Permits for Construction and Major Modification of Major Stationary Sources for the Prevention of Significant Deterioration of Air Quality	6/28/2018
9980-02-OLEM	Agency Information Collection Activities; Proposed Collection; Comment Request; NESHAP for Hazardous Waste Combustors	6/28/2018
9980-05-OLEM	Agency Information Collection Activities; Proposed Collection; Comment Request; Requirements and Exemptions for Specific RCRA Wastes	6/28/2018
9980-04-OLEM	Agency Information Collection Activities; Proposed Collection; Comment Request; Hazardous Waste Generator Standards	6/28/2018
9980-03-OLEM	Agency Information Collection Activities; Proposed Collection; Comment Request; Facility Ground-Water Monitoring Requirements	6/28/2018
9980-45-OA	Increasing Consistency and Transparency in Considering Costs and Benefits in the Rulemaking Process	6/28/2018
9980-11-Region 1	Air Plan Approval; New Hampshire; Action on Single Source Orders and Revision to Definitions	6/28/2018
9979-96-Region 6	Approval and Promulgation of Implementation Plans; Oklahoma; Interstate Transport Requirements for the 2012 PM2.5 NAAQS	6/28/2018

9980-30-Region 3	Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Base Year Emissions Inventories for the Lebanon and Delaware County Nonattainment Areas for the 2012 Annual Fine Particulate Matter National Ambient Air Quality Standard	6/27/2018
9980-21-Region 9	Approval of Arizona Air Plan; Hayden Lead Nonattainment Area Plan for the 2008 Lead Standard	6/27/2018
9980-17-Region 9	Air Plan Approval; California; Yolo-Solano Air Quality Management District; Negative Declarations	6/27/2018
9980-14-Region 2	Proposed CERCLA Cost Recovery Settlement for the Gowanus Canal Superfund Site, Brooklyn, Kings County, New York	6/27/2018

Office of Research and Development

Next week ORD's senior leaders will gather in Cincinnati to discuss a number of important topics including status updates on the Strategic Research Action Plans and various restructuring options. The group will also participate in an OGC-led training about managing FOIA requests.

I look forward to participating in an advisory committee meeting of National Academies' Environmental Health Matters Initiative meeting.

Earlier this week, ORD's lab in Newport, Oregon, hosted Ken Wagner and Region 10 Administrator, Chris Hladick. The visit highlighted research conducted by ORD's Western Ecology Division to support states in the Pacific Northwest and across the U.S.

Hot issues

EPA's National Stormwater Calculator used in LEED credit

The U.S. Green Building Council (USGBC) notified ORD that the National Stormwater Calculator (SWC) is being used for Leadership in Energy and Environmental Design (LEED) Version 4's Rainwater Management Credit. USGBC is interested in how the SWC may be used to estimate stormwater runoff for percentile rainfall events and natural landcover conditions.

Now Available: EPA's Second Report to Congress on Biofuels and the Environment

EPA's Second Report to Congress on Biofuels and the Environment was published June 28, 2018, on the environmental and resource conservation impacts of the Renewable Fuel Standard program. This is the second EPA report to Congress required under the 2007 Energy Independence and Security Act, and updates the previous one issued in 2011. It does not present any original research, but is a synthesis of the peer reviewed literature since 2011 on impacts of biofuel production and use on air and water quality, water quantity, ecosystem health and biodiversity, soil quality, invasive species, and international land use change.

ORD Researchers Visit UK to Learn about Nerve Agent Contamination Response

Upon invitation from UK's Department for Environment, Food & Rural Affairs (DEFRA), ORD scientists are travelling to the United Kingdom (UK) to observe sampling and remediation activities in Salisbury UK, following a recent chemical contamination incident involving two people who were critically injured after an attempted poisoning with a chemical nerve agent. Extensive remediation activities are currently underway in the city. The objective of the trip is to glean information on outdoor remediation from an actual incident. Such information is critical to filling capability gaps and will also foster collaborations between EPA and our partners in the UK government. ORD will meet with DEFRA scientific advisors, UK Defense Science & Technology Laboratory scientists and UK's Home Office, Public Health England, Salisbury Chief of Staff, Wiltshire County Council, UK Ministry for Housing and Department for Transport employees to discuss response activities, communications, strategies, challenges and lessons learned. This trip is valuable to ORD and other EPA colleagues (OLEM's CMAD and ERT) as well as on-scene coordinators in the Regions as lessons will be learned about remediation activities and strategies that inform EPA's Chemical, biological, radiological and nuclear research and response.

Naphthalene Federal Register Notice

Today, the IRIS Program released the IRIS Assessment Plan (IAP) for Naphthalene. The Federal Register Notice announcing the release of the IAP opens a 30-day public comment period and announces a public meeting that will be held on August 23, 2018.

Office of Water

Hot Issues

EPA Publishing, on Behalf of co-Trustees, Two Notices of Availability (NOA) of *Deepwater Horizon* Natural Resource Damage Assessment Final Restoration Plans: Louisiana and the Federal Trustees comprising the LA Trustee Implementation Group (LATIG) are responsible for developing a restoration plan and implementing projects to restore natural resources and services injured by the oil spill. EPA, as the federal Trustee responsible for publishing the NOAs, and the LATIG have reached a significant milestone for two restoration plans. On July 20, the notice of availability will be published for the Final Restoration Plan/Environmental Assessment #4 that includes 23 projects focused on Nutrient Reduction (nonpoint source) and Recreational Use lost because of the oil spill. The second notice to publish on July 20 is for the Final Restoration Plan/Environmental Assessment #2: Provide and Enhance Recreational Opportunities, and includes four projects to restore Recreational Use services lost due to the *Deepwater Horizon* oil spill.

Beach Program Report to Congress: The Beaches Environmental Assessment and Coastal Health (BEACH) Act of 2000 directs the Agency to submit a report every four years. OW has committed to submit this report to Congress by August 15, 2018, in response to the OIG's finding that the Agency did not meet this statutory obligation under Section 7 of the BEACH Act (33 U.S.C. §1375(a)). OMB has cleared the report for submission to Congress. OW will be transmitting, through OP to OCIR, the report and the accompanying letters to Congress for signature by the Administrator.

EPA Assuming Co-Chair Position on the Federal Interagency National Drought Resilience Partnership (NDRP): AA Dave Ross has assumed the rotating co-chair position on the NDRP (USDA is the permanent co-chair). On July 1, he and DAA Lee Forsgren participated in a NDRP Principals meeting with other Assistant Secretary level representatives from USDA, DoI, NOAA, DoD, DHS, and others. The principals identified a series of potential action items for the NDRP to undertake, including removing barriers to reuse and recycling of oil and gas process water and municipal wastewater, gaining a better understanding of the economic impacts of drought across sectors, better integration of data, building and improving rural capacity and resilience to drought, and continued and enhanced support for state and locally driven long-term drought resilience.

Upcoming Public Events

Deepwater Horizon NRDA Trustee Council Annual Public Meeting: The *Deepwater Horizon* Natural Resource Damage Assessment (NRDA) Trustee Council (TC) will hold its third annual public meeting on July 19, 2018, in Long Beach, Mississippi. During this meeting, the TC will present updates on the progress made by the Trustee Council and each of the Trustee Implementation Groups: Alabama, Florida, Louisiana, Mississippi, Texas, Open Ocean, and Region-wide. EPA is a member of the Trustee Council. In addition to the annual public meeting this year, the TC will hold a two-part education and outreach workshop on the evening of July 18 to help community members and organizations learn more about the basics of NRDA and the process for submitting project ideas.

Message

From: Jay Martin [Jay.Martin@conturaenergy.com]
Sent: 7/6/2018 11:41:25 AM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: New Role
Attachments: ATT00001.txt

Mr. Acting Administrator,

Congratulations on the new responsibilities. While it's not what you envisioned upon taking your previous job, the EPA is in a good place with your hands on the wheel.

Best of luck with the work (and challenges) ahead.

Jay

Jay Martin
VP – Government Affairs
1455 Pennsylvania Avenue NW, Suite 320
Washington D.C. 20004
t: 202.347.5774 | m: 202.384.8849
jay.martin@conturaenergy.com

Message

From: Hanson, Paige (Catherine) [hanson.catherine@epa.gov]
on behalf of Greaves, Holly [greaves.holly@epa.gov]
Sent: 7/6/2018 2:55:30 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Jackson, Ryan [jackson.ryan@epa.gov]; Bloom, David [Bloom.David@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Hanson, Paige (Catherine) [hanson.catherine@epa.gov]
Subject: OCFO items for the Deputy Administrator- next two weeks

Dear Deputy Administrator,

I look forward to working with you in your new role as we further the President's priorities. As a follow-up to your call last night, OCFO presents the following items:

- EPA's Senior Leadership Conference with senior stakeholders, ECOS, and tribes will occur July 18-20. You were scheduled to play a significant role in this and lead one of the sessions. Would you like to:
 - Continue as planned;
 - Delegate your role to someone else (Henry?) and make opening remarks; or
 - Focus your attention elsewhere this year?
- Do you plan to transition into the Administrator's previous office, stay in yours, or some hybrid of the two (work in your office, meeting in the main)?
 - If you transition offices, please be mindful any decorative changes to art on the wall, furniture, etc. is likely subject to reporting to our appropriators. OGC and OARM are looking into the specifics for us.

All the best,
Holly

Message

From: Jetter, James [Jetter.Jim@epa.gov]
Sent: 7/6/2018 11:39:34 AM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: RE: Announcement

Congratulations, Administrator Wheeler!

Sincerely,
Jim

James J. Jetter, P.E.
U.S. Environmental Protection Agency (E305-03)
National Risk Management Research Laboratory
Air and Energy Management Division
Research Triangle Park, NC 27711, USA
phone: (919) 541-4830
email: jetter.jim@epa.gov

From: Message from the Deputy Administrator
Sent: Thursday, July 05, 2018 6:46 PM
To: Message from the Deputy Administrator <messagefromthedeputyadministrator@epa.gov>
Subject: Announcement



Colleagues,

I want to thank Administrator Pruitt for his service and leadership and the opportunity to serve as his Deputy Administrator.

As of Monday, I will be the Acting Administrator. I am both humbled and honored to take on this new responsibility at the same agency where I started my career over 25 years ago.

I look forward to working hard alongside all of you to continue our collective goal of protecting public health and the environment on behalf of the American people.

Andrew Wheeler
Deputy Administrator

Message

From: Orme-Zavaleta, Jennifer [Orme-Zavaleta.Jennifer@epa.gov]
Sent: 7/6/2018 2:41:45 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Yamada, Richard (Yujiro) [yamada.richard@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]
Subject: Deliberative: information request

Andrew, first off I want to say how much Richard and I look forward to working with you in this new role. You have our full support!

Regarding the next 2 weeks: We are preparing for the July 17th public hearing on the Science Transparency rule. This will be held in the map room 1153 East WJC bldg. We are coordinating closely with OPA, OGC, and OARM. To date, 94 people have signed up to speak. Others will listen in person or via a phone line. Representative Tonko from New York has expressed interest in speaking at the hearing.

For awareness:

On Monday, as the acting EPA Science Advisor, I will announce the winners of the EPA's 2017 Scientific and Technological Achievement Awards, an agency-wide program that recognizes the outstanding scientific work of EPA employees who published their technical work in peer reviewed literature. ORD sponsors the awards in cooperation with the SAB. All EPA scientists are eligible to be considered.

Also, you may have seen the latest news of another nerve gas poisoning in the UK. ORD currently has 2 of our staff from our Homeland Security Research Center in the UK at the invitation from their Department for Environment, Food & Rural Affairs (DEFRA). They are observing sampling and remediation activities in Salisbury. Extensive remediation activities are currently underway in the city. The objective of their visit is to glean information on outdoor remediation from an actual incident. They are getting more from this trip than they had originally planned!

Richard and i will be in Cincinnati early next week for ORD senior management meetings. I will be back in DC Wed and Thursday.

Let us know if you need any further information. Thank you again for your willingness to step up in this role!

Jennifer

Jennifer Orme-Zavaleta, PhD
Principal Deputy Assistant Administrator for Science
Office of Research and Development
US EPA
Cell 919-699-1564
DC 202-564-6620
RTP 919-541-2283

Message

From: Michael Wetzel [Michael.Wetzel.Hamburg@gmx.de]
Sent: 7/6/2018 8:47:19 AM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Congratulations: EPA is protecting public health, safety, and the environment

To Acting Administrator of the Environmental Protection Agency,
Andrew R.Wheeler:

As acting administrator at the EPA, I urge you to uphold independent science and commit wholeheartedly to the agency's science-based mission of protecting public health and the environment.

In particular, I urge you to:

- stop any rollback of the critical vehicle emissions standards and the Clean Power Plan (power plant carbon standards);
- abandon efforts to restrict the agency from being able to use the best available science to protect public health;
- fight to protect and increase the budget of the EPA so it has the resources it needs to do its job; and
- work with independent stakeholders--such as scientists, people and communities exposed to pollution, and others--to ensure the EPA is upholding its fundamental mission to protect human health and the environment.

You have an opportunity to re-dedicate this critical agency to the mission it was established to carry out. Please take this moment to get back on course. Please stop sidelining science and start protecting public health, safety, and the environment.
Thank you for your consideration.

With respect
Michael Wetzel

Ex. 6

Message

From: Ryan Harold [Ex. 6]
Sent: 7/6/2018 1:52:38 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Fwd: EPA Kicks Off Website Updates 04/28/2017

The EPA press office has consistently ignore basic questions from the American public. Will you cowardly hide like Pruitt and his minions did, or take responsibility. My guess is your opinions are already bought and paid for. When will the EPA restore the climate change link on the EPA website?

Ryan

Sent from my iPhone

Begin forwarded message:

From: Ryan Harold [Ex. 6]
Date: July 5, 2018 at 13:56:24 EDT
To: Wilcox.jahan@Epa.gov, press@epa.gov
Cc: Pruitt.scott@epa.gov
Subject: Re: EPA Kicks Off Website Updates 04/28/2017

Good afternoon

Yet another week has passed without a response to my inquiry. Please direct me to the person that actual will address my question

Sent from my iPhone

On Jun 28, 2018, at 13:22, Ryan Harold [Ex. 6] wrote:

Good Afternoon,
It has been another entire week without a response
Please provide the requested information. Why are you hiding from a simple
EPA request? It's not right
Ryan

Sent from my iPhone

On Jun 21, 2018, at 20:13, Ryan Harold [Ex. 6] wrote:

Jahen,

When will the EPA's website on Climate change
be back up and running? Why is the EPA not
answering this question?

It is cowardly

Ryan

----- Forwarded message -----

From: **Ryan Harold** [Ex. 6]
Date: Tue, Jun 19, 2018 at 1:55 PM
Subject: Fwd: EPA Kicks Off Website Updates 04/28/2017
To: orquina.jessica@epa.gov

Ms. Orquina,

When will the EPA's website on Climate change be back up and running? Taxpayer funds went into the research and fact-based science to create the information that should be available to all Americans. 1 plus year is plenty of time to make updates, unless EPA is trying to hide scientific facts from the American people.

Ryan

Sent from my iPhone

Begin forwarded message:

From: Ryan Harold [Ex. 6]
Date: June 18, 2018 at 19:16:00 EDT
To: press@epa.gov, Pruitt.scott@epa.gov
Subject: Re: EPA Kicks Off Website Updates 04/28/2017

Hi

Since no one has responded to this request, please put me in touch with someone who has the authority to answer the question I posed last week. Additionally, why are you purposely ignoring a request from a United State citizen for information paid for by taxpayers? Are you purposely hiding information?

Thank you,

Ryan

On Wed, Jun 13, 2018 at 8:22 PM, Ryan Harold

[Ex. 6] wrote:

Good Afternoon,

When will the EPA's website on Climate change be back up and running? Taxpayer funds went into the research and fact-based science to create the information that should be available to all

Americans. 1 plus year is plenty of time to make updates, unless EPA is trying to hide scientific facts from the American people.

Ryan

Message

From: Mary Beth Walter Schill [mbschill@cinci.rr.com]
Sent: 7/6/2018 11:19:33 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Congrats

Well hello dear old friend! And I mean old in a good way - don't forget, I'm older than you! Congrats on your exciting new adventure. I am excited for you and our country. Wanted to send you a Cincinnati gift box when I read about all the things you were missing from home but was afraid due to security it would never make it to you. Would it?

Best of luck in your new role!

MaryBeth Walter Schill
Cincinnati, OH
(yes, it's really Cincinnati not Fairfield pretending to be Cincinnati!)

Message

From: William McMullin [Ex. 6]
Sent: 7/6/2018 11:00:30 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Concern

A new pilot study in *Environmental Health*, suggests that EPA “safe” levels of glyphosate aren’t safe at all—especially for kids.

The Global Glyphosate Study pilot experimental phase, the first study of its kind, suggests that exposure to glyphosate at levels the EPA wants us to believe are “safe” can in fact lead to “certain important biological parameters, mainly relating to sexual development, genotoxicity and the alteration of the intestinal microbiome.”

Germany just announced it’s phasing out glyphosate herbicides out “as fast as possible.” Glyphosate is causing all kinds of health problems. We need to follow Germany’s example and ban it.

The EPA needs to ban glyphosate immediately.

William McMullin

Ex. 6

Message

From: Henry Barton [Ex. 6]
Sent: 7/6/2018 2:26:36 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Question

Hi Mr. Wheeler,

I'm just writing to ask if you have a PGP key that I can use to write you a private email. I understand security is very important for your job and I wanted to protect the message I'm sending.


Henry Barton

Message

From: Leopold, Matt (OGC) [Leopold.Matt@epa.gov]
Sent: 7/6/2018 10:35:45 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Jackson, Ryan [jackson.ryan@epa.gov]; Fotouhi, David [Fotouhi.David@epa.gov]; Schwab, Justin [Schwab.Justin@epa.gov]; Molina, Michael [molina.michael@epa.gov]
Subject: List of priorities for Acting Administrator Wheeler

<!--[if lte mso 15 || CheckWebRef]-->

Leopold, Matt (OGC) has shared a OneDrive for Business file with you. To view it, click the link below.

 List of Near Term Items.docx

<!--[endif]-->

Confidential; Deliberative; Attorney Work Product

Andrew, attached is a list of OGC priority issues. We are happy to provide more information on any of these.

Matt

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
(202) 564-8040

Unextractable file placeholder

Message

From: Molina, Michael [molina.michael@epa.gov]
Sent: 7/6/2018 9:58:34 PM
To: Nishida, Jane [Nishida.Jane@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: Jackson, Ryan [jackson.ryan@epa.gov]
Subject: RE: OITA Pending Issues - Deliberative

Hi jane,

Can I get a copy of the MoU for this Thursdays ceremony?

Thank you

MM

From: Nishida, Jane
Sent: Thursday, July 5, 2018 7:24 PM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>
Cc: Jackson, Ryan <jackson.ryan@epa.gov>; Molina, Michael <molina.michael@epa.gov>
Subject: OITA Pending Issues - Deliberative

Per your request, there is only one pending issue for OITA in the next two weeks. It is the bilateral meeting and MOU signing with the Australian Minister for the Environment and Energy, Josh Frydenberg, on Thursday, July 12. The purpose of the bilateral meeting is as follow:

- Follow up on Minister Frydenberg's visit with Administrator Pruitt in Washington on April 26, 2017. The Administrator had planned to meet with the Minister and sign a MOU on a mission to Australia in September 2017, which was postponed due to Hurricane Harvey.
- The areas of cooperation that were identified for the MOU include: regulatory reform, cooperative federalism, and environmental innovation.
- The Minister is also interested in discussing: 1) U.S. priorities on climate change and the environment, domestically and globally; 2) Clean Power Plan review and what might replace it; 3) vehicle emissions standards and current U.S. approaches; and 4) U.S. experience on energy security/reliability and the intersection with the environment.
- Minister Frydenberg has also requested an exchange between U.S. and Australian experts to share experiences on the impacts of fracking.
- YOU and Minister Frydenberg will sign the new cooperative MOU during this meeting.

OITA has requested a pre-briefing with you before the July 12 meeting. We have prepared briefing materials for the meeting, which will include background on EPA's cooperation with Australia, talking points, and Minister Frydenberg's bio.

Message

From: Molina, Michael [molina.michael@epa.gov]
Sent: 7/6/2018 9:33:16 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: RE: List of priorities and background documents for Andrew Wheeler

He clearly doesn't do bullet points.

From: Wheeler, Andrew
Sent: Friday, July 6, 2018 5:06 PM
To: Molina, Michael <molina.michael@epa.gov>
Subject: Fwd: List of priorities and background documents for Andrew Wheeler

Sent from my iPhone

Begin forwarded message:

From: "Ross, David P" <ross.davidp@epa.gov>
To: "Wheeler, Andrew" <wheeler.andrew@epa.gov>
Cc: "Jackson, Ryan" <jackson.ryan@epa.gov>, "Leopold, Matt (OGC)" <Leopold.Matt@epa.gov>, "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Wildeman, Anna" <wildeman.anna@epa.gov>
Subject: Fwd: List of priorities and background documents for Andrew Wheeler

Confidential; Deliberative; Draft

Andrew,

Here is a list of short fuse items that may be coming your way in the next few weeks. The WOTUS Step 2 preamble is not for signature, but we'll need to get it over to OMB (hopefully late next week). Matt and I are going to meet on Monday to talk about recent events and to resolve some of the team's internal deliberations.

The remaining issues on this list are not necessarily set up for short term decisions but we anticipate may be targets for outside lobbying efforts in your new role. As a result, Lee asked the team to prepare 1-pagers for your files in case a request for a meeting or call comes your way and we don't have time to brief you prior to that outreach.

I look forward to catching up Monday.

Dave

Sent from my iPhone

Begin forwarded message:

From: "Lousberg, Macara" <Lousberg.Macara@epa.gov>
To: "Ross, David P" <ross.davidp@epa.gov>
Cc: "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Best-Wong, Benita" <Best-Wong.Benita@epa.gov>, "Wildeman, Anna" <wildeman.anna@epa.gov>, "McDonough,

Owen" <mcdonough.owen@epa.gov>

Subject: List of priorities and background documents for Andrew Wheeler

Dave – Lee asked me to forward you this priority list (attached and below), which now includes steam electric and the upcoming WIFIA loan agreement approvals in California, as well as the accompanying background documents the programs put together for each topic. If you have any questions or need anything more please let me know.

Macara

Issues for signature/decision:

- Direction on perchlorate, including the request for an extension
- Finalizing the preamble for WOTUS Step 2 NPRM

Issues that may be raised from outside of the Agency:

- Water Quality Standards for Missouri, Washington State and/or Idaho
- Community engagement events for PFAS
- Ohio's 303(d) list
- Oil & gas study/Memorandum of Agreement with New Mexico
- Steam Electric
- WIFIA Loan Closings: Orange County Water District and San Francisco Public Utilities Commission

Message

From: Elizabeth Stevens [Ex. 6]
Sent: 7/6/2018 9:14:10 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: A note from Kansas

Dear Mr. Wheeler,

Good luck to you in your new position.

I'm sure you know that your predecessor, Mr. Pruitt, has only himself to blame for his place in the media spotlight - with his blatant disregard for not only the environment, but also for the taxpayers' money and common ethics.

I have read a little about your background, and while I am happy to know that you will likely be a much more capable administrator and that your early experience was as an EPA employee, I am very unhappy to know that you were an energy industry lobbyist.

Mr. Wheeler, please remember that you too will be scrutinized by Americans and the media. We want, insist on, and deserve to be able to trust EPA employees and administrators to be loyal to the mission of the agency – to protect our environment.

I hope that you will keep an eye on how many taxpayers who pay your salary really, really want sound science to be used to make every effort to protect our land, water and air. I hope you'll remember that 350,000,000 Americans and their descendants need for you to put the health of the environment before the profitability of ANY industry.

Here in Kansas, we are feeling the effects of climate change and our ranchers and farmers are scrambling to find ways to solve the problems caused by rising temperatures and increasing violent storms.

I sincerely hope that you will be a part of the solution instead of part of the problem.

Elizabeth Stevens
Topeka, KS

Message

From: Stoker, Michael B. [stoker.michael@epa.gov]
Sent: 7/6/2018 8:49:02 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Edwards Air Force Base

Dear Andrew,

Thank you for today's discussion with the Regional Administrators. I look forward to supporting you in your new role. You had asked us to identify any critical actions which may involve your office in the coming month. There is one matter, a Federal Facility Dispute over a CERCLA remedy at Edwards Air Force Base in California. Following the Region's decision, the Air Force appealed this matter to the Administrator's office.

Next Friday, July 13, OECA's Susan Bodine, OLEM's Barry Breen and I will be discussing this matter via videoconference. At some point, but not deadline-driven in the next month, you would render a decision in this matter. At issue is the State of California's adoption of toxicity values (such as for TCE and PCE) which are more stringent than IRIS values. I believe this matter is not yet ready for an Administrator decision, but look forward to discussing this with you at the appropriate time.

Best regards,
Michael Stoker
EPA Regional Administrator-Region 9
Cell (213) 215-3104

Message

From: Ryan Harold [Ex. 6]
Sent: 7/6/2018 8:40:39 PM
To: Daniell, Kelsi [daniell.kelsi@epa.gov]
CC: Press [Press@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: Re: EPA

Good Afternoon,
May you please clarify your statement, highlighted below:

“EPA continues to discuss this assessment with our agency program partners and have no further updates to provide at this time Assessments of this type are often the result of needs for particular rulemakings and undergo an extensive intra-agency and interagency process.”

If you read it, it actually makes zero sense. My interpretation, correct me if I'm wrong, is that the **current** EPA probably has lot of similar studies citing health, particularly cancer concerns relevant to the American Public, however, the current EPA administration does whatever industry tells them to do, and this is purposely hiding this information from Americans. You understand that hiding this information directly harms American citizens? Seems rather cowardly, as best Please confirm or clarify.

Thank you,
Ryan

Source: <https://www.politico.com/story/2018/07/06/epa-formaldehyde-warnings-blocked-696628>

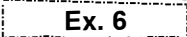
On Fri, Jul 6, 2018 at 1:58 PM, Ryan Harold [Ex. 6] wrote:
<https://www.politico.com/story/2018/07/06/epa-formaldehyde-warnings-blocked-696628>

On Fri, Jul 6, 2018 at 12:43 PM, Ryan Harold [Ex. 6] wrote:
<https://www.cnn.com/2018/07/06/politics/environmental-protection-agency-formaldehyde-vapor-cancer/index.html>

Can you explain your statement? It makes not sense

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 2:53:50 AM
To: Jackson, Ryan [jackson.ryan@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]
CC: Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Wehrum, Bill [Wehrum.Bill@epa.gov]; Ross, David P [ross.davidp@epa.gov]; Greaves, Holly [greaves.holly@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Bertrand, Charlotte [Bertrand.Charlotte@epa.gov]; Beck, Nancy [Beck.Nancy@epa.gov]; Baptist, Erik [Baptist.Erik@epa.gov]; Nishida, Jane [Nishida.Jane@epa.gov]; Vizian, Donna [Vizian.Donna@epa.gov]; Noga, Vaughn [Noga.Vaughn@EPA.GOV]; Bodine, Susan [bodine.susan@epa.gov]; Orme-Zavaleta, Jennifer [Orme-Zavaleta.Jennifer@epa.gov]; Yamada, Richard (Yujiro) [yamada.richard@epa.gov]; Lyons, Troy [lyons.troy@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Bennett, Tate [Bennett.Tate@epa.gov]; Konkus, John [konkus.john@epa.gov]; Wilcox, Jahan [wilcox.jahan@epa.gov]; Grantham, Nancy [Grantham.Nancy@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]; Willis, Sharnett [Willis.Sharnett@epa.gov]
Subject: If you need me

Everyone, I'm getting several hundred spam emails every minute. If anyone needs me they need to text my phone at  Ex. 6 Thanks.

Sent from my iPhone

On Jul 5, 2018, at 4:04 PM, Jackson, Ryan <jackson.ryan@epa.gov> wrote:

I know many are on the road for the holiday, but if you're unable to attend a 5pm meeting in 3412, please call into the following at 5pm



Ex. 6

Ryan Jackson
Chief of Staff
U.S. Environmental Protection Agency
(202) 564-6999

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:09:30 PM
To: Ron Slotkin [Personal Privacy / Ex. 6]
Subject: Re: Congrats Andrew

Thanks!

Sent from my iPhone

> On Jul 5, 2018, at 5:03 PM, Ron Slotkin [Personal Privacy / Ex. 6] wrote:
>
> If you need help, give a call.

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:06:13 PM
To: Molina, Michael [molina.michael@epa.gov]
Subject: Fwd: Meeting Request - Sabin

Sent from my iPhone

Begin forwarded message:

From: Brent Fewell <brent.fewell@earthandwatergroup.com>
Date: July 5, 2018 at 4:46:04 PM EDT
To: "wheeler.andrew@epa.gov" <wheeler.andrew@epa.gov>
Subject: FW: Meeting Request - Sabin

I understand Carly is out of town.

From: Brent Fewell
Sent: Thursday, July 5, 2018 4:45 PM
To: 'Carroll.Carly@epa.gov' <Carroll.Carly@epa.gov>
Subject: Meeting Request - Sabin

Hi Carly,

It may be tough timing, but could you check with Andy and see if he's interested in meeting with Andy Sabin and me next Wed. He'll be in town for some Hill meetings.

Brent

Brent Fewell, Esq. | **Earth & Water Law Group**
1455 Pennsylvania Ave., NW, Suite 400, Washington, DC 20004
(202) 280-6362 (o) | (202) 664-9297 (c) | www.earthandwatergroup.com

Linked 

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Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 4:11:02 PM
To: Burton, Tamika [burton.tamika@epa.gov]; Molina, Michael [molina.michael@epa.gov]
Subject: Fwd: Invitation to speak at the American College of Environmental Lawyers Annual Meeting October 4-6th

Sent from my iPhone

Begin forwarded message:

From: "Hsiao, Peter" <PHsiao@mofo.com>
Date: July 5, 2018 at 11:49:46 AM EDT
To: "Wheeler.andrew@Epa.gov" <Wheeler.andrew@Epa.gov>
Cc: "Allan Gates (AGates@mwlaw.com)" <AGates@mwlaw.com>
Subject: Invitation to speak at the American College of Environmental Lawyers Annual Meeting October 4-6th

Andrew –

Following up on my telephone message, I called to see if you may be interested and available to speak at the Annual Meeting of the American College of Environmental Lawyers to be held on October 4-6, 2018 at the Jackson Lake Lodge in the Grand Teton National Park. We tentatively would have you speak on Friday, October 5, but are flexible to accommodate your schedule. Having enjoyed presenting with you on panels at the Clean Air Act conferences in D.C. for many years, I know you are a skilled speaker and would love the opportunity to introduce you some of the best environmental lawyers in the nation. Please let me know, and my full contact information is provided below.

Best regards,

Peter

Peter Hsiao | Partner | Morrison & Foerster LLP
707 Wilshire Boulevard, Suite 6000 | Los Angeles, California 90017-3543
p: 213.892.5731 | f: 213.892.5454
phsiao@mofo.com | www.mofo.com

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Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:05:41 PM
To: Bernhardt, David [dwbernhardt@ios.doi.gov]
Subject: Re: A hand

Thank you David, I really appreciate the support.

Sent from my iPhone

On Jul 5, 2018, at 4:04 PM, Bernhardt, David <dwbernhardt@ios.doi.gov> wrote:

Andy: I wanted to wish you the best of luck as you take on this new duty and obligation. I just wanted to send you an email to let you know if you needed anyone to bounce ideas off of as you move through this challenge/opportunity, do not hesitate to reach out to me. Just remember that any guidance I give you is worth what you paid for it.

David

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:04:31 PM
To: Molina, Michael [molina.michael@epa.gov]
Subject: Fwd: Auto Alliance follow up

Sent from my iPhone

Begin forwarded message:

From: David Schwietert <DSchwietert@autoalliance.org>
Date: July 5, 2018 at 3:57:15 PM EDT
To: Andrew Wheeler <wheeler.andrew@epa.gov>
Subject: RE: Auto Alliance follow up

Understanding your schedule and requests for meetings just went through the roof, would you have time for our CEO to sit down to provide you with an update on the upcoming NPRM on auto fuel efficiency standards?

We had a good meeting with OIRA and Neomi Rao on June 19th.

Dave

-----Original Message-----

From: David Schwietert
Sent: Friday, May 18, 2018 9:09 AM
To: Andrew Wheeler <wheeler.andrew@epa.gov>
Subject: Auto Alliance follow up

Deputy Administrator,

Not sure if you plan to be part of the WH interagency meeting with the Auto Alliance and our members next Wednesday at 9:30 am

If so, I wanted to see if you had any time today or Monday to connect via phone or I'd be happy to come by your office.

Also happy to include Bill Wehrum and others but thought I'd reach out to you first.

Dave

Appointment

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 1:54:44 AM
To: Burton, Tamika [burton.tamika@epa.gov]
Subject: Accepted: Tamika - AWS
Start: 6/15/2018 12:00:00 PM
End: 6/15/2018 1:00:00 PM

Recurrence: (none)

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 1:04:57 AM
To: Abboud, Michael [abboud.michael@epa.gov]
CC: Wilcox, Jahan [wilcox.jahan@epa.gov]
Subject: Re: Previous comments to Washington Post

Add at the end that I then joined the Trump campaign and worked on environmental policy for him.

Sent from my iPhone

On Jul 5, 2018, at 8:45 PM, Abboud, Michael <abboud.michael@epa.gov> wrote:

Andrew-

Some reporters are picking up on the old Facebook quotes about trump (see link below). Do you want us to push this quote out to the reporters tweeting about it?

<https://twitter.com/anthonyadragna/status/1015021434891132929?s=21>

“I made those comments during my time working on the Rubio presidential campaign. In June 2016, I attended a speech from then candidate Donald Trump in Wheeling, WV. He gave a 40-minute energy speech where he didn’t use notes or a teleprompter. And as I have stated previously it was the most comprehensive energy speech by a presidential candidate I had ever heard.” - EPA Deputy Administrator Andrew Wheeler

Sent from my iPhone

Begin forwarded message:

From: "Wheeler, Andrew" <wheeler.andrew@epa.gov>
Date: June 29, 2018 at 4:09:18 PM EDT
To: "Abboud, Michael" <abboud.michael@epa.gov>
Cc: "Wilcox, Jahan" <wilcox.jahan@epa.gov>
Subject: Re: Previous comments to Washington Post

Ok, but only if she insists on a comment. Thanks.

Sent from my iPhone

On Jun 29, 2018, at 3:54 PM, Abboud, Michael <abboud.michael@epa.gov> wrote:

Ok, I refined it into a new quote. Will this work?

“I made those comments during my time working on the Rubio presidential campaign. In June 2016, I attended a speech from then candidate Donald Trump in Wheeling, WV. He gave a 40-minute energy speech where didn’t use notes or a teleprompter. And as I have stated previously it was the most comprehensive

energy speech by a presidential candidate I had ever heard.” - EPA
Deputy Administrator Andrew Wheeler

From: Wheeler, Andrew
Sent: Friday, June 29, 2018 3:44 PM
To: Abboud, Michael <abboud.michael@epa.gov>
Cc: Wilcox, Jahan <wilcox.jahan@epa.gov>
Subject: Re: Previous comments to Washington Post

What’s missing below is the fact that I made those comments while I was working on the Rubio campaign.

Sent from my iPhone

On Jun 29, 2018, at 3:38 PM, Abboud, Michael <abboud.michael@epa.gov> wrote:

Below is excerpts from the article where you spoke into, I think we can provide Coral these quotes and tell her this has already been addressed publicly.

https://www.washingtonpost.com/news/energy-environment/wp/2017/10/07/this-coal-lobbyist-once-wrote-trump-was-a-bully-now-hes-the-nominee-for-epas-no-2-spot/?hpid=hp_hp-top-table-main-energy-environment%3Atrump-was-a-bully-now-hes-the-nominee-for-epas-no-2-spot%3Ahomepage%2Ft-home&utm_term=.800d0b33bc6c

“I was just looking at the debates and what I saw on the news, and I hadn’t focused on what he was saying,” Wheeler said this week of Trump, “and when I started looking into what he was saying and what his campaign and what his candidacy was about, I was fully on board.”

...

In early 2016, as Trump began winning presidential primaries and accumulating delegates, Wheeler said he wasn’t sure where Trump stood on energy and environmental issues. “I hadn’t heard him speak,” Wheeler explained this week. “I hadn’t really looked at what he was saying.”

Like other Republicans once apprehensive of Trump, Wheeler changed his tune once Trump articulated an energy and environmental platform — and once it became increasingly clear Trump would win the GOP nomination.

About three months after picking up more delegates than any other GOP candidate on Super Tuesday, Trump gave a major energy-policy speech in North Dakota, where for the first time Trump laid out his “energy dominance” agenda emphasizing the development of domestic fossil-fuel resources.

In that May 2016 speech, Trump promised to “cancel” the Paris climate accord and undo Obama administration efforts to give the EPA broader authority to regulate water pollution, known as the “Waters of the United States” or WOTUS, rule.

“I think the federal government should get out of the way,” Trump told the crowd. “We have so much potential energy people wouldn’t even believe it.”

“A lot of my friends in the Republican energy and environment field here in D.C. were impressed with that speech,” Wheeler said this week.

Wheeler said he was finally swayed in June when Trump spoke at a closed-door fundraising dinner in Wheeling, W.Va., that Robert Murray, chief executive of Murray Energy, hosted and Wheeler attended. After leaving Capitol Hill, Wheeler worked as an energy consultant and lobbyist for Faegre Baker Daniels Consulting, where his clients have included Murray Energy in 2009.

“It was about a 40-minute energy speech that he gave,” Wheeler told The Post. “He didn’t use notes. He didn’t use a teleprompter. I really thought it was the most comprehensive energy speech by a presidential candidate I had ever heard.” After that, Wheeler said he joined the Trump campaign as one of two volunteer energy and environmental policy consultants. “I didn’t talk to a lot of people about being on the campaigns,” Wheeler said.

...

Watching from afar, Wheeler said he is happy with what he has seen so far. “I’ve really liked what I’ve heard Administrator Pruitt talk about,” Wheeler said, “getting back to the core mission of the agency.”

Michael Abboud
U.S. Environmental Protection Agency
Office of Public Affairs
M: 202-564-6461

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 7:30:12 PM
To: eopfhelpdesk@opm.gov
Subject: Missing eOPF ID eMail

Andrew R. Wheeler
Wheeler.Andrew@epa.gov

Ex. 6

Andrew R. Wheeler
Deputy Administrator
U.S. Environmental Protection Agency

Ex. 6

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:22:13 PM
To: Pugh, Bonnie [Pugh.Bonnie@epa.gov]
Subject: Re: Congratulations

Thank you

Sent from my iPhone

On Jul 5, 2018, at 7:12 PM, Pugh, Bonnie <Pugh.Bonnie@epa.gov> wrote:

Congratulations on your new position!

Bonnie A. Pugh
Senior Assistant Regional Counsel

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:21:27 PM
To: Brooke, Francis J. EOP/WHO **Personal Privacy/ Ex. 6**
Subject: Re: Touching base

Thank you Francis!

Sent from my iPhone

> On Jul 5, 2018, at 6:39 PM, Brooke, Francis J. EOP/WHO **Personal Privacy/ Ex. 6** wrote:
>
> Hi Andrew,
>
> Just wanted to shoot you a note to touch base. NEC would like to schedule a meeting with you next week. Know you have a lot going on and will have Jeremy reach out to your scheduler. I also heard that you are meeting with Bremberg tomorrow. I will not be at the meeting but let me know if you need anything from me either before or after the meeting. Thanks and I'm very thankful you're there.
>
> Francis
>
> Sent from my iPhone

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:17:32 PM
To: Jay Timmons [JTimmons@nam.org]
Subject: Re: Today's news

Thank you Jay

Sent from my iPhone

On Jul 5, 2018, at 6:28 PM, Jay Timmons <JTimmons@nam.org> wrote:

Andy,

Given the development today and the new responsibilities that you will be taking on very soon, please don't hesitate to let me know how we may be able to help. There is much work to be done and we hope to continue to be a resource for you and your team.

Best,

Jay

Jay Timmons
President and CEO
National Association of Manufacturers
Direct: 202.637.3043
Email: jtimmons@nam.org

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:17:19 PM
To: McKie Campbell [MCampbell@bwstrategies.com]
Subject: Re: All our best

Thank you

Sent from my iPhone

On Jul 5, 2018, at 5:57 PM, McKie Campbell <MCampbell@bwstrategies.com> wrote:

Andrew –

The EPA and our country is fortunate to have you. You have a very big job ahead of you, but I feel much better with your hands on the helm. Please know that you have our total support, and we would like to be helpful with conformation or any other way we can.

McKie

McKie Campbell, Managing Partner

<image002.png>

mcampbell@bwstrategies.com

<http://www.bwstrategies.com/>

W – 202-589-0015

C – 202-744-8980

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Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:17:06 PM
To: Personal Matters / Ex. 6
Subject: Re: Congratulations to the New EPA Chief

Thanks!

Sent from my iPhone

On Jul 5, 2018, at 5:50 PM, Derek Allardice <Personal Privacy/ Ex. 6> wrote:

Just wanted to say "How Cool!" and "The right person for the job!"
Congratulations!

Derek Allardice

(C) 908-552-8580

Personal Privacy/ Ex. 6

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:16:53 PM
To: Kim, John J. [John.J.Kim@Illinois.gov]
Subject: Re: Best wishes

Thank you John

Sent from my iPhone

On Jul 5, 2018, at 5:49 PM, Kim, John J. <John.J.Kim@Illinois.gov> wrote:

Andrew,

In what must be very interesting times for you, I wish you good luck as you take on the responsibilities and challenges that lie ahead.

John

John J. Kim
Chief Legal Counsel
Illinois Environmental Protection Agency
Division of Legal Counsel
1021 North Grand Avenue, East
P.O. Box 19276
Springfield, IL 62794-9276
217.785.8628
217.782.9807 (Fax)
E-mail: john.j.kim@illinois.gov

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Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 8:30:43 PM
To: Herzfeld, Shannon [Shannon.Herzfeld@adm.com]
Subject: Re: What a week

Thank you!

Sent from my iPhone

On Jul 6, 2018, at 4:12 PM, Herzfeld, Shannon <Shannon.Herzfeld@adm.com> wrote:

Hello Andrew,

What a week this has been – from lemon squares to Acting EPA Administrator. Always know I am rooting for you.

All the best,
Shannon

SHANNON S.S. HERZFELD
Vice President – Government Relations

Archer Daniels Midland Company
1212 New York Avenue, NW
Suite 1275
Washington, DC 20005

t (202) 572-0580 // c (202) 714 - 3259

ADM.COM

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Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/5/2018 11:15:38 PM
To: Judith Kim [Personal Privacy / Ex. 6]
Subject: Re: Wow

Thanks!

Sent from my iPhone

> On Jul 5, 2018, at 5:25 PM, Judith Kim [Personal Privacy / Ex. 6] wrote:
>
> Crazy times . . . for you!!!! Good Luck!!!
>
> Sent from my iPhone

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 4:43:53 PM
To: Betsy Monseu [bmonseu@americancoalcoalcouncil.org]
Subject: RE: American Coal Council Best Wishes

Thank you

From: Betsy Monseu [mailto:bmonseu@americancoalcoalcouncil.org]
Sent: Friday, July 6, 2018 11:44 AM
To: Wheeler, Andrew <wheeler.andrew@epa.gov>
Subject: American Coal Council Best Wishes

Andrew,

As EPA moves forward under your leadership to further the Trump administration's priorities, I offer best wishes to you and the support of the American Coal Council for continuing the path of regulatory reform and rebalancing.

Regards, Betsy

Betsy B. Monseu | CEO | American Coal Council
1101 Pennsylvania Ave. NW, #300
Washington, DC 20004
Office 202.756.4540 | Direct 202.805.2310
bmonseu@americancoalcoalcouncil.org
www.americancoalcoalcouncil.org

Upcoming ACC 2018 Events

Coal Market Strategies--August 6-8, 2018 (Hyatt Regency Tamaya Resort, Santa Ana Pueblo, NM)
Coal Trading Conference--December 3-4, 2018 (Crowne Plaza Times Square, New York, NY)

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 11:05:01 PM
To: Leopold, Matt (OGC) [Leopold.Matt@epa.gov]
Subject: Fwd: 60-Day Notice of Intent to File Clean Air Act Citizen Suit; San Joaquin Valley PM-2.5
Attachments: image001.gif; ATT00001.htm; 60-day notice of intent to sue re SJV deadlines_07-06-2017.pdf; ATT00002.htm

Do I need to do anything here?

Sent from my iPhone

Begin forwarded message:

From: Colin O'Brien <cobrien@earthjustice.org>
Date: July 6, 2018 at 5:04:25 PM EDT
To: "pruitt.scott@epa.gov" <pruitt.scott@epa.gov>, "wheeler.andrew@epa.gov" <wheeler.andrew@epa.gov>
Cc: "stoker.michael@epa.gov" <stoker.michael@epa.gov>, "r9.info@epa.gov" <r9.info@epa.gov>, "srinivasan.gautam@epa.gov" <srinivasan.gautam@epa.gov>, Paul Cort <pcort@earthjustice.org>, Rikki Weber <rweber@earthjustice.org>
Subject: 60-Day Notice of Intent to File Clean Air Act Citizen Suit; San Joaquin Valley PM-2.5

Dear Administrator -

Pursuant to 42 U.S.C. § 7604(b)(2) and 40 C.F.R. Pt. 54, I hereby give notice of intent to commence a civil action against you, as Administrator of the United States Environmental Protection Agency, for failing to perform a nondiscretionary duty under the Clean Air Act. As further specified in the attached letter, you have failed to carry out your nondiscretionary duty under section 110(k)(1)(B) of the Act, 42 U.S.C. § 7410(k)(1)(B), to issue at least four "findings of failure to submit" addressing the State of California's failure to develop and submit nonattainment state implementation plans to combat persistent violations of the 1997, 2006, and 2012 national ambient air quality standards for fine particulate matter in the San Joaquin Valley, California. A copy of the attached letter is also being sent to you, postmarked today, via certified mail.

I am sending this notice to you on behalf of the National Parks Conservation Association, Medical Advocates for Healthy Air, Committee for a Better Arvin, and Committee for a Better Shafter.

If you have any questions about the notice letter, or would like to discuss resolution of this issue short of litigation, please do not hesitate to contact me at 415-217-2000 or cobrien@earthjustice.org.

Sincerely,
Colin

Colin C. O'Brien
Staff Attorney
Earthjustice
50 California Street, Suite 500
San Francisco, CA 94111
T: 415. 217.2000
F: 415.217.2040



July 6, 2018

**Via Certified and Electronic Mail
Return Receipt Requested**

Administrator
Environmental Protection Agency
Office of the Administrator: mail code 1101A
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
E: pruit.scott@epa.gov; wheeler.andrew@epa.gov

Re: 60-Day Notice of Intent to File Clean Air Act Citizen Suit

Dear Administrator:

Pursuant to 42 U.S.C. § 7604(b)(2) and 40 C.F.R. Part 54, we hereby give notice of intent to commence a civil action against the Administrator of the United States Environmental Protection Agency (“Administrator,” “EPA,” or “you”) for failing to perform a nondiscretionary duty under the Clean Air Act (“Act”). As further specified below, you have failed to carry out your nondiscretionary duty under section 110(k)(1)(B) of the Act, 42 U.S.C. § 7410(k)(1)(B), to issue “findings of failure to submit” addressing the State of California’s failure to develop and submit at least *four separate* nonattainment State Implementation Plan (“SIP”) revisions to combat persistent violations of the 1997, 2006, and 2012 national ambient air quality standards (“NAAQS”) for fine particulate matter (PM_{2.5}) in the San Joaquin Valley, California.

Inhalable airborne particles present serious air quality problems in many areas of the United States, including in the San Joaquin Valley. Numerous scientific studies have linked particle pollution exposure, especially exposure to PM_{2.5}, to a variety of problems, including premature death in people with heart or lung disease; nonfatal heart attacks; irregular heartbeat; aggravated asthma; decreased lung function; and increased respiratory symptoms, such as irritation of the airways, coughing, or difficulty breathing.¹ A recent report released by the American Lung Association ranked the San Joaquin Valley as the nation’s most polluted air basin,² with three cities—Visalia, Bakersfield, and Fresno—ranked in the top five of dirtiest cities in the country

¹ See *Health and Environmental Effects of Particulate Matter (PM)*, U.S. ENVTL. PROTECTION AGENCY, <https://www.epa.gov/pm-pollution/health-and-environmental-effects-particulate-matter-pm> (last updated June 20, 2018).

² See Press Release, Am. Lung Ass’n, State of the Air 2018 1 (April 18, 2018), <http://www.lung.org/local-content/california/documents/state-of-the-air/2018/sota-2018-statewide-press-english.pdf>.

for both annual and 24-hour PM_{2.5} pollution.³ In addition to harming health in the San Joaquin Valley, PM_{2.5} also is the main cause of unsightly “haze” within the area’s iconic National Parks: Yosemite, Sequoia, and Kings Canyon.

As you are aware, EPA first established the Annual and 24-hour PM_{2.5} NAAQS in 1997 after reviewing scientific data and public comment suggesting separate standards for coarse (PM₁₀) and fine (PM_{2.5}) particulate matter would lead to increased public health and welfare. 62 Fed. Reg. 38,652 (July 18, 1997). The agency lowered the 24-hour PM_{2.5} NAAQS in 2006, 71 Fed. Reg. 61,144 (Oct. 17, 2006), and the Annual PM_{2.5} NAAQS in 2012, 78 Fed. Reg. 3,086 (Jan. 15, 2013), further strengthening the standards. Air quality in the San Joaquin Valley currently fails to meet *any* of these standards—not even the original 1997 PM_{2.5} standards adopted more than 20 years ago. Because of repeated failures to comply with the PM_{2.5} NAAQS, EPA has designated the San Joaquin Valley as a Serious or Moderate nonattainment area with respect to each. These designations and related findings have triggered specific SIP revision requirements that California has failed to timely satisfy. California’s specific failures are as follows:

1997 PM_{2.5} Standards

1. Failure to submit a revised SIP after Serious nonattainment reclassification with respect to the 1997 standards.

Effective May 7, 2015, EPA reclassified the San Joaquin Valley as a Serious nonattainment area for the 1997 Annual and 24-hour PM_{2.5} NAAQS. 80 Fed. Reg. 18,528 (Apr. 7, 2015). As a result, EPA declared that “California is required to submit additional SIP revisions to satisfy the statutory requirements that apply to Serious areas. . . .” *Id.* Among other things, section 189 of the Act requires California to submit a revised SIP to EPA within 18 months of reclassification that includes provisions to ensure best available control measures (“BACM”) are implemented for control of direct PM_{2.5} and precursors to PM_{2.5}. 42 U.S.C. §§ 7413a(b)(1)(B), (b)(2); 80 Fed. Reg. at 18,531. Based on the effective date of reclassification, California should have submitted a revised SIP to EPA by November 7, 2016 (i.e., within 18 months). To date, California has failed to make the required submission.

2. Failure to submit a revised SIP after missing attainment deadline for achieving the 1997 standards.

Section 188(c) of the Act establishes attainment dates for areas designated as Moderate or Serious nonattainment for a particulate matter standard. 42 U.S.C. §§ 7513(c)(1)-(2). A Serious nonattainment area must achieve attainment “no later than the end of the tenth calendar year beginning after the area’s designation as nonattainment” *Id.* § 7513(c)(2). EPA initially designated the San Joaquin Valley as a nonattainment area under the 1997 PM_{2.5} standards effective April 5, 2005. *See* 70 Fed. Reg. 944, 956-57 (Jan. 5, 2005). Thus, under section 188(c), once EPA designated the San Joaquin Valley as a Serious nonattainment area, the Act required attainment with the 1997 Annual and 24-hour PM_{2.5} NAAQS by December 31, 2015.

³ *See* AM. LUNG ASS’N, STATE OF THE AIR 2018 18-19 (2018), <http://www.lung.org/assets/documents/healthy-air/state-of-the-air/sota-2018-full.pdf>.

Accord 80 Fed. Reg. at 18,530 (“[A]s a result of our reclassification of the SJV area as a Serious nonattainment area, the latest permissible attainment date under section 188(c)(2) of the Act, for purposes of the 1997 PM_{2.5} standards in this area, is December 31, 2015.”)

On November 23, 2016, EPA found that the San Joaquin Valley failed to attain the 1997 PM_{2.5} standards by December 31, 2015, as required by law. 81 Fed. Reg. 84,481 (Nov. 23, 2016). This failure to meet the attainment deadline triggers a separate SIP requirement under the Act. Within 12 months of missing the attainment deadline, states must submit to EPA revised SIPs that provide for annual reductions “of not less than 5 percent of the amount of such emissions as reported in the most recent inventory prepared for such area.” 42 U.S.C. § 7513 a(d); 81 Fed. Reg. at 84,481. Thus, the Act required California to submit a revised SIP that outlined 5 percent annual reductions in PM_{2.5} emissions in the Valley by December 31, 2016 (i.e., 12 months after December 31, 2015). *Id.* at 84,482 (“California is required under CAA sections 179(d) and 189(d) to submit, by December 31, 2016, a revision to the SIP for the San Joaquin Valley.”). To date, California has failed to make the required submission.

2006 PM_{2.5} Standards

3. Failure to submit a revised SIP after Serious nonattainment reclassification with respect to the 2006 24-hour standard.

Effective February 19, 2016, EPA reclassified the San Joaquin Valley as a Serious nonattainment area for the 2006 24-hour PM_{2.5} NAAQS. 81 Fed. Reg. 2,993 (Jan. 20, 2016). As with the reclassification from Moderate to Serious nonattainment for the 1997 PM_{2.5} standards, the reclassification for the 2006 24-hour PM_{2.5} NAAQS triggered a requirement for California to submit a revised SIP that included provisions to implement BACM by August 19, 2017 (i.e., within 18 months of reclassification for the 2006 standard). 42 U.S.C. §§ 7413a(b)(1)(B), (b)(2); *accord* 81 Fed. Reg. at 2,993 (“As a consequence of this reclassification, California must submit, no later than 18 months from the effective date of this reclassification, a Serious area attainment plan . . .”). To date, California has failed to make the required submission.

2012 PM_{2.5} Standards

4. Failure to revise SIP after Moderate nonattainment classification with respect to the 2012 Annual standard.

Effective April 15, 2015, EPA classified the San Joaquin Valley as a Moderate nonattainment area with respect to the 2012 Annual PM_{2.5} NAAQS. 80 Fed. Reg. 2,206, 2,217-18 (Jan. 15, 2015). For Moderate nonattainment areas, section 189 of the Act requires states to submit SIP revisions within 18 months of the designation that, *inter alia*, include provisions to implement reasonably available control measures to achieve compliance. 42 U.S.C. § 7513 a(a)(1)(C), (2)(B). Thus, California should have submitted a revised SIP addressing nonattainment of the 2012 Annual PM_{2.5} NAAQS in the San Joaquin Valley by October 15, 2016 (i.e., 18 months after designation as a Moderate nonattainment area). To date, California has failed to make the required submission.

If a state fails to develop and timely submit a required SIP, Clean Air Act section 110(k)(1)(B) requires the Administrator to make a so-called “finding of failure to submit” no later than six months after the statutory submission deadline. *Id.* § 7410(k)(1)(B). EPA’s nondiscretionary obligation to make a “finding of failure to submit” within six months of the SIP submission deadline reflects Congress’s goal to establish “statutory teeth” to enforce the deadline. *Nat. Res. Def. Council, Inc. v. E.P.A.*, 22 F.3d 1125, 1131 (D.C. Cir. 1994). Failure by the State of California to submit any of the above required SIP revisions means that EPA should have issued four separate “findings of failure to submit” for the San Joaquin Valley no later than the following respective dates:

1. May 7, 2017, for the SIP revisions required after reclassification of the San Joaquin Valley as Serious nonattainment with respect to the 1997 Annual and 24-hour PM_{2.5} NAAQS.
2. June 30, 2017, for the SIP revisions required after the San Joaquin Valley missed the nonattainment deadline for achieving the 1997 Annual and 24-hour PM_{2.5} NAAQS.
3. February 19, 2018, for the SIP revisions required after reclassification of the Valley as Serious nonattainment with respect to the 2006 24-hour PM_{2.5} NAAQS.
4. April 15, 2017, for the SIP revisions required after classification of the Valley as Moderate nonattainment with respect to the 2012 Annual PM_{2.5} NAAQS.

Having not issued the mandatory findings, EPA is in violation of section 110(k)(1)(B) of the Act, 42 U.S.C. § 7410(k)(1)(B), with respect to all four overdue PM_{2.5} SIP revisions.

The parties listed below intend to commence a civil action to enforce your nondiscretionary duty to issue the four “findings of failure to submit” unless EPA has fully performed these mandatory duties within 60 days of the postmark date of this letter. As required by 40 C.F.R. § 54.3, this notice letter is submitted on behalf of the following organizations:

National Park Conservation Association
777 6th Street N.W., Suite 700
Washington, D.C. 20001

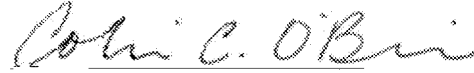
Medical Advocates for Healthy Air
5919 E. Robinson Ave
Fresno, CA 93727

Committee for a Better Arvin
1241 Bear Mountain Boulevard
Arvin, CA 93203

Committee for a Better Shafter
209 Golden West Avenue
Shafter, CA 93263

I am legal counsel for the above-named organizations in this matter. Please feel free to contact me to further discuss the basis for this claim or to explore possible options for resolving this claim short of litigation. Any communications should be addressed to me using the contact information indicated below.

Sincerely,



Colin C. O'Brien
Earthjustice
50 California Street, Suite 500
San Francisco, CA 94111
T: 415.217.2010
E: cobrien@earthjustice.org

cc via e-mail:

Mike Stoker, Regional Administrator, EPA Region 9
(stoker.michael@epa.gov; r9.info@epa.gov)

Gautam Srinivasan, Acting Associate General Counsel, Office of General Counsel, EPA Air and
Radiation Law Office (srinivasan.gautam@epa.gov)

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Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 11:03:19 PM
To: Thomas Altmeyer; [REDACTED] Ex. 6
Subject: Re: Congrats!!!

Thank you!

Sent from my iPhone

> On Jul 6, 2018, at 5:38 PM, Thomas Altmeyer [REDACTED] Ex. 6 wrote:
>
> If I can ever be of assist, my mobile is [REDACTED] Ex. 6
>
> Good luck and remember Browner, Nichols and Jackson, McCarthy and how responsive they were
>
> Sent from my iPhone

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 11:02:49 PM
To: Bowie, April [Bowie.April@epa.gov]
Subject: Re: Congratulations

Thank you April. Have a nice weekend.

Sent from my iPhone

On Jul 6, 2018, at 6:48 PM, Bowie, April <Bowie.April@epa.gov> wrote:

Congratulations on your acting appointment. Looking forward to working with you.

April L. Bowie

Environmental Protection Specialist

U.S. Environmental Protection Agency

1650 Arch Street

Philadelphia, PA 19103

215-814-3189

bowie.april@epa.gov

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 9:05:47 PM
To: Molina, Michael [molina.michael@epa.gov]
Subject: Fwd: List of priorities and background documents for Andrew Wheeler
Attachments: OW Priority Issues through July 20.docx; ATT00001.htm; Perchlorate options briefing 7-6-2018.pptx; ATT00002.htm; Update on WOTUS activities 7-6-18.docx; ATT00003.htm; WA HHC July 2018.docx; ATT00004.htm; ID HHC Options_July 2018.docx; ATT00005.htm; MO NNC July 2018.docx; ATT00006.htm; PFAS Community Engagements 7-6-2018_v2.docx; ATT00007.htm; Ohio 2016 List Lake Erie confidential July 6 OWOW and OGC staff.docx; ATT00008.htm; Oil and Gas Study Fact Sheet070618.docx; ATT00009.htm; Steam Electric ELGS 070618.docx; ATT00010.htm; OCWD_WIFIAPProjectFactsheet_LoanCloseV2.docx; ATT00011.htm; SFPU_WIFIAPProjectFactsheet_LoanCloseV1.docx; ATT00012.htm

Sent from my iPhone

Begin forwarded message:

From: "Ross, David P" <ross.davidp@epa.gov>
To: "Wheeler, Andrew" <wheeler.andrew@epa.gov>
Cc: "Jackson, Ryan" <jackson.ryan@epa.gov>, "Leopold, Matt (OGC)" <Leopold.Matt@epa.gov>, "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Wildeman, Anna" <wildeman.anna@epa.gov>
Subject: Fwd: List of priorities and background documents for Andrew Wheeler

Confidential; Deliberative; Draft

Andrew,

Here is a list of short fuse items that may be coming your way in the next few weeks. The WOTUS Step 2 preamble is not for signature, but we'll need to get it over to OMB (hopefully late next week). Matt and I are going to meet on Monday to talk about recent events and to resolve some of the team's internal deliberations.

The remaining issues on this list are not necessarily set up for short term decisions but we anticipate may be targets for outside lobbying efforts in your new role. As a result, Lee asked the team to prepare 1-pagers for your files in case a request for a meeting or call comes your way and we don't have time to brief you prior to that outreach.

I look forward to catching up Monday.

Dave

Sent from my iPhone

Begin forwarded message:

From: "Lousberg, Macara" <Lousberg.Macara@epa.gov>
To: "Ross, David P" <ross.davidp@epa.gov>
Cc: "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Best-Wong, Benita" <Best-Wong.Benita@epa.gov>, "Wildeman, Anna" <wildeman.anna@epa.gov>, "McDonough,

Owen" <mcdonough.owen@epa.gov>

Subject: List of priorities and background documents for Andrew Wheeler

Dave – Lee asked me to forward you this priority list (attached and below), which now includes steam electric and the upcoming WIFIA loan agreement approvals in California, as well as the accompanying background documents the programs put together for each topic. If you have any questions or need anything more please let me know.

Macara

Issues for signature/decision:

- Direction on perchlorate, including the request for an extension
- Finalizing the preamble for WOTUS Step 2 NPRM

Issues that may be raised from outside of the Agency:

- Water Quality Standards for Missouri, Washington State and/or Idaho
- Community engagement events for PFAS
- Ohio's 303(d) list
- Oil & gas study/Memorandum of Agreement with New Mexico
- Steam Electric
- WIFIA Loan Closings: Orange County Water District and San Francisco Public Utilities Commission

Idaho Human Health Criteria

ISSUE: Idaho has been working to update its human health criteria (HHC) since the early 2000s. In 2012, the EPA disapproved Idaho's 2006 HHC that used a Fish Consumption Rate (FCR) of 17.5 g/day and a Cancer Risk Level (CRL) of 10^{-6} (1 in 1 million), based on local and regional data indicating higher fish consumption by some Idaho residents.¹ In 2016, Idaho submitted revised HHC for EPA review under CWA section 303(c). In deriving the HHC, Idaho selected a FCR of 66.5 g/day, which is based on the mean of tribal fish consumption survey data, and revised the State's long-standing CRL from 10^{-6} to 10^{-5} (1 in 100,000). The selection of a mean, rather than upper percentile, FCR, coupled with a lower CRL, is viewed by Idaho tribes as inadequately protective of their treaty-reserved fishing rights.

During Idaho's state rulemaking process, the EPA submitted comments emphasizing the importance of considering treaty reserved tribal fishing rights in developing HHC. After receiving Idaho's submission, the EPA sent a letter to Idaho stating that the EPA's preliminary review indicates that the State did not adequately explain how its revised HHC are protective of tribal members, or provide an adequate justification for its FCR or CRL.

OPTIONS:

Deliberative Process / Ex. 5

Deliberative Process / Ex. 5

CURRENT STATUS: Decision Pending

¹ EPA entered into a settlement agreement with the Idaho Conservation League regarding the EPA's 2012 disapproval of ID's HHC. ICL remains very interested in the outcome of EPA's review of ID's 2016 revised HHC.

²

Deliberative Process / Ex. 5

Deliberative Process / Ex. 5

Missouri's Nutrient Criteria Submission

CLEAN WATER ACT STATUTORY REQUIREMENTS:

Section 303(c)(2)(A) – the EPA must review and either approve or disapprove State and Tribal water quality standards (WQSs).

EPA REGULATORY REQUIREMENTS:

40 CFR 131.11(a)(1) - States must adopt those water quality criteria that protect the designated use. Such criteria must be based on sound scientific rationale and must contain sufficient parameters or constituents to protect the designated use.

STATUS AND CONTEXT:

- Under statutory requirements, the EPA had until June 16, 2018 (60 days) to approve, or until July 16, 2018 (90 days) to disapprove the State's package. Missouri submitted its nutrient criteria submission to the EPA on April 17, 2018 for CWA 303(c) review.
- Under the terms of an existing consent decree, the EPA shall sign a notice of final rulemaking by December 15, 2018, unless the EPA approves Missouri's WQS submission as addressing the EPA's August 2011 disapproval. The EPA will not proceed with final rulemaking if it approves Missouri's WQS submission before December 15, 2018.
- The EPA committed to producing the economic analysis six months after signing the proposed rule (by June 16, 2018). This economic analysis would be published as a Notice of Data Availability (NODA) in the Federal Register.
- Currently reviewing Missouri's package – **Deliberative Process / Ex. 5**
- A draft NODA package: **Deliberative Process / Ex. 5**



The Water Infrastructure Finance and Innovation Act (WIFIA) program accelerates investment in our nation's water infrastructure by providing long-term, low-cost supplemental loans for regionally and nationally significant projects.

GROUNDWATER REPLENISHMENT SYSTEM FINAL EXPANSION

BORROWER: Orange County Water District

LOCATION: Orange County, California

WIFIA LOAN AMOUNT: \$135 million

TOTAL WIFIA PROJECT COSTS: \$282 million

POPULATION SERVED BY SYSTEM: 2.5 million people

NUMBER OF JOBS CREATED: 250 jobs

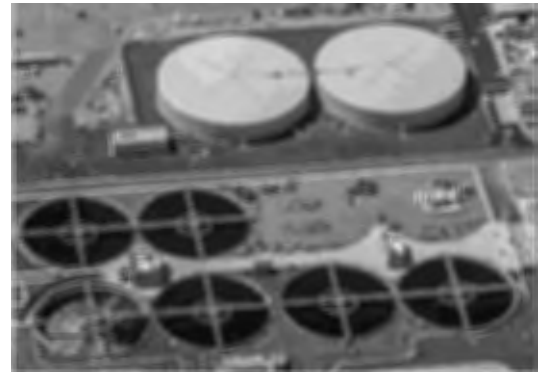


Photo credit: Orange County Water District

PROJECT DESCRIPTION

Orange County Water District will expand its existing Ground Water Replenishment System from 100 million gallons per day (MGD) to 130 MGD for indirect potable reuse. Treated wastewater from the Orange County Sanitation District Plant 2 will be purified using a three-step process that produces high quality water. The final expansion project will include treatment facility expansion, pump station construction, pipeline rehabilitation construction, and treatment process reconfiguration. It will create additional water supply for the service area, recharge the local groundwater, and reduce the need for imported water.

PROJECT BENEFITS

- Reduces approximately 40 MGD of secondary effluent from being discharged into the ocean.
- Increases the recharge of the groundwater basin.
- Provides an additional 31,000 acre-feet per year source water for groundwater replenishment at a lower cost than the current cost of imported water.
- Saves the Orange County Water District up to \$16 million from financing with a WIFIA loan compared to a bond issuance.



WEBSITE: [[HYPERLINK](http://www.epa.gov/wifia)]
"http://www.epa.gov/wifia"]

WEBSITE: [[HYPERLINK](http://www.epa.gov/wifia)]

EMAIL: wifia@EPA.gov

The Open Waters of Lake Erie and Ohio's 2016 & 2018 303(d) Lists

On October 20, 2016 Ohio submitted its 2016 Integrated Report, including its Section 303(d) List. Ohio's submission did not include an assessment of the open waters of Lake Erie notwithstanding the recurrence of toxic algae blooms in the western basin, including a high-profile incident in 2014 that prompted a shutdown of Toledo's drinking water supply for several days. On May 19, 2017, the EPA approved Ohio's List.

On July 18, 2017, the Environmental Law and Policy Center and Advocates for a Clean Lake Erie filed a complaint in U.S. District Court in the Northern District of Ohio challenging the EPA's approval of the List. The complaint alleged that the EPA's approval was arbitrary and capricious because the State failed to assemble and evaluate existing and readily available water quality-related data showing impairment of the open waters of Lake Erie.

On January 12th, 2018, the EPA transmitted a letter to Ohio EPA partially withdrawing its approval of the State's 2016 303(d) List with respect to the open waters of Lake Erie. That letter requested that the State assemble and evaluate all existing and readily available algae data and information for the open waters of Lake Erie and submit the results of that evaluation to the EPA, including an assessment of whether the waters are meeting the applicable water quality standards. On March 6th, the State submitted a list of credible Lake Erie data to the EPA. Ohio did not use any of that data to assess the open waters for 2016 at that time, stating that "the EPA was unable to provide Ohio with a science-based assessment tool to make a determination about the open waters of Lake Erie." On March 22, Ohio released for public comment its draft 2018 303(d) List, which proposed to formally divide the open waters into three assessment units and identify all three as impaired for either recreation, public drinking water supply, or both due to algae.

On April 11th, the US District Court for the Northern District of Ohio issued an opinion and order concluding (1) that the EPA had the authority to partially withdraw its May 18, 2017, approval; (2) because the EPA had withdrawn the approval, the Court could not rule on Plaintiffs' APA challenge to that approval decision; and (3) pursuant to its statutory deadline to act on Section 303(d) lists, the EPA had 30 days to approve or disapprove Ohio's supplemental submission.

On May 4th, Ohio EPA submitted to the EPA a 2016 List Addendum, which adopted the approach it proposed for its 2018 List—i.e. it identified the open waters of the Western, Central, and Sandusky basins as impaired by algae for public drinking water supply and the Western basin also impaired by algae for recreation. The EPA approved the State's supplemental submission on May 10.

At a May 23rd hearing, plaintiffs informed the judge that, while they were satisfied by the impairment designations of Lake Erie, they intended to continue the lawsuit to compel the development of a TMDL because the State said it will not develop a TMDL unless other pollution reduction strategies fail to solve the nutrients problems. The EPA and plaintiffs jointly filed a schedule to brief 1) Plaintiffs' motion to amend or supplement their Complaint and 2) the EPA's cross motion for summary judgment. The Judge scheduled a hearing for August 21 on those motions. The EPA's motion is due July 10.

On June 1, Ohio EPA submitted its 2018 Section 303(d) List to the EPA, and the Agency is planning to approve that submission on July 9. We understand that, as one step in the state's response to nutrient-

fueled algae blooms in Western Lake Erie, the Ohio Governor is considering **Deliberative Process / Ex. 5**

Deliberative Process / Ex. 5

Oil and Gas Wastewater Study and the MOU between the EPA and New Mexico on Produced Water

- On May 2, 2018 the EPA announced a new holistic study of the management of produced water from onshore oil and gas extraction activities pursuant to the Clean Water Act.
- Through this study, the EPA is engaging stakeholders to consider approaches to manage both conventional and unconventional oil and gas extraction wastewaters (produced water) from onshore facilities, including an assessment of technologies for treatment and discharge produced water.
- The study will address questions such as how existing federal approaches to produced water management under the Clean Water Act can interact more effectively with state regulations, requirements or policy needs, and whether any potential federal regulations that may allow for broader options for treatment and management of produced waters, including discharge of treated produced water to surface waters, are supported.
- To date, the EPA has met with state regulatory agencies, industry, academia and NGOs in New Mexico, Colorado, Wyoming, and Texas; and held calls with state agencies in Louisiana, California, Montana, and North Dakota. The EPA has also held calls with other stakeholders, including the Interstate Oil and Gas Compact Commission (IOGCC), America Exploration and Production Council (AXPC), American Petroleum Institute (API), Groundwater Protection Council (GWPC), the Western States Land Commissioners Association, Clean Water Action, Natural Resources Defense Council (NRDC), Environmental Council of the States (ECOS); tribes; and our federal partners at Department of Energy (DOE).
- Following this study, the EPA will determine if future agency actions are appropriate to further address oil and gas extraction wastewater.
- OW and Region 6 have been working on a memorandum of understanding between the EPA (OW and Region 6) and New Mexico's Energy, Minerals and Natural Resources Department, Environment Department, and Office of the State Engineer.
- The scope of the MOU pertains to the re-use, recycling, and beneficial use of produced water.
- Dave Ross has signed the MOU and Region 6 is coordinating further signatures. OW is working closely with OPA, Region 6 and the State of New Mexico on a joint press release with the goal of announcing the MOU the week of July 9.

BACKGROUND:

- Large volumes of wastewater are generated in the oil and gas extraction industry, and projections show that these volumes will only increase with increased production activity and enhanced drilling and hydraulic fracturing techniques.
- Currently, the majority of the wastewater is managed by reuse within the oil field or disposing of it using a practice known as underground injection.
- Some states and stakeholders are asking whether it makes sense to continue to dispose of this wastewater, particularly in water scarce areas of the country, and what steps would be necessary to treat and renew it for other purposes.
- Additional information: <https://www.epa.gov/eg/study-oil-and-gas-extraction-wastewater-management>

OW Priority Issues through July 20, 2018

Issues for signature/decision:

- Direction on perchlorate, including the request for an extension
- Finalizing the preamble for WOTUS Step 2 NPRM

Issues that may be raised from outside of the Agency:

- Water Quality Standards for Missouri, Washington State and/or Idaho
- Community engagement events for PFAS
- Ohio's 303(d) list
- Oil & gas study/Memorandum of Agreement with New Mexico
- Steam Electric
- WIFIA Loan Closings: Orange County Water District and San Francisco Public Utilities Commission

Deliberative Process / Ex. 5

Deliberative Process / Ex. 5

Deliberative Process / Ex. 5

DELIBERATIVE 7-5-18

Deliberative Process / Ex. 5

DELIBERATIVE 7-5-18

PFAS Community Engagements

On May 22-23, 2018 the EPA hosted a National Leadership Summit on per- and polyfluoroalkyl substances (PFAS). The leadership summit included representatives from over 40 states, tribes, and territories; 13 federal agencies; Congressional staff; associations; industry groups; and non-governmental organizations. During the summit, through a combination of panel presentations, digital brainstorming, plenary Q & A, and small table discussions, participants:

- Shared information on ongoing efforts to monitor and characterize risks from PFAS;
- Discussed specific near-term actions, beyond those already underway, that are needed to address challenges currently facing states and local communities; and
- Discussed risk communication strategies to address public concerns with PFAS.

EPA Administrator Pruitt opened the meeting and announced four additional significant actions the EPA will take following the summit:

- Initiate steps to evaluate the need for a maximum contaminant level (MCL) for PFOA and PFOS. The EPA will convene its federal partners and examine everything we know about PFOA and PFOS in drinking water.
- Begin the necessary steps to propose designating PFOA and PFOS as “hazardous substances” through one of the available statutory mechanisms, including potentially CERCLA Section 102.
- Develop groundwater cleanup recommendations for PFOA and PFOS at contaminated sites. This action is underway and will be complete by fall of this year.
- Develop, in close collaboration with federal and state partners, toxicity values for GenX and PFAS by this summer.

Throughout the summer, the EPA plans to visit and hear directly with communities impacted by PFAS – including New Hampshire, Colorado, North Carolina and Pennsylvania. The EPA is also planning engagements in Kansas and possibly Arizona. Additionally, the EPA intends to reach out to tribal leaders at the Tribal Lands and Environment Forum.

The purpose of these engagements is to allow tribes and communities the opportunity to identify ways the EPA can best support the work that’s being done at the state, local, and tribal levels. Each engagement allows the public the opportunity to provide input to the EPA through a listening session, where all citizens can speak directly to the Agency. A working session is also included in each engagement which provides key stakeholders a forum to discuss the impacts of and solutions for addressing PFAS to their sector or community.

Using information from the National Leadership Summit, community engagements, and public input provided by the docket, the EPA will develop a PFAS Management Plan for release later this year.



The Water Infrastructure Finance and Innovation Act (WIFIA) program accelerates investment in our nation's water infrastructure by providing long-term, low-cost supplemental loans for regionally and nationally significant projects.

SOUTHEAST TREATMENT PLANT BIOSOLIDS DIGESTER FACILITIES PROJECT

BORROWER: San Francisco Public Utility Commission

LOCATION: San Francisco, California

WIFIA LOAN AMOUNT: \$699 million

TOTAL WIFIA PROJECT COSTS: \$1,427 million

POPULATION SERVED BY SYSTEM: 1.7 million people

NUMBER OF JOBS CREATED: 3,300 jobs

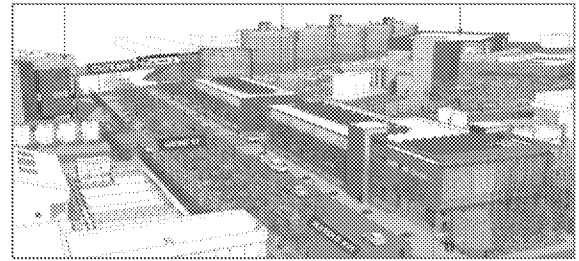


Photo credit: San Francisco Public Utility Commission

PROJECT DESCRIPTION

San Francisco Public Utility Commission will replace its existing, outdated solids treatment facilities with new biosolids digester facilities. The new facilities are designed to produce higher-quality Class A biosolids, capture and treat odors more effectively, and maximize biogas utilization and energy recovery. This project will provide a new, efficient solids treatment system, ensure treatment reliability by meeting current seismic standards and improving standard operations, and reduce the impact on the adjacent community by providing advanced odor control.

PROJECT BENEFITS

- ◆ Produces up to 24,000 dry tons of Class A biosolids annually by 2045.
- ◆ Ensures treatment reliability by meeting current seismic standards and improving standard operations.
- ◆ Reduces operating costs by improving energy efficiency and recovery.
- ◆ Minimizes impact on neighborhood by significantly reducing noise and odor problems.
- ◆ Reduces the air quality impacts of the plant.
- ◆ Provides quality job-training opportunities during design, construction, and operations
- ◆ Saves the San Francisco Public Utility Commission up to \$398 million from financing with a WIFIA loan compared to a bond issuance.



"<http://www.epa.gov/wifia>"]

WEBSITE: [HYPERLINK

EMAIL: wifia@epa.gov

Steam Electric Effluent Limitations Guidelines and Standards (ELGs) Reconsideration of 2015 Final Rule

- The Office of Water is currently working to prepare and send a proposed rule to OMB for review in December 2018.
- The proposed rule is a reconsideration of the technology basis for two steam electric power plant waste streams that the EPA set limits for in its 2015 final rule.
- OW is currently considering options.

Background

- Following an extensive and lengthy rulemaking process, the 2015 rule set the first federal limits on the levels of toxic metals and nutrients in wastewater that can be discharged from power plants, based on technology improvements in the steam electric power industry over the last three decades.
- The Steam Electric ELGs are applicable to discharges from fossil- and nuclear-fueled steam electric generating units at establishments where the generation of electricity is the predominant source of revenue or principle reason for operation.
- The rule established new requirements for wastewater streams at existing sources from the following processes and byproducts associated with steam electric power generation at existing coal fired and petroleum coke-fired plants: flue gas desulfurization (FGD), fly ash, bottom ash, flue gas mercury control, and gasification of fuels such as coal and petroleum coke.
- The rule included a delayed compliance period: between November, 2018 and November 2023.
- Estimated annual compliance costs and benefits for the final rule were \$480 million (about 12% of industry incurs cost) and \$451 to \$566 million, respectively; these costs reflect the fact that many companies were already planning to retire their coal-fired units/plants because of the low cost of natural gas.
- The EPA received seven petitions for review challenging the regulations, which were consolidated in the U.S. Court of Appeals for the Fifth Circuit on December 8, 2015: Industry, Environmental Groups, and Drinking Water Utilities.
- The EPA later received petitions for administrative reconsideration of the final rule, in March and April 2017: Utility Water Act Group (UWAG) and Small Business Administration (SBA).
- In April 2017, the EPA informed the petitioners that it would reconsider the rule. The EPA also announced our intent to administratively postpone the rule's compliance dates and conduct a notice and comment rulemaking to postpone the rule's compliance dates.
- During the reconsideration period, OW conducted a series of briefings for senior leadership and two briefings for the Administrator.
- At the conclusion of the reconsideration period, in August, 2015, the Administrator announced his decision to conduct a rulemaking to potentially revise the new, more stringent Best Available Technology (BAT) effluent limitations and pretreatment standards (PSES) for existing sources in the 2015 rule that apply to bottom ash transport water and flue gas desulfurization (FGD) wastewater.

Internal document; do not cite, quote or distribute. July 6, 2018

- On September 18, 2017, the EPA promulgated a rule to extend the earliest compliance dates for the BAT effluent limitations and PSES for bottom ash transport water and FGD wastewater to November 1, 2020.
- In the postponement rule, the EPA indicated it would take approximately three years to propose and finalize a new rule (Fall 2020).

Waters of the United States

The EPA and the Department of the Army (the agencies) are in the process of reviewing and considering revisions to the scope of “waters of the United States” under the Clean Water Act, and we are doing so in a two-step process consistent with a February 28, 2017 Presidential Executive Order.

- The first step was to propose to repeal the 2015 Rule and recodify the prior regulations.
- The second step is to propose a new definition of “waters of the United States.”

Step One (repeal the 2015 Rule and recodify pre-2015 regulatory text – maintain current practice)

- The agencies published the proposed rule in the Federal Register on July 27, 2017. The public comment period closed on September 27.
- We are in the process of reviewing the 685,000 comments received.
- In addition, the agencies signed a supplemental notice of proposed rulemaking on June 29, 2018, which we anticipate will be published in the Federal Register the week of July 9 for a 30-day public comment period.

Step Two (develop new WOTUS definition)

- The agencies held federalism and tribal consultations – spring 2017
- General outreach – fall 2017
 - The agencies held a series of 10 webinar sessions to give stakeholders an opportunity to provide pre-proposal recommendations on a revised definition of “waters of the United States.”
 - Along with the public meetings, the agencies opened a public docket to collect pre-proposal recommendations on the new definition. That docket closed November 28 and we received approximately 6300 comments.
- Ongoing engagement with co-regulators –
 - The agencies held an update webinar December 12 for tribes, states, local governments, intergovernmental associations, and other federal agencies. That webinar provided an update on the progress of the rulemaking efforts and next steps.
 - In early March, the agencies hosted two, two-day workshops with our state and tribal co-regulators to seek further input on the Step 2 proposal to redefine “waters of the United States.” We met with 20 tribes and delegations from nine states, including environmental commissioners, water directors, and two secretaries of agriculture.
- Step 2 proposal – On June 15, the agencies transmitted the proposed rule to OMB to initiate interagency review. The preamble, economic analysis and technical support document are undergoing internal review prior to submission to OMB. We anticipate sending the preamble in the next two weeks.

Applicability Date Rule

- At the end of January 2018, the agencies signed a final rule adding an applicability date to the 2015 WOTUS rule. The final rule was published in the Federal Register on February 6, making the applicability date February 6, 2020, which means that the 2015 Rule will not be implemented before February 2020.
- The agencies are currently defending the applicability date rule in several court cases.

Washington Human Health Water Quality Criteria Petition

ISSUE: On February 21, 2017, several industry groups filed a petition requesting that the EPA reconsider its action on Washington’s human health criteria (HHC) and repeal or withdraw the federal rule. Tribes and environmental groups also sent the EPA letters requesting that the EPA deny the petition.

RELEVANT STATUTORY LANGUAGE: Under the Clean Water Act, “Such [water quality] standards shall be such as to protect the public health or welfare... taking into consideration their use and value for public water supplies, propagation of fish and wildlife, recreational purposes...” (Section 303(c)).

ACTION OVERVIEW:

- August 1, 2016, Washington submitted revised HHC to the EPA for review.
- November 15, 2016, the EPA approved 45, disapproved 143, and took no action on 4 of Washington’s HHC. For those disapproved, the EPA simultaneously issued a federal rule, which took effect on Dec 28, 2016.
- Washington adopted HHC based on a state determined fish consumption rate (FCR) of 175 g/day and a cancer risk level (CRL) of 1×10^{-6} , the same inputs the EPA used in its rule. The only exception was PCBs. Because the state wanted to use their existing criteria value of 170 pg/L, Washington effectively adjusted the CRL to 2.3×10^{-5} so the new criteria would match the existing one.
- Washington has recently indicated a strong preference to focus on implementation of the HHC, including the use of variances, working with stakeholders and the EPA.

REGULATORY OUTLOOK: no action currently required

- Industry petitioners consistently identify 3 challenging criteria: 1) PCBs, for which Washington submitted criteria that used an unjustified cancer risk level (effectively 2.3×10^{-5}) inconsistent with the CRL used with all other HHC (1×10^{-6}), 2) mercury, for which Washington did not submit revised criteria, and 3) arsenic, for which Washington used the same drinking water standard the EPA was compelled to disapprove in 2016 after a lawsuit in Idaho.
- For other criteria the EPA disapproved, the issue was primarily Washington’s failure to account for pollutant bioaccumulation in fish to protect the state’s designated use of fishing. See chart below.

Issue	Washington’s 2016 HHC	EPA’s 2016 Rule for Washington	Implications
Bioaccumulation Factor (BAF)	Used the EPA’s 1980 national recommended bioconcentration factors (BCFs). <i>BCFs only account for chemical uptake from the water column (and thus underestimate uptake).</i>	Used the EPA’s 2015 national recommended bioaccumulation factors (BAFs), where available. <i>BAFs account for chemical accumulation by fish from all surrounding media (e.g., water column, food, sediment). Consistent with scientific consensus, the EPA has recommended BAFs since 2000 and in 2015 provided national default BAFs for states to use.</i>	Some of Washington’s HHC were under-protective (stringency varies) because they underestimated accumulation. This was the driver for the EPA’s disapproval of 129 of the 192 HHC that WA submitted to the EPA (90% of the 143 criteria that the EPA disapproved).

Message

From: Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]
Sent: 7/6/2018 9:05:21 PM
To: Tracy Mehan [tmehan@awwa.org]
Subject: Re: Congratulations, again!

Thank you!

Sent from my iPhone

On Jul 6, 2018, at 3:03 PM, Tracy Mehan <tmehan@awwa.org> wrote:

Tracy

This communication is the property of the American Water Works Association and may contain confidential or privileged information. Unauthorized use of this communication is strictly prohibited and may be unlawful. If you have received this communication in error, please immediately notify the sender by reply email and destroy all copies of the communication and any attachments.

American Water Works Association
Dedicated to the World's Most Important Resource ®

Message

From: do-not-reply@concurolutions.com [do-not-reply@concurolutions.com]
Sent: 7/5/2018 3:58:52 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: ConcurGov Correspondence

WHEELER.ANDREW@EPA.GOV

A Concur document for ANDREW WHEELER, [Ex. 6] Auth with a trip departure date of 07/10/18 has been stamped CREATED by ANDREW WHEELER and is now awaiting your action.


You can access ConcurGov at: <https://cge.concurolutions.com>

Message


From: EPA@BCDTRAVEL.COM [EPA@BCDTRAVEL.COM]
Sent: 7/5/2018 3:57:21 PM
To: Burton, Tamika [burton.tamika@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: EPA@BCDTRAVEL.COM
Subject: Travel Itinerary for WHEELER / ANDREW R
Attachments: Itinerary Communication Attachment - **Ex. 6** July 10 2018.PDF




GET READY! Here is the itinerary for your upcoming trip.
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 **Boston, Massachusetts, United States**

Passenger	Agency Record Locator
WHEELER ANDREW R	Ex. 6

 **Travel Summary**

Date	From/To	Flight/Vendor	Status	Depart/Arrive	Class/Type
07/10/2018	DCA-BOS	AA 2124	Confirmed	03:30 PM/05:13 PM	Economy/Y
07/10/2018	BOS	Sheraton Boston Hotel	Confirmed	07/10-07/11	
<u>07/11/2018</u>	BOS-DCA	AA 2120	Confirmed	07:00 PM/08:57 PM	Economy/Y

 **Flight** Total duration
1 h 43 min

American Airlines AA2124	Airline Record Locator
	Loyalty Number Ex. 6

DCA

Ronald Reagan National
Washington, District of
Columbia, United States



1 h 43 min
398 miles
640.382 kilometers

BOS

Logan International
Boston, Massachusetts, United
States

Departure
Tuesday
July 10 2018
3:30 PM
Terminal C

Seat
**18D (Non smoking,
Aisle) Confirmed**
Economy
Confirmed

Arrival
Tuesday
July 10 2018
5:13 PM
Terminal B

CO2 Emissions: 175.12 lbs/79.6 kgs
Non-stop

Hotel

Sheraton Boston Hotel

Confirmation
Loyalty Number **Ex. 6**

Address 39 Dalton Street, Boston, MA 02199, United States
+1 (617) 236-2000

Check In
Tuesday
July 10 2018

Rate per night
1 nights
USD 297.00 plus tax and any
additional fees
Confirmed

Check Out
Wednesday
July 11 2018

CO2 Emissions Per night is approximately 63.8 lbs/29 kgs
Number of Rooms 1

Guaranteed Yes

Cancellation Policy Cancel by 600PM 07JUL18 local hotel time to avoid any charges.



Flight

Total duration

1 h 57 min

American Airlines AA2120

Airline Record Locator **Ex. 6**

Loyalty Number **Ex. 6**

BOS

Logan International
Boston, Massachusetts, United States



1 h 57 min

398 miles

640.382 kilometers

DCA

Ronald Reagan National
Washington, District of Columbia, United States

Departure
Wednesday
July 11 2018
7:00 PM
Terminal B

Seat
**16C (Non smoking,
Aisle) Confirmed**
Economy
Confirmed

Arrival
Wednesday
July 11 2018
8:57 PM
Terminal C

✈ CO2 Emissions: 175.12 lbs/79.6 kgs
Non-stop

05Jul/10:57AM

i Additional trip information

Baggage Policy

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Forbidden Dangerous Items Examples:

Paints, lighter fluid, fireworks, tear gases, oxygen bottles and radiopharmaceuticals. There are special exceptions for small quantities (up to 70 ounces total) of medicinal and toilet articles carried in your luggage and certain smoking materials carried on your person. For further information, contact your airline representative.

Note: Spare batteries and fuel cells are not permitted in checked or hold baggage. These items **MUST** be packed in carry-on baggage. If your carry-on bag is gate checked, the spare batteries and fuel cells must be removed and carried in the cabin.

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 **Boston, Massachusetts, United States**

Passenger

WHEELER ANDREW R

Agency Record Locator

Ex. 6

 **Travel Summary**

Date	From/To	Flight/Vendor	Status	Depart/Arrive	Class/Type
07/10/2018	DCA-BOS	AA 2124	Confirmed	03:30 PM/05:13 PM	Economy/Y
07/10/2018	BOS	Sheraton Boston Hotel	Confirmed	07/10-07/11	
07/11/2018	BOS-DCA	AA 2120	Confirmed	07:00 PM/08:57 PM	Economy/Y

✈ Flight

Total duration
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American Airlines AA2124

Airline Record Locator
Loyalty Number **Ex. 6**

DCA

Ronald Reagan National
Washington, District of
Columbia, United States



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398 miles
640.382 kilometers

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Logan International
Boston, Massachusetts, United
States

Departure
Tuesday
July 10 2018
3:30 PM
Terminal C

Seat
**18D (Non smoking,
Aisle) Confirmed**
Economy
Confirmed

Arrival
Tuesday
July 10 2018
5:13 PM
Terminal B

✈ CO2 Emissions: 175.12 lbs/79.6 kgs
Non-stop
Equipment: Airbus Industrie A319

Sheraton Boston Hotel

Confirmation
Loyalty Number

Ex. 6


Address 39 Dalton Street, Boston, MA 02199, United States
+1 (617) 236-2000

Check In
Tuesday
July 10 2018

Rate per night
1 nights

Check Out
Wednesday
July 11 2018

USD 297.00 plus tax and any
additional fees
Confirmed

 CO2 Emissions Per night is approximately 63.8 lbs/29 kgs

Number of Rooms 1

Guaranteed Yes

Cancellation Policy Cancel by 600PM 07JUL18 local hotel time to avoid any charges.

Fax +1 (617) 236-1702

Number of Persons 1



Total duration
1 h 57 min

American Airlines AA2120

Airline Record Locator **Ex. 6**
Loyalty Number

BOS



DCA

1 h 57 min
398 miles

640.382 kilometers

Logan International
Boston, Massachusetts, United
States

Ronald Reagan National
Washington, District of
Columbia, United States

Departure
Wednesday
July 11 2018
7:00 PM
Terminal B

Seat
**16C (Non smoking,
Aisle) Confirmed**
Economy
Confirmed

Arrival
Wednesday
July 11 2018
8:57 PM
Terminal C

✈ CO2 Emissions: 175.12 lbs/79.6 kgs
Non-stop
Equipment: Embraer 190

Remarks

FOR 24/7 TRAVEL ASSISTANCE PLEASE CONTACT
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TO ACCESS RELAY SERVICE- PROVIDE PHONE
NUMBER OF 1-866-964-1346 TO ACCESS TRAVEL

DUE TO RECENT CHANGES IN THE FY15 GOVERNMENT CITY PAIR
PROGRAM/ CPP YOUR AIR RESERVATIONS ARE SUBJECT TO
CANCELLATION BY THE AIRLINES IF NOT TICKETED AT LEAST
48 HOURS PRIOR TO SCHEDULED DEPARTURE
PLEASE ENSURE ALL NECESSARY APPROVALS ARE PROCESSED IN
ACCORDANCE WITH YOUR AGENCY'S BUSINESS RULES BUT NO LESS
THAN 3 BUSINESS DAYS PRIOR TO DEPARTURE TO ENSURE TICKETING.
THIS 48 HOUR CANCELLATION RULE DOES NOT APPLY TO
INTERNATIONAL RESERVATIONS UNLESS YOUR TRIP HAS DOMESTIC
CONNECTIONS ON MORE THAN ONE AIRLINE OR THESE
RESERVATIONS REQUIRE SEPARATE AIR TICKETS.

 **Estimated trip total** **544.32 USD**

Air	Car	Hotel	Rail	Other
204.40 USD		339.92 USD		

Fare details: Not guaranteed until ticketed

Vendor	Fare information	Refund restrictions before departure	Change restrictions after ticketing	Ticket information
Air AA2124 10Jul AA2120 11Jul	Total: USD 204.40	REFUND RESTRICTIONS MAY APPLY	CHANGE RESTRICTIONS MAY APPLY	

All quotes are provider quotes excluding possible taxes and charges en route. Currency conversions shown in this itinerary receipt are done using the bank rate applicable at the date shown in the header of this document. Please note that some local taxes and charges may be invoiced during your trip and cannot be shown at time of reservation.

Email generated on 05Jul/3:57 PM UTC

 **Additional trip information**

Baggage Policy	<p>TRAVELER NOTICE - Many airlines charge fees for baggage and other services. Amounts vary by airline and are subject to change. Travelers are responsible for verifying all fees charged by individual carriers. Please visit the operating carrier website of your ticketed itinerary for applicable fees.</p>
Hazardous Materials	<p>Advice to Passengers</p> <p>Transportation of Hazardous Materials</p> <p>Federal law forbids the carriage of hazardous material aboard the aircraft, in your luggage, or on your person. A violation can result in 5 years imprisonment and penalties of \$250,000 or more (49 U.S.C 5124). Hazardous materials include explosives, compressed gases, flammable liquids and solids, oxidizers, poisons, corrosives and radioactive materials.</p> <p>Forbidden Dangerous Items Examples:</p> <p>Paints, lighter fluid, fireworks, tear gases, oxygen bottles and radiopharmaceuticals. There are special exceptions for small quantities (up to 70 ounces total) of medicinal and toilet articles carried in your luggage and certain smoking materials carried on your person. For further information, contact your airline representative.</p> <p>Note: Spare batteries and fuel cells are not permitted in checked or hold baggage. These items MUST be packed in carry-on baggage. If your carry-on bag is gate checked, the spare batteries and fuel cells must be removed and carried in the cabin.</p>

To access historical itineraries/travel receipts click [here](#).

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BCD Travel acts only as an agent for the airlines, hotels, bus companies, railroads, tour operators, cruise lines, car rental companies, and other similar third parties providing accommodations, transportation, or other meeting and travel related services ("Suppliers"). Suppliers are independent and do not act for or on behalf of BCD Travel, are not employees of BCD Travel, and do not have a joint venture or partnership with BCD Travel. Suppliers have their own terms and conditions for the services they provide, and you agree to abide by the terms and conditions set forth in any and all documents for any such Supplier services, including, without limitation, all cancellation fees. By utilizing the services represented by this itinerary, you agree to the foregoing and also agree that neither BCD Travel or its parent, affiliates, subsidiaries, partners, agents, and their respective officers, directors, employees, and representatives shall be or become liable for any loss, cost, expense, injury, accident, or damage to person or property resulting directly or indirectly from (i) the acts or omissions of Suppliers, including, but not limited to, delays or cancellation of services, cessation of operations, breakdown in machinery or equipment, or changes in fares, itineraries, or schedules; and/or (ii) acts of God, dangers incident to the sea, fires, acts of government or other authorities, wars, acts of terrorism, civil unrest, strikes, riots, thefts, pilferage, epidemics, quarantines, other diseases, climatic aberrations, or from any other cause beyond BCD Travel's control. Please see additional terms and conditions related to this itinerary at [Terms and Conditions](#).

Message

From: do-not-reply@concur solutions.com [do-not-reply@concur solutions.com]
Sent: 7/5/2018 3:50:14 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: ConcurGov Correspondence

WHEELER.ANDREW@EPA.GOV

Your Auth [Ex. 6] was just stamped APPROVED by ELLISON, MARDIKO.

You can access ConcurGov at: <https://cge.concursolutions.com>

Message

From: do-not-reply@conkursolutions.com [do-not-reply@conkursolutions.com]
Sent: 7/5/2018 2:50:32 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: ConcurGov Correspondence

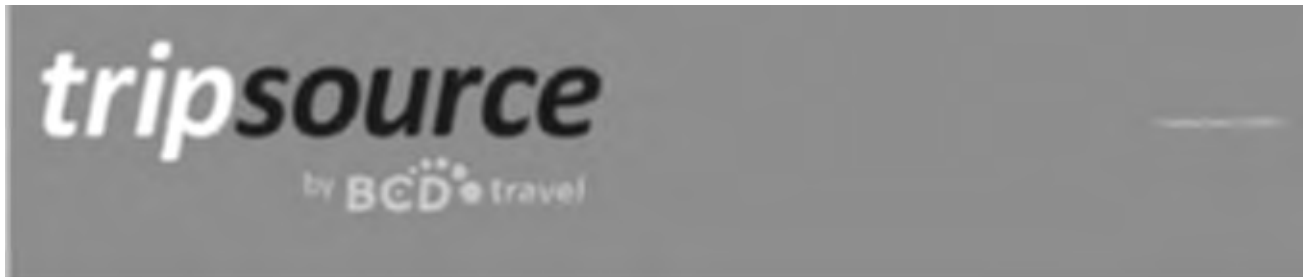
WHEELER.ANDREW@EPA.GOV

Your Vch Ex. 6 was just stamped AUTHORIZED by
WOODEN-AGUILAR, HELENA E.

You can access ConcurGov at: <https://cge.conkursolutions.com>

Message

From: EPA@BCDTRAVEL.COM [EPA@BCDTRAVEL.COM]
Sent: 7/5/2018 8:12:33 PM
To: Burton, Tamika [burton.tamika@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]
CC: EPA@BCDTRAVEL.COM
Subject: Travel Receipt for WHEELER/ANDREW R Travel date 10Jul
Attachments: Travel Receipt Communication Attachment [Ex. 6] July 10 2018.PDF



GET READY! Here is the itinerary for your upcoming trip.
By way of accessing and/or utilizing any of our services, you acknowledge that your personal data will be used in accordance with BCD's Global Privacy Policy.

Boston, Massachusetts, United States

Passenger WHEELER ANDREW R	Agency Record Locator Ex. 6
	Reference number by traveler Ex. 6

Ticket Receipt Total Amount: 238.70 USD

Date	From/To	Flight/Vendor	Status
Tuesday, July 10 2018	DCA-BOS	American Airlines 2124	Confirmed
Wednesday, July 11 2018	BOS-DCA	American Airlines 2120	Confirmed
Electronic Ticket Number	Invoice Number	Form of Payment	Ticket Amount
Ex. 6	Ex. 6	Ex. 6	204.40 USD
Service Fee Number		Form of Payment	Service Fee Amount
Ex. 6		Ex. 6	34.30 USD

Travel Summary

Date	From/To	Flight/Vendor	Status	Depart/Arrive	Class/Type
------	---------	---------------	--------	---------------	------------

07/10/2018	DCA-BOS	AA 2124	Confirmed	03:30 PM/05:13 PM	Economy/Y
07/10/2018	BOS	Sheraton Boston Hotel	Confirmed	07/10-07/11	
07/11/2018	BOS-DCA	AA 2120	Confirmed	07:00 PM/08:57 PM	Economy/Y

 **Flight**

Total duration
1 h 43 min



[Not working?](#)

American Airlines AA2124

Airline Record Locator

Ex. 6

Online check-in

Loyalty Number

DCA



BOS

1 h 43 min
398 miles

640.382 kilometers


Ronald Reagan National
Washington, District of
Columbia, United States

Logan International
Boston, Massachusetts, United
States

Departure
Tuesday
July 10 2018
3:30 PM
Terminal C

Seat
**18D (Non smoking,
Aisle) Confirmed**
Economy
Confirmed

Arrival
Tuesday
July 10 2018
5:13 PM
Terminal B

 CO2 Emissions: 175.12 lbs/79.6 kgs
Non-stop

 **Hotel**



[Not working?](#)

Sheraton Boston Hotel

Confirmation

Ex. 6

Loyalty Number




Address 39 Dalton Street, Boston, MA 02199, United States
+1 (617) 236-2000

Check In
Tuesday
July 10 2018

Rate per night
1 nights

Check Out
Wednesday
July 11 2018

USD 297.00 plus tax and any
additional fees
Confirmed

 CO2 Emissions Per night is approximately 63.8 lbs/29 kgs
Number of Rooms 1
Guaranteed Yes
Cancellation Policy Cancel by 600PM 07JUL18 local hotel time to avoid any charges.

Notes:

CREDIT CARD REQUIRED AT CHECK IN

 **Flight**

Total duration
1 h 57 min



[Not working?](#)

American Airlines AA2120

Airline Record Locator

Ex. 6

Online check-in

Loyalty Number

BOS

DCA



1 h 57 min
398 miles

640.382 kilometers

Logan International
Boston, Massachusetts, United
States

Ronald Reagan National
Washington, District of
Columbia, United States

Departure

Seat

Arrival

Wednesday
July 11 2018
7:00 PM
Terminal B

**16C (Non smoking,
Aisle) Confirmed**
Economy
Confirmed

Wednesday
July 11 2018
8:57 PM
Terminal C

✈ CO2 Emissions: 175.12 lbs/79.6 kgs
Non-stop

05Jul/03:12PM

Additional trip information

Baggage Policy

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Hazardous Materials

Advice to Passengers

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Paints, lighter fluid, fireworks, tear gases, oxygen bottles and radiopharmaceuticals. There are special exceptions for small quantities (up to 70 ounces total) of medicinal and toilet articles carried in your luggage and certain smoking materials carried on your person. For further information, contact your airline representative.

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Terms and Conditions.



To view your trip via Viewtrip, please click here

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Boston, Massachusetts, United States

Passenger

WHEELER ANDREW R

Agency Record Locator

Ex. 6

Reference number by traveler

Ex. 6



Ticket Receipt

Total Amount: 238.70 USD

Date	From/To	Flight/Vendor	Status
Tuesday, July 10 2018	DCA-BOS	American Airlines 2124	Confirmed
Wednesday, July 11 2018	BOS-DCA	American Airlines 2120	Confirmed
Electronic Ticket Number	Invoice Number	Form of Payment	Ticket Amount
Ex. 6	Ex. 6	Ex. 6	204.40 USD
Service Fee Number		Form of Payment	Service Fee Amount
Ex. 6		Ex. 6	34.30 USD



Travel Summary

Date	From/To	Flight/Vendor	Status	Depart/Arrive	Class/Type
07/10/2018	DCA-BOS	AA 2124	Confirmed	03:30 PM/05:13 PM	Economy/Y
07/10/2018	BOS	Sheraton Boston Hotel	Confirmed	07/10-07/11	
07/11/2018	BOS-DCA	AA 2120	Confirmed	07:00 PM/08:57 PM	Economy/Y



Flight

Total duration

1 h 43 min



Not working?

American Airlines AA2124

Online check-in

Airline Record Locator

Loyalty Number

Ex. 6

DCA



BOS

1 h 43 min

398 miles

640.382 kilometers

Ronald Reagan National
Washington, District of
Columbia, United States

Logan International
Boston, Massachusetts, United
States

Departure

Tuesday
July 10 2018

3:30 PM

Terminal C

Seat

**18D (Non smoking,
Aisle) Confirmed**

Economy

Confirmed

Arrival

Tuesday
July 10 2018

5:13 PM

Terminal B

✈ CO2 Emissions: 175.12 lbs/79.6 kgs

Non-stop

Equipment: Airbus Industrie A319

Notes:

FOR UP TO DATE TRAVEL INFORMATION ON AIRLINE
CHECK-IN/RESTRICTIONS/LIMITATIONS/SECURITY.
PLEASE CHECK WWW.AA.COM



Sheraton Boston Hotel

Confirmation
Loyalty Number

Ex. 6

Address 39 Dalton Street, Boston, MA 02199, United States
+1 (617) 236-2000

Check In
Tuesday
July 10 2018

Rate per night
1 nights

Check Out
Wednesday
July 11 2018

USD 297.00 plus tax and any
additional fees
Confirmed

CO2 Emissions Per night is approximately 63.8 lbs/29 kgs

Number of Rooms 1

Guaranteed Yes

Cancellation Policy Cancel by 600PM 07JUL18 local hotel time to avoid any charges.

Fax +1 (617) 236-1702

Number of Persons 1

Notes:

CREDIT CARD REQUIRED AT CHECK IN



Flight

Total duration

1 h 57 min



Not working?

American Airlines AA2120

Online check-in

Airline Record Locator

Loyalty Number

Ex. 6

BOS

Logan International
Boston, Massachusetts, United States



1 h 57 min
398 miles
640.382 kilometers

DCA

Ronald Reagan National
Washington, District of Columbia, United States

Departure

Wednesday
July 11 2018

7:00 PM

Terminal B

Seat

**16C (Non smoking,
Aisle) Confirmed**

Economy

Confirmed

Arrival

Wednesday
July 11 2018

8:57 PM

Terminal C

✈ CO2 Emissions: 175.12 lbs/79.6 kgs

Non-stop

Equipment: Embraer 190

Remarks

FOR 24/7 TRAVEL ASSISTANCE PLEASE CONTACT
 THE BCD TRAVEL TEAM AT 1-866-964-1346
 FOR OUTSIDE THE US CALL COLLECT 770-829-2609
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 TO ACCESS RELAY SERVICE- PROVIDE PHONE
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DUE TO RECENT CHANGES IN THE FY15 GOVERNMENT CITY PAIR
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CHECK-IN TIMES ARE 90 MINUTES PRIOR TO DEPARTURE
 FOR DOMESTIC FLIGHTS OR 120 MINUTES FOR INTERNATIONAL
 ELECTRONIC TICKET/S/ WILL BE ISSUED FOR THIS TRIP
 CHECKED BAGGAGE POLICIES VARY BASED ON CARRIER AND FINAL
 DESTINATION. FOR THE LATEST INFORMATION PLEASE CHECK
 WITH YOUR TRAVEL CONSULTANT OR THE AIRLINES WEBSITE.

05Jul/03:12PM



Estimated trip total

544.32 USD

Air	Car	Hotel	Rail	Other
204.40 USD		339.92 USD		

Fare details: Not guaranteed until ticketed

Vendor	Fare information	Refund restrictions before departure	Change restrictions after ticketing	Ticket information
Air AA2124 10Jul AA2120 11Jul	Total: USD 204.40	REFUND RESTRICTIONS MAY APPLY	CHANGE RESTRICTIONS MAY APPLY	

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including, without limitation, all cancellation fees. By utilizing the services represented by this itinerary, you agree to the foregoing and also agree that neither BCD Travel or its parent, affiliates, subsidiaries, partners, agents, and their respective officers, directors, employees, and representatives shall be or become liable for any loss, cost, expense, injury, accident, or damage to person or property resulting directly or indirectly from (i) the acts or omissions of Suppliers, including, but not limited to, delays or cancellation of services, cessation of operations, breakdown in machinery or equipment, or changes in fares, itineraries, or schedules; and/or (ii) acts of God, dangers incident to the sea, fires, acts of government or other authorities, wars, acts of terrorism, civil unrest, strikes, riots, thefts, pilferage, epidemics, quarantines, other diseases, climatic aberrations, or from any other cause beyond BCD Travel's control. Please see additional terms and conditions related to this itinerary at [Terms and Conditions](#)

Message

From: Approval Queue [ApprovalDaemon@conkursolutions.com]
Sent: 7/5/2018 8:04:03 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]; Woodward, Cheryl [Woodward.Cheryl@epa.gov]
Subject: Your request 'Trip from Washington to Boston' was approved.

This is a notification only - no action is required.

What is the status of my trip request?

Your request 'Trip from Washington to Boston' was approved.

Approved on 2018, July 05, Thursday at 04:04 pm Eastern Time by: MARDIKO ELLISON

Comments:

This is a system-generated email. Please do not reply.

Message

From: do-not-reply@concur solutions.com [do-not-reply@concur solutions.com]
Sent: 7/5/2018 8:04:04 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: ConcurGov Correspondence

WHEELER.ANDREW@EPA.GOV

Your Auth [Ex. 6] was just stamped APPROVED by
ELLISON, MARDIKO.

You can access ConcurGov at: <https://cge.concursolutions.com>

Message

From: do-not-reply@conkursolutions.com [do-not-reply@conkursolutions.com]
Sent: 7/5/2018 5:29:44 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]
Subject: ConcurGov Correspondence

WHEELER.ANDREW@EPA.GOV

Your Auth [Ex. 6] was just stamped AUTHORIZED by
WOODEN-AGUILAR, HELENA E.

You can access ConcurGov at: <https://cge.conkursolutions.com>

Message

From: Concur Travel [TravelWizard@concursolutions.com]
Sent: 7/5/2018 5:14:45 PM
To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]; Woodward, Cheryl [Woodward.Cheryl@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]
Subject: Concur Itinerary 07/10/2018: TRIP FROM WASHINGTON TO BOSTON [Ex. 6]
Attachments: fc4cc10f-c0ae-4372-bffc-a3dadbbe917f.gif; DCA-BOS.ics; BOS-DCA.ics; Sheraton Boston Hotel.vcf

Trip Overview

Trip Name: Trip from Washington to Boston

Start Date: July 10, 2018

End Date: July 11, 2018

Created: July 05, 2018, ANDREW WHEELER (Modified: July 05, 2018)

Description: Deputy Administrator Andrew Wheeler is visiting Region 1 for an all hands and site visit.

Agency Record Locator: [Ex. 6]

Passengers: Andrew R Wheeler

Total Estimated Cost: \$501.40 USD

Important: Reservations must be approved and ticketed no later than: 07/08/2018 1:30 PM Eastern
The trip will be automatically cancelled if it is not approved before the deadline.

Agency Name: BCD_EPA

Reservations

Tuesday, July 10, 2018



Flight Washington, DC (DCA) to Boston, MA (BOS)

American Airlines 2124

Departure: 03:30 PM

Seat: 18D (Confirmed)

Washington D.C. Ronald Reagan National Airport (DCA)

Confirmation: [Ex. 6]

Status: Confirmed

Air Frequent Flyer Number [Ex. 6]

Arrival: 05:13 PM

Boston Logan Intl Airport (BOS)

Additional Details

Distance: 398 miles

Emissions: 171.1 lbs CO₂

Cabin: Economy (Y)

Remarks

FOR UP TO DATE TRAVEL INFORMATION ON AIRLINE
CHECK-IN/RESTRICTIONS/LIMITATIONS/SECURITY.
PLEASE CHECK WWW.AA.COM



Sheraton Boston Hotel

39 Dalton St
Boston, Massachusetts, 02199
US
617-236-2000

Checking In: Tue Jul 10

Confirmation: [Ex. 6]

Room 1, Days 1, Guests 1

Status: Confirmed

Checking Out: Wed Jul 11

Frequent Guest Number:

Additional Information

Daily Rate: \$297.00 USD

Total Rate: \$297.00 USD

Room Details

Room Description: RoomDescriptionCodeJ2DGOV

Directions to Hotel from: Boston Logan Intl Airport

(Distance: 6.4 miles, Time: 15m 11s)

1. Depart (north) (0.3 miles/1m 29s)
2. Take ramp right for I-90 W / Mass Pike / Massachusetts Tpke / Ted Williams Tunnel toward Boston / Mass Pike / Williams Tunnel (2.2 miles/4m 2s)
3. At exit 25-24, take ramp right for I-93 South toward South Boston (1.9 miles/3m 30s)
4. At exit 18, take ramp right for Mass Ave toward Andrew Sq / Roxbury (0.3 miles/35s)
5. Bear right toward Mass Ave Connector (0.2 miles/37s)
6. Bear right onto Mass Ave Connector (0.2 miles/37s)
7. Turn right onto Massachusetts Ave (1.2 miles/3m 39s)
8. Turn right onto Clearway St (0.1 miles/25s)
9. Road name changes to Dalton St (217 feet/6s)
10. Road name changes to Clearway St (148 feet/6s)
11. Arrive at Clearway St (0 feet/0s)

Wednesday, July 11, 2018



Flight Boston, MA (BOS) to Washington, DC (DCA)

American Airlines 2120

Departure: 07:00 PM

Seat: 16C (Confirmed)

Boston Logan Intl Airport (BOS)

Confirmation:

Status: Confirmed

Air Frequent Flyer Number:

Arrival: 08:57 PM

Washington D.C. Ronald Reagan National Airport (DCA)

Additional Details

Distance: 398 miles

Emissions: 171.1 lbs CO₂

Cabin: Economy (Y)

Total Estimated Cost

Air

Airfare quoted amount: \$163.72 USD

Taxes and fees: \$40.68 USD

Air Total Price: \$204.40 USD

Hotel: \$297.00 USD

Total Estimated Cost: \$501.40 USD

TICKET NOT YET ISSUED. AIRFARE QUOTED IN ITINERARY IS NOT GUARANTEED UNTIL TICKETS ARE ISSUED.

Remarks

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TO ACCESS RELAY SERVICE- PROVIDE PHONE
NUMBER OF 1-866-964-1346 TO ACCESS TRAVEL

DUE TO RECENT CHANGES IN THE FY15 GOVERNMENT CITY PAIR
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PLEASE ENSURE ALL NECESSARY APPROVALS ARE PROCESSED IN
ACCORDANCE WITH YOUR AGENCY'S BUSINESS RULES BUT NO LESS
THAN 3 BUSINESS DAYS PRIOR TO DEPARTURE TO ENSURE TICKETING.
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RESERVATIONS REQUIRE SEPARATE AIR TICKETS.

Appointment

Subject: Flight# AA2120 from BOS -> DCA (1 hour and 57 mins.)

Start: 7/11/2018 11:00:00 PM

End: 7/12/2018 12:57:00 AM

Show Time As: Busy

Importance: High

Recurrence: (none)

Trip Overview

~~~~~  
Trip Name: Trip from Washington to Boston  
Start Date: July 10, 2018  
End Date: July 11, 2018  
Created: July 05, 2018, ANDREW WHEELER (Modified: July 05, 2018)  
Description: Deputy Administrator Andrew Wheeler is visiting Region 1 for an all hands and site visit.  
Agency Record Locator: Ex. 6  
Passengers: Andrew R Wheeler  
Total Estimated Cost: \$ 501.40 USD  
Important: Reservations must be approved and ticketed no later than: 07/08/2018 1:30 PM Eastern  
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Agency Name: BCD\_EPA

Reservations

~~~~~  
Tuesday, July 10, 2018

Flight Washington, DC (DCA) to Boston, MA (BOS)

American Airlines 2124

Departure: 03:30 PM
Seat: 18D (Confirmed)
Washington D.C. Ronald Reagan National Airport (DCA)
Arrival: 05:13 PM
Boston Logan Intl Airport (BOS)
Confirmation: Ex. 6
Status: Confirmed
Air Frequent Flyer Number: Ex. 6
Distance: 398 miles
Emissions: 171.1 lbs CO₂
Cabin: Economy (Y)
Remarks
FOR UP TO DATE TRAVEL INFORMATION ON AIRLINE
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PLEASE CHECK WWW.AA.COM

Sheraton Boston Hotel

~~~~~  
39 Dalton St  
Boston, Massachusetts, 02199  
US  
617-236-2000

Checking In: Tue Jul 10  
Room 1, Days 1, Guests 1  
Checking Out: Wed Jul 11  
Confirmation: Ex. 6  
Status: Confirmed  
Frequent Guest Number: Ex. 6  
Daily Rate: \$ 297.00 USD  
Total Rate: \$ 297.00 USD  
Room Details

Room Description: RoomDescriptionCodeJ2DGOV

Directions to Hotel from: Boston Logan Intl Airport  
(Distance: 6.4 miles, Time: 15m 11s)

- \* Depart (north) (0.3 miles/1m 29s)
- \* Take ramp right for I-90 W / Mass Pike / Massachusetts Tpke / Ted Williams Tunnel toward Boston / Mass Pike / Williams Tunnel (2.2 miles/4m 2s)
- \* At exit 25-24, take ramp right for I-93 South toward South Boston (1.9 miles/3m 30s)
- \* At exit 18, take ramp right for Mass Ave toward Andrew Sq / Roxbury (0.3 miles/35s)
- \* Bear right toward Mass Ave Connector (0.2 miles/37s)
- \* Bear right onto Mass Ave Connector (0.2 miles/37s)
- \* Turn right onto Massachusetts Ave (1.2 miles/3m 39s)
- \* Turn right onto Clearway St (0.1 miles/25s)
- \* Road name changes to Dalton St (217 feet/6s)
- \* Road name changes to Clearway St (148 feet/6s)
- \* Arrive at Clearway St (0 feet/0s)

Wednesday, July 11, 2018

Flight Boston, MA (BOS) to Washington, DC (DCA)

American Airlines 2120

Departure: 07:00 PM  
 Seat: 16C (Confirmed)  
 Boston Logan Intl Airport (BOS)  
 Arrival: 08:57 PM  
 Washington D.C., Ronald Reagan National Airport (DCA)  
 Confirmation: Ex. 6  
 Status: Confirmed  
 Air Frequent Flyer Number: Ex. 6  
 Distance: 398 miles  
 Emissions: 171.1 lbs CO<sub>2</sub>  
 Cabin: Economy (Y)

Total Estimated Cost

Air  
 Airfare quoted amount: \$ 163.72 USD  
 Taxes and fees: \$ 40.68 USD  
 Air Total Price: \$ 204.40 USD  
 Hotel: \$ 297.00 USD  
 Total Estimated Cost: \$ 501.40 USD

TICKET NOT YET ISSUED. AIRFARE QUOTED IN ITINERARY IS NOT GUARANTEED UNTIL TICKETS ARE ISSUED.  
Remarks

~~~~~  
 FOR 24/7 TRAVEL ASSISTANCE PLEASE CONTACT
 THE BCD TRAVEL TEAM AT 1-866-964-1346
 FOR OUTSIDE THE US CALL COLLECT 770-829-2609
 FOR THE HEARING IMPAIRED- PLEASE DIAL 711
 TO ACCESS RELAY SERVICE- PROVIDE PHONE
 NUMBER OF 1-866-964-1346 TO ACCESS TRAVEL

 DUE TO RECENT CHANGES IN THE FY15 GOVERNMENT CITY PAIR
 PROGRAM/PPP YOUR AIR RESERVATIONS ARE SUBJECT TO
 CANCELLATION BY THE AIRLINES IF NOT TICKETED AT LEAST
 48 HOURS PRIOR TO SCHEDULED DEPARTURE
 PLEASE ENSURE ALL NECESSARY APPROVALS ARE PROCESSED IN
 ACCORDANCE WITH YOUR AGENCY'S BUSINESS RULES BUT NO LESS
 THAN 3 BUSINESS DAYS PRIOR TO DEPARTURE TO ENSURE TICKETING.
 THIS 48 HOUR CANCELLATION RULE DOES NOT APPLY TO
 INTERNATIONAL RESERVATIONS UNLESS YOUR TRIP HAS DOMESTIC
 CONNECTIONS ON MORE THAN ONE AIRLINE OR THESE
 RESERVATIONS REQUIRE SEPARATE AIR TICKETS.

Appointment

Subject: Flight# AA2124 from DCA -> BOS (1 hour and 43 mins.)

Start: 7/10/2018 7:30:00 PM

End: 7/10/2018 9:13:00 PM

Show Time As: Busy

Importance: High

Recurrence: (none)

Trip Overview

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Trip Name: Trip from Washington to Boston

Start Date: July 10, 2018

End Date: July 11, 2018

Created: July 05, 2018, ANDREW WHEELER (Modified: July 05, 2018)

Description: Deputy Administrator Andrew Wheeler is visiting Region 1 for an all hands and site visit.

Agency Record Locator: Ex. 6

Passengers: Andrew R Wheeler

Total Estimated Cost: \$ 501.40 USD

Important: Reservations must be approved and ticketed no later than: 07/08/2018 1:30 PM Eastern

The trip will be automatically cancelled if it is not approved before the deadline.

Agency Name: BCD\_EPA

Reservations

~~~~~

Tuesday, July 10, 2018

Flight Washington, DC (DCA) to Boston, MA (BOS)

American Airlines 2124

Departure: 03:30 PM

Seat: 18D (Confirmed)

Washington D.C. Ronald Reagan National Airport (DCA)

Arrival: 05:13 PM

Boston Logan Intl Airport (BOS)

Confirmation: Ex. 6

Status: Confirmed

Air Frequent Flyer Number: Ex. 6

Distance: 398 miles

Emissions: 171.1 lbs CO₂

Cabin: Economy (Y)

Remarks

FOR UP TO DATE TRAVEL INFORMATION ON AIRLINE

CHECK-IN/RESTRICTIONS/LIMITATIONS/SECURITY.

PLEASE CHECK WWW.AA.COM

Sheraton Boston Hotel

39 Dalton St

Boston, Massachusetts, 02199

US

617-236-2000

Checking In: Tue Jul 10

Room 1, Days 1, Guests 1

Checking Out: wed Jul 11

Confirmation: Ex. 6

Status: Confirmed

Frequent Guest Number: Ex. 6

Daily Rate: \$ 297.00 USD

Total Rate: \$ 297.00 USD

Room Details

Room Description: RoomDescriptionCodeJ2DGOV

Directions to Hotel from: Boston Logan Intl Airport
(Distance: 6.4 miles, Time: 15m 11s)

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- * At exit 25-24, take ramp right for I-93 South toward South Boston (1.9 miles/3m 30s)
- * At exit 18, take ramp right for Mass Ave toward Andrew Sq / Roxbury (0.3 miles/35s)
- * Bear right toward Mass Ave Connector (0.2 miles/37s)
- * Bear right onto Mass Ave Connector (0.2 miles/37s)
- * Turn right onto Massachusetts Ave (1.2 miles/3m 39s)
- * Turn right onto Clearway St (0.1 miles/25s)
- * Road name changes to Dalton St (217 feet/6s)
- * Road name changes to Clearway St (148 feet/6s)
- * Arrive at Clearway St (0 feet/0s)

Wednesday, July 11, 2018

Flight Boston, MA (BOS) to Washington, DC (DCA)

American Airlines 2120

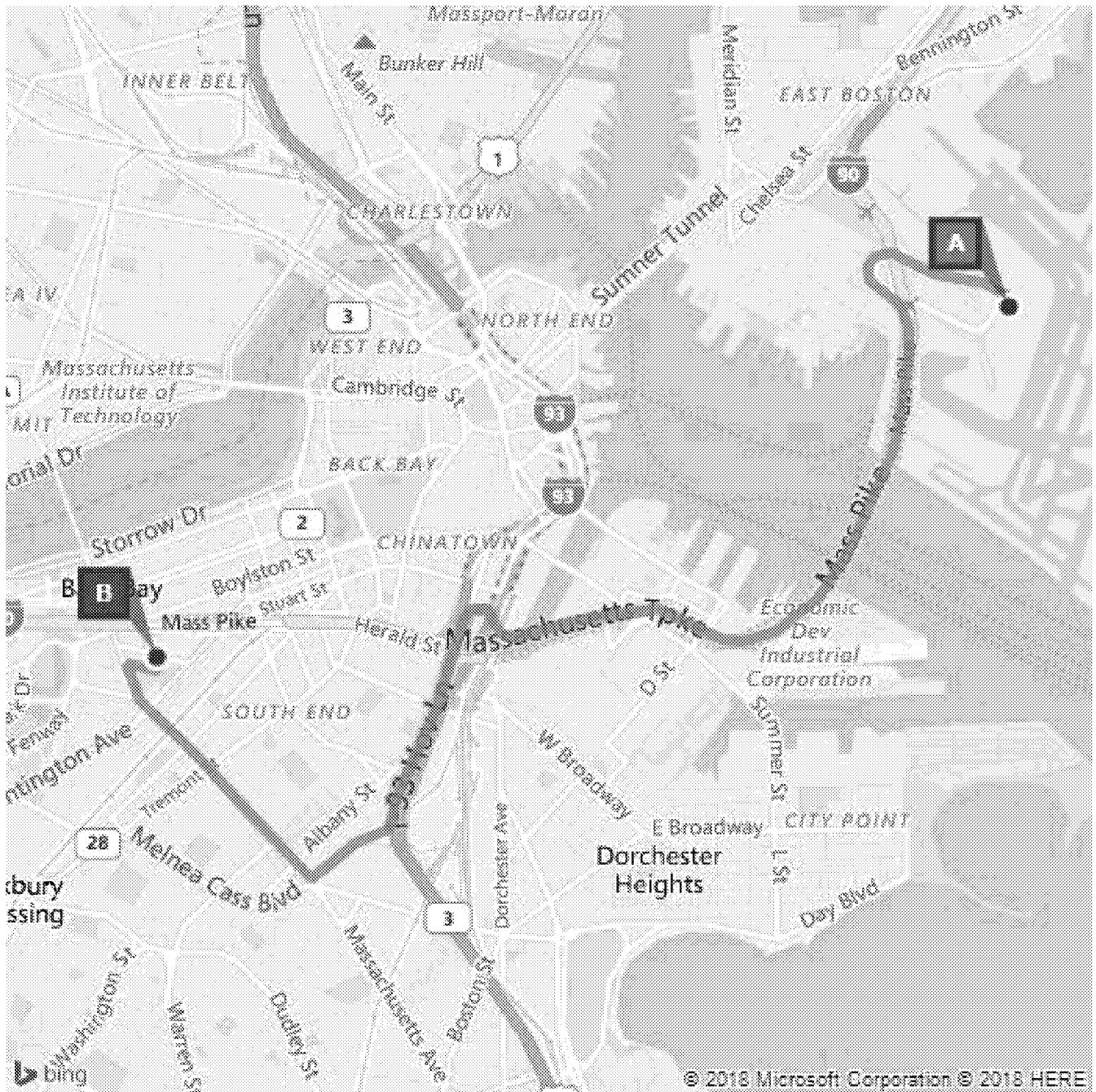
Departure: 07:00 PM
 Seat: 16C (Confirmed)
 Boston Logan Intl Airport (BOS)
 Arrival: 08:57 PM
 Washington D.C. Ronald Reagan National Airport (DCA)
 Confirmation: Ex. 6
 Status: Confirmed
 Air Frequent Flyer Number: Ex. 6
 Distance: 398 miles
 Emissions: 171.1 lbs CO₂
 Cabin: Economy (Y)

Total Estimated Cost

Air
 Airfare quoted amount: \$ 163.72 USD
 Taxes and fees: \$ 40.68 USD
 Air Total Price: \$ 204.40 USD
 Hotel: \$ 297.00 USD
 Total Estimated Cost: \$ 501.40 USD

TICKET NOT YET ISSUED. AIRFARE QUOTED IN ITINERARY IS NOT GUARANTEED UNTIL TICKETS ARE ISSUED.
Remarks

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 RESERVATIONS REQUIRE SEPARATE AIR TICKETS.  
 \*\*\*\*\*



Contact

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**Company:** Sheraton Boston Hotel

**Business Address:** 39 Dalton St., Boston, Massachusetts, 02199, US

**Business Phone:** 617-236-2000

**Phone:**

**Fax Number:** 617-236-1702

Checkin Time: 15:00

Checkout Time: 12:00

**Directions to Hotel:**

Direction To The Property From Airport Bos - Take The Sumner Tunnel In The Right Lane To Storrow Drive/exit 26. Follow For 2 Miles And Then Take The Fenway Exit/left Exit. Bear Left Following /boylston Street Inbound/ And At The Fifth Light Make A Right Onto Dalton Street. Approximately 6 Miles From The Airport.

Message

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**From:** do-not-reply@concurolutions.com [do-not-reply@concurolutions.com]  
**Sent:** 7/6/2018 10:55:44 AM  
**To:** Wheeler, Andrew [wheeler.andrew@epa.gov]  
**Subject:** ConcurGov Correspondence

WHEELER.ANDREW@EPA.GOV

A Concur document for ANDREW WHEELER, Ex. 6 Auth with a trip departure date of 07/10/18 has been stamped CREATED by ANDREW WHEELER and is now awaiting your action.

You can access ConcurGov at: <https://cge.concurolutions.com>





Message

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**From:** do-not-reply@concurolutions.com [do-not-reply@concurolutions.com]  
**Sent:** 7/6/2018 10:55:46 AM  
**To:** Wheeler, Andrew [wheeler.andrew@epa.gov]  
**Subject:** ConcurGov Correspondence

WHEELER.ANDREW@EPA.GOV

Your Auth [Ex. 6] was just stamped CREATED by ANDREW WHEELER.

You can access ConcurGov at: <https://cge.concurolutions.com>



Message

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**From:** fmc-customer@epa.gov [fmc-customer@epa.gov]  
**Sent:** 7/6/2018 10:01:00 AM  
**To:** Wheeler, Andrew [wheeler.andrew@epa.gov]  
**Subject:** Travel Voucher Payment

**Importance:** High

WHEELER, ANDREW R.,

Your Servicing Finance Office certified the following travel voucher on 07/06/2018.

TA# : Ex. 6  
Travel Dates: 05/17/2018 - 05/17/2018  
DCN : Ex. 6  
Amount : \$44.25  
Travel Sys : CONCUR  
TV# : Ex. 6

This payment should be credited to your account by your financial institution within two to three work days from the date of certification. If you have any questions please contact the Cincinnati Finance Center Customer Assistance Staff on (513)487-2346.

Message

**From:** EPA@BCDTRAVEL.COM [EPA@BCDTRAVEL.COM]  
**Sent:** 7/5/2018 4:05:57 PM  
**To:** Wheeler, Andrew [wheeler.andrew@epa.gov]; Burton, Tamika [burton.tamika@epa.gov]  
**Subject:** Authorization Required: Travel for Wheeler/Andrew R \* Travel date – 10Jul18 **Ex. 6**



**Name:** WHEELER/ANDREW R  
**Locator:** **Ex. 6**  
**Travel Date:** 10Jul  
**Booking Pcc:** **Ex. 6**

**Please ensure that your travel authorization is approved at least 72 hour prior to departure to enable ticketing and avoid possible cancellation.**

| <b>Travel Summary</b> |         |                       |           |                   |            |
|-----------------------|---------|-----------------------|-----------|-------------------|------------|
| Date                  | From/To | Flight/Vendor         | Status    | Depart/Arrive     | Class/Type |
| 07/10/2018            | DCA-BOS | AA 2124               | Confirmed | 03:30 PM/05:13 PM | Economy/Y  |
| 07/10/2018            | BOS     | Sheraton Boston Hotel | Confirmed | 07/10-07/11       |            |
| 07/11/2018            | BOS-DCA | AA 2120               | Confirmed | 07:00 PM/08:57 PM | Economy/Y  |

| <b>Hotel</b>                                                                   |                                   |                                        |
|--------------------------------------------------------------------------------|-----------------------------------|----------------------------------------|
| <b>Sheraton Boston Hotel</b>                                                   |                                   | Confirmation <b>Ex. 6</b>              |
|                                                                                |                                   | Loyalty Number                         |
| Address 39 Dalton Street, Boston, MA 02199, United States<br>+1 (617) 236-2000 |                                   |                                        |
| Check In<br>Tuesday<br>July 10 2018                                            | Rate per night<br><b>1 nights</b> | Check Out<br>Wednesday<br>July 11 2018 |

USD 297.00 plus tax and any  
additional fees  
Confirmed

✈ CO2 Emissions Per night is approximately 63.8 lbs/29 kgs

Number of Rooms 1

Guaranteed Yes

Cancellation Policy CXL AFTR 07 JUL 2018 TM 18:00 PENALTY : 297.00



Flight

Total duration  
1 h 43 min

**American Airlines AA2124**

Airline Record Locator

Loyalty Number

**Ex. 6**

**DCA**

Ronald Reagan National  
Washington, District of  
Columbia, United States



1 h 43 min  
398 miles  
640.382 kilometers

**BOS**

Logan International  
Boston, Massachusetts, United  
States

Departure  
Tuesday  
July 10 2018  
**3:30 PM**  
Terminal C

Seat  
**18D (Non smoking,  
Aisle) Confirmed**  
Economy  
Confirmed

Arrival  
Tuesday  
July 10 2018  
**5:13 PM**  
Terminal B

✈ CO2 Emissions: 175.12 lbs/79.6 kgs  
Non-stop



Total duration  
1 h 57 min

**American Airlines AA2120**

Airline Record Locator **Ex. 6**  
Loyalty Number

**BOS**

**DCA**



1 h 57 min  
398 miles  
640.382 kilometers

Logan International  
Boston, Massachusetts, United States

Ronald Reagan National  
Washington, District of Columbia, United States

Departure  
Wednesday  
July 11 2018  
**7:00 PM**  
Terminal B

Seat  
**16C (Non smoking,  
Aisle) Confirmed**  
Economy  
Confirmed

Arrival  
Wednesday  
July 11 2018  
**8:57 PM**  
Terminal C

✈ CO2 Emissions: 175.12 lbs/79.6 kgs  
Non-stop

**Remarks**

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\*\*\*\*\*

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\*\*\*\*\*

Email generated on 05Jul/4:05 PM UTC

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