

Gina McCarthy/DC/USEPA/US To
Sent by: Addie Johnson cc
08/17/2010 10:48 AM bcc
Subject ALA discussion on E-15

Meeting

Date 09/01/2010
Time 01:15:00 PM to 02:00:00 PM
Chair Gina McCarthy
Invitees
Required Don Zinger; JNolen; John Hannon; Karl Simon; Lawrence Elworth; Lori Stewart; Margo Oge; PBillings
Optional Amit Srivastava; Cate Hight; Cindy Huang; Gladys Bryant-Akers
FYI
Location Room 5415, [REDACTED]
[REDACTED]

American Lung Association - Paul Billings
NACAA Bill Becker and/or Nancy Kruger
Sierra Club Jesse Prentice Dunn
California Brian Turner
OPEI Kris Kiser James McNew and Bill Guerry
NMMA Mathew Dunn

From: Paul Billings <PBillings@lungusa.org>
To: "'Huang.Cindy@epamail.epa.gov'" <'Huang.Cindy@epamail.epa.gov'>
Cc: Janice Nolen <JNolen@lungusa.org>
Date: 07/27/2010 08:09 AM
Subject: Meeting Request with Gina McCarthy

Good Morning

On behalf of the diverse group of environmental, state and industry signers of this letter, we would like to request a meeting with Assistant Administrator McCarthy to discuss our concerns about potential misfueling of E15 if EPA grants a waiver such fuel. We would look to the weeks of August 16 or 23 for potential dates/times.

Thank you
Paul Billings

Paul G. Billings
Vice President National Policy & Advocacy American Lung Association
1301 Pennsylvania Ave NW Suite 800
Washington, DC 20004-1725
Phone: 202-785-3355 x 3988
Fax: 202 -452-1805
pbillings@lungusa.org

Janet McCabe/DC/USEPA/US
Sent by: Addie Johnson

To
cc

03/02/2011 02:38 PM

bcc

Subject Follow-up call Avenal

Meeting

Date 03/03/2011

Time 05:30:00 PM to 06:00:00 PM

Chair Janet McCabe

Invitees

Required Brian Doster; Deborah Jordan; Joanne.Spalding; Narayan.sanjay; Richard
Wayland; Scott Mathias; Steve Page

Optional

FYI

Location [REDACTED] c/c [REDACTED] [REDACTED]

OK. Would 11 eastern on the morning of 2/25 work for you? Are you 2 or 3 hours behind eastern time? and will the call be just with Sanjay or will there be others included?

I've copied Addie Johnson, who keeps my calendar, so if we need to go back and forth to find a good time, it's best to work through her.

Thanks,

Janet

-----Joanne Spalding <Joanne.Spalding@sierraclub.org> wrote: -----

To: Janet McCabe/DC/USEPA/US@EPA
From: Joanne Spalding <Joanne.Spalding@sierraclub.org>
Date: 02/18/2011 03:28PM
Cc: Sanjay Narayan <Sanjay.Narayan@sierraclub.org>
Subject: Follow-up call

Janet,

We would like to schedule a call to follow up on our conversation. Sanjay will participate for the Sierra Club, so you two can pick a time.

Best,

Joanne

Joanne Spalding
Managing Attorney
Sierra Club
85 Second Street, Second Floor
San Francisco, CA 94105
415-977-5725
415-977-5793 (Fax)
joanne.spalding@sierraclub.org

Gina McCarthy/DC/USEPA/US

To

Sent by: Addie Johnson

cc

07/27/2010 05:20 PM

bcc

Subject Meeting with NRDC, Earth Justice, ALA

Meeting

Date 07/28/2010

Time 09:15:00 AM to 10:00:00 AM

Chair Gina McCarthy

Invitees

Required Anna Wood; Janet McCabe; JNolen; Lydia Wegman; Rob Brenner; Scott Mathias; Steve Page

Optional Addie Johnson; Amit Srivastava; Don Zinger; Jean Walker; Lala Alston; Mary Resendez; Ross Natoli

FYI

Location ARN 5400 (VIDEO) Conference:

1- [REDACTED] Access:
[REDACTED]

Janice Nolen, American Lung Association

David Baron, Earthjustice

John Walke, NRDC

Mark MacLeod, Environmental Defense Foundation

Vickie Patton, EDF (on the phone from Colorado)

This is to discuss the timing issues of the ozone NAAQS with her.

Thank you,
Janice

Janice E. Nolen
Assistant Vice President
National Policy and Advocacy
American Lung Association
jnolen@LungUSA.org
1301 Pennsylvania Ave NW, Suite 800
Washington, DC 20004-1725
P 202-785-3355
C 202-486-0285
F 202-452-1805

Hi Cindy,

We would like to meet with Gina McCarthy and Janet McCabe on the ozone standard, to follow up on the discussions we had with them on July 9th. I'd be joined by John Walke of NRDC, David Baron of Earthjustice, and Vickie Patton of EDF on the phone.

We all have time available these days:

7/22 Thursday afternoon between 1 and 3 PM

7/23 Friday afternoon between 3:30 - 5 PM

7/26 Monday anytime

7/27 Tuesday after 2 PM

7/28 Anytime

Thank you,

Janice

Alan Rush/DC/USEPA/US
04/29/2010 02:25 PM

To Beth Craig
cc John Millett, Steve Page, Jeffrey Clark, Mary Henigin
bcc
Subject Re: Fw: Oil Burning

Beth,

We have a risk assessment call in 40 minutes at 3 PM, I'll let you all know what comes out of that discussion and will make sure that ALA and other NGOs are a part of the stakeholders they connect with.

Alan

Beth Craig Alan, please connect with Connie and... 04/29/2010 02:10:25 PM

From: Beth Craig/DC/USEPA/US
To: "Alan Rush" <rush.alan@epa.gov>
Cc: John Millett/DC/USEPA/US@EPA, page.steve
Date: 04/29/2010 02:10 PM
Subject: Fw: Oil Burning

Alan, please connect with Connie and Dana.

Please let Steve and I know if reinforcements are needed. Thanks, Beth

Sent by EPA Wireless E-Mail Services

From: Gina McCarthy
Sent: 04/29/2010 02:00 PM EDT
To: Beth Craig
Cc: "Don Zinger" <Zinger.Don@EPA.GOV>; "Steve Page" <Page.Steve@Epa.GOV>
Subject: Fw: Oil Burning

Beth - can you ask Alan to have the EOC connect with ALA (Paul's info is below) per Bob P's request. (b) (5)

DP

From: Bob Perciasepe
Sent: 04/29/2010 01:48 PM EDT
To: Gina McCarthy
Subject: Fw: Oil Burning

Gina.

This from Paul.
I told him you would follow up.
Bob Perciasepe
Office of the Administrator
(o)202 564 4711

(b) (6)

From: Paul Billings [PBillings@lungusa.org]

Sent: 04/29/2010 01:45 PM AST

To: Bob Perciasepe

Subject: Oil Burning

Thanks for sharing the information with me last night

If asked, here is what we are saying to the media and the public

- The American Lung Association is deeply concerned about the health threats presented by air emissions from the Gulf Coast oil spill and subsequent burning.
- These emissions could lead to adverse health effects, especially for children, older adults, and people with chronic lung disease, heart diseases and diabetes. However, it can even harm healthy adults. Health effects can include coughing, wheezing and shortness of breath, as well as more serious effects that could be life-threatening, such as asthma attacks and heart attacks.
- We offer the following guidance to Gulf Coast residents to protect your lung health:
 - Identify how local authorities will notify you during a disaster and how you will get information, whether through local radio, TV or NOAA Weather Radio stations or channels.
 - Children, older adults and individuals with lung disease or other chronic conditions are particularly at risk. If you or a family member are in one of these groups, be sure to prepare with your doctor or health care provider steps you can take if the air quality worsens in your area. Check with your doctor or healthcare provider if you are experiencing breathing difficulty. In an emergency, dial 9-1-1.
 - Stay indoors and reduce physical activity outdoors as long as unhealthy air conditions continue. Close windows, doors and fireplace dampers; use air conditioners on the recirculation setting so outside air will not be moved into the room.
- The American Lung Association also urges governments to move swiftly to protect lung health, and suggests the following:
 - We are encouraging the U.S. Environmental Protection Agency (EPA), and the impacted states to deploy air pollution monitors to detect harmful gases, particulate matter and hazardous air pollutants resulting from the oil spill and any burning of the oil.
 - We are urging the EPA, Department of Homeland Security, states and local governments to inform the public and the medical and public health community about the potential health threats. We recommend these agencies update the public rapidly as the situation changes.
 - Finally, the EPA, Department of Homeland Security, states and local governments must inform the public about what steps should be taken to reduce or mitigate the health threat posed by any emissions from the oil spill or burn.

Reactive use only, should you receive any questions regarding wearing masks:

Particle masks (N95) will help protect against some particles but not fumes. These masks may be useful for people with lung disease in the event of dense smoke from an oil burn. Ordinary medical masks may be better than nothing but not likely to be adequate.

Paul G. Billings
Vice President National Policy & Advocacy
American Lung Association
1301 Pennsylvania Ave NW Suite 800
Washington, DC 20004-1725
Phone: 202-785-3355 x 3988
Fax: 202 -452-1805
pbillings@lungusa.org



Alex Barron/DC/USEPA/US
04/04/2011 01:42 PM

To Alexander Cristofaro, Lesley Schaaff
cc Nicole Owens, Shannon Kenny, Robin Kime
bcc

Subject Fw: Blue Green Coalition and Chemiscal Disaster Prevention

Is there anyone in ORPM who knows a lot about chem security issues? I am trying to prep Michael for this meeting on Thursday.

Alex

----- Forwarded by Alex Barron/DC/USEPA/US on 04/04/2011 01:41 PM -----

----- Forwarded by Alex Barron/DC/USEPA/US on 03/29/2011 02:41 PM -----

>> From: Rick Hind <rick.hind@greenpeace.org>
>> To: Heidi Ellis/DC/USEPA/US@EPA
>> Date: 03/22/2011 12:54 PM
>> Subject: MTG. REQ ON CHEMICAL DISASTER PREVENTION

>>

>> Dear Heidi,

>>

>> **On behalf of our blue-green coalition we would like to request a
> meeting**

>> **with Administrator Jackson about a regulator proposal we have made to**

>> **Office of Air and Water leaders including Gina McCarthy, Debbie**

>> **Dietrich, Dana Tulis, Cynthia Dougherty as well as Deputy**

> **Administrator**

>> **Bob Perciasepe.**

>>

>> To the credit of the EPA and Department of Homeland Security, the

> Obama

>> administration has consistently taken urged Congress to require the
> use

>> safer chemical processes at high risk chemical plants:

>>

>

[http://homeland.house.gov/sites/homeland.house.gov/files/Testimony%20Beers_1.p
df](http://homeland.house.gov/sites/homeland.house.gov/files/Testimony%20Beers_1.pdf)

>

>>

>> http://www.dhs.gov/files/programs/gc_1176736485793.shtm

>>

> http://www.epa.gov/ocir/hearings/testimony/111_2009_2010/2010_0303_pss.pdf

>

>>

>>

>> After passing H.R. 2868 in the House in 2009, chemical security and

>> disaster prevention legislation died in the Senate in 2010. The

>> prospects for truly protective legislation look no better this year.

>> More than 100 groups support this legislation including the AFL-CIO,

>> United Auto Workers, United Steel Workers, Communications Workers of

>> America, Teamsters, Sierra Club, Environmental Defense Fund,

> Physicians

>> for Social Responsibility, U.S. Public Interest Research Group, Clean

>> Water Action, OMB Watch, League of Conservation Voters, etc.

>>

>> As result our blue-green coalition would like to meet with
> Administrator
>> Jackson and other EPA leaders to discuss regulatory options with you
> and
>> any other relevant Agency staff you recommend. For example, we would
>> like to explore the use of the Clean Air Act's general duty clause in
>> section 112 (r) (1). As you may know, this authority was cited by the
>> EPA in their 2002 proposal led by former Deputy Administrator Linda
>> Fisher (now
>> VP at DuPont).
>>
>> We think the current EPA could improve on the 2002 proposal but what's
>> most promising is the priority given to hazard reduction such as:
>> "Making chemical processes inherently safer by reducing quantities of
>> hazardous chemicals handled or stored, substituting less hazardous
>> chemicals for extremely ones or otherwise modifying the design of a
>> process to reduce or eliminate chemical hazards."
>>
>> For more details on this proposal I've attached documents from the
> EPA's
>> 2002 proposal which include:
>> -- EPA's roll out plan at the White House
>> -- EPA proposed guidance referencing the general duty clause &
>> inherently safer technologies
>> -- EPA Q&A on the program
>> -- Draft Announcement by Administrator Whitman
>> -- A slide presentation given by Deputy Administrator Linda Fisher
>>
>> Below are a few sobering examples of why such preventive action is so
>> urgently needed:
>>
>> On February 24thH ABC News reported on the the hazards posed by U.S.
>> refineries:
>>
>>
>
<http://abcnews.go.com/Blotter/hydrofluoric-acid-risk-oil-refineries/story?id=12985686&page=1>
>
>>
>>
>> The November 15, 2010 Washington Post, reported that the Lashkar
>> terrorist organization that committed the 2008 attacks in in Mumbai,
>> India, asked a now convicted U.S. ally to "conduct surveillance of an
>> unnamed chemical plant in MARYLAND." The request shows that Lashkar
> was
>> gathering intelligence on U.S. targets as early as 2001.
>>
> <http://tpmlivewire.talkingpointsmemo.com/2010/11/the-man-behind-mumbai.php>
>
>>
>>
>> On November 9, 2010, "A man crashed his sport-utility vehicle through
> an
>> entrance gate at a plant in Clute and sped through the facility while
>> shouting, 'We're' all gonna die!' before the SUV slammed into an
>> 18-wheeler outside the gate."
>> <http://www.chron.com/disp/story.1/bizarre/7287659.html>
>>
>> A November 9, 2010 explosion occurred at a NY duPont killed one

> worker:
>>
>
>
<http://www.jems.com/article/news/fatal-explosion-ny-chemical-plhttp://www.wben.com/One-Dead--One-Injured-In-Explosion-at-DuPont-Tonaw/8537114>
>
>>
>>
>
>
<http://www.washingtonexaminer.com/nation/chemical-tank-explodes-at-western-new-york-dupont-plant-killing-1-injuring-1-106974728.html>
>
>>
>>
>> On October 13, 2010, Homeland Security staff that over see chemical
>> security said, "the U.S. intelligence community has changed its
> estimate
>> of that threat. . . .We are in a new threat environment
> domestically..."
>>
>
>
<http://secprodonline.com/articles/2010/10/13/dhs-official-cfacts.aspx?admgarea=News>
>
>>
>>
>> On August 2, 2010, two men were convicted of plotting to blow up
>> jet-fuel tanks at John F. Kennedy International Airport, a plan
>> authorities said was meant to outdo the Sept. 11, 2001, attacks.
>>
>
>
<http://www.washingtontimes.com/news/2010/aug/2/ny-jury-convicts-2-jfk-airport-tank-blast-plot/?page=1>
>
>>
>>
>> And the following are a few of reasons why such an initiative would
> also
>> be popular:
>>
>> SAFER CHEMICAL PROCESSES MEAN MORE JOBS
>> An independent economic analysis by Management Information Services,
>> Inc. (MISI) showed that the House-passed chemical security bill (H.R.
>> 2868) would actually have created 8,000 jobs and leveraged nearly \$2
>> billion in economic stimulus. The two sectors of the economy that will
>> benefit the most include publicly-owned water treatment plants. For a
>> copy of the report & supporting documents go to:
>> <http://www.misi-net.com/publications.html>
>>
>> HUNDREDS OF PLANTS HAVE CONVERTED & SAVED MONEY
>> Even though the Congressional Research Service identified 484 plants
>> that each put 100,000 or more people at risk, others have converted
> and
>> and often yielded savings. Unfortunately at the current pace voluntary
>> conversion will take decades and there is no priority given to the
>> highest risk facilities. List of converted plants at:
>>
>
>
http://www.americanprogress.org/issues/2010/03/chemical_security_factsheet.htm
1

>
>>
>>
>> CLOROX IS CONVERTING ALL OF ITS U.S. PLANTS
>> In November 2009, The Clorox Company announced plans to convert all of
>> their U.S. facilities from ultra-hazardous chlorine gas to liquid
> bleach
>> to "strengthen our operations and add another layer of security,"
>> according to their CEO Don Knauss. Clorox also indicated that these
>> changes "won't affect the size of the company's workforce."
>>
> <http://investors.thecloroxcompany.com/releasedetail.cfm?ReleaseID=420583>
>>
>> DOW CHEMICAL IS CONVERTING ITS NORTHERN CA PLANT
>> In December 2008, Dow Chemical announced a partnership with K2 Pure
>> Solutions that will eliminate the chlorine gas risks at their
>> Pittsburgh, CA plant and create 40 permanent jobs and approximately
> 300
>> construction jobs. www.k2pure.com
>>
>> THE RAIL ROADS SUPPORT A REQUIREMENT FOR HIGH RISK PLANTS TO CONVERT
>> The Association of American Railroads has also called for disaster
>> prevention saying, "It's time for the big chemical companies to do
> their
>> part to help protect America. They should stop manufacturing dangerous
>> chemicals when safer substitutes are available. And if they won't do
>> it, Congress should do it for them..."
>>
>
<http://www.aar.org/KeyIssues/~media/aar/backgroundpapers/hazmattransportationbyrailanunfairliability.ashx>
>
>>
>>
>> Thank you. We look forward to meeting at your earliest convenience.
>>
>> Sincerely,
>>
>> Rick
>> --
>> Rick Hind
>> Legislative Director, Greenpeace
>> 702 H Street, NW #300
>> Washington, DC 20001
>> (202) 319-2445 (direct)
>> (202) 413-8513 (cell)
>> (202) 462-1177 (switch board)
>> (202) 462-4507 (fax)
>> rick.hind@wdc.greenpeace.org
>> www.greenpeaceusa.org
>>
>> (See attached file: EPACChemSecurityRolloutJune02.pdf) (See attached
> file:
>> EPA 2002 Chem Sec Slide Proposal.pdf)
>
> --
> Rick Hind
> Legislative Director, Greenpeace
> 702 H Street, NW #300
> Washington, DC 20001

> (202) 319-2445 (direct)
> (202) 413-8513 (cell)
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>
>

--

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Legislative Director, Greenpeace
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Alex Barron/DC/USEPA/US

10/05/2012 09:15 AM

To Bryan Hubbell

cc

bcc

Subject San Diego Op ed

----- Forwarded by Alex Barron/DC/USEPA/US on 10/05/2012 09:15 AM -----

From: Sandy Germann/RTP/USEPA/US
To: Michael Goo/DC/USEPA/US@EPA, Shannon Kenny/DC/USEPA/US@EPA, Robin Kime/DC/USEPA/US@EPA, Alex Barron/DC/USEPA/US@EPA, Al McGartland/DC/USEPA/US@EPA, Alexander Cristofaro/DC/USEPA/US@EPA, Nancy Ketcham-Colwill/DC/USEPA/US@EPA, John Frece/DC/USEPA/US@EPA, Joel Scheraga/DC/USEPA/US@EPA, Bicky Corman/DC/USEPA/US
Date: 10/05/2012 08:23 AM
Subject: AIR POLLUTION HEALTH RISKS NOT AS DIRE AS CLAIMED

Opinion in San Diego Union Tribune by James Enstrom, Ph.D., M.P.H., epidemiological researcher at UCLA School of Public Health's who's described as an "expert in the health effects of air pollution in California." He takes issue with American Lung Association's findings in new "State of the Air 2012" report.

AIR POLLUTION HEALTH RISKS NOT AS DIRE AS CLAIMED

Outlet Full Name: U-T San Diego - Online

News Text: Contrary to what some may think, AB 32, the "Global Warming Solutions Act of 2006," has nothing to do with air pollution as it has been classically defined. AB 32 is the California Legislature's attempt to deal with the worldwide problem of global warming by using regulations and market mechanisms ("cap-and-trade") to reduce greenhouse gas emissions in California to 1990 levels by 2020.

A recent U-T San Diego commentary, "Clean air and AB 32 help to keep us healthy," presents a highly inaccurate view of air pollution health effects in San Diego County and California. In particular, the author, Mike Welch, M.D., incorrectly claims that "AB 32 is an essential part of cleaning up California's air, and is critical to protecting public health from air pollutants that make people sick and shorten lives."

Greenhouse gases, primarily CO₂, have only recently been considered by some to be a form of air pollution. However, CO₂ certainly does not have the public health risks of classical air pollutants. Indeed, a normal level of CO₂ in the lungs and arterial blood (about 40 mm Hg or about 5 percent of total air at sea level) is imperative for human health.

Because of the adverse economic impact of new greenhouse gas regulations, Proposition 23, a voter initiative to suspend AB 32 until the California economy recovers, was placed on the November 2010 ballot. Proposition 23 was defeated in large part because advocacy organizations like the American Lung Association misrepresented it as an effort to suspend air pollution regulations in California. The official ballot arguments signed by the ALA contained inflammatory and false statements like "Prop. 23 is a DIRTY ENERGY PROPOSITION that MEANS MORE AIR POLLUTION and INCREASED HEALTH RISKS - Vote NO."

The ALA has also misrepresented air pollution health effects in California in its report, "State of the Air 2012." San Diego County is listed as one of the most polluted counties in America based on its measured levels of ozone and fine particulate matter (PM2.5) relative to the National Ambient Air Quality Standards (NAAQS). The NAAQS were set by the U.S. Environmental Protection Agency (EPA) years ago based on the EPA assessment of the national health effects associated with these pollutants. However, there is now overwhelming evidence that the health effects of these pollutants in California are minimal and that the NAAQS are not applicable to California and San Diego County.

Since 2000, 10 separate analyses of five major cohorts of Californians have shown that there is NO relationship between PM2.5 and total mortality (also known as "premature deaths") in California. One of these analyses was led by UC Berkeley Professor Michael Jerrett and was based on about 75,000 California adults in the American Cancer Society Cancer Prevention Study cohort. The results of this 2011 analysis found that criteria pollutants (PM2.5, PM10, ozone, NO2 and sulfate) were not related to total mortality during 1982-2000.

These findings have been independently assessed by several qualified scientists and are summarized in a 2011 "Dust and Death" commentary by statistician Matt Briggs, Ph.D. There is some confusion regarding these findings because PM2.5 shows positive associations with cardiovascular diseases and negative associations with cancer and other diseases. But the association with all deaths is null, meaning there are no "premature deaths" due to PM2.5. Unfortunately, these California-specific analyses are not mentioned in "State of the Air 2012," as they should have been.

California is a very healthy state that has already reduced air pollution down to safe levels. Based on the most recent (2009) mortality statistics from the CDC WONDER database, San Diego County had an age-adjusted total death rate that was 15 percent below the U.S. death rate. This death rate was lower than the death rate in every state except Hawaii. In addition, San Diego County had an asthma death rate that was 30 percent below the U.S. asthma death rate. Indeed, only 22 of the 19,177 deaths in San Diego County during 2009 were due to asthma.

While Dr. Welch's efforts to help children with asthma are highly laudable, they do not justify the misstatements he has made regarding AB 32 and air pollution health effects in California and San Diego County.

Enstrom, Ph.D., M.P.H., has been conducting epidemiologic research at the UCLA School of Public Health since 1973. He is an expert in the health effects of air pollution in California.

Alex Barron/DC/USEPA/US
01/25/2012 02:39 PM

To Elizabeth Kopits
cc
bcc
Subject Re: Fw: Invitation: Option Selection: Oil and Natural Gas NSPS and NESHAP with the Administrator (Feb 1 10:00 AM EST in Bullet Room)

Will give you a call on the scch4 issue.

A

Elizabeth Kopits

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

From: Elizabeth Kopits
Sent: 01/25/2012 02:33 PM EST
To: Alex Barron
Cc: Paul Balserak; Al McGartland; Nathalie Simon
Subject: Re: Fw: Invitation: Option Selection: Oil and Natural Gas NSPS and NESHAP with the Administrator (Feb 1 10:00 AM EST in Bullet Room)
Hi Alex,

Thanks for forwarding. I was on the original invite too. Will there be a pre-brief for Michael?

(b) (5) DP
[Redacted]

[Redacted]

[Redacted]

Elizabeth

Alex Barron FYI ----- Forwarded by Alex Barron/DC/... 01/25/2012 11:11:11 AM

From: Alex Barron/DC/USEPA/US
To: Elizabeth Kopits/DC/USEPA/US@EPA
Date: 01/25/2012 11:11 AM
Subject: Fw: Invitation: Option Selection: Oil and Natural Gas NSPS and NESHAP with the Administrator (Feb 1 10:00 AM EST in Bullet Room)

FYI

----- Forwarded by Alex Barron/DC/USEPA/US on 01/25/2012 11:10 AM -----

From: Robin Kime/DC/USEPA/US
To: Alexander Cristofaro/DC/USEPA/US@EPA, Lesley Schaaff/DC/USEPA/US@EPA, Alex Barron/DC/USEPA/US@EPA, Shannon Kenny/DC/USEPA/US@EPA, Paul Balsarak/DC/USEPA/US@EPA
Cc: Michael Goo/DC/USEPA/US@EPA
Date: 01/25/2012 11:08 AM
Subject: Fw: Invitation: Option Selection: Oil and Natural Gas NSPS and NESHAP with the Administrator (Feb 1 10:00 AM EST in Bullet Room)

----- Forwarded by Robin Kime/DC/USEPA/US on 01/25/2012 11:06 AM -----

Invitation: Option Selection: Oil and Natural Gas NSPS and NESHAP with the Administrator

Wed 02/01/2012 10:00 AM - 10:45 AM

Attendance is **optional** for Robin Kime

Chair: **scheduling**
Sent By: **Ryan Robison/DC/USEPA/US**
Location: **Bullet Room**

scheduling has invited you to a meeting. You have not yet responded.

Required:

Al Armendariz/R6/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Cynthia Giles-AA/DC/USEPA/US@EPA, Dennis McLerran/R10/USEPA/US@EPA, Don Zinger/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA, James Gibson/DC/USEPA/US@EPA, Janet McCabe/DC/USEPA/US@EPA, Jared Blumenfeld/R9/USEPA/US@EPA, Joseph Goffman/DC/USEPA/US@EPA, Judith Enck/R2/USEPA/US@EPA, Lisa Garcia/DC/USEPA/US@EPA, Lorie Schmidt/DC/USEPA/US@EPA, Michael Goo/DC/USEPA/US@EPA, Paul Anastas/DC/USEPA/US@EPA, Peter Tsigotis/RTP/USEPA/US@EPA, Ron Slotkin/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Shawn Garvin/R3/USEPA/US@EPA, Steve Page/RTP/USEPA/US@EPA, Susan Hedman/R5/USEPA/US@EPA, US@EPA

Optional:

Abigail Gaudario/R9/USEPA/US@EPA, Amy Branning/DC/USEPA/US@EPA, Andrea Westenberger/R10/USEPA/US@EPA, Bonnie Weinbach/R2/USEPA/US@EPA, Bruce Moore/RTP/USEPA/US@EPA, Carl Daly/R8/USEPA/US@EPA, Carla Veney/DC/USEPA/US@EPA, Cindy Huang/DC/USEPA/US@EPA, David Cozzie/RTP/USEPA/US@EPA, Debbie Jourdan/R4/USEPA/US@EPA, Denise Anderson/DC/USEPA/US@EPA, Donald Maddox/DC/USEPA/US@EPA, Dorris Riddick/DC/USEPA/US@EPA, Eileen Deamer/R5/USEPA/US@EPA, Elizabeth Kopits/DC/USEPA/US@EPA, Elliott Zenick/DC/USEPA/US@EPA, Felicia Williams/R5/USEPA/US@EPA, Gerard Kraus/DC/USEPA/US@EPA, Janet Means-Thomas/DC/USEPA/US@EPA, Janice Donlon/R3/USEPA/US@EPA, Joyce Runyan/R6/USEPA/US@EPA, Laurie Carter/R6/USEPA/US@EPA, Lesley Schaaff/DC/USEPA/US@EPA, Linda Chappell/DC/USEPA/US@EPA, Linda Huffman/DC/USEPA/US@EPA, Maria Malave/DC/USEPA/US@EPA, Marie Rongone/R9/USEPA/US@EPA, Marilyn Kuray/DC/USEPA/US@EPA, Marta Fuoco/R5/USEPA/US@EPA, Maryanne Ruiz/R3/USEPA/US@EPA, Matthew Magorrian/R10/USEPA/US@EPA, Nancy Beck/R2/USEPA/US@EPA, Natasha Greaves/R10/USEPA/US@EPA, Nathan Gentry/DC/USEPA/US@EPA, Nicole Owens/DC/USEPA/US@EPA, Olga Maisonet/R2/USEPA/US@EPA, Patricia Embrey/DC/USEPA/US@EPA, Patrick Foley/DC/USEPA/US@EPA, Paul Wentworth/R3/USEPA/US@EPA, Richard Albores/DC/USEPA/US@EPA, Rob Lawrence/R6/USEPA/US@EPA, Robert Fegley/DC/USEPA/US@EPA, Robin Kime/DC/USEPA/US@EPA, Sarah Dunham/DC/USEPA/US@EPA, Sonya Moore/R8/USEPA/US@EPA, Stan Durkee/DC/USEPA/US@EPA, Teri Porterfield/DC/USEPA/US@EPA, Tom Eagles/DC/USEPA/US@EPA, Wanda Farrar/DC/USEPA/US@EPA, William Nickerson/DC/USEPA/US@EPA

Description

This meeting will require both video and teleconference:
Conference Number: 866- [REDACTED]
Conference Code: [REDACTED]

*Staff should reach out to James Gibson to coordinate video conference. The Scheduling Office is NOT responsible for any technical problems or issues.
gibson.james@epa.gov - 202-564-7837*

*Thank you,
Ryan Robison
Deputy Director of Scheduling*

Alex Barron/DC/USEPA/US
05/02/2011 12:30 PM

To Fred Talcott
cc
bcc
Subject Re: DRAFT GEN DUTY CLAUSE REG FOR CHEM
DISASTER PREVENTION

Fred - Have you reviewed these various materials? If so, can we find a time today so I can hear your thoughts?

A

| | | |
|-----------|--|------------------------|
| Rick Hind | Dear Michael, Fred and Alex, Attached... | 04/15/2011 03:43:04 PM |
| From: | Rick Hind <rick.hind@greenpeace.org> | |
| To: | Michael Goo/DC/USEPA/US@EPA, Fred Talcott/DC/USEPA/US@EPA, Alex Barron/DC/USEPA/US@EPA | |
| Date: | 04/15/2011 03:43 PM | |
| Subject: | DRAFT GEN DUTY CLAUSE REG FOR CHEM DISASTER PREVENTION | |

Dear Michael, Fred and Alex,

Attached please find a draft regulation based on the General Duty Clause (GDC) in Section 112r of the CAA. We will also send you one or two other options including draft guidance on Monday, April 18th but I wanted to get you something to start thinking about (good weekend reading). Please don't hesitate to contact me with any questions at (202) 319-2445.

Also attached is an April 12, 2011 memo from the Congressional Research Service (CRS) updating on EPA's RMP data by state and risk level. For comparison purposes In also attached the 2009 CRS update of RMP data. The new data shows a total increase of facilities including increases in all but one category. It also shows a negligible decrease (one) in the combined number of facilities that each put 100,000 or more people at risk since 2009.

As you know the EPA's Clean Air Act contains a section called the General Duty Clause. The EPA guidance document describes three main obligations at:
<http://www.epa.gov/compliance/resources/policies/civil/caa/gdc/gendutyclause-rt.pdf>

"The general duty clause imposes the following primary obligations on the owners and operators of stationary sources:5
"# Identify hazards which may result from accidental releases using appropriate hazard assessment techniques,
"# Design and maintain a safe facility taking such steps as are necessary to prevent releases, and
"# Minimize the consequences of accidental releases which do occur."

Since 1990 the program has certainly identified the hazards but has thus far resulted in little change in plant design or reduction of consequences at the highest risk plants. In 2002 the EPA drafted a plan for just such a program but it was killed by the OMB.

Yet these catastrophic risks have remained relatively constant since

9/11 even though it is well known that the use of available safer alternatives that eliminates catastrophic risks, liability and saves costs, have been under utilized, especially at the highest risk facilities.

The events in the last year in the Gulf of Mexico, a dozen other places in the U.S. and now Fukushima are grim reminders of the urgency to apply the 1984 lessons of Bhopal for which the RMP program was originally intended.

Promising developments include:

*** DHS Secretary Janet Napolitano told a joint conference of industry and agency personnel that, "we support the idea of industry's use of safer technology, such as less toxic chemicals, where possible, to enhance security." http://www.dhs.gov/files/programs/gc_1176736485793.shtm

*** The Clorox Company announced plans to convert all of their U.S. facilities from ultra-hazardous chlorine gas to liquid bleach to "strengthen our operations and add another layer of security," according to their CEO Don Knauss. Clorox also indicated that these changes "won't affect the size of the company's workforce." <http://investors.thecloroxcompany.com/releasedetail.cfm?ReleaseID=420583>

*** Dow Chemical announced a partnership with K2 Pure Solutions that will eliminate the chlorine gas risks at their Pittsburgh, CA plant and create 40 permanent jobs and approximately 300 construction jobs. <http://www.k2pure.com>

*** 500 facilities have already made the switch eliminating these hazards to 40 million Americans. The converted plants are both public and private - including water facilities, utilities, refineries - and often yield cost savings. For a list of 500+ success stories: http://www.americanprogress.org/issues/2010/03/chemical_security_factsheet.htm
1

*** The Association of American Railroads has also called for disaster prevention saying, "It's time for the big chemical companies to do their part to help protect America. They should stop manufacturing dangerous chemicals when safer substitutes are available. And if they won't do it, Congress should do it for them..." <http://www.aar.org/Home/AAR2/InCongress/SafetyandSecurity/SafetyandSecurity.aspx>

*** A blue-green coalition of more than 100 organizations is urging Congress to enact disaster prevention legislation (S.709 & S.711). They include: the United Auto Workers, Steelworkers, Teamsters, Sierra Club, Physicians for Social Responsibility, U.S. Public Interest Research Group and Greenpeace. <http://lautenberg.senate.gov/assets/Chem-Safety-Letter-2011.pdf>

Thank you for your consideration of this draft and additional options on Monday.

Rick

--

Rick Hind
Legislative Director, Greenpeace
702 H Street, NW #300
Washington, DC 20001
(202) 319-2445 (direct)
(202) 413-8513 (cell)

(202) 462-1177 (switch board)
(202) 462-4507 (fax)
rick.hind@wdc.greenpeace.org
www.greenpeaceusa.org

[attachment "Draft GDC Guidance-Reg.doc" deleted by Alex Barron/DC/USEPA/US]
[attachment "CRS Update of US RMPs State by State 4-12-11.pdf" deleted by Alex
Barron/DC/USEPA/US] [attachment "CRS Update 2009.pdf" deleted by Alex
Barron/DC/USEPA/US]

Alex Barron/DC/USEPA/US
04/01/2011 06:04 PM

To John Coequyt
cc
bcc
Subject Re: Do you have a phone number?

202-564-3304



John Coequyt

John Coequyt Sierra Club

04/01/2011 04:59:35 PM

From: John Coequyt <John.Coequyt@sierraclub.org>
To: Alex Barron/DC/USEPA/US@EPA
Date: 04/01/2011 04:59 PM
Subject: Do you have a phone number?

John Coequyt
Sierra Club
DL: 202.675.7916
C: 202.669.7060

Alex Barron/DC/USEPA/US
02/07/2013 02:42 PM

To John Coequyt
cc
bcc
Subject Re: Fwd: Next Steps for Area Designations and
Implementation of the SO2 Standard

No, Michael has been covering this.

John Coequyt Are you on this call? ----- Forwarde... 02/07/2013 02:39:16 PM

From: John Coequyt <john.coequyt@sierraclub.org>
To: Alex Barron/DC/USEPA/US@EPA
Date: 02/07/2013 02:39 PM
Subject: Fwd: Next Steps for Area Designations and Implementation of the SO2 Standard

Are you on this call?

----- Forwarded message -----
From: <McCabe.Janet@epamail.epa.gov>
Date: Wed, Feb 6, 2013 at 5:56 PM
Subject: Next Steps for Area Designations and Implementation of the SO2
Standard
To:

EPA will be hosting a conference call tomorrow for environmental stakeholders to update you on our next steps with respect to the designations under the SO2 National Ambient Air Quality Standard. I realize this is short notice, but hope you will be able to join us. The details of the conference call are below.

Thursday, February 7, 2013
2:30 - 3:15pm EST
Dial in: 1-866 [REDACTED]

Janet McCabe
Principal Deputy Assistant Administrator
Office of Air and Radiation, USEPA
Room 5426K, 1200 Pennsylvania Avenue NW
Washington, DC 20460
202-564-3206
mccabe.janet@epa.gov

--
John Coequyt
Sierra Club
C: (202) 669-7060
O: (202) 675-7916

Alex Barron/DC/USEPA/US

09/07/2011 01:10 PM

To John Coequyt

cc

bcc

Subject Re: Numbers

Is this for permitted facilities?

John Coequyt

[Here is the official word from the Beyon...](#)

09/07/2011 01:09:24 PM

From: John Coequyt <John.Coequyt@sierraclub.org>
To: Alex Barron/DC/USEPA/US@EPA
Date: 09/07/2011 01:09 PM
Subject: Numbers

Here is the official word from the Beyond Coal Campaign. You can cite us for internal use for sure.

153 defeated / 26 progressing (under construction or construction complete).
We are projecting at least 70 percent success rate on the remaining 69 projects (likely higher)

John Coequyt
Sierra Club
DL: 202.675.7916
C: 202.669.7060

Alex Barron/DC/USEPA/US
09/07/2011 02:28 PM

To John Coequyt
cc
bcc
Subject Re: Numbers

Do you know the percentage for plants that already have a permit?

John Coequyt Those were not for "permitted plants", b... 09/07/2011 01:32:43 PM

From: John Coequyt <John.Coequyt@sierraclub.org>
To: Alex Barron/DC/USEPA/US@EPA
Date: 09/07/2011 01:32 PM
Subject: Re: Numbers

Those were not for "permitted plants", but we are very worried that as many as a third of the ones that are in the permitting process - but for which construction has not commenced - will get built, e.g. up to 15-20 additional coal plants.

John Coequyt
Sierra Club
DL: 202.675.7916
C: 202.669.7060

-----Barron.Alex@epamail.epa.gov wrote: -----
To: John Coequyt <John.Coequyt@sierraclub.org>
From: Barron.Alex@epamail.epa.gov
Date: 09/07/2011 01:10PM
Subject: Re: Numbers

Is this for permitted facilities?

From: John Coequyt <John.Coequyt@sierraclub.org>
To: Alex Barron/DC/USEPA/US@EPA
Date: 09/07/2011 01:09 PM
Subject: Numbers

Here is the official word from the Beyond Coal Campaign. You can cite us for internal use for sure.

153 defeated / 26 progressing (under construction or construction complete). We are projecting at least 70 percent success rate on the remaining 69 projects (likely higher)

John Coequyt
Sierra Club
DL: 202.675.7916
C: 202.669.7060

Alex Barron/DC/USEPA/US
06/20/2012 02:37 PM

To John Coequyt
cc Jonathan Lubetsky
bcc
Subject Re: Fwd: Carbon Rule Comments for EPA from Change.org

You may also want to talk to someone at the docket office:

202-566-1742

They are the pros and masters of such details.

More info is at:

<http://www.epa.gov/air/docket.html>

John Coequyt Jonathan and Alex: Can you help out h... 06/20/2012 01:41:48 PM

From: John Coequyt <john.coequyt@sierraclub.org>
To: Jonathan Lubetsky/DC/USEPA/US@EPA, Alex Barron/DC/USEPA/US@EPA
Date: 06/20/2012 01:41 PM
Subject: Fwd: Carbon Rule Comments for EPA from Change.org

Jonathan and Alex:

Can you help out here. Attached are the petition's from Change.Org, many of which were signed before the comment period officially opened. They want to make sure you all include them in your tally of supporters. Who do I need to give these to.

----- Forwarded message -----

From: **Marie Bergen** <marie.bergen@sierraclub.org>
Date: Wed, Jun 13, 2012 at 4:45 PM
Subject: Carbon Rule Comments for EPA from Change.org
To: John Coequyt <john.coequyt@sierraclub.org>

Hey John,

Here are the comments to send to the EPA on Carbon. Please let me know if you receive them.

Thanks!

--

Marie Bergen
Regional Online Manager, Coal Campaign
Sierra Club
[415-9775673](tel:415-9775673)

--

John Coequyt
Sierra Club
[202-669-7060](tel:202-669-7060)

In accordance with the Freedom of Information Act (5 U.S.C. 552), the EPA has reviewed the information submitted and has determined that disclosure of the information does not appear to be in the public interest. The information is being withheld from release under the provisions of 5 U.S.C. 552(b)(7)(C), which states that information is withheld from release if it is "pertaining to internal personnel rules and practices, private affairs, or trade secrets and confidential sources."

Alex Barron/DC/USEPA/US
04/04/2011 02:02 PM

To "Shannon Kenny"
cc
bcc
Subject Fw: Fw: Blue Green Coalition and Chemiscal Disaster
Prevention

Debbie Dietrich

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

From: Debbie Dietrich
Sent: 04/04/2011 01:58 PM EDT
To: Alex Barron
Cc: Robin Kime; Dana Tulis; Cynthia Dougherty
Subject: Re: Fw: Blue Green Coalition and Chemiscal Disaster Prevention

Hi Alex, sorry I'm just getting back to you. The key office in this is OSWER, specifically the Office of Emergency Management (OEM) who manages the Risk Management Program referred to in Rick Hind's email. He is referring back to a proposal the Agency made following the attacks of 9/11, that the RMP Program could be used to enhance chemical site security, building upon the regulatory framework we already had in place. However, it was later decided that DHS would management this program when industry and other agencies objected to EPA expanding our accident prevention program to security.

The Water Program is also involved, to a degree, since EPA is the sector lead for water security under the auspices of the DHS Critical Infrastructure Program. One of the key issues with the water security program is that drinking water and wastewater systems are not covered by the DHS regs, even though they store large amounts of chlorine. Cynthia Dougherty is the key point of contact for that program.

I have cc'ed both Dana Tulis and Cynthia Dougherty on this message. Please let me know if you need further assistance.

Debbie Dietrich
Associate Administrator for Homeland Security
USEPA
1200 Pennsylvania Avenue, NW
Washington, DC 20460
Ph 202-564-6978
Fax 202-501-0026

Alex Barron Hi there, I was just checking in to see if... 04/04/2011 01:41:06 PM

From: Alex Barron/DC/USEPA/US
To: Debbie Dietrich/DC/USEPA/US@EPA
Cc: Robin Kime/DC/USEPA/US@EPA
Date: 04/04/2011 01:41 PM
Subject: Fw: Blue Green Coalition and Chemiscal Disaster Prevention

Hi there, I was just checking in to see if you can direct me to someone to help Michael prep for this meeting that the Administrator asked him to take. I'd like to get him prep materials well in advance of the Thursday AM meeting. Thanks!

A

----- Forwarded by Alex Barron/DC/USEPA/US on 04/04/2011 01:38 PM -----

From: Alex Barron/DC/USEPA/US
To: Debbie Dietrich/DC/USEPA/US@EPA

Date: 03/29/2011 03:01 PM
Subject: Blue Green Coalition and Chemiscal Disaster Prevention

Michael Goo is meeting with this group next week, which I gather has met with you earlier. As preparation, I'm looking for a quick update on what various offices are doing and any thoughts on things he can or shouldn't say at the meeting. Can you direct me to the most appropriate person/people for this check-in? I have already reached out to OAR on the specific authority they mention.

Thanks in advance,

Alex Barron, Ph.D.
Senior Advisor
Office of Policy
U.S. Environmental Protection Agency
202-564-3304

----- Forwarded by Alex Barron/DC/USEPA/US on 03/29/2011 02:41 PM -----

```
>> From: Rick Hind <rick.hind@greenpeace.org>
>> To: Heidi Ellis/DC/USEPA/US@EPA
>> Date: 03/22/2011 12:54 PM
>> Subject: MTG. REQ ON CHEMICAL DISASTER PREVENTION
>>
>> Dear Heidi,
>>
>> On behalf of our blue-green coalition we would like to request a
> meeting
>> with Administrator Jackson about a regulator proposal we have made to
>> Office of Air and Water leaders including Gina McCarthy, Debbie
>> Dietrich, Dana Tulis, Cynthia Dougherty as well as Deputy
> Administrator
>> Bob Perciasepe.
>>
>> To the credit of the EPA and Department of Homeland Security, the
> Obama
>> administration has consistently taken urged Congress to require the
> use
>> safer chemical processes at high risk chemical plants:
>>
>
>> http://homeland.house.gov/sites/homeland.house.gov/files/Testimony%20Beers\_1.p
df
>
>>
>> http://www.dhs.gov/files/programs/gc\_1176736485793.shtm
>>
> http://www.epa.gov/ocir/hearings/testimony/111\_2009\_2010/2010\_0303\_pss.pdf
>
>>
>>
>> After passing H.R. 2868 in the House in 2009, chemical security and
>> disaster prevention legislation died in the Senate in 2010. The
>> prospects for truly protective legislation look no better this year.
>> More than 100 groups support this legislation including the AFL-CIO,
>> United Auto Workers, United Steel Workers, Communications Workers of
>> America, Teamsters, Sierra Club, Environmental Defense Fund,
> Physicians
```

>> for Social Responsibility, U.S. Public Interest Research Group, Clean
>> Water Action, OMB Watch, League of Conservation Voters, etc.
>>
>> **As result our blue-green coalition would like to meet with**
> **Administrator**
>> **Jackson and other EPA leaders to discuss regulatory options with you**
> **and**
>> **any other relevant Agency staff you recommend. For example, we would**
>> **like to explore the use of the Clean Air Act's general duty clause in**
>> **section 112 (r) (1). As you may know, this authority was cited by the**
>> **EPA in their 2002 proposal led by former Deputy Administrator Linda**
>> **Fisher (now**
>> **VP at DuPont).**
>>
>> We think the current EPA could improve on the 2002 proposal but what's
>> most promising is the priority given to hazard reduction such as:
>> "Making chemical processes inherently safer by reducing quantities of
>> hazardous chemicals handled or stored, substituting less hazardous
>> chemicals for extremely ones or otherwise modifying the design of a
>> process to reduce or eliminate chemical hazards."
>>
>> For more details on this proposal I've attached documents from the
> EPA's
>> 2002 proposal which include:
>> -- EPA's roll out plan at the White House
>> -- EPA proposed guidance referencing the general duty clause &
>> inherently safer technologies
>> -- EPA Q&A on the program
>> -- Draft Announcement by Administrator Whitman
>> -- A slide presentation given by Deputy Administrator Linda Fisher
>>
>> Below are a few sobering examples of why such preventive action is so
>> urgently needed:
>>
>> On February 24thH ABC News reported on the the hazards posed by U.S.
>> refineries:
>>
>
<http://abcnews.go.com/Blotter/hydrofluoric-acid-risk-oil-refineries/story?id=12985686&page=1>
>
>>
>>
>> The November 15, 2010 Washington Post, reported that the Lashkar
>> terrorist organization that committed the 2008 attacks in in Mumbai,
>> India, asked a now convicted U.S. ally to "conduct surveillance of an
>> unnamed chemical plant in MARYLAND." The request shows that Lashkar
> was
>> gathering intelligence on U.S. targets as early as 2001.
>>
> <http://tpmlivewire.talkingpointsmemo.com/2010/11/the-man-behind-mumbai.php>
>
>>
>>
>> On November 9, 2010, "A man crashed his sport-utility vehicle through
> an
>> entrance gate at a plant in Clute and sped through the facility while
>> shouting, 'We're' all gonna die!' before the SUV slammed into an
>> 18-wheeler outside the gate."

>> <http://www.chron.com/disp/story.1/bizarre/7287659.html>
>>
>> A November 9, 2010 explosion occurred at a NY duPont killed one
> worker:
>>
>
<http://www.jems.com/article/news/fatal-explosion-ny-chemical-plhttp://www.wben.com/One-Dead--One-Injured-In-Explosion-at-DuPont-Tonaw/8537114>
>
>>
>>
>
<http://www.washingtonexaminer.com/nation/chemical-tank-explodes-at-western-new-york-dupont-plant-killing-1-injuring-1-106974728.html>
>
>>
>>
>> On October 13, 2010, Homeland Security staff that over see chemical
>> security said, "the U.S. intelligence community has changed its
> estimate
>> of that threat. . . .We are in a new threat environment
> domestically..."
>>
>
<http://secprodonline.com/articles/2010/10/13/dhs-official-cfats.aspx?admgarea=News>
>
>>
>>
>> On August 2, 2010, two men were convicted of plotting to blow up
>> jet-fuel tanks at John F. Kennedy International Airport, a plan
>> authorities said was meant to outdo the Sept. 11, 2001, attacks.
>>
>
<http://www.washingtontimes.com/news/2010/aug/2/ny-jury-convicts-2-jfk-airport-tank-blast-plot/?page=1>
>
>>
>>
>> And the following are a few of reasons why such an initiative would
> also
>> be popular:
>>
>> SAFER CHEMICAL PROCESSES MEAN MORE JOBS
>> An independent economic analysis by Management Information Services,
>> Inc. (MISI) showed that the House-passed chemical security bill (H.R.
>> 2868) would actually have created 8,000 jobs and leveraged nearly \$2
>> billion in economic stimulus. The two sectors of the economy that will
>> benefit the most include publicly-owned water treatment plants. For a
>> copy of the report & supporting documents go to:
>> <http://www.misi-net.com/publications.html>
>>
>> HUNDREDS OF PLANTS HAVE CONVERTED & SAVED MONEY
>> Even though the Congressional Research Service identified 484 plants
>> that each put 100,000 or more people at risk, others have converted
> and
>> and often yielded savings. Unfortunately at the current pace voluntary
>> conversion will take decades and there is no priority given to the
>> highest risk facilities. List of converted plants at:
>>

>
http://www.americanprogress.org/issues/2010/03/chemical_security_factsheet.htm
1
>
>>
>>
>> CLOROX IS CONVERTING ALL OF ITS U.S. PLANTS
>> In November 2009, The Clorox Company announced plans to convert all of
>> their U.S. facilities from ultra-hazardous chlorine gas to liquid
> bleach
>> to "strengthen our operations and add another layer of security,"
>> according to their CEO Don Knauss. Clorox also indicated that these
>> changes "won't affect the size of the company's workforce."
>>
>> <http://investors.thecloroxcompany.com/releasedetail.cfm?ReleaseID=420583>
>>
>> DOW CHEMICAL IS CONVERTING ITS NORTHERN CA PLANT
>> In December 2008, Dow Chemical announced a partnership with K2 Pure
>> Solutions that will eliminate the chlorine gas risks at their
>> Pittsburgh, CA plant and create 40 permanent jobs and approximately
> 300
>> construction jobs. www.k2pure.com
>>
>> THE RAIL ROADS SUPPORT A REQUIREMENT FOR HIGH RISK PLANTS TO CONVERT
>> The Association of American Railroads has also called for disaster
>> prevention saying, "It's time for the big chemical companies to do
> their
>> part to help protect America. They should stop manufacturing dangerous
>> chemicals when safer substitutes are available. And if they won't do
>> it, Congress should do it for them..."
>>
>
<http://www.aar.org/KeyIssues/~media/aar/backgroundpapers/hazmattransportationbyrailanunfairliability.ashx>
>
>>
>>
>> Thank you. We look forward to meeting at your earliest convenience.
>>
>> Sincerely,
>>
>> Rick
>> --
>> Rick Hind
>> Legislative Director, Greenpeace
>> 702 H Street, NW #300
>> Washington, DC 20001
>> (202) 319-2445 (direct)
>> (202) 413-8513 (cell)
>> (202) 462-1177 (switch board)
>> (202) 462-4507 (fax)
>> rick.hind@wdc.greenpeace.org
>> www.greenpeaceusa.org
>>
>> (See attached file: EPACChemSecurityRolloutJune02.pdf) (See attached
> file:
>> EPA 2002 Chem Sec Slide Proposal.pdf)
>
> --
> Rick Hind

> Legislative Director, Greenpeace
> 702 H Street, NW #300
> Washington, DC 20001
> (202) 319-2445 (direct)
> (202) 413-8513 (cell)
> (202) 462-1177 (switch board)
> (202) 462-4507 (fax)
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>
>

--

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(202) 462-4507 (fax)
rick.hind@wdc.greenpeace.org
www.greenpeaceusa.org

Alisha Johnson/DC/USEPA/US

To Andrea Drinkard

07/25/2012 05:43 PM

cc Enesta Jones, "David Bloomgren", "David Cohen", "Robert Delp", Jan Cortelyou-Lee, John Millett, "Alisha Johnson"
bcc

Subject Re: USE THIS VERSION: SO2 Designations Extension--Likely by July 31

Thanks. Let me know when approved by OGC and Janet.

Andrea Drinkard

Fixed a inadvertent error. Use this ver...

07/25/2012 05:06:32 PM

From: Andrea Drinkard/DC/USEPA/US
To: Andrea Drinkard/DC/USEPA/US@EPA
Cc: Enesta Jones/DC/USEPA/US@EPA, "David Bloomgren" <bloomgren.david@epa.gov>, "David Cohen" <cohen.david@epa.gov>, "Robert Delp" <delp.robert@epa.gov>, Jan Cortelyou-Lee/RTP/USEPA/US@EPA, John Millett/DC/USEPA/US@EPA, "Alisha Johnson" <johnson.alisha@epa.gov>
Date: 07/25/2012 05:06 PM
Subject: USE THIS VERSION: SO2 Designations Extension--Likely by July 31

Fixed a inadvertent error. Use this version. Apologies for the follow up.



Communication Plan_ Extension SO2 designations UPDATEv3.docx
Andrea Drinkard
U.S. Environmental Protection Agency
Office of Air and Radiation
Email: drinkard.andrea@epa.gov
Phone: 202.564.1601
Cell: 202.236.7765

Andrea Drinkard

Yes to the first two. And not true for th...

07/25/2012 05:02:39 PM

From: Andrea Drinkard/DC/USEPA/US
To: Enesta Jones/DC/USEPA/US@EPA
Cc: "David Bloomgren" <bloomgren.david@epa.gov>, "David Cohen" <cohen.david@epa.gov>, "Robert Delp" <delp.robert@epa.gov>, Jan Cortelyou-Lee/RTP/USEPA/US@EPA, John Millett/DC/USEPA/US@EPA, "Alisha Johnson" <johnson.alisha@epa.gov>
Date: 07/25/2012 05:02 PM
Subject: Re: SO2 Designations Extension--Likely by July 31

Yes to the first two. And not true for the last one. See updated.

Will run this version through Janet and OGC as well.

Thanks.

-AD-

Andrea Drinkard
U.S. Environmental Protection Agency
Office of Air and Radiation
Email: drinkard.andrea@epa.gov
Phone: 202.564.1601

Cell: 202.236.7765

Enesta Jones

(b) (5) DP

07/25/2012 04:06:39 PM

From: Enesta Jones/DC/USEPA/US
To: Andrea Drinkard/DC/USEPA/US@EPA
Cc: John Millett/DC/USEPA/US@EPA, Jan Cortelyou-Lee/RTP/USEPA/US@EPA, "Robert Delp" <delp.robert@epa.gov>, "Alisha Johnson" <johnson.alisha@epa.gov>, "David Bloomgren" <bloomgren.david@epa.gov>, "David Cohen" <cohen.david@epa.gov>
Date: 07/25/2012 04:06 PM
Subject: Re: SO2 Designations Extension--Likely by July 31

(b) (5) DP

Enesta Jones
Press Office
U.S. Environmental Protection Agency
Desk: 202.564.7873
Cell: 202.236.2426

Andrea Drinkard

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

From: Andrea Drinkard
Sent: 07/25/2012 04:01 PM EDT
To: Enesta Jones; Robert Delp; Alisha Johnson; David Bloomgren
Cc: John Millett; Jan Cortelyou-Lee
Subject: SO2 Designations Extension--Likely by July 31

Hi all--

Just wanted to give you a heads up that we expect the Administrator to sign a notice (b) (5) DP

[Redacted]

[Redacted] So here's a statement that we can use, if asked, some Q&As for background, and our thoughts on outreach.

Janet's reviewing this draft as well and will let you know if she has any comments or updates.

Thanks so much!

-Andrea-

[attachment "Communication Plan_ Extension SO2 designations UPDATE.docx" deleted by Enesta Jones/DC/USEPA/US]

Andrea Drinkard

U.S. Environmental Protection Agency

Office of Air and Radiation

Email: drinkard.andrea@epa.gov

Phone: 202.564.1601

Cell: 202.236.7765

Alison Davis/RTP/USEPA/US
04/25/2012 04:41 PM

To John Millett
cc
bcc
Subject Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

(b) (5) DP [Redacted]

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

John Millett Thanks -- (b) (5) DP it c... 04/25/2012 04:37:32 PM

From: John Millett/DC/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA
Date: 04/25/2012 04:37 PM
Subject: Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

(b) (5) DP [Redacted]

[Redacted]

John Millett
Office of Air and Radiation Communications
U.S. Environmental Protection Agency
5411 Ariel Rios Building North
Washington, DC 20460
Phone: 202/564-2903
Cell: 202/510-1822

Alison Davis We can dig up design values for Oklah... 04/25/2012 04:26:37 PM

From: Alison Davis/RTP/USEPA/US
To: John Millett/DC/USEPA/US@EPA
Date: 04/25/2012 04:26 PM
Subject: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

We can dig up design values for Oklahoma, if you want (if the folks are still here). Let me know.

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

----- Forwarded by Alison Davis/RTP/USEPA/US on 04/25/2012 04:26 PM -----

From: Enesta Jones/DC/USEPA/US
To: "John Millett" <millet.john@epa.gov>, "Alison Davis" <davis.alison@epa.gov>
Date: 04/25/2012 03:49 PM
Subject: ACTION: newspaper reporter, Oklahoma, re clean air

Can we help with Oklahoma specific info?

Enesta Jones
Press Office
U.S. Environmental Protection Agency
Desk: 202.564.7873
Cell: 202.236.2426

From: Brian Brus [Brian.Brus@journalrecord.com]
Sent: 04/25/2012 07:37 PM GMT
To: Enesta Jones
Subject: newspaper reporter, Oklahoma, re clean air

Hello, Ms. Jones. Brian Brus here at the Journal Record newspaper in Oklahoma. Can you spare a moment to call today, please? (405) 278-2837. I'm working on a story prompted by the American Lung Association's annual clean air report, released today.
<http://www.stateoftheair.org/2012/assets/state-of-the-air2012.pdf> and for brief overview
http://www.huffingtonpost.com/2012/04/25/state-of-the-air-2012-american-lung-association_n_1446786.html?ref=mostpopular#s903073&title=3_Los_AngelesLong. I'd like to put this in context for our readers, which might involve some sort of cost benefit analysis or an alternative set of clean air data. (Our newspaper's primary focus is Oklahoma.) Does your agency have anything that might help? Thanks for anything you can provide. -BB

Alison Davis/RTP/USEPA/US
04/25/2012 05:05 PM

To John Millett
cc
bcc

Subject Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

Oklahoma meets current federal standards for both ozone and particle pollution. Air quality protection is a federal-state partnership, and EPA is committed to continue its work to ensure air quality in the state continues to protect Oklahomans -- through federal smokestack and tailpipe rules, and by providing tools such as the Air Quality Index, which helps people protect their health from air pollution on a daily basis. For daily air quality forecasts, visit www.airnow.gov

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

John Millett o.k. -- (b) (5) DP ho... 04/25/2012 04:52:00 PM

From: John Millett/DC/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA
Date: 04/25/2012 04:52 PM
Subject: Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

o.k. -- (b) (5) DP

John Millett
Office of Air and Radiation Communications
U.S. Environmental Protection Agency
5411 Ariel Rios Building North
Washington, DC 20460
Phone: 202/564-2903
Cell: 202/510-1822

Alison Davis (b) (5) DP ... 04/25/2012 04:41:51 PM

From: Alison Davis/RTP/USEPA/US
To: John Millett/DC/USEPA/US@EPA
Date: 04/25/2012 04:41 PM

Subject: Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

Good thought - (b) (5) DP
[REDACTED]

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

John Millett Thanks -- (b) (5) DP 04/25/2012 04:37:32 PM

From: John Millett/DC/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA
Date: 04/25/2012 04:37 PM
Subject: Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

Thanks -- (b) (5) DP
[REDACTED]

John Millett
Office of Air and Radiation Communications
U.S. Environmental Protection Agency
5411 Ariel Rios Building North
Washington, DC 20460
Phone: 202/564-2903
Cell: 202/510-1822

Alison Davis We can dig up design values for Oklah... 04/25/2012 04:26:37 PM

From: Alison Davis/RTP/USEPA/US
To: John Millett/DC/USEPA/US@EPA
Date: 04/25/2012 04:26 PM
Subject: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

We can dig up design values for Oklahoma, if you want (if the folks are still here). Let me know.

Alison Davis
Sr. Advisor for Public Affairs

US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

----- Forwarded by Alison Davis/RTP/USEPA/US on 04/25/2012 04:26 PM -----

From: Enesta Jones/DC/USEPA/US
To: "John Millett" <millett.john@epa.gov>, "Alison Davis" <davis.alison@epa.gov>
Date: 04/25/2012 03:49 PM
Subject: ACTION: newspaper reporter, Oklahoma, re clean air

Can we help with Oklahoma specific info?

Enesta Jones
Press Office
U.S. Environmental Protection Agency
Desk: 202.564.7873
Cell: 202.236.2426

From: Brian Brus [Brian.Brus@journalrecord.com]
Sent: 04/25/2012 07:37 PM GMT
To: Enesta Jones
Subject: newspaper reporter, Oklahoma, re clean air

Hello, Ms. Jones. Brian Brus here at the Journal Record newspaper in Oklahoma. Can you spare a moment to call today, please? (405) 278-2837. I'm working on a story prompted by the American Lung Association's annual clean air report, released today.
<http://www.stateoftheair.org/2012/assets/state-of-the-air2012.pdf> and for brief overview
http://www.huffingtonpost.com/2012/04/25/state-of-the-air-2012-american-lung-association_n_1446786.html?ref=mostpopular#s903073&title=3 Los AngelesLong . I'd like to put this in context for our readers, which might involve some sort of cost benefit analysis or an alternative set of clean air data. (Our newspaper's primary focus is Oklahoma.) Does your agency have anything that might help? Thanks for anything you can provide. -BB

Alison Davis/RTP/USEPA/US

04/25/2012 05:15 PM

To John Millett

cc

bcc

Subject Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

Good idea. Thanks

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

John Millett

yes -- good -- tweak in bold -- Let me r...

04/25/2012 05:14:29 PM

From: John Millett/DC/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA
Date: 04/25/2012 05:14 PM
Subject: Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

yes -- good -- tweak in bold -- Let me run by Darrin in R6 to make sure they know and are okay . . .

John Millett
Office of Air and Radiation Communications
U.S. Environmental Protection Agency
5411 Ariel Rios Building North
Washington, DC 20460
Phone: 202/564-2903
Cell: 202/510-1822

Alison Davis

Oklahoma meets current federal stand...

04/25/2012 05:05:39 PM

From: Alison Davis/RTP/USEPA/US
To: John Millett/DC/USEPA/US@EPA
Date: 04/25/2012 05:05 PM
Subject: Re: Fw: ACTION: newspaper reporter, Oklahoma, re clean air

Oklahoma meets current federal standards for both ozone and particle pollution. Air quality protection is a federal-state partnership, and EPA is committed to continue its work **with the state of Oklahoma** to ensure air quality in the state continues to protect Oklahomans -- through federal smokestack and tailpipe rules, and by providing tools such as the Air Quality Index, which helps people protect their health from air pollution on a daily basis. For daily air quality forecasts, visit www.airnow.gov

Enesta Jones
Press Office
U.S. Environmental Protection Agency
Desk: 202.564.7873
Cell: 202.236.2426

From: Brian Brus [Brian.Brus@journalrecord.com]
Sent: 04/25/2012 07:37 PM GMT
To: Enesta Jones
Subject: newspaper reporter, Oklahoma, re clean air

Hello, Ms. Jones. Brian Brus here at the Journal Record newspaper in Oklahoma. Can you spare a moment to call today, please? (405) 278-2837. I'm working on a story prompted by the American Lung Association's annual clean air report, released today.
<http://www.stateoftheair.org/2012/assets/state-of-the-air2012.pdf> and for brief overview
http://www.huffingtonpost.com/2012/04/25/state-of-the-air-2012-american-lung-association_n_1446786.html?ref=mostpopular#s903073&title=3_Los_AngelesLong. I'd like to put this in context for our readers, which might involve some sort of cost benefit analysis or an alternative set of clean air data. (Our newspaper's primary focus is Oklahoma.) Does your agency have anything that might help? Thanks for anything you can provide. -BB

Alison Davis/RTP/USEPA/US
03/28/2012 11:13 AM

To Joseph Goffman
cc
bcc
Subject Please listen to voicemail from me re. Oil & Gas & Sierra Club. Also

Craig Segall's numbers:

(202)-548-4597 -- Office

(b) (6) -- Cell

Thanks.

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

Alison Davis/RTP/USEPA/US
03/28/2012 11:27 AM

To Joseph Goffman
cc
bcc
Subject Re: Please listen to voicemail from me re. Oil & Gas & Sierra Club. Also

Thanks

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

Joseph Goffman OK. Joseph Goffman Senior Counsel t... 03/28/2012 11:15:58 AM

From: Joseph Goffman/DC/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA
Date: 03/28/2012 11:15 AM
Subject: Re: Please listen to voicemail from me re. Oil & Gas & Sierra Club. Also

OK.

Joseph Goffman
Senior Counsel to the Assistant Administrator
Office of Air and Radiation
US Environmental Protection Agency
202 564 3201

Alison Davis Craig Segall's numbers: (202)-548-459... 03/28/2012 11:13:36 AM

From: Alison Davis/RTP/USEPA/US
To: Joseph Goffman/DC/USEPA/US@EPA
Date: 03/28/2012 11:13 AM
Subject: Please listen to voicemail from me re. Oil & Gas & Sierra Club. Also

Craig Segall's numbers:

(202)-548-4597 -- Office

(b) (6)

Thanks.

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587

mobile: 919-624-0872

Alison Davis/RTP/USEPA/US
03/28/2012 11:36 AM

To Joseph Goffman
cc
bcc
Subject Re: Please listen to voicemail from me re. Oil & Gas & Sierra Club. Also

Since he called Bruce, I'd already asked Bruce to do that. I'll confirm that has occurred. Thanks!

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

Joseph Goffman [It may make sense for you to get back...](#) 03/28/2012 11:34:52 AM

From: Joseph Goffman/DC/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA
Date: 03/28/2012 11:34 AM
Subject: Re: Please listen to voicemail from me re. Oil & Gas & Sierra Club. Also

It may make sense for you to get back to Craig and thank him for his outreach and tell him that we will get back to him shortly. Thanks.

Alison Davis

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

From: Alison Davis
Sent: 03/28/2012 11:27 AM EDT
To: Joseph Goffman
Subject: Re: Please listen to voicemail from me re. Oil & Gas & Sierra

Club. Also

Thanks

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

Joseph Goffman [OK. Joseph Goffman Senior Counsel t...](#) 03/28/2012 11:15:58 AM

From: Joseph Goffman/DC/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA

Date: 03/28/2012 11:15 AM
Subject: Re: Please listen to voicemail from me re. Oil & Gas & Sierra Club. Also

OK.

Joseph Goffman
Senior Counsel to the Assistant Administrator
Office of Air and Radiation
US Environmental Protection Agency
202 564 3201

Alison Davis Craig Segall's numbers: (202)-548-459... 03/28/2012 11:13:36 AM

From: Alison Davis/RTP/USEPA/US
To: Joseph Goffman/DC/USEPA/US@EPA
Date: 03/28/2012 11:13 AM
Subject: Please listen to voicemail from me re. Oil & Gas & Sierra Club. Also

Craig Segall's numbers:

(202)-548-4597 -- Office

(b) (6)

Thanks.

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

Alison Davis/RTP/USEPA/US

04/27/2012 06:10 PM

To Michael Ardito

cc John Millett, Bill Keener, Kerry Drake, Niloufar Glosson

bcc

Subject Re: Reporter question: american lung association air rankings info...double checking their info

(b) (5) DP). But if you look at the first chart on this website, you'll see that the numbers are fairly close. This chart is for 2000 compared to 2010; ALA used 2001 to 2010.

<http://www.epa.gov/airtrends/aqtrends.html#comparison>

For the second set of data -- the asthma attack # is the same as what's on the chart here:
<http://www.epa.gov/air/sect812/prospective2.html>

But the work loss days and premature death days are lower.

John - any thoughts on the 812 info? .

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

Michael Ardito

The reporter was looking at our EPA w...

04/27/2012 06:01:05 PM

From: Michael Ardito/R9/USEPA/US
To: John Millett/DC/USEPA/US@EPA
Cc: Alison Davis/RTP/USEPA/US@EPA, Bill Keener/R9/USEPA/US@EPA, Kerry Drake/R9/USEPA/US@EPA, Niloufar Glosson/R9/USEPA/US@EPA
Date: 04/27/2012 06:01 PM
Subject: Re: Reporter question: american lung association air rankings info...double checking their info

The reporter was looking at our EPA website and Air Trends and trying to compare / verify with statistics used in the recently issued American Lung Association Report:

In its annual State of the Air 2012 report, the organization said that between 2001 and 2010, ozone levels dropped 13%, year-round particle pollution declined 24% and short-term particle pollution 28% thanks to the Clean Air Act.

Amendments to the Clean Air Act in 1990, which included the promotion of the use of natural gas and low sulfur fuel, have resulted in 23,000 fewer premature deaths in 2010, averted 1.7 million asthma attacks and prevented 4.1 million lost work days, according to The

Environmental Protection Agency.

John Millett R9 let me know if I have this right -- Aft... 04/27/2012 02:55:53 PM

From: John Millett/DC/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA
Cc: Bill Keener/R9/USEPA/US@EPA, Kerry Drake/R9/USEPA/US@EPA, Michael Ardito/R9/USEPA/US@EPA, Niloufar Glosso/R9/USEPA/US@EPA
Date: 04/27/2012 02:55 PM
Subject: Re: Reporter question: american lung association air rankings info...double checking their info

R9 let me know if I have this right --

(b) (5) DP [REDACTED] but I'm not near a computer to confirm.
John Millett
EPA Office of Air and Radiation Communications
Desk: 202/564-2903
Cell: 202/510-1822

Alison Davis

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

From: Alison Davis
Sent: 04/27/2012 05:50 PM EDT
To: John Millett
Cc: Bill Keener; Kerry Drake; Michael Ardito; Niloufar Glosso
Subject: Re: Reporter question: american lung association air rankings info...double checking their info
What exactly are we trying to confirm? Thanks.

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

John Millett I'm away from a computer, on Blackber... 04/27/2012 05:48:39 PM

From: John Millett/DC/USEPA/US
To: Bill Keener/R9/USEPA/US@EPA
Cc: Niloufar Glosso/R9/USEPA/US@EPA, Kerry Drake/R9/USEPA/US@EPA, Michael Ardito/R9/USEPA/US@EPA, Alison Davis/RTP/USEPA/US@EPA
Date: 04/27/2012 05:48 PM
Subject: Re: Reporter question: american lung association air rankings info...double checking their info

I'm away from a computer, on Blackberry.

Checking if Alison's still in the office to confirm or check #s.

John Millett
EPA Office of Air and Radiation Communications
Desk: 202/564-2903
Cell: 202/510-1822

Bill Keener

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

From: Bill Keener
Sent: 04/27/2012 02:33 PM PDT
To: John Millett
Cc: Niloufar Glosson; Kerry Drake; Michael Ardito
Subject: Fw: Reporter question: american lung association air rankings info...double checking their info

John, we have a reporter in California doing some fact-checking..can you help us out...? She is looking at an EPA item on our website, and comparing that to the American Lung Assoc report recently released. Can we confirm the EPA provided stats? Thanks...

Bill Keener
Office of Public Affairs
U.S. EPA, Region 9, San Francisco
(415) 972-3940
keener.bill@epa.gov

Michael Ardito [Lois Henry is double-checking / trying t...](#) 04/27/2012 01:50:36 PM

From: Michael Ardito/R9/USEPA/US
To: Kerry Drake/R9/USEPA/US@EPA, Niloufar Glosson/R9/USEPA/US@EPA
Date: 04/27/2012 01:50 PM
Subject: Reporter question: american lung association air rankings info...double checking their info

Lois Henry is double-checking / trying to verify what she is finding on our website for air quality (ozone and PM 2.5) against report from ALA.

Anyone here today who can help explain to her?

She is working on deadline today and tomorrow for story to run in Sunday's Bakersfield Californian.

Thanks,

Michael (Mike) Ardito
Media Relations
U.S. Environmental Protection Agency,
Pacific Southwest Region
75 Hawthorne Street, Mail Code OPA-3
San Francisco, CA 94105

Work Email: ardito.michael@epa.gov
Work Telephone: 415-972-3081
Work Fax: 415-947-3591

----- Forwarded by Michael Ardito/R9/USEPA/US on 04/27/2012 01:48 PM -----

From: Lois Henry <lhenry@bakersfield.com>
To: Michael Ardito/R9/USEPA/US@EPA
Date: 04/27/2012 01:46 PM
Subject: american lung association air rankings info...double checking their info

In its annual State of the Air 2012 report, the organization said that between 2001 and 2010, ozone levels dropped 13%, year-round particle pollution declined 24% and short-term particle pollution 28% thanks to the Clean Air Act.

Amendments to the Clean Air Act in 1990, which included the promotion of the use of natural gas and low sulfur fuel, have resulted in 23,000 fewer premature deaths in 2010, averted 1.7 million asthma attacks and prevented 4.1 million lost work days, according to The Environmental Protection Agency.

Alison Davis/RTP/USEPA/US
04/27/2012 06:11 PM

To Niloufar Glosson
cc John Millett, Bill Keener, Kerry Drake, Michael Ardito
bcc

Subject Re: Reporter question: american lung association air rankings info...double checking their info

Niloufar - you're a step a head of me! I pulled from the trends website.

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

Niloufar Glosson So the numbers are right but I don't th... 04/27/2012 06:08:00 PM

From: Niloufar Glosson/R9/USEPA/US
To: Alison Davis/RTP/USEPA/US@EPA
Cc: John Millett/DC/USEPA/US@EPA, Bill Keener/R9/USEPA/US@EPA, Kerry Drake/R9/USEPA/US@EPA, Michael Ardito/R9/USEPA/US@EPA
Date: 04/27/2012 06:08 PM
Subject: Re: Reporter question: american lung association air rankings info...double checking their info

So the numbers are right (b) (5) DP

The numbers ALA used are from here:

<http://www.epa.gov/air/airtrends/2011/report/highlights.pdf>

I looked through it and cut/pasted the appropriate language:

Nationally, annual PM_{2.5} concentrations were 24 percent lower in 2010 compared to 2001. 24-hour PM_{2.5} concentrations were 28 percent lower in 2010 compared to 2001. Ozone levels did not improve in much of the East until 2002, after which there was a significant decline. 8-hour ozone concentrations were 13 percent lower in 2010 than in 2001.....

(b) (5) DP

Niloufar Nazmi Glosson
U. S. Environmental Protection Agency
D: (415)972-3684 | C: 415-328-1143 | E: Glosson.niloufar@epa.gov

Alison Davis What exactly are we trying to confirm?... 04/27/2012 02:50:29 PM

From: Alison Davis/RTP/USEPA/US
To: John Millett/DC/USEPA/US@EPA
Cc: Bill Keener/R9/USEPA/US@EPA, Kerry Drake/R9/USEPA/US@EPA, Michael Ardito/R9/USEPA/US@EPA, Niloufar Glosson/R9/USEPA/US@EPA

Date: 04/27/2012 02:50 PM
Subject: Re: Reporter question: american lung association air rankings info...double checking their info

What exactly are we trying to confirm? Thanks.

Alison Davis
Sr. Advisor for Public Affairs
US EPA, Office of Air Quality Planning & Standards
Research Triangle Park, NC 27711
tel. 919-541-7587
mobile: 919-624-0872

John Millett I'm away from a computer, on Blackber... 04/27/2012 05:48:39 PM

From: John Millett/DC/USEPA/US
To: Bill Keener/R9/USEPA/US@EPA
Cc: Niloufar Glosson/R9/USEPA/US@EPA, Kerry Drake/R9/USEPA/US@EPA, Michael Ardito/R9/USEPA/US@EPA, Alison Davis/RTP/USEPA/US@EPA
Date: 04/27/2012 05:48 PM
Subject: Re: Reporter question: american lung association air rankings info...double checking their info

I'm away from a computer, on Blackberry.

Checking if Alison's still in the office to confirm or check #s.

John Millett
EPA Office of Air and Radiation Communications
Desk: 202/564-2903
Cell: 202/510-1822

Bill Keener

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

From: Bill Keener
Sent: 04/27/2012 02:33 PM PDT
To: John Millett
Cc: Niloufar Glosson; Kerry Drake; Michael Ardito
Subject: Fw: Reporter question: american lung association air rankings info...double checking their info

John, we have a reporter in California doing some fact-checking..can you help us out...? She is looking at an EPA item on our website, and comparing that to the American Lung Assoc report recently released. Can we confirm the EPA provided stats? Thanks...

Bill Keener
Office of Public Affairs
U.S. EPA, Region 9, San Francisco
(415) 972-3940
keener.bill@epa.gov

Michael Ardito Lois Henry is double-checking / trying t... 04/27/2012 01:50:36 PM

From: Michael Ardito/R9/USEPA/US
To: Kerry Drake/R9/USEPA/US@EPA, Niloufar Glosson/R9/USEPA/US@EPA
Date: 04/27/2012 01:50 PM
Subject: Reporter question: american lung association air rankings info...double checking their info

Lois Henry is double-checking / trying to verify what she is finding on our website for air quality (ozone and PM 2.5) against report from ALA.

Anyone here today who can help explain to her?

She is working on deadline today and tomorrow for story to run in Sunday's Bakersfield Californian.

Thanks,

Michael (Mike) Ardito
Media Relations
U.S. Environmental Protection Agency,
Pacific Southwest Region
75 Hawthorne Street, Mail Code OPA-3
San Francisco, CA 94105

Work Email: ardito.michael@epa.gov
Work Telephone: 415-972-3081
Work Fax: 415-947-3591

----- Forwarded by Michael Ardito/R9/USEPA/US on 04/27/2012 01:48 PM -----

From: Lois Henry <lhensy@bakersfield.com>
To: Michael Ardito/R9/USEPA/US@EPA
Date: 04/27/2012 01:46 PM
Subject: american lung association air rankings info...double checking their info

In its annual State of the Air 2012 report, the organization said that between 2001 and 2010, ozone levels dropped 13%, year-round particle pollution declined 24% and short-term particle pollution 28% thanks to the Clean Air Act.

Amendments to the Clean Air Act in 1990, which included the promotion of the use of natural gas and low sulfur fuel, have resulted in 23,000 fewer premature deaths in 2010, averted 1.7 million asthma attacks and prevented 4.1 million lost work days, according to The Environmental Protection Agency.

Allison Dennis/DC/USEPA/US

08/06/2012 05:28 PM

To Janet McCabe

cc Andrea Drinkard

bcc

Subject clarity on two NRDC agenda items for tomorrow's enviro round table

Hi Janet,

Kush from Region 5 followed up with me today on the two agenda items NRDC had proposed for tomorrow's 1 pm enviro round table. See below:

From NRDC:

1. *Application of Title V to coal-fired plants* . This topic subsumes a number of related issues of concern to us in the Region 5 states. In Illinois, USEPA has responded thus far very helpfully to our petition requesting a finding that Illinois' Title V program, in which there are still no effective Title V permits for the state's coal plants, is non-compliant with the Clean Air Act. We would like to discuss how this set of issues interfaces with opportunities for resolution of a larger set of concerns regarding Ameren.

In Michigan, we have several Title V petitions pending with EPA that identify clear NSR violations by Michigan plants, and in Ohio, every coal plant Title V permit is long expired with no sign they will be renewed.

2. *Implementation of GHG BACT requirements*. NRDC and Sierra Club were closely focused on the development of the Agency's GHG BACT permitting guidance, and are now focused on the permits that are being issued in purported compliance with GHG BACT permitting requirements. Of particular concern to us are permits for facilities that could feasibly capture and store their carbon as the basis for a BACT limit, but are not being compelled to do so by state agencies. The two permits in which this problem has arisen are the Christian County Generation (Tenaska) facility and the Indiana Gasification Facility. We would like to discuss ways in which USEPA can help ensure that facilities are required to carbon capture and storage where appropriate.

According to Region 5 (Genevieve Damico): Below is a write up on the difference between the two from May. (b) (5) DP

[Redacted]

[Redacted]

[Redacted]

(b) (5) DP



If you have additional concerns about these two items (or need anything else), please let me know. I will be in tomorrow so feel free to call/email. I will be sending good travel vibes starting at 9 am tomorrow.

/Allison

Allison Dennis
U.S. Environmental Protection Agency
Office of Air and Radiation Communications

Phone: 202-564-1985

Send mail to:

U.S. Environmental Protection Agency

MC: 6101A

1200 Pennsylvania Ave., NW

Washington, DC 20460

Allison Dennis/DC/USEPA/US

03/07/2012 12:48 PM

To John Millett

cc

bcc

Subject Fw: ACTION: WashPost Re: Energy Star Article DEADLINE:
3/19

Hi John,

This would be a fantastic opportunity for Energy Star to talk about their 20th anniversary. If you think

(b)
(5)
DP

Thanks!

/Allison

Allison Dennis
U.S. Environmental Protection Agency
Office of Air and Radiation Communications

Phone: 202-564-1985

Send mail to:

U.S. Environmental Protection Agency

MC: 6101A

1200 Pennsylvania Ave., NW

Washington, DC 20460

----- Forwarded by Allison Dennis/DC/USEPA/US on 03/07/2012 12:28 PM -----

From: Molly Hooven/DC/USEPA/US
To: Karen Schneider/DC/USEPA/US@EPA, Gwendolyn Taylor/DC/USEPA/US@EPA, Maura Beard/DC/USEPA/US@EPA
Cc: Allison Dennis/DC/USEPA/US@EPA
Date: 03/05/2012 09:12 AM
Subject: ACTION: WashPost Re: Energy Star Article DEADLINE: 3/19

Hi,

SUMMARY: Freelance editor hired by The Washington Post's advertising department is putting together this year's Environmental Leadership special section. They would like to include an article on the accomplishments of the Energy Star program. It would be a bylined article between 500-600 words. I was thinking we could talk about Energy Star's 20th anniversary. Ethics said it is ok to proceed with this request. Please let me know if it's possible and who you think you might have bylined? Thanks.



Here is an example of last years: Environmental Leadership April 20 2011.pdf

DEADLINE: March 19 in AM

Contributors for this years edition:

Sierra Club - Sierra Magazine's Lifestyle Editor, Avital Binshtock

Terry McGowen of the American Lighting Association

Sec. of the Navy's office (hoping to get the secretary's byline)

Walter McManus, director of the Automotive Analysis Division at the University of Michigan

Transportation Research Institute

William Ruckelshaus, first EPA administrator
a professor from the Yale Center for Business and the Environment
Kathryn Potter, senior VP of American Hotel & Lodging Assn.
Washington Gas
Roger Berliner, pres. of Montgomery County Council
DC Councilmember Tommy Wells
City of Los Angeles
Don Knapp from ICLEI/Cities for Sustainability
Gov. Gregoire of Washington state
Carbon Disclosure Project

Molly Hooven
Press Office
U.S. Environmental Protection Agency
202-564-2313
hooven.molly@epa.gov

Allison Dennis/DC/USEPA/US

01/30/2013 10:55 AM

To Julia Valentine

cc "John Millett"

bcc

Subject Re: 1/30,11am Media Event/American Lung Association

We aren't but we pinged Justin C.

Allison Dennis
U.S. Environmental Protection Agency
Office of Air and Radiation Communications

Phone: 202-564-1985

Send mail to:

U.S. Environmental Protection Agency

MC: 6101A

1200 Pennsylvania Ave., NW

Washington, DC 20460

**Amit
Srivastava/DC/USEPA/US**
10/01/2012 08:55 AM

To Cynthia Browne
cc Cindy Huang, Joseph Goffman
bcc

Subject Fw: Invitation: Meeting with American Lung Association Re:
CSAPR/CAIR (Oct 5 11:00 AM EDT in
ARN-OAR-Room-5415/DC-ARN-OAR@EPA)

Hi Cynthia,

You may have already been contacted regarding the rescheduling of this meeting. But since I did not see you on the cc list, I am forwarding this to you. Let me know if you need more information. -Amit

Amit Srivastava
Special Assistant to the Assistant Administrator
Office of Air and Radiation
U.S. Environmental Protection Agency
ARN Room 5406 E
(202) 564-2618
Srivastava.Amit@epa.gov

----- Forwarded by Amit Srivastava/DC/USEPA/US on 10/01/2012 08:53 AM -----

From: Janice Nolen <Janice.Nolen@lung.org>
To: Joseph Goffman/DC/USEPA/US@EPA, Peter Tsirigotis/RTP/USEPA/US@EPA,
ARN-OAR-Room-5415/DC-ARN-OAR@EPA
Cc: Amit Srivastava/DC/USEPA/US@EPA, Lala Alston/RTP/USEPA/US@EPA, Tanya
Johnson/RTP/USEPA/US@EPA
Date: 09/30/2012 06:34 PM
Subject: RE: Invitation: Meeting with American Lung Association Re: CSAPR/CAIR (Oct 5 11:00 AM EDT in
ARN-OAR-Room-5415/DC-ARN-OAR@EPA)

Joe, Peter, and everyone--

My apologies for having to reschedule this, but I had emergency eye surgery last Friday and I'm not going to be in the office this week. (Fortunately, my eye is getting better.) I hope I can work with you to reschedule this meeting after I get back next week and see when we can talk, perhaps during the week of October 8th.

Thank you for your patience.
Best,
Janice

Janice E. Nolen

Assistant Vice President, National Policy

American Lung Association

1301 Pennsylvania Avenue, Suite 800

Washington, DC NW 20008

P 202.785.3355 F 202-452-1805 C 202-486-0285

Lung.org @LungAssociation

From: Joseph Goffman/DC/USEPA/US [Goffman.Joseph@epamail.epa.gov]
Sent: Tuesday, September 18, 2012 4:40 PM
Required: Joseph Goffman/DC/USEPA/US; Janice Nolen; Peter
Tsirigotis/RTP/USEPA/US; ARN-OAR-Room-5415/DC-ARN-OAR
Optional: Amit Srivastava/DC/USEPA/US; Lala Alston/RTP/USEPA/US; Tanya
Johnson/RTP/USEPA/US
Subject: Invitation: Meeting with American Lung Association Re: CSAPR/CAIR
(Oct 5 11:00 AM EDT in ARN-OAR-Room-5415/DC-ARN-OAR@EPA)
When: Friday, October 05, 2012 11:00 AM-11:45 AM.
Where: 1200 Pennsylvania Avenue, NW, Ariel Rios North, Conference Room 5415,
Washington, DC 20460 conference:1-866-299-3188 access:202-564-3201

Directions and procedures: If you come by Metro the Federal Triangle metro stop is directly below the building entrances. You would leave the metro station and go up all three sets of escalators and turn right. You will see a set of stairs and glass Doors with EPA Signified on Glass. That is Ariel Rios North.

If you are coming by taxi, you would want to be dropped off on 12th NW, between Constitution Ave and Pennsylvania Ave. It is almost exactly half way between the two avenues on 12th. From 12th Street, facing the building with the EPA and American flags, walk toward the building and take the glass door on your right hand side with the escalators going down to the metro on your left. This again will be the North Lobby of the Ariel Rios bldg.

Upon entering the lobby, the meeting attendees will be asked to pass through security and provide a photo ID for entrance. Let the guards know that you were instructed to call 202-564-7400. If you are travelling in a large group, you may want to arrive 10-15 minutes early in order to be on time for the meeting.

--

From: Janice Nolen
Sent: Tuesday, September 11, 2012 12:21 PM
To: mccarthy.gina@epa.gov; 'mccabe.janet@epa.gov'; 'tsirigotis.peter@epa.gov'; 'huang.cindy@epa.gov'
Cc: Paul Billings; Peter Iwanowicz
Subject: Requesting a meeting

Hello, Gina, Janet and Peter:

Hope this finds you all well. Could we schedule a meeting to discuss CSAPR/CAIR with you? We're looking for more information about assessing the possible impact of any final court decision to leave CAIR in place. We also would like to share some concerns we have about the RICE/BUGS rule.

Thank you,
Janice

Janice E. Nolen | Assistant Vice President, National Policy and Advocacy

American Lung Association
National Headquarters
1301 Pennsylvania Avenue, NW, Suite 800

Washington, DC 20004-1725
P 202.785.3355 | C 202.486.0285 | F 202.452.1805
Janice.Nolen@Lung.org | www.Lung.org

Amit
Srivastava/DC/USEPA/US
09/13/2012 05:09 PM

To Gina McCarthy
cc
bcc
Subject Accepted: Meeting on PM NAAQS with American Lung
Association

Location : Ariel Rios North room 5415, 1200 Pennsylvania Ave., NW, Washington,
D.C. 20460 / video for RTP. conference:1-866-299-3188
access:202-564-7412

Room : ARN-OAR-Room-5415/DC-ARN-OAR@EPA

Required Invitees : Janet McCabe, Joseph Goffman, Lydia Wegman, Steve Page,
terry.mcguire

03:00 PM - 03:30 PM

[REDACTED]

03:30 PM - 04:00 PM

[REDACTED]

04:00 PM - 04:30 PM

[REDACTED]

**Amit
Srivastava/DC/USEPA/US**
10/11/2012 01:39 PM

To Janet McCabe
cc Emily Atkinson
bcc

Subject Materials: Wool Fiberglass Area Source NESHAP

Hi Janet, These just came in for Wool Fiberglass.



wool one pager 10_11_12.docx

Amit Srivastava
Special Assistant to the Assistant Administrator
Office of Air and Radiation
U.S. Environmental Protection Agency
ARN Room 5406 E
(202) 564-2618
Srivastava.Amit@epa.gov

----- Forwarded by Amit Srivastava/DC/USEPA/US on 10/11/2012 01:37 PM -----

From: Peter South/RTP/USEPA/US
To: Carlos Alfaro/DC/USEPA/US@EPA, Don Zinger/DC/USEPA/US@EPA, Jean Walker/RTP/USEPA/US@EPA, Joseph-J Dougherty/DC/USEPA/US@EPA, Mary Henigin/DC/USEPA/US@EPA, Crystal Edwards/DC/USEPA/US@EPA, Peter South/RTP/USEPA/US@EPA, Maria Sanders/RTP/USEPA/US@EPA, Alan Rush/DC/USEPA/US@EPA, Cindy Huang/DC/USEPA/US@EPA, Kirsten King/DC/USEPA/US@EPA, Gregory Green/RTP/USEPA/US@EPA, Lala Alston/RTP/USEPA/US@EPA, Emily Atkinson/DC/USEPA/US@EPA, Mike Koerber/RTP/USEPA/US@EPA, Amit Srivastava/DC/USEPA/US@EPA
Cc: Steve Fruh/RTP/USEPA/US@EPA, Fred Thompson/RTP/USEPA/US@EPA, Tanya Johnson/RTP/USEPA/US@EPA, Joanne Tammaro/RTP/USEPA/US@EPA, Angela Hackel/RTP/USEPA/US@EPA, Kevin Culligan/DC/USEPA/US@EPA, Janet Eck/RTP/USEPA/US@EPA, Amy Vasu/RTP/USEPA/US@EPA, Keith Barnett/RTP/USEPA/US@EPA
Date: 10/11/2012 01:31 PM
Subject: Fw: Wool Fiberglass Area Source NESHAP (SAN 5669, Tier 2)

I have attached a one-pager in prep for today's meeting with Gina at 3:30. Thanks and feel free to call me or Steve Fruh with any questions relating to this information.

Pete South
Office of Air Quality Planning and Standards/IO
Office of Air and Radiation
U.S. EPA
Phone: 919 541-5359
Cell: 919 599-7213

----- Forwarded by Peter South/RTP/USEPA/US on 10/11/2012 01:28 PM -----

Wool Fiberglass Area Source NESHAP (SAN 5669, Tier 2)

Thu 10/11/2012 3:30 PM - 4:00 PM

Chair: **Gina McCarthy/DC/USEPA/US**

Sent By: **Cindy Huang/DC/USEPA/US**

Location: ARN 5400 / video + conference: 1-866- [REDACTED]

| | |
|-----------|---|
| Required: | Janet McCabe/DC/USEPA/US@EPA, Keith Barnett/RTP/USEPA/US@EPA, Peter Tsirigotis/RTP/USEPA/US@EPA, Steve Page/RTP/USEPA/US@EPA, Susan Fairchild/RTP/USEPA/US@EPA, Winifred Okoye/DC/USEPA/US@EPA |
| Optional: | Amit Srivastava/DC/USEPA/US@EPA, Amy Vasu/RTP/USEPA/US@EPA, Cynthia Browne/DC/USEPA/US@EPA, Don Zinger/DC/USEPA/US@EPA, Emily Atkinson/DC/USEPA/US@EPA, Eric Ginsburg/RTP/USEPA/US@EPA, Fred Thompson/RTP/USEPA/US@EPA, Janet Eck/RTP/USEPA/US@EPA, Joanne Tammaro/RTP/USEPA/US@EPA, Kelly Rimer/RTP/USEPA/US@EPA, Lala Alston/RTP/USEPA/US@EPA, Lisa Conner/RTP/USEPA/US@EPA, Lydia Wegman/RTP/USEPA/US@EPA, Marguerite McLamb/RTP/USEPA/US@EPA, Mary Henigin/DC/USEPA/US@EPA, Mike Koerber/RTP/USEPA/US@EPA, Pamela Garrett/RTP/USEPA/US@EPA, Patricia Embrey/DC/USEPA/US@EPA, Peter South/RTP/USEPA/US@EPA, Ravi Srivastava/RTP/USEPA/US@EPA, Steve Fruh/RTP/USEPA/US@EPA, Tanya Johnson/RTP/USEPA/US@EPA, Wendy Blake/DC/USEPA/US@EPA |

Description

INFORMATIONAL BRIEFING FOR GINA

OAR Meeting Request Form

Requesting Meeting/Conference Call with: Gina McCarthy

Date of this Request: October 9, 2012

Point of Contact (Name/Number): Peter Tsirigotis, (919) 541-5207
Technical Expert: Susan Fairchild, (919) 541-5167

Title of Meeting: Wool Fiberglass Area Source NESHAP (SAN 5669, Tier 2)

Purpose of Meeting: Status and Path Forward Regarding Wool Fiberglass Area Sources

Priority Status (check one) -- Critical **Less Immediate**

Last possible date for meeting: 10/12/2012

If the meeting is critical, please explain why: We are negotiating with Sierra Club for a significant extension beyond the current November 30, 2012, date. Gina requested a follow-up meeting before she leaves for Indonesia.

Location of Meeting: ARN 5400 with video conference for OAQPS-RTP

Length of Meeting: 30 - 45 minutes

Equipment/resources needed: Video conferencing and call-in number requested.

DATES TO AVOID: None identified.

Key Participants:

| <u>Office/Organization</u> | <u>Name</u> |
|-----------------------------------|--------------------|
| OAD | Gina McCarthy |
| OAD | Janet McCabe |
| OAQPS | Steve Page |
| OAQPS/SPPD | Peter Tsirigotis |
| OAQPS/SPPD | Keith Barnett |
| OAQPS/SPPD | Susan Fairchild |
| OGC | Winifred Okoye |

cc:

| | |
|------------|-------------------|
| OAQPS | Peter South |
| OAQPS | Mike Koeber |
| OAQPS | Mary Henigin |
| OAQPS/SPPD | Fred Thompson |
| OAQPS/SPPD | Janet Eck |
| OAQPS/SPPD | Amy Vasu |
| OAQPS/SPPD | Steve Fruh |
| OAQPS/SPPD | Eric Ginsburg |
| OAQPS/SPPD | Marguerite McLamb |
| OAQPS/SPPD | Ravi Srivastava |
| OAQPS/SPPD | Lisa Conner |
| OAQPS/HEID | Lydia Wegman |
| OAQPS/HEID | Kelly Rimer |

| | |
|------------|-----------------|
| OAQPS/IO | Lala Alston |
| OAQPS/SPPD | Tanya Johnson |
| OAQPS/SPPD | Joanne Tamaro |
| OAQPS/SPPD | Pamela Garrett |
| OGC | Wendy Blake |
| OGC | Patricia Embrey |

Signed by:

Authorized by: Keith Barnett /s/ 10/9/12
Group Leader, MMG Date

/s/Steve Fruh for
Authorized by: Peter Tsirigotis 10/9/12
Director Date
Sector Policies and Programs Division

NOTE:

For meetings with:

- (1) Steve Page -- Please provide briefing materials by 10:00 AM, 1 day before scheduled meeting to SPPD Front Office.
 - (2) Gina McCarthy – Please provide briefing materials by 10:00 AM, 2 days before scheduled meeting to SPPD Front Office.
-

Amit
Srivastava/DC/USEPA/US
07/24/2012 12:12 PM

To Ruthw Morgan
cc Alan Rush, Allison Dennis, Amy Cole, Andrea Drinkard, Betsy Shaw, Cynthia Gaines, Darryl Adams, Deborah Banks, Don Zinger, Eileen Pritchard, Gloria Hammond, Janet McCabe, John Millett, Joseph-J Dougherty, Linda Chappell, Mariana Cubeddu, Martha Faulkner, Mary Henigin, Nathaniel Jutras, Nicole Owens, OAR Special Assistants, Sabrina Hamilton, StephanieN Brown, Tom Eagles, Wendy Mcquilkkin, Lula Thompson
bcc
Subject Re: SAN 5583.1 - Extension of Deadline for Promulgating Designations for the 2010 Sulfur Dioxide (SO2) Primary National Ambient Air Quality Standard -(NPRM)(OA)(OAR-12-001-2091)

OAR-IO has concurred with edits. Thanks!



SO2 Action memo_7-20-12v2.docx

Amit Srivastava
Special Assistant to the Assistant Administrator
Office of Air and Radiation
U.S. Environmental Protection Agency
ARN Room 5406 E
(202) 564-2618
Srivastava.Amit@epa.gov

Ruthw Morgan To OAR Special Assistant for review an... 07/20/2012 04:36:52 PM

From: Ruthw Morgan/DC/USEPA/US
To: OAR Special Assistants, Tom Eagles/DC/USEPA/US@EPA
Cc: John Millett/DC/USEPA/US@EPA, Andrea Drinkard/DC/USEPA/US@EPA, Allison Dennis/DC/USEPA/US@EPA, Don Zinger/DC/USEPA/US@EPA, Janet McCabe/DC/USEPA/US@EPA, Betsy Shaw/DC/USEPA/US@EPA, Deborah Banks/DC/USEPA/US@EPA, Wendy Mcquilkkin/DC/USEPA/US@EPA, Mary Henigin/DC/USEPA/US@EPA, Joseph-J Dougherty/DC/USEPA/US@EPA, Alan Rush/DC/USEPA/US@EPA, Eileen Pritchard/DC/USEPA/US@EPA, Amy Cole/DC/USEPA/US@EPA, Darryl Adams/DC/USEPA/US@EPA, StephanieN Brown/DC/USEPA/US@EPA, Mariana Cubeddu/DC/USEPA/US@EPA, Nathaniel Jutras/DC/USEPA/US@EPA, Nicole Owens/DC/USEPA/US@EPA, Linda Chappell/DC/USEPA/US@EPA, Cynthia Gaines/DC/USEPA/US@EPA, Sabrina Hamilton/DC/USEPA/US@EPA, Martha Faulkner/DC/USEPA/US@EPA, Gloria Hammond/DC/USEPA/US@EPA
Date: 07/20/2012 04:36 PM
Subject: SAN 5583.1 - Extension of Deadline for Promulgating Designations for the 2010 Sulfur Dioxide (SO2) Primary National Ambient Air Quality Standard -(NPRM)(OA)(OAR-12-001-2091)

To OAR Special Assistant for review and concurrence on Administrator 's signature package:

[attachment "SO2 Action memo_7-20-12.docx" deleted by Amit Srivastava/DC/USEPA/US] [attachment "SO2 FR Notice - Delaying Designations 7-20-2012.docx" deleted by Amit Srivastava/DC/USEPA/US] [attachment "Communication Plan_ Extension SO2 designations_7-20-12.docx" deleted by Amit Srivastava/DC/USEPA/US] [attachment "Fact sheet_Primary SO2 desig delay_07-20-12.doc" deleted by

Amit Srivastava/DC/USEPA/US] [attachment "typesetting request.pdf" deleted by Amit Srivastava/DC/USEPA/US]

Signature on 7/31/12, because we expect a deadline lawsuit to be filed by Sierra Club if this action to extend the deadline is not signed by Aug. 2, 2012.

07/20/2012
03:11 PM

Tier: 3

CMS Control #: 12-001-2091

Extension of Deadline for Promulgating Designations for the 2010 Sulfur Dioxide (SO₂) Primary National Ambient Air Quality Standard - SAN 5583.1

| Reviewers | Sign Off | Concur | Concur w/ Comment | Non- Concur | Date |
|-------------------|----------|--------|----------------------|-------------|------|
| OPAR | | | | | |
| Special Assistant | | | | | |
| Don Zinger | | | | | |
| Janet G. McCabe | | | | | |
| Gina McCarthy | | | | | |

Stage: NPRM for Administrator's Signature

Deadline: Program Office Deadline
Deadline Date: 07/31/12



Signature on 7/31/12, because we expect a deadline lawsuit to be filed by Sierra Club if this action to extend the deadline is not signed by Aug. 2, 2012.

Contact: Rhonda Wright - 919 541-1087
Mgmt. Level Reviewer: Mary Henigin - 202 564-2186
OPAR Contact:

Return to: Ruth Morgan
564-1326, 6358 AR North

Andrea Drinkard/DC/USEPA/US
05/17/2012 10:41 AM

To Enesta Jones, John Millett
cc
bcc

Subject Fw: ACTION: Request For Comment -- Particulate Matter Emissions Update Deadline

FYI....Nothing different than we've said before, but may spark some interest.

Andrea Drinkard
U.S. Environmental Protection Agency
Office of Air and Radiation
Email: drinkard.andrea@epa.gov
Phone: 202.564.1601
Cell: 202.236.7765

----- Forwarded by Andrea Drinkard/DC/USEPA/US on 05/17/2012 10:39 AM -----

From: John Hannon/DC/USEPA/US
To: Andrea Drinkard/DC/USEPA/US@EPA
Cc: Jackie Ashley/RTP/USEPA/US@EPA
Date: 05/17/2012 08:40 AM
Subject: Re: Fw: ACTION: Request For Comment -- Particulate Matter Emissions Update Deadline

Andrea, this is what EPA filed last night in the PM NAAQS schedule suit. There are no further scheduled filings by the parties. The next step is oral argument on the various motions, which will be held Thursday May 31st.



ENV_DEFENSE-#597199-v1-PM_NAAQS_(DDC)___As-filed_EPA_Reply.PDF



ENV_DEFENSE-#597198-v1-PM_NAAQS_(DDC)___As-filed_EPA_Resp_to_State_Plfs_Statement_of_Facts.PDF

John Hannon
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. NW (MC 2344A)
Washington, D.C. 20460
Phone (202) 564-5563
Fax (202) 564-5603

Andrea Drinkard PS: Can you share a copy of the next f... 05/14/2012 02:54:13 PM

From: Andrea Drinkard/DC/USEPA/US
To: John Hannon/DC/USEPA/US@EPA
Cc: Jackie Ashley/RTP/USEPA/US@EPA
Date: 05/14/2012 02:54 PM
Subject: Re: Fw: ACTION: Request For Comment -- Particulate Matter Emissions Update Deadline

PS: Can you share a copy of the next filing whenever it's done? Thanks!

Andrea Drinkard
U.S. Environmental Protection Agency
Office of Air and Radiation
Email: drinkard.andrea@epa.gov
Phone: 202.564.1601
Cell: 202.236.7765

John Hannon That's the right approach to take, thank... 05/14/2012 02:31:39 PM

From: John Hannon/DC/USEPA/US
To: Andrea Drinkard/DC/USEPA/US@EPA
Cc: Jackie Ashley/RTP/USEPA/US@EPA
Date: 05/14/2012 02:31 PM
Subject: Re: Fw: ACTION: Request For Comment -- Particulate Matter Emissions Update Deadline

That's the right approach to take, thanks. FYI, our next filing is due Wednesday the 16th. Oral argumetrn is set for the 31st.

John Hannon
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. NW (MC 2344A)
Washington, D.C. 20460
Phone (202) 564-5563
Fax (202) 564-5603

Andrea Drinkard Hi John H., Just wanted to double che... 05/14/2012 02:07:31 PM

From: Andrea Drinkard/DC/USEPA/US
To: John Hannon/DC/USEPA/US@EPA
Cc: Jackie Ashley/RTP/USEPA/US@EPA
Date: 05/14/2012 02:07 PM
Subject: Fw: ACTION: Request For Comment -- Particulate Matter Emissions Update Deadline

Hi John H.,

Just wanted to double check with you before responding, (b) (5) DP

Both reporters are on afternoon deadlines.

Thanks!

[attachment "PM NAAQS.DDC.May 4th filings.Attachment 1 to EPA Memorandum.McCarthy Declaration.pdf" deleted by John Hannon/DC/USEPA/US]

Andrea Drinkard
U.S. Environmental Protection Agency
Office of Air and Radiation
Email: drinkard.andrea@epa.gov
Phone: 202.564.1601
Cell: 202.236.7765

----- Forwarded by Andrea Drinkard/DC/USEPA/US on 05/14/2012 02:03 PM -----

From: Enesta Jones/DC/USEPA/US
To: "Andrea Drinkard" <drinkard.andrea@epa.gov>, "Jackie Ashley" <ashley.jackie@epa.gov>
Date: 05/14/2012 01:51 PM
Subject: ACTION: Request For Comment -- Particulate Matter Emissions Update Deadline

Enesta Jones
Press Office
U.S. Environmental Protection Agency
Desk: 202.564.7873
Cell: 202.236.2426

From: Sean McLernon [sean mclernon@law360.com]
Sent: 05/14/2012 01:44 PM AST
To: Enesta Jones
Subject: Request For Comment -- Particulate Matter Emissions Update Deadline

Hi Enesta,

I'm working on a story about the latest motion filed in the American Lung Association et al. v. U.S. Environmental Protection Agency et al. case over an update to particulate matter emissions standards. The plaintiffs released this statement:

<http://earthjustice.org/news/press/2012/groups-seek-faster-schedule-for-epa-soot-rule> after filing this motion: <http://earthjustice.org/sites/default/files/PMbrief5-11-12.pdf>, and I wanted to see if the EPA wanted to comment or respond to either one. Thanks for your time,

Sean McLernon
Reporter

Legal News & Data
860 Broadway, 6th Floor
New York, NY 10003
dir: [646-783-7204](tel:646-783-7204)

Andrea
Drinkard/DC/USEPA/US
07/25/2012 04:01 PM

To Enesta Jones, Robert Delp, Alisha Johnson, David
Bloomgren
cc John Millett, Jan Cortelyou-Lee
bcc
Subject SO2 Designations Extension--Likely by July 31

Hi all--

Just wanted to give you a heads up that we expect the Administrator to sign a notice (b) (5) DP

[Redacted]

[Redacted]

[Redacted]

Janet's reviewing this draft as well and will let you know if she has any comments or updates.

Thanks so much!

-Andrea-



Communication Plan_ Extension SO2 designations UPDATE.docx
Andrea Drinkard
U.S. Environmental Protection Agency
Office of Air and Radiation
Email: drinkard.andrea@epa.gov
Phone: 202.564.1601
Cell: 202.236.7765

Andrea
Drinkard/DC/USEPA/US
06/03/2010 05:51 PM

To Janet McCabe
cc
bcc
Subject Re: SO2

Absolutely! On an unrelated spill note, I wanted to touch base with you on coverage. I'm not sure if John mentioned this to you or not, but I had already planned to be out of the office on vacation tomorrow through Monday. I've spoken with Kelly and she's going to cover the calls tomorrow and the ones over the weekend. I'm going to plan on being on the call on Monday, but will not be in the office.

I was wondering if we could chat for a couple minutes on Tuesday, when I'll be back in, to make sure I'm up to speed? I can work with Marjean to get some time on your calendar.

Thanks again for the opportunity to step in and help. I'm looking forward to it!

-AD-

Andrea Drinkard
U.S. Environmental Protection Agency
Office of Air and Radiation
Email: drinkard.andrea@epa.gov
Phone: 202.564.1601
Cell: 202.236.7765

Janet McCabe Thanks! Sounds like a fun day. -----... 06/03/2010 04:52:31 PM

From: Janet McCabe/DC/USEPA/US
To: Andrea Drinkard/DC/USEPA/US@EPA
Date: 06/03/2010 04:52 PM
Subject: Re: SO2

Thanks! Sounds like a fun day.

Andrea Drinkard

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

From: Andrea Drinkard
Sent: 06/03/2010 02:26 PM EDT
To: Janet McCabe
Cc: Lydia Wegman
Subject: Re: SO2

So far so good. On the state and local call it was mostly clarifying questions, though one person did thank us for taking their comments on modeling :-).

On the press end, looking good as well. We were picked up on NYTimes (front page of the online site), WSJ, Reuters, and number of other smaller outlets so far. The stories are following our messages...tighter standard, first revision in 40 years, health benefits.

Frank O'Donnell had some mixed quotes: "Although the final standard is a bit less strict than we and the American Lung Association had urged," he said in a statement, "it is well within the range recommended by E.P.A.'s independent science advisers." AND "They didn't go as far as we would have liked," he said. "However, it is still a step in the right direction."

Hope you're having fun in Chicago.

-AD-

Andrea Drinkard
U.S. Environmental Protection Agency
Office of Air and Radiation
Email: drinkard.andrea@epa.gov
Phone: 202.564.1601
Cell: 202.236.7765

Janet McCabe

How's it going? What's the reaction yo...

06/03/2010 01:43:38 PM

From: Janet McCabe/DC/USEPA/US
To: Lydia Wegman/RTP/USEPA/US, Andrea Drinkard/DC/USEPA/US
Date: 06/03/2010 01:43 PM
Subject: SO2

How's it going? What's the reaction you are hearing so far?

Bob Sussman/DC/USEPA/US
Sent by: Ann Campbell

12/08/2011 04:39 PM

To Ellen Gilinsky, Ephraim King, Ken Kopocis, Maryt Smith,
Michael Goo, Nancy Stoner

cc

bcc

Subject Update: CWA 316 (b) Rulemaking For Existing Facilities
Meeting Request

Here is a list attendees:

Rebecca Troutman, Riverkeeper
Steve Fleischli, NRDC
Dalal Aboulhosn, Sierra Club
Reed Super, Super Law Group

The subject of the meeting is the proposed 316(b) rule, which was published for comment in August 2011 and is scheduled to be finalized in July 2012, with option selection set for January 2012.

Reed W. Super
SUPER LAW GROUP, LLC
131 Varick Street, Suite 1001
New York, New York 10013

[212-242-2273](tel:212-242-2273) (direct)
[212-242-2355](tel:212-242-2355) (main)
[646-714-2644](tel:646-714-2644) (mobile)
[646-478-9258](tel:646-478-9258) (fax)
reed@superlawgroup.com

Bob Sussman/DC/USEPA/US
Sent by: Ann Campbell

12/12/2011 09:18 AM

To Ellen Gilinsky, Ephraim King, Ken Kopocis, Maryt Smith,
Michael Goo, Nancy Stoner

cc Ann Campbell

bcc

Subject Information Update - Description has changed: CWA 316 (b)
Rulemaking For Existing Facilities Meeting Request

Here is a list attendees:

Rebecca Troutman, Riverkeeper
Steve Fleischli, NRDC
Dalal Aboulhosn, Sierra Club
Reed Super, Super Law Group

The subject of the meeting is the proposed 316(b) rule, which was published for comment in August 2011 and is scheduled to be finalized in July 2012, with option selection set for January 2012.

Reed W. Super
SUPER LAW GROUP, LLC
131 Varick Street, Suite 1001
New York, New York 10013

[212-242-2273](tel:212-242-2273) (direct)
[212-242-2355](tel:212-242-2355) (main)
[646-714-2644](tel:646-714-2644) (mobile)
[646-478-9258](tel:646-478-9258) (fax)
reed@superlawgroup.com

Anna Wood/RTP/USEPA/US
02/05/2013 03:09 PM

To Janet McCabe

cc

bcc

Subject Accepted: S02 and NAAQS Meeting with Sierra Club

**ARN-OAR-Room-5415/DC-AR
N-OAR**

10/02/2012 02:14 PM

To Gina McCarthy

cc

bcc

Subject Accepted: Meeting with Sierra Club, EDF, and NRDC

**ARN-OAR-Room-5415/DC-AR
N-OAR**

10/02/2012 02:14 PM

To Gina McCarthy

cc

bcc

Subject Accepted: Meeting with Sierra Club, EDF, and NRDC

**ARN-OAR-Room-5428/DC-AR
N-OAR**

03/07/2012 09:35 AM

To Janet McCabe

cc

bcc

Subject Accepted: DOJ and EPA Discussion with Sierra Club and
MEDC

**ARN-OAR-Room-5428/DC-AR
N-OAR**

08/29/2012 02:02 PM

To Joseph Goffman

cc

bcc

Subject Accepted: Meeting with Sierra Club

**ARN-OAR-Room-5428/DC-AR
N-OAR**

08/29/2012 03:35 PM

To Joseph Goffman

cc

bcc

Subject Accepted: Meeting with Sierra Club

Arvin Ganesan/DC/USEPA/US

To Bob Perciasepe

07/27/2012 10:11 AM

cc

bcc

Subject Re: Meeting on Shell's drilling plan

Yes. They met with Dennis and with Janet and are now going to the Hill. But yes, we should do it. (b) (5)

Bob Perciasepe

Arvin We should likely do this, yes?

07/27/2012 10:09:08 AM

From: Bob Perciasepe/DC/USEPA/US
To: Arvin Ganesan/DC/USEPA/US@EPA
Date: 07/27/2012 10:09 AM
Subject: Re: Meeting on Shell's drilling plan

Arvin
We should likely do this, yes?

Bob Perciasepe
Deputy Administrator

(o) +1 202 564 4711
(c) [REDACTED]

-----Athan Manuel <athan.manuel@sierraclub.org> wrote: -----

To: Bob Perciasepe/DC/USEPA/US@EPA
From: Athan Manuel <athan.manuel@sierraclub.org>
Date: 07/26/2012 02:59PM
Cc: Arvin Ganesan/DC/USEPA/US@EPA
Subject: Meeting on Shell's drilling plan

Mr. Perciasepe - I am writing on behalf of a coalition of environmental groups, including Oceana, the League of Conservation Voters, Center for Biological Diversity, NRDC and others as well as the Sierra Club, to request a meeting to discuss Royal Dutch Shell's plans to drill in the Arctic Ocean this summer. While the Obama Administration has devoted considerable attention to this issue already, recent developments have significantly changed the decision-making landscape in ways we think are highly significant.

Since Shell received preliminary approvals for this summer, a cascade of revelations has shown it may not be nearly as able to limit harm and threats from drilling operations as it has claimed. We have many concerns with their drilling plans, especially their request to increase air pollution from its Arctic drilling rigs significantly. We met with Janet McCabe yesterday, but would also like to raise these issues with you.

We ask that you find some time in what we know to be a very busy schedule, to discuss how this Administration can responsibly deal with the growing uncertainty about Shell's readiness, and ensure that drilling does not proceed until and unless the extraordinarily rich and vulnerable public resources of the Chukchi and Beaufort Seas are securely protected.

Thank you for your consideration. Feel free to reply to the email or to call me at one of the numbers

below. - Athan

--

Athan Manuel
Director, Lands Protection Program
Sierra Club
50 F St. NW, Eight Floor
Washington, DC 20001
Direct line: [202-548-4580](tel:202-548-4580)
Fax: [202-547-6009](tel:202-547-6009)
Cell: [202-716-0006](tel:202-716-0006)

Arvin Ganesan/DC/USEPA/US

To John Coequyt

04/20/2012 04:17 PM

cc Michael Goo

bcc

Subject Re: Earth Day Video

Earth Day is Sunday, right? Kinda late, right?

John Coequyt

Hey guys: Do you think Lisa Jackson c...

04/20/2012 04:12:04 PM

From: John Coequyt <john.coequyt@sierraclub.org>
To: Michael Goo/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA
Date: 04/20/2012 04:12 PM
Subject: Earth Day Video

Hey guys:

Do you think Lisa Jackson could do a video for our Earth Day video project. Or, if she doesn't have time for that she could tweet at us about her favorite park for Earth Day? I know you all are not the right people for this, but can you send it to the right person?

<http://content.sierraclub.org/earthday/>

--

John Coequyt
Sierra Club
202-669-7060

**Barnes
Johnson/DC/USEPA/US**
08/06/2009 03:11 PM

To Matt Straus
cc Jonathan Edwards, Tom Kelly, Beth Craig
bcc
Subject Re: Fw: ltr from environmental grps

Dear Matt

I would use Jon Edwards, Director of RPD as your direct OAR point of contact (he may choose to delegate further). It may also be helpful if you could include ccs to Beth Craig and Tom Kelly so they can stay in the loop.

Barnes Johnson
Environmental Protection Agency
Office of Air and Radiation
1200 Pennsylvania Avenue, NW
Mail Code: 6101A
Washington, DC 20460
202-564-7400

Matt Straus [The letter below was sent to the Assist...](#) 08/06/2009 12:18:50 PM

From: Matt Straus/DC/USEPA/US
To: Barnes Johnson/DC/USEPA/US@EPA, Mike Shapiro/DC/USEPA/US@EPA, Mary-Kay Lynch/DC/USEPA/US@EPA
Cc: Antoinette Powell-Dickson/DC/USEPA/US@EPA, Ellyn Fine/DC/USEPA/US@EPA, Dana Tulis/DC/USEPA/US@EPA
Date: 08/06/2009 12:18 PM
Subject: Fw: ltr from environmental grps

The letter below was sent to the Assistant Administrator's of Air, Water, and Waste, the Office of General Counsel, as well as Scott Fulton, the Acting Deputy Administrator and General Counsel-Nominee in which they raise concerns with a number of proposals that were developed under the previous Administration and the Agency's plans to proceed with them and request a meeting to discuss their concerns. Mathy Stanislaus has asked that I coordinate with your offices regarding the request and scheduling such a meeting, including possibly a pre-briefing. Therefore, can you please send me a contact person that I can work with regarding this matter. Thanx.

----- Forwarded by Matt Straus/DC/USEPA/US on 08/06/2009 12:09 PM -----

From: Mathy Stanislaus/DC/USEPA/US
To: Dana Tulis/DC/USEPA/US@EPA, Matt Straus/DC/USEPA/US@EPA
Cc: Barry Breen/DC/USEPA/US@EPA, Ellen Manges/DC/USEPA/US@EPA, Ellyn Fine/DC/USEPA/US, James Woolford/DC/USEPA/US@EPA, Matt Hale/DC/USEPA/US@EPA, "Antoinette Powell-Dickson" <powell-dickson.antoINETTE@epa.gov>, Randy Deitz/DC/USEPA/US@EPA, Debbie Dietrich/DC/USEPA/US@EPA, Elizabeth Southerland/DC/USEPA/US@EPA
Date: 08/06/2009 11:56 AM
Subject: Re: Fw: ltr from environmental grps

Matt - can you take the lead on coordinating with the other offices. We should relatively soon on scheduling a meeting with the group with all offices present and schedule a pre-briefing
Dana Tulis

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

From: Dana Tulis
Sent: 08/06/2009 11:23 AM EDT
To: Matt Straus

Cc: Mathy Stanislaus; Barry Breen; Ellen Manges; Ellyn Fine; James Woolford; Matt Hale; Antoinette Powell-Dickson <powell-dickson.antoINETte@epa.gov>; Randy Deitz; Debbie Dietrich; Elizabeth Southerland

Subject: Re: Fw: ltr from environmental grps

Actually Matt, OEM has the lead for optimization for rad, bio and chem. We work closely with ORIA on the PAGES and I was going to suggest that I coordinate with ORIA on how to best go forward. I also want to coordinate with Betsy Southerland on the references to the Soil Screening Guidance and of course see if Matt has input on the landfill issue. I do agree that reps from all 3 offices should meet with these folks at once.

Dana S. Tulis
Deputy Director
Office of Emergency Management
Environmental Protection Agency
202-564-8600

Debbie Dietrich Patrick here. FYI. ----- Forwarded by... 08/06/2009 10:23:49 AM

----- Forwarded by Patrick Easter/DC/USEPA/US on 08/06/2009 10:23 AM -----

From: Matt Straus/DC/USEPA/US
To: Mathy Stanislaus/DC/USEPA/US@EPA
Cc: Barry Breen/DC/USEPA/US@EPA, Ellen Manges/DC/USEPA/US@EPA, Ellyn Fine/DC/USEPA/US@EPA, James Woolford/DC/USEPA/US@EPA, Matt Hale/DC/USEPA/US@EPA, Antoinette Powell-Dickson <powell-dickson.antoINETte@epa.gov>, Randy Deitz/DC/USEPA/US@EPA, Debbie Dietrich/DC/USEPA/US@EPA
Date: 08/06/2009 10:20 AM
Subject: Re: Fw: ltr from environmental grps

Mathy, I have read the incoming letter from the environmental groups and while the policies, guidance, and rules that they refer to in their letter would impact OSWER's cleanup, homeland security and management programs, it would seem that the Air Office, which is the lead office where these policies, guidance and rules were being developed, should take the lead on how to respond, with input from OSWER, OW and OGC. (b) (5) DP

[REDACTED]

Mathy Stanislaus Jim, Matt, & Matt: Please see the iss... 08/05/2009 06:05:26 PM

From: Mathy Stanislaus/DC/USEPA/US
To: James Woolford/DC/USEPA/US@EPA, Matt Straus/DC/USEPA/US@EPA, Matt Hale/DC/USEPA/US@EPA
Cc: Ellen Manges/DC/USEPA/US@EPA, Antoinette Powell-Dickson <powell-dickson.antoINETte@epa.gov>, Ellyn Fine/DC/USEPA/US@EPA, Barry Breen/DC/USEPA/US@EPA

Date: 08/05/2009 06:05 PM
Subject: Fw: ltr from environmental grps

Jim, Matt, & Matt: Please see the issues raised in this letter. Assuming that I meet with the group - please provide background on the OSWER issues raised in this letter - sometime in thenext week or so would be find.

----- Forwarded by Mathy Stanislaus/DC/USEPA/US on 08/05/2009 06:01 PM -----

From: Daniel O Hirsch <cbghirsch@aol.com>
To: Mathy Stanislaus/DC/USEPA/US@EPA
Date: 08/05/2009 01:31 PM
Subject: ltr from environmental grps

Dear Assistant Administrator Stanislaus,

Please find attached a letter to you from the Center for Health, Environment & Justice; Clean Water Action; Committee to Bridge the Gap; Environment America; Food and Water Watch; Friends of the Earth; Greenpeace; Massachusetts Citizens for Safe Energy; Natural Resources Defense Council; Nuclear Information and Resource Service; Professor Richard Clapp; Public Citizen; and the Sierra Club.

The letter calls to your attention a number of troubling proposals by the prior Administration to weaken environmental protections, initiatives that remain under consideration within EPA, and requests a meeting with you to discuss them.

The letter contains supporting attachments about these matters.

If you have trouble opening the file, or have any questions, please feel free to contact me at (831) 336-8003.

Sincerely,

Daniel Hirsch
Committee to Bridge the Gap

[attachment "080509LetterToEPA.pdf" deleted by Matt Straus/DC/USEPA/US]

Bob
Perciasepe/DC/USEPA/US
01/07/2013 07:15 PM

To Joshua Saks
cc
bcc
Subject Re: Green Inaugural Ball invitation

Hi Joshua:

Ethics counsel advises that due to Obama ethics pledge I cannot accept this complimentary ticket. I instead will purchase 2 regular tickets. Can you provide information on that and can we talk on phone, at the office number below

Bob Perciasepe
Deputy Administrator

(o) +1 202 564 4711
(c) +1 202 368 8193

Joshua Saks

[\[cid:image001.jpg@01CDEA65.C7329...](#)

01/04/2013 10:25:12 AM

From: Joshua Saks <saksj@nwf.org>
To: Bob Perciasepe/DC/USEPA/US@EPA
Date: 01/04/2013 10:25 AM
Subject: Green Inaugural Ball invitation

On behalf of the Green Inaugural Ball Host Committee, I'd like to invite Deputy Administrator Perciasepe and spouse to attend this year's Green Ball in honor of President Barack Obama's second inauguration. This year's Ball will be held on Sunday January 20, 2013 at the Newseum.

This event is a celebration of the past four years of accomplishment on the environment, energy, and clean technology and a look forward to another four years of progress. The Ball brings together top leaders from the environmental, conservation, clean tech, and renewable energy communities.

The 2009 event was a HUGE success! The ball sold out in minutes, was hosted by Vice President Al Gore and included performances by Maroon 5, Melissa Etheridge, John Legend, Michael Franti, and Will.I.Am. We are still finalizing this year's host and entertainment, but we expect a similar level of talent and excitement.

We'd very much like for Deputy Administrator Perciasepe, and spouse, to join us for this celebration. You'll find more details below and I'm happy to answer any questions you may have. National Wildlife Federation is a 501(c)(3) public charity, and the Green Inaugural Ball comports with the widely attended event exception of most government ethics rules. Unfortunately, due to ethics rules, these tickets are non-transferrable.

We kindly request a response by January 16th.

Sincerely,

Joshua Saks
Legislative Director
National Wildlife Federation
901 E St, NW Suite 400
Washington, DC 20004

Phone: 202-797-6631 | Cell: 202-617-6079 | saksj@nwf.org

Who: Co-Hosted by: American Renewable Energy Institute, American Rivers, As You Sow, American Wind Energy Association, Blue Green Alliance, Carbon War Room, Defenders of Wildlife, Earth Policy Institute, ecoAmerica, Energy Action Coalition, Energy & Environment for Obama, Environment America, Environmental Defense Fund, Environmental Film Festival in the Nation's Capital, Environmental Working Group, Geothermal Energy Association, Green For All, Greenpeace, League of Conservation Voters, National Audubon Society, National Hydropower Association, National Parks Conservation Association, National Wildlife Federation, Natural Resources Defense Council Action Fund, The Nature Conservancy, Oceana, Sierra Club, Solar Electric Power Association, Solar Energy Industries Association, The Trust for Public Land, UN Foundation, The Vote Solar Initiative, The Wilderness Society, World Alliance for Decentralized Energy (*host committee in formation*).

Where: **The Newseum**, 555 Pennsylvania Avenue Northwest, Washington, DC 20001. <http://www.newseum.org/>

When: January 20, 2013. Doors open at 7pm for VIP ticket holders and 8pm for General Admission.

Why: To bring together the broad environmental, conservation and clean tech community to celebrate the past four years and look forward to the future.

Green Ball Website: <http://www.nwf.org/2013-Green-Inaugural-Ball.aspx>

Contact: Joshua Saks, National Wildlife Federation, saksj@nwf.org, 202-797-6631

***** ATTACHMENT NOT DELIVERED

This Email message contained an attachment named
image001.jpg
which may be a computer program. This attached computer program
could
contain a computer virus which could cause harm to EPA's
computers,
network, and data. The attachment has been deleted.

This was done to limit the distribution of computer viruses
introduced
into the EPA network. EPA is deleting all computer program
attachments
sent from the Internet into the agency via Email.

If the message sender is known and the attachment was legitimate,
you
should contact the sender and request that they rename the file
name
extension and resend the Email with the renamed attachment.
After
receiving the revised Email, containing the renamed attachment,
you can
rename the file extension to its correct name.

For further information, please contact the EPA Call Center at
(866) 411-4EPA (4372). The TDD number is (866) 489-4900.

***** ATTACHMENT NOT DELIVERED

**Bob
Perciasepe/DC/USEPA/US**
12/14/2012 06:41 PM

To Paul Billings
cc
bcc
Subject Re: Big Win for Public Health

Thanks Paul:

It is good, on what has nationally been a horrible day

Bob Perciasepe
Deputy Administrator

(o) +1 202 564 4711
(c) +1 202 368 8193

Paul Billings A lot of people will breathe easier beca... 12/14/2012 06:01:40 PM

From: Paul Billings <Paul.Billings@lung.org>
To: Bob Perciasepe/DC/USEPA/US@EPA
Date: 12/14/2012 06:01 PM
Subject: Big Win for Public Health

A lot of people will breathe easier because of today's action.

Thanks
Paul

NOTE new email Paul.Billings@Lung.org

Paul G. Billings
Senior Vice President, Advocacy & Education
American Lung Association
1301 Pennsylvania Ave NW Suite 800
Washington, DC 20004-1725
Phone: 202-785-3355 x 3988
Fax: 202 -452-1805

**Bob
Perciasepe/DC/USEPA/US**
02/05/2013 06:16 PM

To Paul Billings
cc Teri Porterfield
bcc
Subject Re: Time for a quick chat?

Let's chat in morning.
Thank

Bob Perciasepe
Deputy Administrator

(o) +1 202 564 4711
(c) +1 202 368 8193

Paul Billings [Hi Bob I was wondering if you had som...](#) 02/05/2013 06:11:36 PM

From: Paul Billings <Paul.Billings@lung.org>
To: Bob Perciasepe/DC/USEPA/US@EPA, Teri Porterfield/DC/USEPA/US@EPA
Date: 02/05/2013 06:11 PM
Subject: Time for a quick chat?

Hi Bob

I was wondering if you had some time this week for a brief chat. I am in by 7:30/7:45 most days we can calendar something or you can call my cell 240-472-8372 when you have a few free minutes.

thanks

NOTE new email Paul.Billings@Lung.org

Paul G. Billings
Senior Vice President, Advocacy & Education
American Lung Association
1301 Pennsylvania Ave NW Suite 800
Washington, DC 20004-1725
Phone: 202-785-3355 x 3988
Fax: 202 -452-1805

Seth Oster/DC/USEPA/US
Sent by: Candace White

07/20/2011 11:13 AM

To Bob Perciasepe, Gina McCarthy

cc

bcc

Subject Call w/ Environmental Leaders (The Administrator will be on the phone from Texas) Dial in number will be 866-299-3188, passcode: 202-564-4308

Meeting

Date 07/20/2011
Time 04:30:00 PM to 05:00:00 PM
Chair Seth Oster
Invitees
Required Bob Perciasepe; Gina McCarthy
Optional
FYI
Location Room 3412

Attendees

Confirmed

Margie Alt, Environmental
Gene Karpinski, LCV
Larry Schweigert, NWF
Fred Krupp, EDF

Maybe

Trip Van Noppen, Earth Justice
Frances Beinecke

No

Michael Brune, Sierra Club

Seth Oster/DC/USEPA/US
Sent by: Candace White

07/20/2011 11:16 AM

To Bob Perciasepe, Gina McCarthy

cc

bcc

Subject Information Update - Location has changed: Call w/
Environmental Leaders (The Administrator will be on the
phone from Texas) Dial in number will be 866-299-3188,
passcode: 202-564-4308

Attendees

Confirmed

Margie Alt, Environmental
Gene Karpinski, LCV
Larry Schweigert, NWF
Fred Krupp, EDF

Maybe

Trip Van Noppen, Earth Justice
Frances Beinecke

No

Michael Brune, Sierra Club

Seth Oster/DC/USEPA/US
Sent by: Candace White

07/20/2011 11:35 AM

To Janet McCabe

cc

bcc

Subject Declined: Call w/ Environmental Leaders (The Administrator will be on the phone from Texas) Dial in number will be 866-299-3188, passcode: 202-564-4308

Attendees

Confirmed

Margie Alt, Environmental
Gene Karpinski, LCV
Larry Schweigert, NWF
Fred Krupp, EDF

Maybe

Trip Van Noppen, Earth Justice
Frances Beinecke

No

Michael Brune, Sierra Club

Dru Ealons/DC/USEPA/US

02/07/2012 03:42 PM

To "Peter Iwanowicz", Gina McCarthy, Janet McCabe, Arvin Ganesan, Laura Vaught, Joseph Goffman, Bob Perciasepe, Michael Goo, Lorie Schmidt, Peter Tsirigotis, John Larmett, Brendan Gilfillan, Steve Page, John Millett, "Patel, Rohan", "Michael Boots (Michael_J_Boots@ceq.eop.gov)", "Jonathan Carson", Heather_R_Zichal
cc "Paul Billings", "Lyndsay Moseley", "Janice Nolen", "Stephanie Owens"

bcc

Subject Re: Another TY ad

Thank you, Peter.
Dru Ealons, Director
Office of Public Engagement
202.573.3063

From: Peter Iwanowicz [Peter.Iwanowicz@lung.org]

Sent: 02/07/2012 08:38 PM GMT

To: Gina McCarthy; Janet McCabe; Arvin Ganesan; Laura Vaught; Joseph Goffman; Bob Perciasepe; Michael Goo; Dru Ealons; Lorie Schmidt; Peter Tsirigotis; John Larmett; Brendan Gilfillan; Steve Page; John Millett; "Patel, Rohan" <Rohan_Patel@ceq.eop.gov>; "Michael Boots (Michael_J_Boots@ceq.eop.gov)" <Michael_J_Boots@ceq.eop.gov>; "Carson, Jon (jon.carson@who.eop.gov)" <jon.carson@who.eop.gov>; "Heather_R_Zichal@who.eop.gov" <Heather_R_Zichal@who.eop.gov>

Cc: Paul Billings <Paul.Billings@lung.org>; Lyndsay Moseley <Lyndsay.Moseley@lung.org>; Janice Nolen <Janice.Nolen@lung.org>

Subject: Another TY ad

The attached ad has a range of health organization signed on and it is running in today's POLITICO. It is also on-line [here](#).

Thanks again for fighting for air.
Peter

Peter Iwanowicz
American Lung Association
(202) 715-3446

Please make note of my new email address and update your contacts file (peter.iwanowicz@lung.org)

Janet McCabe/DC/USEPA/US
Sent by: Emily Atkinson

08/23/2012 10:18 AM

To Anna Wood, Elliott Zenick, Joseph Goffman, Mike Koerber,
Sam Coleman, Steve Page

cc Amit Srivastava, Cynthia Browne, Lala Alston

bcc

Subject Las Brisas Energy Center & Federal GHG Requirements
(Sierra Club)

Meeting

Date 09/05/2012

Time 04:00:00 PM to 05:00:00 PM

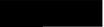
Chair Janet McCabe

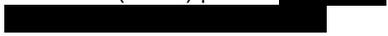
Invitees

Required Anna Wood; Elliott Zenick; Joseph Goffman; Mike Koerber; Sam Coleman;
Steve Page

Optional Amit Srivastava; Cynthia Browne; Lala Alston

FYI

Location ARN5415 (Video) | 1-866-



If we could schedule the meeting for sometime September 4-7 in DC, Bruce Nilles in our DC office would like to attend in person, and I will attend by phone or possibly video conference if our systems are compatible. It would just be the two of us for Sierra Club. Let me know if that works for you all when you have a chance. Thanks,

Elena

Elena Saxonhouse

Staff Attorney

Sierra Club

85 Second Street, 2nd Floor

San Francisco, CA 94105

415-977-5765

On Mon, Aug 20, 2012 at 4:09 PM, Elena Saxonhouse <elena.saxonhouse@sierraclub.org>
wrote:

Ok, there's a chance I'll be in Oklahoma City around then, which would make Dallas not too far, and the possibility of combining some other things in DC. It's always nicer to meet face to face when possible! I'll get it figured out soon and let you know. Emily, feel free to toss out some dates/times that work for the others in the meantime. I'm fairly flexible so far.

Elena Saxonhouse

Staff Attorney

Sierra Club

85 Second Street, 2nd Floor

San Francisco, CA 94105

[415-977-5765](tel:415-977-5765)

On Mon, Aug 20, 2012 at 4:05 PM, Janet McCabe <McCabe.Janet@epamail.epa.gov> wrote:

thanks, Elena....i'm fine with everyone participating by phone rather than traveling to either DC or Dallas. it's really up to you.

Janet McCabe
Principal Deputy Assistant Administrator
Office of Air and Radiation, USEPA
Room 5426K, 1200 Pennsylvania Avenue NW
Washington, DC 20460
[202-564-3206](tel:202-564-3206)
mccabe.janet@epa.gov

From: Elena Saxonhouse <elena.saxonhouse@sierraclub.org>
To: Janet McCabe/DC/USEPA/US@EPA

Cc: Avi Garbow/DC/USEPA/US@EPA, Flavia de la Fuente <flavia.delafuente@sierraclub.org>, Sam Coleman/R6/USEPA/US@EPA, Emily Atkinson/DC/USEPA/US@EPA

Date: 08/20/2012 07:00 PM

Subject: Re: Las Brisas Energy Center & Federal GHG requirements

Yes, that works. I'm based in our San Francisco office, so I'll have to figure out whether I can be in Dallas or DC in early September or whether it makes sense to join by phone, but we can definitely start looking at dates. Thanks again for your time.

Elena Saxonhouse
Staff Attorney
Sierra Club
85 Second Street, 2nd Floor
San Francisco, CA 94105
[415-977-5765](tel:415-977-5765)

On Mon, Aug 20, 2012 at 3:18 PM, Janet McCabe <McCabe.Janet@epamail.epa.gov> wrote:
Ms Saxonhouse,

Thanks again for your letter.....I've spoken with Sam Coleman and he and I would be happy to schedule a meeting with you to discuss the issues you raise in your letter. If it would be more convenient for you to come to the Dallas office, I can arrange to join by videoconference. Or Sam can join by video, if we meet in DC. Whatever works best for you.

I will be on vacation starting this wednesday through Labor Day. I am copying Emily Atkinson, who can work with you to find a date and time that work for you and Sam for after I return. Will that work?

Thanks again,

Janet McCabe
Principal Deputy Assistant Administrator
Office of Air and Radiation, USEPA
Room 5426K, 1200 Pennsylvania Avenue NW
Washington, DC 20460
[202-564-3206](tel:202-564-3206)
mccabe.janet@epa.gov

From: Elena Saxonhouse <elena.saxonhouse@sierraclub.org>
To: Janet McCabe/DC/USEPA/US@EPA
Cc: Sam Coleman/R6/USEPA/US@EPA, Avi Garbow/DC/USEPA/US@EPA, Flavia de la Fuente <flavia.delafuente@sierraclub.org>

Date: 08/06/2012 07:51 PM

Subject: Las Brisas Energy Center & Federal GHG requirements

Dear Ms. McCabe,

Please see the attached letter on behalf of Sierra Club and a number of doctors and scientists. I hope we can discuss the important issue of Las Brisas's compliance with federal greenhouse gas regulations once you have had a chance to review the letter and recent state court opinion. Thank you for your attention to this matter. Note that there is one attachment listed as an enclosure on the letter that I was not able to print or attach by email due to its large file size and errors in the document (Corpus Christi Sustainability Plan). You can access it at the website cited in the letter, and we quote the key portion in the letter. Sorry for any inconvenience and I look forward to hearing from you.

Sincerely,

Elena Saxonhouse
Staff Attorney
Sierra Club
85 Second Street, 2nd Floor
San Francisco, CA 94105
[415-977-5765](tel:415-977-5765)

[attachment "SC & Drs. Ltr to J. McCabe re Las Brisas 8-6-12.pdf" deleted by Janet McCabe/DC/USEPA/US] [attachment "tx-lasbrisas_epa-letter-to-tceq_2011-1-24.pdf" deleted by Janet McCabe/DC/USEPA/US] [attachment "Las Brisas Final Order_signed July 24 2012.pdf" deleted by Janet McCabe/DC/USEPA/US] [attachment "State Ct Letter of Intent to Remand Las Brisas Permit.pdf" deleted by Janet McCabe/DC/USEPA/US]

Janet McCabe/DC/USEPA/US
Sent by: Emily Atkinson

To
cc

06/13/2012 10:49 AM

bcc

Subject Georgia Pacific Petition

Meeting

Date 06/18/2012
Time 09:45:00 AM to 10:30:00 AM
Chair Janet McCabe
Invitees
Required Apple Chapman; Carrie Wheeler; Genevieve Damico; Grecia Castro; James
Havard; Jane Woolums; Janet McDonald; Juan Santiago; Michael Ling; Sara
Schneeberg; Steve Page; Susan Kraj; Susan Stahle; Virginia Sorrell
Optional Gregory Fried; Johnetta Heilig; Kirsten King; Lala Alston; Maria Sanders;
Sharon Cooperstein
FYI
Location ARN5428 | 1-866 [REDACTED]
[REDACTED]

OAR Meeting Request Form

Requesting Meeting/Conference Call with: Janet McCabe

Date of this Request: 05/15/12

Point of Contact (Name/Number): Janet McDonald 919-541-1450

Title of Meeting: Georgia Pacific Petition.

Purpose of Meeting: DECISIONAL – To obtain decisions on how to respond to issues presented in the Title V petition.

Priority Status (check one) X Critical Less Immediate

Last possible date for meeting: May 23, 2012

If the meeting is critical, please explain why:

We have a court-ordered deadline of 07/23/12 to respond to a Title V petition submitted by the Sierra Club. This meeting is needed by the date above in order to meet this schedule.

Location of Meeting: 5400 ARN and teleconference in OAQPS.

Length of Meeting: 60 minutes

DATES TO AVOID: None

Key Participants: *Critical People

| <u>Office/Organization</u> | <u>Name</u> |
|----------------------------|-------------------------------|
| OAQPS | Steve Page |
| OAQPS | Michael Ling |
| OAQPS | Janet McDonald |
| OAQPS | Grecia Castro, Carrie Wheeler |
| OGC | Susan Stahle |
| OGC | Sara Schneeberg |
| OGC | James Havard |
| OECA | Greg Fried (optional) |
| OECA | Apple Chapman |
| OECA | Virginia Sorrell |
| Region 5 | Susan Kraj |
| Region 5 | Jane Woolums |
| Region 5 | Genevieve Damico |

Cc:

| | |
|-------|--------------|
| OAQPS | Anna Wood |
| OAQPS | Mike Koerber |

| | | |
|----------------|-----------------------|---------------------|
| Authorized by: | <u>Janet McDonald</u> | <u>May 14, 2012</u> |
| | Group Leader | Date |

| | | |
|----------------|-----------------------------|---------------------|
| Authorized by: | <u>Michael Ling - for</u> | <u>May 14, 2012</u> |
| | Director | Date |
| | Air Quality Policy Division | |

Bob Sussman/DC/USEPA/US
Sent by: Georgia Bednar

To Beth Craig
cc Teri Porterfield
bcc

10/01/2009 03:04 PM

Subject South Dakota Oil Refineries

Meeting

Date 10/05/2009
Time 03:00:00 PM to 04:00:00 PM
Chair Bob Sussman
Invitees
Required Beth Craig; Callie Videtich; Carol Rushin; Johnpc Fogarty; Peter Tsirigotis;
Richard Ossias; Steve Page
Optional Barbara Morris; Charles Imohiosen; Colleen Flaherty; Georgia Bednar; Jean
Walker; KTamillow; Lynn Zipf; Marta Montoro; Robert Polin; Tanya Johnson;
Teri Porterfield
FYI
Location 3216 ARS OECA Conference Room
Call In Number: 1- [REDACTED]
[REDACTED]

AS OF 10/01/09
1200 Pennsylvania Ave, NW
Room 3309 ARN
Washington, DC
Please call 202-564-8443 to be escorted into the building.

AS OF 9/25/2009
Georgia,

Yes, we are still on for 3:00 p.m. Attending the meeting will be Howard Learner (ELPC), Gay Sigel (Jenner & Block), Professor Dean Spader (South Dakota Sierra Club) and Ed Cable (Save Union County). I will go ahead and advise them that the meeting is confirmed and they should purchase plane tickets.

Who is planning to attend from EPA?

Thanks!
Kay

Kay Tamillow
Executive Assistant
Environmental Law & Policy Center
35 E. Wacker Drive, Suite 1300
Chicago, IL 60601
312-795-3709 (direct)
312-673-6500 (main)
www.elpc.org

Howard Learner, Environmental Law & Policy Center
Bob Graham, Jenner & Block

RE: South Dakota Oil Refineries

POC
Kay Tamillow
(312) 795-3709

EPA POC:
Georgia Bednar
202-564-9816
bednar.georgia@epa.gov

Michael Goo/DC/USEPA/US
Sent by: Janet Means-Thomas

To jcoeqyt

cc

03/31/2011 04:07 PM

bcc

Subject Re: John

Hi I am Michael's scheduling person. Michael has a mtg. w/John @ 3pm on Friday.

What's the name of your organization and do you know why (topic) they are mtg.

Michael Goo

John

03/30/2011 02:32:18 PM

John

Fri 04/01/2011 3:00 PM - 4:00 PM

Chair: Michael Goo/DC/USEPA/US
Sent By: Janet Means-Thomas/DC/USEPA/US
Location: Sierra Club

Required: jcoeqyt@sierraclub.org

Description

Personal Notes

Janice Nolen
<JNolen@lungusa.org>
08/15/2011 02:23 PM

To Gina McCarthy, Janet McCabe, Steve Page, Lydia Wegman,
Bob Perciasepe, Joseph Goffman, Michael Goo
cc Paul Billings, Peter Iwanowicz
bcc
Subject ALA statement on CO NAAQS

Friends,
We just released this statement on the carbon monoxide NAAQS announcement today.
Hoping for a better ozone one soon,
Janice

Janice E. Nolen
Assistant Vice President, National Policy and Advocacy
American Lung Association
1301 Pennsylvania Ave NW Suite 800
Washington, DC 20004-1725
P 202.785.3355 C 202.486.0285 F 202.452.1805
jnolen@lungusa.org @lungassociation



Charles Connor ALA Statement on EPA Carbon Monoxide Standards 8 15 2011 FINAL.pdf

Janice Nolen
<Janice.Nolen@lung.org>
10/18/2011 10:30 AM

To LisaP Jackson, Bob Perciasepe, Gina McCarthy, Janet McCabe, Steve Page, Lydia Wegman, Michael Goo, Joseph Goffman
cc Paul Billings, Peter Iwanowicz
bcc
Subject Press announcement of Notice of Intent on PM NAAQS letter

We are releasing this announcement shortly.

For Immediate Release: October 18, 2011

Contact: Kari Birdseye, Earthjustice, 510-550-6700
Mary Havell, American Lung Association, 202-715-3459
Mark Wenzler, National Parks Conservation Association, 202-454-3335

Groups Act to Force EPA to Issue Soot Air Pollution Standards

Stronger particle standards key to limiting dangerous levels that kill thousands every year

Washington, DC - Public health and environmental groups are taking legal action aimed at forcing the Environmental Protection Agency (EPA) to issue new standards to limit levels of soot, smoke, and other airborne particles linked to thousands of premature deaths each year.

The groups sent a "notice of intent to sue" letter to EPA Administrator Lisa Jackson giving EPA 60 days to address EPA's failure to conduct a mandatory five-year review of the 2006 particulate matter standards, which should have been completed yesterday.

These limits, called the national ambient air quality standards, drive cleanup of pollution across the nation and, by law, must be set to protect public health. The Clean Air Act requires that EPA determine if the standards meet that requirement by reviewing the science every five years.

The letter was filed by Earthjustice on behalf of the American Lung Association and National Parks Conservation Association. In 2006, the Bush Administration ignored recommendations by its science advisors for stronger protections and adopted the current weak particulate matter standards. In 2009, as a result of a legal challenge brought by these groups, a federal appeals court ruled that these standards were deficient and sent them back to EPA for corrective action.

Since then the Obama EPA has failed to propose new standards although the science confirms that particulate matter pollution in the U.S. continues to cause thousands of premature deaths and tens of thousands of hospital visits every year.

"Scientists, medical professionals, the courts and the general public have agreed for years that deadly soot levels are unacceptable for Americans. Our action today demands that EPA adopt the legally-required air quality standards that will save thousands lives," said Paul Cort, staff attorney for Earthjustice.

“The scientific evidence keeps growing to show that particulate matter is a deadly air pollutant—and that the current standards fail to protect us from that threat,” said Janice E. Nolen, Assistant Vice President, National Policy and Advocacy, for the American Lung Association. “We need EPA to follow the law and finish the job.”

“By adopting more protective soot standards EPA will help clear the air in our national parks at the same time it is making the air healthier for all Americans to breath,” said Mark Wenzler, Vice President for Climate and Air Quality at National Parks Conservation Association.

Airborne particulate matter is comprised of tiny particles of smoke, soot, metals and other chemical compounds emitted from sources like power plants, factories, and diesel trucks. Scientists say particulate matter which can penetrate deep into our lungs, is one of the most toxic forms of air pollution. They estimate that it is responsible for tens of thousands of premature deaths nationwide every year. It is also linked to the aggravation of respiratory illnesses, such as asthma, bronchitis, and chronic obstructive lung disease (COPD), and to heart disease, and lung cancer. Particulate matter is also responsible for much of the haze that clouds many of our cities and parklands.

About the American Lung Association

Now in its second century, the American Lung Association is the leading organization working to save lives by improving lung health and preventing lung disease. With your generous support, the American Lung Association is “Fighting for Air” through research, education and advocacy. For more information about the American Lung Association, a Charity Navigator Four Star Charity and holder of the Better Business Bureau Wise Giving Guide Seal, or to support the work it does, call 1-800-LUNG-USA (1-800-586-4872) or visit www.Lung.org.

About the National Parks Conservation Association

Since 1919, the nonpartisan National Parks Conservation Association (NPCA) has been the leading voice of the American people in protecting our national parks. With 325,000 members and supporters, NPCA is the largest independent, membership organization dedicated to protecting the natural, cultural, and historic treasures of our National Park System. Our mission is to protect and enhance our national parks today for our children and grandchildren tomorrow.

Note new email: Janice.Nolen@Lung.org

Janice E. Nolen

Assistant Vice President, National Policy & Advocacy

American Lung Association

1300 Pennsylvania Avenue, NW Suite 800

Washington, DC 20004-1725

P 202.785.3355 C 202.486.0285 F 202.452.1805

Lung.org @LungAssociation



AMERICAN LUNG ASSOCIATION®

Fighting for Air

John Coequyt
<john.coequyt@sierraclub.org>

04/20/2012 04:39 PM

To Arvin Ganesan

cc Michael Goo

bcc

Subject Re: Earth Day Video

Yup it's late, but she could easily tweet Mike Brune and say she loves the NJ Shore.

On Fri, Apr 20, 2012 at 4:17 PM, Arvin Ganesan <Ganesan.Arvin@epamail.epa.gov> wrote:
Earth Day is Sunday, right? Kinda late, right?

▼ John Coequyt ---04/20/2012 04:12:04 PM---Hey guys: Do you think Lisa Jackson could do a video for our Earth Day video project.

From: John Coequyt <john.coequyt@sierraclub.org>
To: Michael Goo/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA
Date: 04/20/2012 04:12 PM
Subject: Earth Day Video

Hey guys:

Do you think Lisa Jackson could do a video for our Earth Day video project. Or, if she doesn't have time for that she could tweet at us about her favorite park for Earth Day? I know you all are not the right people for this, but can you send it to the right person?

<http://content.sierraclub.org/earthday/>

--

John Coequyt
Sierra Club
[202-669-7060](tel:202-669-7060)

--

John Coequyt
Sierra Club
202-669-7060

John Coequyt
<john.coequyt@sierraclub.org>

04/10/2012 04:11 PM

To Joseph Goffman, Rohan Patel, Michael Goo, Jonathan Lubetsky

cc

bcc

Subject FYI. GA Power Plant Development

Hey guys:

I just wanted to give you all heads up on a development in GA that is at the intersection of MATS and NSPS. Our local folks think that the developer is expecting a check when this plant gets it's permit and after the NSPS came out he reversed course and worked to settle the lawsuit ASAP. We do not expect the plant to proceed past the permit stage. The developer is not doing press because he can't answer questions about financing and when he expects to begin construction.

http://action.sierraclub.org/site/MessageViewer?em_id=234606.0

Proposed Ben Hill Coal Plant Cancelled

Power4Georgians in Tenuous Position on Plant Washington After Legal Agreement

Atlanta, GA – Clean air advocates and environmental groups won a victory today when Power4Georgians (P4G), the only company trying to develop expensive new coal plants in Georgia, agreed to cancel the proposed Ben Hill coal-fired power plant. The company also agreed to comply with critical new safeguards against mercury pollution and invest \$5 million in energy efficiency and renewable projects. The Sierra Club, the Fall Line Alliance for a Clean Environment (FACE), Southern Alliance for Clean Energy (SACE), and the Ogeechee Riverkeeper, represented by the Southern Environmental Law Center and GreenLaw, successfully challenged the permit for Plant Washington issued by the Georgia Department of Environmental Protection, and the settlement agreement is pending approval by each group. If built, Power4Georgians' Plant Washington will have to meet the much more protective emission standards for mercury and other air toxins.

"Before we challenged the permit, Plant Washington was going to send forty times more mercury into our air and water each year, endangering our most vulnerable citizens," said Colleen Kiernan, Director of the Georgia Chapter of the Sierra Club. "We knew the law was on our side, we challenged Power4Georgians, and now Georgia's air, water, and people will be protected."

Plant Washington now faces its steepest challenge yet, as EPA recently announced the carbon pollution rule for new coal-fired power plants, which will require new coal plants to reduce or capture their harmful carbon emissions. Power4Georgians had not considered carbon capture technology in the original Plant Washington proposal. In the rule, EPA identified Plant Washington as a potential “transitional” source whereby it could be exempt from the rule if there is a final permit and construction commences within a year of when the rule is published. The carbon pollution rule is expected to be published later in April.

“Plant Washington continues to lack a complete and legally effective permit that authorizes construction, and it won’t have one until the mercury permit amendment is issued, which will take another 30 days at least,” said Kurt Ebersbach, staff attorney with the Southern Environmental Law Center. “Based on filings by Power4Georgians in this case, it is clear that they have not done engineering, selected the boilers, lined up investors, or met any of the criteria that EPA is looking at to exempt a new source from complying with the carbon pollution rule.”

Power4Georgians is a consortium of four remaining electric membership cooperatives in Georgia, after six additional co-operatives left the consortium citing cost concerns. Cobb EMC, the largest and most prominent investor in P4G, withdrew funding and support for the consortium and the Plant Washington proposal in January of this year, leaving a very small base of ratepayers to shoulder the full \$2.1+ billion cost of building the plant. Financial experts have questioned whether the current membership of Power4Georgians is sufficient to finance the plant’s construction.

“We’ve fought this plant from day one, because this major new source of air pollution will also guzzle up to 16 million gallons of water a day from our already stressed water resources,” said Katherine Helms Cummings, Director of the Fall Line Alliance for a Clean Environment and Washington County resident. “It’s doubtful that Plant Washington will be built. The demand for electricity just isn’t there, and since the plant was announced over four years ago, cheaper electricity from natural gas and renewables is now readily available. Still, any proposed coal plant must do the maximum to reduce toxic pollution and risk to Georgians. Nothing less is acceptable.”

“Today’s agreement is great news for Georgia ratepayers, who will now avoid \$2.3 billion in costs from Plant Ben Hill and reduce their monthly utility bill through new energy efficiency programs,” said Amelia Shenstone of the Southern Alliance for Clean Energy. “It also sends a message to those who continue to support Plant Washington: you can’t ignore the public health

costs of dirty energy sources any more. We hope the remaining EMCs involved in Plant Washington will look into cleaner, cheaper ways to provide electricity to their members.”

The cancellation of Plant Ben Hill marks 168 total coal plant proposals cancelled across the US due to changing market conditions, legal challenges, and local opposition. In December 2011, New Jersey-based LS Power cancelled the Plant Longleaf coal plant proposal, which would have been built in Early County, GA. Further, 106 coal plants have been scheduled for retirement, including two units at Plant Branch near Milledgeville that were recently approved by the Georgia Public Service Commission.

“The cancellation of Plant Ben Hill is just one more sign that coal is declining,” says Justine Thompson, attorney for GreenLaw that has been working with the community adjacent to the proposed Plant Ben Hill to oppose the construction of the plant. “Georgia has a promising future – but to be a serious player in the global economy while also ensuring that we have clean air and water, Georgia needs to embrace energy efficiency and more renewable sources of energy. We are now moving one step closer to that goal.”

###

--

Jenna Garland
Associate Press Secretary, Southeast and South Central
O: [\(404\) 607-1262 x 222](tel:(404)607-1262x222)
C: [\(404\) 281-6398](tel:(404)281-6398)

--

John Coequyt
Sierra Club
202-669-7060

John Coequyt
<John.Coequyt@sierraclub.org>
>

05/17/2011 10:55 AM

To Michael Goo

cc

bcc

Subject Fwd: GHG Reductions from Retirements, Revised

John Coequyt
202.669.7060

Begin forwarded message:

From: "Phyllis Fox" <(b) (6)>
Date: May 9, 2011 10:55:24 PM EDT
To: "John Coequyt" <John.Coequyt@sierraclub.org>, Joanne.Spalding@sierraclub.org,
"Bruce Buckheit" <(b) (6)>, "David Schlissel" <
David@schlissel-technical.com>, "Robert Koppe" <rhkoppe@comcast.net>, "Megan
Siems" <Megan.Siems@sierraclub.org>, "Craig Segall" <Craig.Segall@sierraclub.org>
Subject: GHG Reductions from Retirements, Revised

This replaces the prior version I sent around, which was incomplete.

These numbers represent gross reductions, not net, where net would be CO2(coal) - CO2(gas or other).

This little exercise turned out to be a bit more complicated than it appeared at first blush, as many of the retirements are not EGUs and/or are not in the CAMD database. There are still a few plants that will be retired for which we have no GHG data. These are indicated in notes to the tables.

There's one state that really jumps out as being a major source of GHG from coal-fired boilers and doing nothing....Texas.

Dont be impressed by the batting average for Pacific coast states as they have almost no coal plants. Oregon has Boardman, Washington has Centralia, and CA has a few tiny



CFBs. Retirements GHG Reductions 5-9-11.xls

John Coequyt
<john.coequyt@sierraclub.org>
>

07/23/2012 01:09 PM

To Michael Goo

cc

bcc

Subject Fwd: new source brief

Did you read this?

----- Forwarded message -----
From: John Coequyt <john.coequyt@sierraclub.org>
Date: Mon, Jul 23, 2012 at 1:07 PM
Subject: Fwd: new source brief
To: Paul Billings <Paul.Billings@lung.org>

This appears to answer our questions.

----- Forwarded message -----
From: Sanjay Narayan <sanjay.narayan@sierraclub.org>
Date: Mon, May 21, 2012 at 2:16 PM
Subject: Re: new source brief
To: John Coequyt <john.coequyt@sierraclub.org>

On Mon, May 21, 2012 at 11:15 AM, Sanjay Narayan
<sanjay.narayan@sierraclub.org> wrote:

>
>
>
> --
> Sanjay Narayan
> Senior Managing Attorney
> Sierra Club Environmental Law Program
> 85 Second St., 2d Floor
> San Francisco, CA 94015
> (415) 977-5769
>
>

--
Sanjay Narayan
Senior Managing Attorney
Sierra Club Environmental Law Program
85 Second St., 2d Floor
San Francisco, CA 94015
(415) 977-5769

--

John Coequyt
Sierra Club
202-669-7060

--

John Coequyt
Sierra Club
202-669-7060



Health & Env Groups Response Opp Mot Expedite & Sever FINAL.pdf

John Coequyt
<john.coequyt@sierraclub.org>

12/14/2012 02:15 PM

To Michael Goo

cc

bcc

Subject Fwd: Should someone from SC listen to this? I cannot. Fwd: [CLEAN] Webinar: NRDC Presents: Closing the Power Plan Carbon Pollution Loophole, 12.17.2012

----- Forwarded message -----

From: **Mary Anne Hitt** <maryanne.hitt@sierraclub.org>

Date: Fri, Dec 14, 2012 at 10:25 AM

Subject: Should someone from SC listen to this? I cannot. Fwd: [CLEAN] Webinar: NRDC Presents: Closing the Power Plan Carbon Pollution Loophole, 12.17.2012

To: Melinda Pierce <Melinda.Pierce@sierraclub.org>, John Coequyt <John.Coequyt@sierraclub.org>

----- Forwarded message -----

From: **JP Leous** <jpleous@climatenetwork.org>

Date: Fri, Dec 14, 2012 at 10:18 AM

Subject: [CLEAN] Webinar: NRDC Presents: Closing the Power Plan Carbon Pollution Loophole, 12.17.2012

To: CLEAN listserv <clean@lists.usclimatenetwork.org>, uscan-talk <uscan-talk@lists.usclimatenetwork.org>, Clean-strategy <clean-strategy@lists.usclimatenetwork.org>

Hi all. Just a friendly reminder to not miss this great event and RSVP today!

--

JP Leous
Outreach Director
US Climate Action Network
[202.360.6305](tel:202.360.6305)
jpleous@climatenetwork.org
follow [@JPLEous](https://twitter.com/JPLEous)

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This is the largest and broadest USCAN list, which includes Green Group members and other allies. This list is to be used for discussion of broad questions of policy and political strategy, requests for information or assistance, and the sharing of key policy developments, briefings and events, and other relevant information.

--

Mary Anne Hitt
Director, Beyond Coal Campaign
Sierra Club
[Twitter](#) | [Blog](#)

[304-876-7064](tel:304-876-7064) (w) | [540-239-0073](tel:540-239-0073) (c)
www.beyondcoal.org

--

John Coequyt
Sierra Club
C: (202) 669-7060

O: (202) 675-7916



message-footer.txt



Untitled attachment 00198.jpg



message-footer.txt

John Coequyt
<John.Coequyt@sierraclub.org
>

09/14/2011 09:56 AM

To Michael Goo

cc

bcc

Subject Fw: [CLEAN] Power Plant Carbon Rule Delay

FYI

John Coequyt
Sierra Club
DL: 202.675.7916
C: 202.669.7060

-----Forwarded by John Coequyt/Sierraclub on 09/14/2011 09:56AM -----
To: "clean@lists.usclimatenetwork.org" <clean@lists.usclimatenetwork.org>
From: Joe Mendelson
Sent by: clean@lists.usclimatenetwork.org
Date: 09/14/2011 09:37AM
Subject: [CLEAN] Power Plant Carbon Rule Delay

CLIMATE: EPA seen likely to miss deadline for GHG utility rule
Jean Chemnick, E&E reporter
Published: Wednesday, September 14, 2011
Hard on the heels of the Obama administration's decision earlier this month to scrap a new rule for ozone emissions, U.S. EPA appears poised to miss another major regulatory deadline -- this time for greenhouse gas emissions. Environmentalists are reserving judgment about the fact the agency has yet to send its proposed rule for greenhouse gas emissions from utilities to the White House Office of Management and Budget for vetting, a necessary final step before the rule can be released in compliance with the court-ordered deadline of Sept. 30. But conservationists warn that if the administration delays another important rule for apparently political reasons, it will face stiff opposition from its sometime-allies in the green community. "It's starting to look as if EPA might blow another deadline," said Frank O'Donnell, president of Clean Air Watch. "That would be very disturbing." EPA did not respond to requests for comment, except to say, "We don't [have] updates on this and we continue to work on it." OMB review of a rule can take up to 90 days. "I think everyone's looking to see is this going to be another EPA rule that gets put on ice, like the ozone rule," O'Donnell said. While President Obama's EPA has generally been viewed as proactive in crafting new emissions rules under the Clean Air Act, environmentalists have been dealt a few blows in the past year -- most notably when the White House announced on Sept. 2 that it would withdraw a new smog rule EPA had sought and would not revisit it until 2013. But while environmentalists said they were concerned that EPA may be wavering in its commitment to produce a proposed New Source Performance Standards for utilities by the end of the month, they also see differences between it and Obama's retreat on smog. For one, environmentalists were not aggressively pushing for the ozone rule changes through litigation, having accepted the administration's commitment to reconsider a George W. Bush-era rule that environmentalists and Obama's EPA agreed was in violation of the Clean Air Act. By contrast, the Natural Resources Defense Council, Environmental Defense Fund and the Sierra Club have joined with states led by New York to sue EPA to implement the NSPS standards. A settlement was reached in December that provides a timeline for EPA to propose and finalize standards for utilities and refineries. The agency was granted an extension of its original July 26 deadline to propose the power sector rule -- the deadline to finalize the rule is still May 26, 2012 -- but there is no guarantee that EPA will continue to receive extensions if it misses other deadlines. John Coequyt, the Sierra

Club's senior climate and energy representative, said EPA had not yet contacted the plaintiffs to say it will miss the Sept. 30 deadline. He said plaintiffs would want to understand why EPA needs additional time, if it does."There are a whole bunch of different reasons why that might be," Coequyt said.Unlike the ozone rule revision -- which Coequyt said was abandoned for purely political reasons -- the NSPS standards are new and essentially being built from scratch. EPA staff may genuinely need additional time to ensure that they will withstand legal challenge, he said."Obviously we want them to get this done as soon as possible, and we want a solid and defensible rule," he said."This is not the same as establishing a standard under an existing system," Coequyt added. "It's hard, and it has taken them longer than I think they thought it was going to take."Still, Coequyt said the plaintiffs planned to keep pressure on EPA to make good on its commitments to regulate carbon dioxide."There are settlement agreements and there are court orders and there are pressures to get things done," he said. "That's partly what made the ozone decision so incredibly frustrating, is that all of those court-imposed pressures were released because they told us they were going to do reconsideration, and then when they didn't do it, one of their explanations was that there was nothing compelling them to do it."O'Donnell said EPA and the White House may be negotiating on the NSPS rule behind closed doors, allowing it to move more quickly through review and still meet the deadline.But he added that the ozone rule decision -- which was announced by Obama himself -- showed that the White House is willing to pull the plug on EPA's regulatory efforts for political reasons. This may affect some rules and not others, he said.For example, O'Donnell said the White House would probably back a mercury and air toxics standard for utilities that is set to be finalized this November."I think the cost-benefit analysis there is so overwhelming -- and the fact that the industry opposition is divided on the topic -- I think it's a real different case than we saw with the ozone standard," he said.Rules related to climate change might not be so fortunate, he said, given the current anti-regulatory climate on Capitol Hill and elsewhere."I would be dismayed but not shocked if there was another delay," he said.Rep. Jim Moran of Virginia, the top Democrat on the House Appropriations subcommittee in charge of funding EPA, said the apparent delay seemed to indicate EPA was "getting a little gun shy."The agency has taken a relentless beating in the Republican-controlled House, which has approved legislation that would strip its authority to regulate greenhouse gas emissions from stationary sources like power plants.Moran called the ozone decision a "setback" and said that if EPA misses the Sept. 30 deadline environmentalists on and off the Capitol Hill would be disappointed."I wonder if the environmental groups aren't being taken for granted a little," he said.Still, he gave the Obama administration credit for negotiating a deal on fiscal 2011 funding for federal agencies that kept a myriad of anti-regulatory policy riders that were part of the House spending bill from becoming law. Joseph Mendelson III Director of PolicyClimate and Energy Program National Wildlife Federation901 E Street NW, Suite 400Washington, DC 20004ph. 202.797.6898 | cell 703.244.1724 Celebrating 75 years of protecting wildlife: www.nwf.org/75

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John Coequyt
<john.coequyt@sierraclub.org>

01/09/2012 05:33 PM

To Michael Goo
cc
bcc
Subject Letter

--

John Coequyt
Sierra Club
202-669-7060

John Coequyt
<john.coequyt@sierraclub.org>

08/21/2012 04:33 PM

To Michael Goo

cc

bcc

Subject Lunch friday with Walke and i?

--

John Coequyt
Sierra Club
202-669-7060

John Coequyt
<john.coequyt@sierraclub.org>

01/13/2012 09:38 AM

To Michael Goo

cc

bcc

Subject NSPS Meeting with Green Group and Gina

Can you go. Sadly it's at 10am.

--

John Coequyt
Sierra Club
202-669-7060

John Coequyt
<john.coequyt@sierraclub.org>

01/09/2013 04:19 PM

To Michael Goo

cc

bcc

Subject Should we meet soon on SO2?

--

John Coequyt
Sierra Club
C: (202) 669-7060
O: (202) 675-7916

John Coequyt
<john.coequyt@sierraclub.org>

02/08/2013 01:42 PM

To Michael Goo

cc

bcc

Subject Your back, we should chat.

--

John Coequyt
Sierra Club
C: (202) 669-7060
O: (202) 675-7916

John Coequyt
<john.coequyt@sierraclub.org
>

04/20/2012 04:12 PM

To Michael Goo, Arvin Ganesan

cc

bcc

Subject Earth Day Video

Hey guys:

Do you think Lisa Jackson could do a video for our Earth Day video project. Or, if she doesn't have time for that she could tweet at us about her favorite park for Earth Day? I know you all are not the right people for this, but can you send it to the right person?

<http://content.sierraclub.org/earthday/>

--

John Coequyt
Sierra Club
202-669-7060

John Coequyt
<john.coequyt@sierraclub.org>

01/13/2012 05:45 PM

To Michael Goo, Arvin Ganesan

cc

bcc

Subject Fwd: Mercury Air Toxics Ad Buy in Ohio

John Coequyt
Cell. 202.669.7060
Direct. 202.675.7916

Begin forwarded message:

From: Terry McGuire <terry.mcguire@sierraclub.org>
Date: January 13, 2012 4:56:56 PM EST
To: "#Lobby-DC" <lobby-dc-list@sierraclub.org>
Subject: Mercury Air Toxics Ad Buy in Ohio

ICYMI

New Sierra Club ad praises Obama for EPA mercury rule

Jennifer Yachnin, E&E reporter

Published: Thursday, January 12, 2012

The Sierra Club launched its largest television ad buy in recent history today, saturating the airwaves in Ohio with a spot praising U.S. EPA's new mercury standards for coal- and oil-burning power plants and its effort to halt cross-state air pollution.

The [ad](#) also aims to discourage Congress from passing legislation to weaken the standards, which have drawn criticism from power utilities. No individual lawmakers are named.

In the 30-second spot, which will air in the Cleveland, Cincinnati and Columbus markets through Tuesday, viewers are shown images of smoke stacks and children with nebulizer masks.

"With lobbyists and their friends in Congress railing against air pollution standards, it's time to clear the air. The less we have of this, the less she'll have of this," the narrator states, as an image of a young girl with a nebulizer is shown.

"Mercury, carbon and soot contribute to severe learning disabilities, asthma attacks and even deaths. President Obama stood up to polluters, tell Congress to do the same," the ad concludes. "For her," showing another image of a child with a mask.

The Sierra Club did not announce the cost of the ad but said it is a 750-point buy, which means viewers in the three areas should see the ad roughly eight times in the week it airs.

[Click here](#) to watch the ad.

--

Terry McGuire
Washington Representative
Sierra Club
202-495-3045

John Coequyt
<john.coequyt@sierraclub.org>

04/20/2012 04:43 PM

To: Michael Goo
cc: Arvin Ganesan
bcc:

Subject: Re: Earth Day Video

So if she can tweet Sunday and then do a video later we would be thrilled.

John Coequyt
Cell. 202.669.7060
Direct. 202.675.7916

On Apr 20, 2012, at 4:23 PM, Michael Goo <Goo.Michael@epamail.epa.gov> wrote:

I like the video that is on the link.....

<graycol.gif>Arvin Ganesan---04/20/2012 04:17:25 PM---Earth Day is Sunday, right? Kinda late, right? From: John Coequyt <john.coequyt@sierraclub.org>

From: Arvin Ganesan/DC/USEPA/US
To: John Coequyt <john.coequyt@sierraclub.org>
Cc: Michael Goo/DC/USEPA/US@EPA
Date: 04/20/2012 04:17 PM
Subject: Re: Earth Day Video

Earth Day is Sunday, right? Kinda late, right?

<graycol.gif>John Coequyt ---04/20/2012 04:12:04 PM---Hey guys: Do you think Lisa Jackson could do a video for our Earth Day video project.

From: John Coequyt <john.coequyt@sierraclub.org>
To: Michael Goo/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA
Date: 04/20/2012 04:12 PM
Subject: Earth Day Video

Hey guys:

Do you think Lisa Jackson could do a video for our Earth Day video project. Or, if she doesn't have time for that she could tweet at us about her favorite park for Earth Day? I know you all are not the right people for this, but can you send it to the right person?

<http://content.sierraclub.org/earthday/>

--

John Coequyt
Sierra Club
202-669-7060

John Coequyt
<John.Coequyt@sierraclub.org
>

09/20/2011 09:37 AM

To Michael Goo, Lorie Schmidt, Shannon Kenny, Alex Barron
cc
bcc
Subject NSPS green group letter.

FYI.

John Coequyt
202.669.7060

John Coequyt
<John.Coequyt@sierraclub.org
>

03/31/2011 07:12 PM

To Michael Goo

cc "jcoequyt@sierraclub.org"

bcc

Subject Re: John

I talked to Michael about pushing the meeting to 4.30. We could probable actually do 4:45, but early next week would be a lot better. Can you ask him what he wants to do? It is hard to get all the experts and attorneys lined up quickly.

John Coequyt
202.669.7060

On Mar 31, 2011, at 4:07 PM, Goo.Michael@epamail.epa.gov wrote:

Hi I am Michael's scheduling person. Michael has a mtg. w/John @ 3pm on Friday.

What's the name of your organization and do you know why (topic) they are mtg.

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|----->
|                               |
| Calendar                     |
| Entry Type                   |
|                               |
|----->
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| John
| |
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| |
| Fri 04/01/2011 3:00 PM - 4:00 PM
| |
| |
| |
| |
```


Lisa Garcia/DC/USEPA/US
11/19/2012 06:51 PM

To Janet McCabe, Gina McCarthy
cc
bcc
Subject Fw: Tuesday, November 20, 2012 Schedule for Lisa P. Jackson

Hi Janet:

Can I stop or sit in by the ALA meeting tomorrow. Liz told me it was a packed room, so I can sit on the sides.

let me know, lisa g

Lisa F. Garcia, Esq.
Senior Advisor to the Administrator
for Environmental Justice

US EPA
1200 Pennsylvania Ave NW
Room 3000 ARS: MC-1101A
Washington, DC 20460
Tel: (202) 564 1259
E-mail: garcia.lisa@epa.gov

----- Forwarded by Lisa Garcia/DC/USEPA/US on 11/19/2012 06:21 PM -----

From: Noah Dubin/DC/USEPA/US
To:
Date: 11/19/2012 06:06 PM
Subject: Tuesday, November 20, 2012 Schedule for Lisa P. Jackson

*** do not copy or forward this information ***

**Schedule for Lisa P. Jackson EPA Administrator
Tuesday, November 20, 2012**

Notes:

Drivers

AM (b) (6)

Shift Leaders

AM Eric Weese 202-263-9118
PM Virginia Abraham 215-520-8882

Staff Contact

Elizabeth Ashwell
202-999-8116

08:30 AM - 09:30 AM

[Redacted]

[Redacted] 935

**Reservations under P. Jackson

09:30 AM - 10:15 AM Via Phone

[Redacted]

[REDACTED]

09:30 AM - 09:45 AM Mandarin Oriental Depart for Ariel Rios

10:00 AM - 11:00 AM Bullet Room Deputy Administrator's Meeting with American Lung Association and Other Stakeholder Groups
Ct: Paul Billings - paul.billings@lung.org
Ct: Janice Nolen - janice.nolen@lung.org

**Topic: PM NAAQS
**The Administrator will drop by for the last 15 minutes of this meeting

Attendees:

American Lung Association:

- Norman H. Edelman, MD, Chief Medical Officer,
- Paul Billings, Senior Vice President, Advocacy and Education
- Peter Iwanowicz, Assistant Vice President, Healthy Air Campaign

American Heart Association:

- Sue Nelson, Vice President of Federal Advocacy

American Public Health Association:

- Susan Polan, PhD, Associate Executive Director

Asthma and Allergy Foundation:

- Charlotte Collins, JD, Senior Vice President

American Thoracic Society:

- Stephen C. Crane, PhD, MPH, Executive Director
- Gary Ewart, Senior Director, Government Relations

March of Dimes:

- Cindy Pellegrini, Senior Vice President, Public Policy & Government Affairs

National Association of County and City Health Officials:

- Robert M. Pestronk, MPH, Executive Director
- (Ms.) Eli Briggs, Director, Government Affairs

Staff:

Bob Perciasepe (OA)
Gina McCarthy, Janet McCabe, Joe Goffman (OAR)
Scott Fulton or Avi Garbow (OGC)

Optional:
Diane Thompson (OA)
Jim O'Hara (OEAE)
Arvin Ganesan (OCIR)

| | | |
|---------------------|------------------------|-------------|
| 12:00 PM - 01:00 PM | Administrator's Office | No Meetings |
|---------------------|------------------------|-------------|

| | | |
|---------------------|-------------|---|
| 01:00 PM - 01:45 PM | Bullet Room | [REDACTED] [REDACTED] [REDACTED] (OA) |
|---------------------|-------------|---|

| | | |
|---------------------|------------------------|--|
| 02:00 PM - 02:30 PM | Administrator's Office | [REDACTED] [REDACTED] [REDACTED] |
|---------------------|------------------------|--|

| | | |
|---------------------|------------------------|--|
| 03:00 PM - 03:30 PM | Administrator's Office | [REDACTED] [REDACTED] [REDACTED] |
|---------------------|------------------------|--|

(b) (6) t

04/14/2011 12:45 PM

Please respond to

(b) (6)

To Alisha Johnson, Brendan Gilfillan, Michael Moats, Seth Oster, Adora Andy, David McIntosh, Michael Goo, Gina McCarthy

cc

bcc

Subject Fw: TIME's Bryan Walsh on his Sierra Club-sponsored mercury test

This is cool amplification. Can we tweet this? Tx.

Sent from my Verizon Wireless BlackBerry

From: Michael Brune <Michael.Brune@sierraclub.org>

Date: Wed, 13 Apr 2011 19:13:27 -0700

To: <lisapjackson@verizon.net>

Subject: Fw: TIME's Bryan Walsh on his Sierra Club-sponsored mercury test

Greetings from Puerto Rico! Thought you might like this...

Michael Brune
Executive Director
Sierra Club
415-977-5662

Follow on [Facebook](#) and [Twitter](#)
www.sierraclub.org

----- Forwarded by Michael Brune/Sierraclub on 04/13/2011 07:11 PM -----

From: David Graham-Caso <david.grahamcaso@sierraclub.org>

To: "#Coal" <#Coal@sierraclub.org>, "#Communications-All" <#Communications-All@sierraclub.org>

Date: 04/12/2011 05:08 PM

Subject: TIME's Bryan Walsh on his Sierra Club-sponsored mercury test

Sent by: david.grahamcaso@apps.sierraclub.org

<http://www.time.com/time/health/article/0,8599,2064935,00.html?xid=tweetbut>

GOING GREEN

How My Mercury Level Hit Double the Safety Limit

By [Bryan Walsh](#) Tuesday, Apr. 12, 2011

A couple of weeks ago I took a pair of scissors and clipped a thatch of hair from the back of my

head. I did not do this lightly — much like petroleum, my hair is an increasingly scarce resource, and I'm doing my best to conserve it. But I was taking part in a Sierra Club-sponsored test for mercury contamination in people, and levels of the toxic metal can be detected through the hair. So I taped the small sample I could spare inside an envelope and sent it off to the University of Georgia, which was doing the actual testing. And then I pretty much forgot about it.

So I was more than a bit surprised when an express letter arrived at my home from the University of Georgia a few days later, with a message from Lisa Liguori, the scientist who runs the testing lab there. It turned out that my mercury levels were more than twice the government-recommended safety limit. I wasn't exactly a walking thermometer, but I had a surprising amount of the stuff in my blood and body. ([See the World's Top 10 Environmental Disasters](#))

Fortunately, for a man, mercury contamination isn't considered a significant health risk — and my levels are still well below the point at which harm would likely occur in any case. But women who are pregnant or want to get pregnant, as well as very young children are a different story; those groups are more vulnerable to mercury contamination. The reason is that mercury is a neurotoxin that impairs brain development in young children, either directly, or through a pregnant or nursing mother. According to the Environmental Protection Agency (EPA), as many as 1 in 12 American women have enough mercury in their bodies to put a baby at risk, which means as many as 300,000 infants a year may be at increased danger of learning disabilities associated with in utero exposure to mercury. "For kids that young, their brains are developing and vulnerable to this," Liguori told me.

But here's what I wanted to know: how did I get exposed to mercury? I don't exactly handle the metal in my job, so there's no likely way I would be directly exposed to it. But I do eat seafood — a lot. I probably have a tuna sandwich twice a week for lunch, and I eat sushi — a habit I picked up during my reporting stint in Japan — almost as often. I always thought that was healthy — and indeed, fish like tuna are a valuable source of protein and omega-3 fatty acids, which are good for the heart. But those same fish can have high mercury levels. "Seafood is the main route of exposure for Americans," says Liguori. ([See pictures of the effects of Global Warming](#))

But don't blame the beleaguered fish directly for the problem. We may be exposed to mercury via some seafood, but beyond naturally occurring mercury in the environment, much of the pollution begins with coal, which can contain mercury. Nearly every lump of coal we burn for energy releases some of its mercury into the atmosphere — and since we burn a lot of coal, we release a lot of the toxin. (Between 1999 and 2005 — the most recent years for data — mercury emissions from power plants increased more than 8%, from 49 tons to 53 tons.) From there, some of the mercury ends up in the aquatic environment — rivers, lakes or the oceans — where bacteria transform it into organic methylmercury, which is digestible by animals but also more toxic. The methylmercury steadily moves up the food chain, bioaccumulating in large predatory fish or in especially long-lived species — which is why big hunters like the tuna or swordfish tend to have higher levels. In 2008, there were 16.8 million acres of lakes and 1.3 million miles of river under advisory for mercury levels, an increase of 19% and 42% respectively since 2006. "The big fish accumulate the mercury from the little fish, and then it ends up on your plate," says Mary Anne

Hitt, the deputy director of the Sierra Club's National Coal program.

[\(See more TIME environmental news in Going Green\)](#)

Disturbingly, there's no way to remove the mercury by washing fish before we eat them because it binds to the muscle. When we digest that muscle though, its mercury load stays with us. The answer is not to abandon seafood because of mercury fears; that would almost certainly leave you worse off because you'd lose the cardiovascular benefits of eating fish. "For the general population, there is convincing evidence that the cardiovascular benefits of greatly outweigh the risks," says Harvard medical professor Dr. Dariush Mozaffarian, co-author of one of the most comprehensive studies in fish consumption. "Eating a variety of fish and other seafood at least twice per week, preferably oily and dark meat fish, is a great target."

Whatever your risk tolerance, the good news is that you can rapidly reduce your mercury levels through some simple changes in your diet while still eating plenty of seafood. Instead of chunky white tuna, you can choose light tuna, which has lower mercury levels, or try seafood like salmon, pollock or shrimp. Eating lower on the marine food chain — think sardines and mussels — is a good way to minimize mercury exposure too — and it also happens to be more sustainable for sealife. "Before I got pregnant, I lowered my mercury level by 70% in approximately two months by changing my habits while still eating seafood twice a week," Liguori told me.

That's a relief — though I suspect that if I end up getting pregnant, I may have bigger health worries than my mercury levels. But it's wrong that anyone should be put at any risk, however uncertain, simply for eating seafood. Instead, we need to stop mercury pollution at its source. That's what the EPA is finally poised to do: after years of delay, the agency recently proposed the first regulations for mercury emissions from coal plants, along with arsenic and other toxic pollutants. Those rules would cut mercury emissions by about 91%, along with emissions of arsenic, chromium and other toxic pollutants. According to the EPA, those new rules would also help limit fine particulate pollution, which would prevent some 17,000 premature deaths and 11,000 heart attacks a year, in addition to reducing mercury contamination. (Fine particulate pollution has been linked to heart disease.) The utility industry is expected to fight those regulations, which will cost about \$10 billion a year to implement but could provide as much as \$100 billion a year in public health benefits. "People might think that coal plant pollution is something that only affects you if you live right next to one," says Hitt. "But the mercury issue shows we can all be affected by coal." And I've got the tests to prove it.

--

David Graham-Caso
Associate Press Secretary
Sierra Club
office: (213) 387-6528 ext. 214
cell: (858) 945-2203
e-mail: david.grahamcaso@sierraclub.org

www.sierraclub.org

Michael Goo/DC/USEPA/US

02/16/2011 02:09 PM

To "Casey-Lefkowitz, Susan"

cc "Barratt-Brown, Liz"

bcc

Subject Re: new report: Tar Sands Pipelines Safety Risks

Thanks guys!

From: "Casey-Lefkowitz, Susan" [sclefkowitz@nrdc.org]

Sent: 02/16/2011 12:31 PM EST

To: Michael Goo

Cc: "Barratt-Brown, Liz" <lizbb@nrdc.org>

Subject: new report: Tar Sands Pipelines Safety Risks

Hi Michael,

As you will have just seen, we wanted to let you know about a new report that we released today. We'll be sending it to your other colleagues at EPA later.

Here is the overview of the report and the blog that I posted this morning. Let us know if you have questions!

Best,

Susan

Blog posting and report release: New pipeline projects should be put on hold given the safety risks of tar sands oil pipelines: Today, NRDC released a new report – together with our partners the Pipeline Safety Trust, the National Wildlife Federation and the Sierra Club. The report, [Tar Sands Pipeline Safety Risks](#), shows that by its nature raw tar sands oil or diluted bitumen is more corrosive and more likely to result in pipeline failures. The risks of spills from tar sands pipelines are high and U.S. safety regulations are not enough to protect special places such as the Great Lakes, the Nebraska Sandhills and the Ogallala Aquifer. With the proposed [Keystone XL tar sands pipeline](#) in the middle of its environmental impact assessment by the U.S. State Department, getting a better understanding of what raw tar sands oil in a pipe means for our environment and safety is more important than ever. There are some simple steps that the U.S. government can take to protect communities from oil spill tragedies. The report spells these out – including the need to put proposed tar sands pipelines such as the Keystone XL project on hold until we can evaluate the need for new U.S. pipeline safety regulations and put a system in place to deal with the special characteristics of raw tar sands oil. We can do better by our communities, our special places and our wildlife. Read more at: http://switchboard.nrdc.org/blogs/sclefkowitz/new_pipeline_projects_should_b.html

Susan Casey-Lefkowitz
Director International Program
Natural Resources Defense Council
1200 New York Ave, NW, Suite 400

Washington, DC 20005

tel: 202 289 2366

cell: 646 287 6225

email: sclefkowitz@nrdc.org

Michael Goo/DC/USEPA/US

05/06/2011 05:18 PM

To "John Coequyt"

cc

bcc

Subject Re: Attached Re: Send the agreement with the parties for NSPS EGU

Thx

From: John Coequyt [John.Coequyt@sierraclub.org]

Sent: 05/06/2011 04:53 PM AST

To: Michael Goo

Subject: Fw: Attached Re: Send the agreement with the parties for NSPS EGU

FYI. Here is your list.

John Coequyt

Sierra Club

DL: 202.675.7916

C: 202.669.7060

----- Forwarded by John Coequyt/Sierraclub on 05/06/2011 04:56 PM -----

From: Joanne Spalding/Sierraclub

To: John Coequyt/Sierraclub@Sierraclub

Date: 05/06/2011 04:52 PM

Subject: Attached Re: Send the agreement with the parties for NSPS EGU

Michael Goo/DC/USEPA/US
07/23/2012 06:23 PM

To "John Coequyt"
cc
bcc
Subject Re: Fwd: new source brief

No. Lwt me do so

----- Original Message -----
From: John Coequyt [john.coequyt@sierraclub.org]
Sent: 07/23/2012 01:09 PM AST
To: Michael Goo
Subject: Fwd: new source brief

Did you read this?

----- Forwarded message -----
From: John Coequyt <john.coequyt@sierraclub.org>
Date: Mon, Jul 23, 2012 at 1:07 PM
Subject: Fwd: new source brief
To: Paul Billings <Paul.Billings@lung.org>

This appears to answer our questions.

----- Forwarded message -----
From: Sanjay Narayan <sanjay.narayan@sierraclub.org>
Date: Mon, May 21, 2012 at 2:16 PM
Subject: Re: new source brief
To: John Coequyt <john.coequyt@sierraclub.org>

On Mon, May 21, 2012 at 11:15 AM, Sanjay Narayan
<sanjay.narayan@sierraclub.org> wrote:

>
>
>
> --
> Sanjay Narayan
> Senior Managing Attorney
> Sierra Club Environmental Law Program
> 85 Second St., 2d Floor
> San Francisco, CA 94015
> (415) 977-5769
>
>

--

Sanjay Narayan
Senior Managing Attorney
Sierra Club Environmental Law Program
85 Second St., 2d Floor
San Francisco, CA 94015
(415) 977-5769

--

John Coequyt
Sierra Club
202-669-7060

--

John Coequyt
Sierra Club
202-669-7060

Michael Goo/DC/USEPA/US

08/21/2012 04:50 PM

To "John Coequyt"

cc

bcc

Subject Re: Lunch friday with Walke and i?

I've got lunch with Melanie. How bout tommorrow or thursday?

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

From: John Coequyt [john.coequyt@sierraclub.org]

Sent: 08/21/2012 04:33 PM AST

To: Michael Goo

Subject: Lunch friday with Walke and i?

--

John Coequyt

Sierra Club

202-669-7060

Michael Goo/DC/USEPA/US

05/12/2012 12:45 AM

To "John Coequyt"

cc

bcc

Subject Re: Meeting Request for Next Week

Yep. Tuesday 2 to 3 or after 5. And then there is time on thursday too.

From: John Coequyt [john.coequyt@sierraclub.org]

Sent: 05/11/2012 11:19 AM AST

To: Michael Goo

Subject: Meeting Request for Next Week

Michael:

Could Joanne and I come and chat with you and maybe Alex next week? Joanne is in town Tuesday until Thursday afternoon. Let me know what works for you. I think she would prefer to avoid Wednesday.

--

John Coequyt
Sierra Club
202-669-7060

Michael Goo/DC/USEPA/US

05/09/2011 11:56 AM

To "Michael Bradley"

cc

bcc

Subject Sierra club contact

Joanne Spalding
Managing Attorney
Sierra Club
85 Second Street, Second Floor
San Francisco, CA 94105
415-977-5725
510-612-4062 (Cell)
415-977-5793 (Fax)
joanne.spalding@sierraclub.org

Thanks for all your help

Nellis Kennedy-Howard
<nellis.khoward@sierraclub.org>

05/17/2012 04:04 PM

To Nellis Kennedy-Howard

cc Matt_miller, Jason.heffley, Sonya.byrd, President.benshelly, David.martin, Jason.Marks, Patrick.Lyons, doug.howe, T.Becenti, Ben.Hall, Sam Coleman, senator_bingaman, Bob Perciasepe, Gina McCarthy, Janet McCabe, Chris.Garcia2, jennifer.manzanares, jennifer.catechis, Matthew.Zidovsky, calvert_curley, sarah_cobb, Patricia_Dominguez

bcc

Subject Coalition letter to PNM and the Governor

Please see the attached letter, sent today to New Mexico Gov. Susana Martinez and PNM CEO Pat Vincent-Collawn by Diné Citizens Against Ruining our Environment, National Parks Conservation Association, Natural Resources Defense Council, New Energy Economy, San Juan Citizens Alliance, Sierra Club and Western Resource Advocates.

The letter from the community groups invites Gov. Martinez and PNM to a stakeholder meeting to develop a retirement and transition approach for the San Juan Generating Station that could reduce more pollution than required by the Clean Air Act, at less cost than installing currently required pollution controls, while ushering in clean energy to replace the power and jobs.

Thank you.

Sincerely,
Nellis

Nellis Kennedy-Howard, J.D.
Senior Campaign Representative
Sierra Club: Beyond Coal Campaign
Santa Fe, NM
C: [218-849-4523](tel:218-849-4523)
nellis.khoward@sierraclub.org



Coalition Letter FINAL.pdf



SJGS CAA facts and timeline FINAL.pdf

Ragan Tate/DC/USEPA/US
05/15/2012 05:57 PM

To Brenda Mallory, Bruce Aber, Carl Dierker, Joseph Donovan,
Kavita Batra, OGC ALL USERS, OGC RCs and DRCs,
Richard Kuhlman

cc

bcc

Subject Confirmed: SWERLO Brownbag - RCRA Definition of Solid
Waste and EJ Methodology Analysis (May 16 12:00 PM EDT
in ARN 4045)

Under the October 2008 Definition of Solid Waste (DSW) final rule certain hazardous secondary materials being recycled would no longer be regulated as hazardous waste, as long as certain conditions were met. The intended effect of the DSW rule was to encourage safe recycling of hazardous secondary material and answer long-standing questions about the RCRA definition of solid waste. Based on issues raised by Sierra Club and others regarding the protectiveness of the rule, particularly for low-income and minority communities, EPA committed to performing an expanded environmental justice analysis of the 2008 DSW rule. EPA held three public meetings to discuss the methodology for the DSW EJ analysis. The analysis is meant to be a model for EJ analyses to be conducted by EPA for rulemakings.

Alan Carpien will introduce the issue and Tracy Atagi of the Office of Resource Conservation and Recovery (ORCR) will be presenting a summary of the EJ analysis.

CALL-IN: 866- 

**PLEASE DO NOT PLACE THE CONFERENCE CALL
ON HOLD TO PREVENT INTERFERENCE ON THE LINE**

Ragan Tate/DC/USEPA/US
05/15/2012 05:59 PM

To Brenda Mallory, Bruce Aber, Carl Dierker, Joseph Donovan,
Kavita Batra, OGC ALL USERS, OGC RCs and DRCs,
Richard Kuhlman

cc

bcc

Subject Confirmed: SWERLO Brownbag - RCRA Definition of Solid
Waste and EJ Methodology Analysis (May 16 12:00 PM EDT
in ARN 4045)

(b)
(5)

DSW EJ Briefing 08-22-11.pptx

Under the October 2008 Definition of Solid Waste (DSW) final rule certain hazardous secondary materials being recycled would no longer be regulated as hazardous waste, as long as certain conditions were met. The intended effect of the DSW rule was to encourage safe recycling of hazardous secondary material and answer long-standing questions about the RCRA definition of solid waste. Based on issues raised by Sierra Club and others regarding the protectiveness of the rule, particularly for low-income and minority communities, EPA committed to performing an expanded environmental justice analysis of the 2008 DSW rule. EPA held three public meetings to discuss the methodology for the DSW EJ analysis. The analysis is meant to be a model for EJ analyses to be conducted by EPA for rulemakings.

Alan Carpien will introduce the issue and Tracy Atagi of the Office of Resource Conservation and Recovery (ORCR) will be presenting a summary of the EJ analysis.

CALL-IN: 866- [REDACTED] #

**PLEASE DO NOT PLACE THE CONFERENCE CALL
ON HOLD TO PREVENT INTERFERENCE ON THE LINE**

Robin Kime/DC/USEPA/US
03/31/2011 08:43 AM

To: Michael Goo
cc
bcc
Subject: Fw: NJ 126 Petition on Portland Power

Michael Kulik | I am hearing from regional counsel that... 03/30/2011 02:26:15 PM

From: Michael Kulik/R3/USEPA/US
To: Bonnie Bellow/R2/USEPA/US@EPA
Cc: Adora Andy/DC/USEPA/US@EPA, Brendan Gilfillan/DC/USEPA/US@EPA, Elias Rodriguez/R2/USEPA/US@EPA, Mary Mears/R2/USEPA/US@EPA, Terri-A White/R3/USEPA/US@EPA
Date: 03/30/2011 02:26 PM
Subject: Re: NJ 126 Petition on Portland Power

I am hearing from regional counsel that **The AA for OAR signed off today so TOMORROW is ON for 126 Response**. Still awaiting confirmation from OAR.
--Mick

Bonnie Bellow | We just learned from the Star Ledger th... 03/30/2011 02:09:10 PM

From: Bonnie Bellow/R2/USEPA/US
To: Brendan Gilfillan, Adora Andy, Michael Kulik/R3/USEPA/US@EPA, Terri-A White/R3/USEPA/US@EPA
Cc: Elias Rodriguez, Mary Mears
Date: 03/30/2011 02:09 PM
Subject: NJ 126 Petition on Portland Power

We just learned from the Star Ledger that the Sierra Club issued a press release applauding EPA for accepting the petition. As you know, as of today, the decision has not been finalized, and that is what we told the newspaper. My office has had no contact with the Sierra Club on this and don't know what prompted them to get out ahead of us. Judith is calling Commissioner Martin and I will reach out to their press office.

From: Nicole Dallara [<mailto:Nicole.Dallara@sierraclub.org>]
Sent: Wednesday, March 30, 2011 11:06 AM
To: Nicole Dallara
Cc: Nicole Dallara
Subject: RELEASE: EPA and New Jersey Go After Dirty Coal Plant in Pennsylvania

For Immediate Release
March 30, 2011
Contact Jeff Tittel, 609-558-9100

EPA and New Jersey Go After Dirty Coal Plant in Pennsylvania

EPA Accepts State's Petition on Portland Power Plant

The New Jersey Sierra Club applauds the US Environmental Protection Agency's (EPA) decision to accept a petition by the New Jersey Department of Environmental Protection (DEP) calling for a 81% reduction in sulfur dioxide emissions over three years at the Portland

Generating Station in Northampton County, Pennsylvania. This is an important step forward in improving New Jersey's air quality.

“It is important for the EPA to force the clean up of these coal plants in Pennsylvania that pollute New Jersey's air. This is an important step forward in allowing the residents of New Jersey to breathe easier,” **said Jeff Tittel, director, NJ Sierra Club.**

This action underscores the EPA's commitment to reducing pollution from coal-fired power plants. In recent months the EPA has released a series of proposed rules to regulate coal ash, and reduce mercury, sulfur dioxide and NoX emissions from these plants. Sulfur dioxide exposure can be pose health risks especially to people with asthma, children, and the elderly.

One-third of New Jersey's pollution comes from out-of-state and the Portland power plant is the largest source of air pollution in Northwest New Jersey.

New Jersey petitioned to reduce the pollution coming from the plant under the federal Clean Air Act. State action against the Portland Plant originally began under DEP Commissioner Lisa Jackson during the Corzine administration and is part of a long-standing commitment by New Jersey to clean up pollution from coal-fired power plants. Corzine also closed the Martins Creek Coal Plant in Pennsylvania through a lawsuit.

“We are glad the Christie administration has continued the fight against these coal plants despite other attempts to weaken and roll back New Jersey's environmental protections. While the administration has gone forward on this suite, Christie has also withdrawn from other important pollution litigation,” **said Jeff Tittel.**

The Christie administration dropped out of a lawsuit filed by ten states going after the coal plants for greenhouses gas emissions. This was the first time New Jersey ever pulled out of a lawsuit on air pollution. The Governor has also come out as a climate change skeptic and is considering pulling New Jersey out of the Regional Greenhouse Gas Initiative, a ten state compact to reduce emissions from power plants causing climate change.

Bonnie Bellow
Director, Public Affairs Division
U.S. Environmental Protection Agency
Region 2
212-637-3660 office
646-369-0062 cell

Robin Kime/DC/USEPA/US
09/28/2011 09:43 AM

To: Michael Goo
cc
bcc
Subject: Jurisdictional decision today in Boiler MACT Stay Litigation

Have I found what you are looking for?

----- Forwarded by Robin Kime/DC/USEPA/US on 09/28/2011 09:42 AM -----

From: Scott Fulton/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Michael Goo/DC/USEPA/US@EPA
Cc: Avi Garbow/DC/USEPA/US@EPA
Date: 09/27/2011 04:22 PM
Subject: Jurisdictional decision today in Boiler MACT Stay Litigation

Hi Folks: We had filed a motion to dismiss Sierra Club's suit in District Court challenging our administrative stay of the Boiler MACT/CISWI rules, arguing essentially that this challenge belonged in the D.C. Circuit Court with the challenges to the rules themselves, rather than in District Court as a separate action. The District Court disagreed, ruling that it had jurisdiction to entertain this challenge. **Significantly, the court's decision did not address the merits of Sierra Club's challenge to the APA section 705 stay action, and did not vacate or remove the stay. The stay of the effective date of the Boilers and CISWI rules thus remains in effect.**

We will now proceed to brief the case on the merits. More complete summary below. Scott

Summary

On May 18, 2011, EPA delayed the effective dates of the boiler MACT and the CISWI rule pursuant to section 705 of the APA. Section 705 authorizes a stay where litigation is pending and the agency finds that justice requires a delay. Several challenges to the Boilers and CISWI rules had been filed, and EPA concluded that justice required a delay in light of the numerous and diverse industries that will need to make near-term investment decisions to comply with emissions standards that the Agency has indicated may change following reconsideration. In the APA section 705 delay notice, EPA indicated that it would lift the stay of the effective dates on the earlier of the conclusion of the reconsideration process or the resolution of the challenges to the rules in the D.C. Circuit. Sierra Club challenged the delay notice in federal district court for the District of Columbia.

Earlier today, the federal district court denied EPA's motion to dismiss Sierra Club's challenge to EPA's delay of the effective dates of the boiler MACT and the CISWI rule. **The court's decision did not address the merits of Sierra Club's challenge to the APA section 705 stay action, and did not vacate or remove the stay. The stay of the effective date of the Boilers and CISWI rules thus remains in effect.** EPA had moved to dismiss the challenge to the APA section 705 stay because we believe the challenge properly belongs in the D.C. Circuit. The district court disagreed, and held that it had jurisdiction to hear Sierra Club's challenge to the

delay notice. As a result of this decision, the federal district court will rule on the merits of the environmentalists' challenge to the APA 705 stay. We expect a decision from the court shortly regarding the validity of the stay action.

Robin Kime/DC/USEPA/US
09/28/2011 12:43 PM

To: Michael Goo
cc
bcc
Subject: Re: Jurisdictional decision today in Boiler MACT Stay Litigation

ok, thanks, see you then

Michael Goo Thanks. I think I've taken care of this wi... 09/28/2011 12:24:50 PM

From: Michael Goo/DC/USEPA/US
To: Robin Kime/DC/USEPA/US@EPA
Date: 09/28/2011 12:24 PM
Subject: Re: Jurisdictional decision today in Boiler MACT Stay Litigation

Thanks. I think I've taken care of this with Gina. I will be back in the office in half an hour.

Robin Kime

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

From: Robin Kime
Sent: 09/28/2011 09:43 AM EDT
To: Michael Goo
Subject: Jurisdictional decision today in Boiler MACT Stay Litigation

Have I found what you are looking for?

----- Forwarded by Robin Kime/DC/USEPA/US on 09/28/2011 09:42 AM -----

From: Scott Fulton/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Michael Goo/DC/USEPA/US@EPA
Cc: Avi Garbow/DC/USEPA/US@EPA
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rules had been filed, and EPA concluded that justice required a delay in light of the numerous and diverse industries that will need to make near-term investment decisions to comply with emissions standards that the Agency has indicated may change following reconsideration. In the APA section 705 delay notice, EPA indicated that it would lift the stay of the effective dates on the earlier of the conclusion of the reconsideration process or the resolution of the challenges to the rules in the D.C. Circuit. Sierra Club challenged the delay notice in federal district court for the District of Columbia.

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scheduling
Sent by: Ryan Robison
03/02/2012 03:28 PM

To Bob Perciasepe, Gina McCarthy, Scott Fulton
cc Carla Veney, Cindy Huang, Denise Anderson, Teri Porterfield
bcc
Subject Administrator's Call with Environmental Leaders

Meeting

Date 03/09/2012
Time 04:30:00 PM to 05:00:00 PM
Chair scheduling
Invitees
Required Bob Perciasepe; Gina McCarthy; Janet McCabe; Scott Fulton
Optional Carla Veney; Cindy Huang; Denise Anderson; Teri Porterfield
FYI
Location Administrator's Office

Conference Number: 866 



Participants:

- Peter Lehner - Natural Resources Defense Council
- Michael Brune - Sierra Club
- Fred Krupp - Environmental Defense Fund

Staff:

- Bob Perciasepe (OA)
- Gina McCarthy (OAR)
- Scott Fulton (OGC)

scheduling
Sent by: Ryan Robison

03/05/2012 12:55 PM

To Janet McCabe

cc

bcc

Subject Administrator's Call with Environmental Leaders

Meeting

Date 03/09/2012

Time 04:30:00 PM to 05:00:00 PM

Chair scheduling

Invitees

Required Bob Perciasepe; Gina McCarthy; Janet McCabe; Scott Fulton

Optional Carla Veney; Cindy Huang; Denise Anderson; Teri Porterfield

FYI

Location Administrator's Office

Conference Number: 



Participants:

-Peter Lehner - Natural Resources Defense Council

-Michael Brune - Sierra Club

-Fred Krupp - Environmental Defense Fund

Staff:

Bob Perciasepe (OA)

Gina McCarthy (OAR)

Scott Fulton (OGC)

**Sabrina
Hamilton/DC/USEPA/US**
07/31/2009 02:55 PM

To Don Zinger, Beth Craig
cc Sherry Russell
bcc

Subject FOIA Request No. HQ-RIN-01734-09 - - Ellis Baggs

We received the attached FOIA for action that should be coordinated with Region 8 (lead office), OGC and OECA. I forward OAR's assignment to OAQPS for action since most of the people listed on an email from Region 8 are there. Both of your names also appear on the list.

The requestor is looking for communications between EPA HQ and the Sierra Club regarding Big Stone I and II Power Plants in Big Stone City, South Dakota since March 1, 2009.

Can you please review the incoming request and let me know if you have responsive records? If so, please provide them to me by August 11th. Thanks,

Sabrina



- Request_Description[1].tif

Sabrina Hamilton
Air and Radiation Liaison Specialist
Office of Air and Radiation - Correspondence Unit
U.S. Environmental Protection Agency (EPA)
1200 Pennsylvania Avenue, N.W. (6101-A)
Washington, D.C. 20460
Tel: (202) 564-1083
Fax: (202) 501-0600

Sabrina
Hamilton/DC/USEPA/US
10/27/2010 01:42 PM

To Sherry Russell
cc
bcc

Subject Re: Fw: Please Set a New Ozone Standard to Protect Public Health

Thanks. Ask Tricia to let us know when to inform OEX about using the new docket number.

Sabrina

Sabrina Hamilton
Air and Radiation Liaison Specialist
Office of Air and Radiation - Correspondence Unit
U.S. Environmental Protection Agency (EPA)
1200 Pennsylvania Avenue, N.W. (6101-A)
Washington, D.C. 20460
Tel: (202) 564-1083
Fax: (202) 501-0600

Sherry Russell Please see Tricia's note below. Thank... 10/27/2010 12:44:55 PM

From: Sherry Russell/RTP/USEPA/US
To: Sabrina Hamilton/DC/USEPA/US@EPA
Date: 10/27/2010 12:44 PM
Subject: Fw: Please Set a New Ozone Standard to Protect Public Health

Please see Tricia's note below. Thanks.

Sherry Russell
Communications Specialist
Policy Analysis and Communications Staff
Office of Air Quality Planning and Standards
Phone: 919-541-0306 Fax: 919-541-2464
----- Forwarded by Sherry Russell/RTP/USEPA/US on 10/27/2010 12:44 PM -----

From: Tricia Crabtree/RTP/USEPA/US
To: Sherry Russell/RTP/USEPA/US@EPA
Date: 10/27/2010 12:17 PM
Subject: Re: Fw: Please Set a New Ozone Standard to Protect Public Health

Sherry,

We have a new docket for the next review of the ozone standard (EPA-HQ-OAR-2008-0699). But...until the ozone reconsideration rule is finalized, all correspondence like the one below should appear in that docket (EPA-HQ-OAR-2005-0172).

Thanks!
Tricia Crabtree
Environmental Protection Specialist
EPA/OAQPS/HEID/OD (C504-02)
Research Triangle Park, NC 27711
Phone: 919-541-5688 Fax: 919-685-3148
E-Mail: Crabtree.Tricia@epa.gov

Sherry Russell

Hi Tricia, Do you know if another docke...

10/27/2010 12:07:12 PM

From: Sherry Russell/RTP/USEPA/US
To: Tricia Crabtree/RTP/USEPA/US@EPA
Date: 10/27/2010 12:07 PM
Subject: Fw: Please Set a New Ozone Standard to Protect Public Health

Hi Tricia,

Do you know if another docket will be created? Thanks.

Sherry Russell
Communications Specialist
Policy Analysis and Communications Staff
Office of Air Quality Planning and Standards
Phone: 919-541-0306 Fax: 919-541-2464
----- Forwarded by Sherry Russell/RTP/USEPA/US on 10/27/2010 12:06 PM -----

From: Sabrina Hamilton/DC/USEPA/US
To: Sherry Russell/RTP/USEPA/US@EPA
Date: 10/27/2010 11:48 AM
Subject: Fw: Please Set a New Ozone Standard to Protect Public Health

Sherry,

Please see Cynthia's note below and let me know if this pertains to the same docket as NAAQS. Thanks,

Sabrina

Sabrina Hamilton
Air and Radiation Liaison Specialist
Office of Air and Radiation - Correspondence Unit
U.S. Environmental Protection Agency (EPA)
1200 Pennsylvania Avenue, N.W. (6101-A)
Washington, D.C. 20460
Tel: (202) 564-1083
Fax: (202) 501-0600

----- Forwarded by Sabrina Hamilton/DC/USEPA/US on 10/27/2010 11:47 AM -----

From: Cynthia Gaines/DC/USEPA/US
To: Sabrina Hamilton/DC/USEPA/US@EPA
Date: 10/27/2010 11:32 AM
Subject: Fw: Please Set a New Ozone Standard to Protect Public Health

Sabrina,

Please check with staff and see if a new docket will be created for the below e-mail. We have quite a few e-mails with this subject in the Administrator's e-mail. In the past, we forward similar e-mails under Smog Pollution - Ozone Standard of 0.060 ppm (OAR). Just need to know if it is okay to continue to forward under the same title we have used in the past or if we should rename. Thanks.

Cynthia A. Gaines

Lead Information Management Specialist
Office of the Executive Secretariat
202-564-1788

----- Forwarded by Cynthia Gaines/DC/USEPA/US on 10/27/2010 11:25 AM -----

Message Information

Date 10/21/2010 04:25 PM10/27/2010 01:42:54 PM
From American Lung Association <webmaster@lungusa.org>
To LisaP Jackson/DC/USEPA/US@EPA
cc
Subject Please Set a New Ozone Standard to Protect Public Health

Message Body

Oct 21, 2010

Ms. Lisa Jackson
Ariel Rios Federal Building, Room 3000
1200 Pennsylvania Avenue, NW
Washington, DC 20460-0001

Dear Ms. Jackson,

I urge you to adopt much stronger ozone standards that will help protect the American public from breathing this dangerous air pollutant. The national air standards should set limits on air pollution that shield those whose lungs are the most vulnerable. I support strong standards that would safeguard the health of children, the elderly, people with asthma and other lung diseases.

The science is clear that EPA must substantially strengthen the ozone standard to protect public health. The EPA's independent science advisors reviewed the evidence from over 1,700 studies of the health impacts of ozone. They concluded unanimously that the ozone standard should be set between 60-70 parts per billion, to protect human health. The medical and scientific community has also endorsed this conclusion.

Ozone or smog can cause asthma attacks, coughing and wheezing, and shortness of breath. Breathing unhealthy levels of smog sends people to the hospital and emergency rooms. Breathing ozone smog threatens serious health risks, including strong evidence that ozone smog actually can kill people.

Millions of Americans live in areas that are already polluted with too much smog. And research clearly shows that we need to be breathing much, much less ozone. EPA must set the national air standard for ozone at the most protective level the scientists recommended to you--60 parts per billion.

I urge you to act now and set a new ozone standard to protect public health.

Sincerely,

Ms. P. Hickey
456 Worthington Rd
Millersville, MD 21108-1614

OEX Processing Information

Processed Date:

Processed By

PO Office

Category:

Message Count

Sam Coleman/R6/USEPA/US

09/07/2012 04:24 PM

To Janet McCabe

cc

bcc

Subject My Apologies

Earlier this week I had a bit of a disaster in the office regarding scheduling. My Assistant and I totally missed the meeting with Sierra Club regarding Las Brisas.

I am so sorry. Hopefully all went well.

Samuel Coleman, P.E.
Deputy Regional Administrator
214.665.2100 Ofc.
214.789.2016 Cell
coleman.sam@epa.gov

Sent with Good (www.good.com)

Sam
Napolitano/DC/USEPA/US
07/09/2011 05:51 AM

To: Gina McCarthy, Joseph Goffman
cc: Jeb Stenhouse
bcc:
Subject: Fw: Texas Sierra Club

thought you would like to see this.

-----Forwarded by Sam Napolitano/DC/USEPA/US on 07/09/2011 05:50AM

To: Sam Napolitano/DC/USEPA/US@EPA
From: Richard Haeuber/DC/USEPA/US
Date: 07/08/2011 04:52PM
Cc: John Millett/DC/USEPA/US@EPA, Andrea Drinkard/DC/USEPA/US@EPA,
wilson.erika@epa.gov, Cynthia Walke/DC/USEPA/US@EPA
Subject: Fw: Texas Sierra Club

FYI --- Thought you might find it interesting that the TX Sierra Club has a link directly from their website to the linkages map on our CSAPR website -- (b) (5) DP
[REDACTED]

Rick Haeuber, Ph.D.
USEPA (6204J)
Clean Air Markets Division
haeuber.richard@epa.gov
202-343-9250
<http://www.twitter.com/EPAairmarkets>
<http://www.facebook.com/EPAairmarkets>

----- Forwarded by Richard Haeuber/DC/USEPA/US on 07/08/2011 04:49 PM -----

From: Cynthia Walke/DC/USEPA/US
To: Richard Haeuber/DC/USEPA/US@EPA, Erika Wilson/DC/USEPA/US@EPA, Mary
Glenski/DC/USEPA/US@EPA
Date: 07/08/2011 03:23 PM
Subject: Texas Sierra Club

The Texas Sierra Club launched a Pro-CSAPR campaign. Just FYI.

http://texasgreenreport.wordpress.com/2011/07/07/clean-air-rules/?utm_source=twitterfeed&utm_medium=twitter

and:

<http://texasgreenreport.wordpress.com/2011/07/07/celebrate-clean-air-coming-to-noses-and-lungs-near-you/>

From their website:

"Also, this rule will help Texas, since Texas is affected by ozone from 11 other states! Most major cities in Texas will be out of attainment when the EPA releases its new ozone standards. [Click here to see a map!](#) Moreover, Texans are the people most severely impacted by pollution from power plants, so the CSAPR will help us to lower pollution in our state benefiting many across Texas."

Cindy Walke
Web Manager
USEPA - Clean Air Markets Division
202-343-9194

<http://www.twitter.com/EPAairmarkets>
<http://www.facebook.com/EPAairmarkets>

Sandy
Germann/RTP/USEPA/US
08/17/2011 09:33 PM

To Michael Goo
cc
bcc
Subject Re: Fw: Harsh Words for E.P.A. From Most G.O.P.
Candidates NY Times: "Harsh Words for EPA From Most
G.O.P. Candidates

Michael,

(b) (5) DP

Note this article today on Pew's having lined up John Warner to talk about clean energy technology.

Sandy

Ex-GOP senator on tour to promote clean energy |

Outlet Full Name: Pittsburgh Post-Gazette - Online

News Text: A retired U.S. senator from Virginia is touring the nation with the Pew Charitable Trust to promote a clean-energy policy he says will benefit the economy, environment and national security.

John W. Warner, a Republican who left the Senate on Jan. 3, 2009, after five terms, espouses an energy policy that runs counter to Republican action in Congress to reduce U.S. Environmental Protection Agency enforcement of the Clean Air Act, among other environmental regulations.

Mr. Warner, now serving as a senior policy adviser for the Pew Project on National Security, Energy, and Climate, expressed opposition to recent actions to undo the Clean Air Act and reduce EPA's regulatory powers. "The Environmental Protection Agency is exactly what is in the name -- to protect us from our own devices," he said.

Mr. Warner said the U.S. military has "a proud story to tell" about renewable and clean-energy technologies that are easier for troops to transport, cheaper and less risky to use during battle.

In one battle in Afghanistan, troops used solar panels rather than heavy batteries and diesel generators, which are explosive and must be resupplied. The solar panels provided power throughout the battle despite being riddled with grenade shrapnel.

"It's a great story. Pew had the foresight that this story needs to be told," Mr. Warner told an audience of 75 this morning at Reed Smith in the Fairmont building Downtown.

Now, he said, the nation should follow the military's lead in adopting clean energy to increase jobs and reduce pollution and our reliance on foreign oil. "We need for the nation to move forward and adopt federal renewable energy standards," he said.

Mr. Warner and Vice Admiral Dennis V. McGinn, vice chairman of the CNA Military Advisory

Board and president of the American Council on Renewable Energy, have visited 32 cities in 28 states to encourage adoption of clean energy standards.

Calling for reduction in all fossil fuels, the two said the transition to cleaner fuel sources locally should occur at a slower pace to avoid disruptions to industry and the economy.

But Adm. McGinn said climate change is creating droughts leading to famine and typhoons causing flooding in some nations, causing political instability that poses national security risks for the United States.

"Unfortunately it is a false choice of economic well-being or clean environment," he said. "We can have both and that's been proven in the last 30 years and it's something to celebrate."

| | | | |
|-------------|------------------|---------------------|------------------------|
| Michael Goo | From: Seth Oster | Sent: 08/17/2011... | 08/17/2011 08:49:22 PM |
|-------------|------------------|---------------------|------------------------|

From: Michael Goo/DC/USEPA/US
To: "Sandy Germann" <Germann.Sandy@epamail.epa.gov>
Date: 08/17/2011 08:49 PM
Subject: Fw: Harsh Words for E.P.A. From Most G.O.P. Candidates NY Times: "Harsh Words for EPA From Most G.O.P. Candidates"

From: Seth Oster
Sent: 08/17/2011 08:42 PM EDT
To: "Lisa Jackson" <windsor richard@epa.gov>; Bob Perciasepe; Diane Thompson; Bob Sussman; Scott Fulton; Lisa Garcia; Bicky Corman; Michael Goo; Daniel Kanninen; Barbara Bennett; Laura Vaught; [REDACTED]@il.com; Sarah Pallone; Mathy Stanislaus; Steve Owens; Malcolm Jackson; Gina McCarthy; Regional Administrators; Janet Woodka; "Paul Anastas" <anastas.paul@epa.gov>; Cynthia Giles-AA; Charles Imohiosen; Avi Garbow; Janet McCabe; Matt Bogoshian; "Michelle DePass" <depass.michelle@epa.gov>; Joseph Goffman; Lisa Feldt
Cc: Betsaida Alcantara; Brendan Gilfillan; David Bloomgren; Stephanie Owens; Shira Sternberg; Andra Belknap; Alisha Johnson; Michael Moats; Vicki Ekstrom; Christopher Busch
Subject: Harsh Words for E.P.A. From Most G.O.P. Candidates NY Times: "Harsh Words for EPA From Most G.O.P. Candidates"

All,

The story below will run in the NY Times tomorrow.

Seth

Seth Oster
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Office of External Affairs and Environmental Education
Environmental Protection Agency
(202) 564-1918
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NEW YORK TIMES
August 17, 2011

Harsh Words for E.P.A. From Most G.O.P. Candidates

By [JOHN M. BRODER](#)

WASHINGTON – The [Environmental Protection Agency](#) is emerging as a favorite target of the Republican presidential candidates, who portray it as the very symbol of a heavy-handed regulatory agenda imposed by the Obama administration that they say is strangling the economy.

Representative [Michele Bachmann](#) of Minnesota wants to padlock the E.P.A.'s doors, as does former Speaker Newt Gingrich. Gov. [Rick Perry](#) of Texas wants to impose an immediate moratorium on environmental regulation.

Representative [Ron Paul](#) of Texas wants environmental disputes settled by the states or the courts. Herman Cain, a businessman, wants to put many environmental regulations in the hands of an independent commission that includes [oil](#) and gas executives. Jon M. Huntsman Jr., the former Utah governor, thinks most new environmental regulations should be shelved until the economy improves.

Only [Mitt Romney](#), the former Massachusetts governor, has a kind word for the E.P.A., and that is qualified by his opposition to proposed regulation of carbon dioxide and other gases that contribute to [global warming](#).

Opposition to regulation and skepticism about climate change have become tenets of Republican orthodoxy, but they are embraced with extraordinary intensity this year because of the faltering economy, high fuel prices, the [Tea Party](#) passion for smaller government and an activist Republican base that insists on strict adherence to the party's central agenda.

But while attacks on the E.P.A., climate-change science and environmental regulation more broadly are surefire applause lines with many Republican primary audiences, these views may prove a liability in the general election, pollsters and analysts say. The American people, by substantial majorities, are concerned about air and water pollution, and largely trust the E.P.A., national surveys say.

"Not only are these positions irresponsible, they're politically problematic," said David Jenkins of [Republicans for Environmental Protection](#), a group that believes that conservation should be a core value of the party. "The whole idea that you have to bash the E.P.A. and run away from climate change to win a Republican primary has never been borne out. Where's the evidence?"

But the leading Republican candidates are all linking environmental regulation to jobs and the economy, suggesting that the nation cannot afford measures that impose greater costs on businesses and consumers. Mrs. Bachmann drew loud applause 10 days ago at a [rally in Iowa](#) when she declared: "I guarantee you the E.P.A. will have doors locked and lights turned off, and they will only be about conservation. It will be a new day and a new sheriff in Washington, D.C."

In an earlier debate she said the agency should be renamed the "job-killing organization of America." She has called global-warming science a hoax.

The White House disputes the accusation that it is burdening the economy with regulations. It says that it issued fewer new rules in its first two years than the George W. Bush administration issued in its final two years.

"This administration has shown a clear commitment to taking steps to protect our families from dangerous pollution, while at the same time ensuring those steps are implemented in a way that minimizes costs, maximizes flexibility and does not impede our economic recovery," said Clark Stevens, a White House spokesman.

Mr. Perry has been at war with the E.P.A. almost since the day he took office as governor. He is leading a group of states in a [lawsuit](#) seeking to block the agency from putting in place rules limiting greenhouse gas emissions from power plants, refineries and other large sources.

On Monday, Mr. Perry called on Mr. Obama to [halt all regulations](#) because, Mr. Perry said, “his E.P.A. regulations are killing jobs all across America.”

In his book, “[Fed Up, Our Fight to Save America from Washington](#),” Mr. Perry described global-warming science as “one contrived phony mess that is falling apart under its own weight” and a “secular carbon cult” led by false prophets like Al Gore.

Such regulatory and financial sentiments are shared by many Republicans in Congress and are encouraged by industries that are reliable financial supporters of Republican candidates – the petroleum industry, utilities, [coal](#) companies, heavy manufacturers and the U.S. Chamber of Commerce. Republican presidential candidates cross these interests at their peril.

“It remains to be seen of course, but my guess is that in order to get the nomination you’re going to have to be pretty solid on these issues,” said Myron Ebell, of the [Competitive Enterprise Institute](#), a libertarian research and advocacy organization in Washington. “It’s going to be a litmus test or shorthand way for voters to see how the candidate thinks about not only big issues like global warming and energy rationing policies, but it’s indicative of other things as well.”

Mr. Ebell said that Mr. Romney, Mr. Gingrich and Mr. Huntsman, who have all said that global warming is real and at least tentatively attributed it to human actions, would suffer for it in the Republican primaries.

Mr. Perry’s anti-E.P.A. stance has been popular with Republicans in Texas and could carry him far in the primaries, said Ken Kramer, director of the [Texas chapter of the Sierra Club](#). It may prove a liability in a general election, Mr. Kramer said.

“That kind of rhetoric is popular with a certain segment here,” he said. “But a lot of other Texans, especially those in major cities with air pollution problems, are not necessarily supportive of the governor’s war on the E.P.A.”

He added, “My sense is there’s definitely a difference between what plays well in Texas from a political standpoint and what plays well in other parts of country.”

Mr. Paul holds rather more complex views of the environment and regulation. He generally favors a hands-off approach to federal regulation, although he has backed some tax incentives for clean energy development.

He opposes tax breaks for oil and gas companies but supports Arctic drilling. He is skeptical about climate change but said in 2008 that there were [unexplained anomalies](#) in global temperatures.

Mr. Romney’s position may be the most complicated of all. In Massachusetts, he proposed plans to reduce greenhouse gas emissions and was a sponsor of a regional [carbon cap-and-trade](#) program. He has mostly backed away from those positions, but he says there is still an important place for regulation.

“I believe we should keep our air and our water clean,” Mr. Romney said at [a town hall-style meeting](#) in New Hampshire last month.

“Do I support the E.P.A.?” he said. “In much of its mission, yes; but in some of its mission, no.”

Despite a Supreme Court ruling to the contrary, Mr. Romney said the federal law did not give the agency authority to regulate carbon emissions. “I don’t think that was the intent of the original legislation,” he said, “and I don’t think carbon is a pollutant in the sense of harming our bodies.”

Sandy
Germann/RTP/USEPA/US

03/15/2012 07:39 AM

To Michael Goo, Bicky Corman, Shannon Kenny, Robin Kime,
Alex Barron, Al McGartland, Alexander Cristofaro

cc

bcc

Subject Bloomberg: Sierra Club Spurns \$30 Million Gift as Fracking
Turns Toxic

American Lung Association has also taken Chesapeake Energy's money, and it appears they'll continue to do so.

Sierra Club Spurns \$30 Million Gift as Fracking Turns Toxic

Outlet Full Name: Bloomberg Businessweek - Online

News Text: Environmental and health groups are calling for tougher U.S. regulation of hydraulic fracturing for natural gas, turning on a one-time donor to their causes: Chesapeake Energy Corp. (CHK)

The Sierra Club, the largest U.S. environmental group, is rethinking early support of natural-gas development after activists and scientists linked the drilling to tainted water and increased air emissions, Executive Director Michael Brune said yesterday in an interview. The group turned down \$30 million from Chesapeake after he took over in 2010, he said.

"Five years ago most environmental groups thought of gas as a clean but flawed alternative" to coal, Brune said at a Bloomberg Government breakfast with reporters and editors in Washington. "The more we heard from people" with water issues "the more we realized that there were more problems with gas than we thought."

The American Lung Association, which like the Sierra Club got donations from Chesapeake, is urging the Environmental Protection Agency to force gas drillers to cut down on methane emissions, calling for tougher rules even as industry asks to weaken the standards. Those EPA rules are now being reviewed by the White House.

Taken together, the calls show that fracking is becoming toxic for Washington-focused environmental groups, which once backed cheap natural gas as a way to push out coal-fired power plants and cut the carbon-dioxide emissions scientists blame for causing climate change.

'Anything But Coal'

"Groups like the Sierra Club have been consumed until relatively recently with an 'anything but coal' agenda," Anthony Ingraffea, a professor of engineering at Cornell University and critic of fracking, said in an interview. "When shale gas came around, the groups found themselves wittingly or unwittingly painting themselves into a corner."

Brune disclosed last month that the San Francisco-based Sierra Club got \$26 million from subsidiaries or individuals associated with Chesapeake Energy, the second-largest U.S. natural-gas supplier. Brune said that in 2010, after he became executive director, he halted the corporate gifts, meaning the group walked away from an additional \$30 million from Chesapeake. The group hasn't returned the donations, used to "kickstart" its Beyond Coal campaign, he said yesterday.

"If you look at everything that the Sierra Club is concerned about, both Chesapeake and our industry groups are addressing them," Michael Kehs, a spokesman for Chesapeake, said in an interview today.

Lung Association

The Sierra Club announced in July a \$50 million, four-year gift from Bloomberg Philanthropies, formed by New York Mayor Michael Bloomberg, for the coal campaign. Bloomberg is founder and majority owner of Bloomberg News parent Bloomberg LP.

Chesapeake also aided the American Lung Association. In its 2010 annual report, the group credited the Oklahoma City-based company, saying it "generously funded" the Fighting for Air public-service campaign. The amount wasn't disclosed.

Natural-gas futures have declined 23 percent this year amid mild winter weather and record production, aided by a surge in fracking. Gas fluctuated today amid forecasts for warmer-than-normal weather this month that may limit demand.

When burned to generate electricity, natural gas emits half the carbon dioxide of coal, and almost no mercury, according to the EPA. The record has endeared the fuel to public-health groups.

'Less Pollution'

"We're about less emissions," Peter Iwanowicz, assistant vice president of the Healthy Air Campaign at the lung association, said in an interview. "What comes out at the stack really matters," and that's less pollution with gas, he said.

Iwanowicz and Brune said their groups now are watching methane that escapes as companies first drill for gas, using a process that rams a mix of water, chemicals and sand into rock to free trapped gas.

Once those emissions are considered, natural gas releases more greenhouse gas emissions than coal, according to an analysis by Ingraffea. Experts such as Michael Levi of the Council on Foreign Relations dispute that analysis, saying it overstates the amount of leaking methane and doesn't count the higher efficiency of natural-gas power plants.

And it's not just emissions. Earthquakes last year in Ohio were probably caused by wastewater from drilling that was injected into a disposal well, a state report said last week. The EPA is now analyzing water from communities in Pennsylvania and a town in Wyoming where residents say their wells were contaminated after fracking nearby.

Costs, Jobs

Industry groups are fighting off efforts by federal agencies to tighten rules on air, water and chemicals used in the gas drilling.

"More regulation could increase costs and delays for operators, which could harm new

projects, sacrificing thousands of new jobs and depriving government of billions in revenue," Kyle Isakower, vice president for economics and regulatory policy at the American Petroleum Institute in Washington, told reporters March 1. That group, which represents Chesapeake and companies such as Exxon Mobil Corp. (XOM) is pushing the EPA to delay implementation and ease off on requirements for drillers on air emissions, for example.

Weaker regulation isn't what environmental groups say they want. Instead, Brune said new federal legislation is even needed to toughen government oversight.

"If loopholes aren't closed, we shouldn't feel confident that fracking is being done in a safe" manner, he said.

Sandy
Germann/RTP/USEPA/US

04/23/2012 08:14 AM

To Michael Goo, Bicky Corman, Shannon Kenny, Robin Kime,
Alex Barron, Al McGartland, Alexander Cristofaro

cc

bcc

Subject EPA fracking rule seen as proxy for climate law

Provides opposing views from Sierra and API over appropriateness of regulating for co-benefits...

EPA fracking rule seen as proxy for climate law

Outlet Full Name: Greenwire

News Text: U.S. EPA is using a rule intended to deal with toxic and smog-forming emissions from hydraulic fracturing as a shortcut to its real goal of reducing emissions linked to climate change, gas advocates said this week.

The updated New Source Performance Standards for volatile organic compounds (VOCs) that EPA unveiled on Wednesday would require all new and "refracked" hydraulic fracturing, or fracking, gas development operations to use so-called green completion technology to capture emissions that otherwise would be vented into the air. The rule phases in by 2015, but EPA provides incentives for gas developers to move to green completion technology more quickly.

But while the rule purports to be for VOCs, its real effect would be to limit methane, industry officials say.

"This is the first step toward greenhouse gas regulation for oil and gas operations," said Bill Whitsitt, executive vice president of Devon Energy Corp. "They don't call it that."

Green completions work by capturing natural gas, which is primarily composed of methane -- a greenhouse gas more than 20 times more potent as a contributor to climate change than carbon dioxide. The VOCs that are targeted by the New Source Performance Standards represent a much smaller share of the emissions that would be captured.

By mandating that gas developers use green completions, instead of allowing them to eliminate VOCs by flaring gas streams, EPA is going for that greenhouse gas benefit, industry advocates say.

"The approach that EPA has taken is a backdoor approach toward regulating greenhouse gases," said Howard Feldman, regulatory chief for the American Petroleum Institute, in an interview after the rule was released. "We think regulations should be targeted toward the pollutant of concern," he added.

Before the rule came out, API asked that only operations that vent at least 10 percent VOCs be required to use green completions. EPA did not adopt this threshold because it said it would be too difficult to administer, but Feldman said that by leaving it out, EPA is requiring very small emitters of the regulated pollutant to adopt control technologies.

"You're going to create a situation financially where some of the VOC control costs as you

get down to wells that have very low VOCs, those control costs are astronomical -- moving in the unprecedented range," he said.

"If there are very little VOCs and you're still putting the same kind of equipment on, that cost per ton goes up and up and up and up," he added.

"Even if you have a dry gas well that doesn't have VOCs in it, you still have to comply with this rule," said Whitsitt. "So the only thing you're really controlling or capturing on that well is methane. And that makes it a greenhouse gas rule."

There is significant disagreement about how much green completion technology costs per well. EPA estimates that renting the equipment would only cost around \$33,000 per well, a relatively trivial amount for a profitable industry. API puts that number at \$180,000 per well, though environmentalists argue that as it costs \$500,000 to buy the equipment in question, renting it at API's estimated price would not make sound financial sense.

Craig Segall, an attorney who works on the issue for the Sierra Club, called Feldman's argument a "math trick," because the cost of capturing natural gas is well by well, not ton by ton.

"In real terms, you're talking about a very small overall cost to this equipment and substantial public benefits," he said.

But most of the benefits come in the form of climate change avoidance, the industry argues. And that is not the stated purpose of the rule.

Assessing rule's co-benefits

Industry officials point out that EPA air chief Gina McCarthy touted the rule's effect of cutting 1.7 million tons of methane emissions by 2015, and helping to avoid climate-related costs to society totaling between \$100 million and \$1.3 billion per year by 2015.

Segall said EPA should count a rule's co-benefits.

"There's nothing wrong with producing climate benefits as a side benefit of controlling VOCs, and in fact, there's a lot right with it," he said. "Producing a rule that produces more co-benefits is a good thing."

But Kathleen Sgamma, head of government affairs for the Western Energy Alliance, said the co-benefit seemed to be more important to EPA than the regulated pollutant.

"It's one thing to have ancillary benefits, but methane capture is not the ancillary benefit of this rule," she said. "It's the main focus of this rule."

A desire to reduce methane emissions appears to have dominated EPA's rulemaking, the industry argues. Flaring gas would eliminate 95 percent of VOC emissions, not much less than the nearly 100 percent achieved by green completions. The difference appears to be the greenhouse gas issue.

EPA has not followed the steps laid out in the Clean Air Act to write a brand new rule for methane emissions from gas development, Sgamma said. Instead, it appears to be seeking

a shortcut by appropriating the law's process for revising existing rules.

A new methane rule would "probably draw some lawsuits," she said. "But that's definitely a stronger leg to stand on than to take the parts of the rule that allow them to regulate VOCs and air toxics and use that regulatory sleight of hand to then go after methane."

But Segall said flaring was a "second-best option" for getting rid of fracking emissions for reasons besides the fact that it does not eliminate an operation's greenhouse gas footprint.

"Byproducts of combustion are pretty nasty," he said, noting that flaring can generate nitrogen oxides -- another contributor to smog. Pit flaring of the kind used at gas production sites can also contaminate groundwater and create light and noise nuisances for people living near fracking operations, making it a practice EPA was right not to endorse.

And far from using a "sleight of hand" to regulate greenhouse gases through the rule, Segall said, EPA was following its Clean Air Act obligation to consider the other effects the rule might have.

"By statute, EPA's supposed to think about all these other health and environmental impacts when it selects the best available control technology," he said.

He pointed to Section 42 USC 7411(a)(1) of the law, which states that rulemakers must consider both the cost of achieving emissions reduction and "any nonair quality health and environmental impact and energy requirements."

Sandy
Germann/RTP/USEPA/US

03/28/2012 08:20 AM

To Michael Goo, Bicky Corman, Shannon Kenny, Robin Kime,
Alex Barron, Al McGartland, Alexander Cristofaro

cc

bcc

Subject New Carbon Pollution Safeguards Will Protect Our Health,
Our Children's Future |

From Director of Sierra Club's Beyond Coal Campaign...in the Daily Kos....

New Carbon Pollution Safeguards Will Protect Our Health, Our Children's Future

Outlet Full Name: DAILY KOS

News Text: Today, our nation is taking a historic step for our health and our children's future. The Environmental Protection Agency (EPA) and the Obama Administration have just announced new carbon pollution safeguards that will protect clean air and the planet, while also spurring innovation and creating jobs in the clean energy economy.

Carbon pollution is linked to life-threatening air pollution like the smog that triggers asthma attacks, and it is the main contributor to climate disruption - making it a serious hazard to Americans' health and future.

EPA today established new proposed safeguards under the Clean Air Act to protect Americans from dangerous carbon pollution produced by new coal plants.

These standards will protect Americans' health, our economy and the future of our children, from carbon's threats. Before today, there were no limits on the amount of carbon being spewed into the air by the nation's largest sources of carbon pollution: dirty coal-fired power plants.

Concerned about these dangers, Americans have repeatedly said no to new coal-fired power plants for the past decade, defeating 166 proposed coal plants across the nation. Now, as the Sierra Club's executive director, Michael Brune, said today in a press statement, "These first-ever carbon pollution standards for new power plants mean that business as usual for the nation's biggest sources of carbon pollution, dirty coal-burning utilities, is over."

As I've said before, a growing body of scientific evidence shows that warming temperatures caused by industrial carbon pollution pose a number of threats to our health and families, including worsening smog pollution, which in turn triggers asthma attacks and other respiratory illnesses.

Doctors, nurses, scientists and other experts say that this increased smog pollution is especially dangerous for children because it permanently damages and reduces the function of children's lungs - a major concern for all my fellow parents out there.

These new air quality protections are a historic step forward in allowing EPA to focus on the industries that create the lion's share of the nation's carbon pollution, because it is time to hold big polluters accountable for the pollutants they spew into our air.

Over 120 health organizations including the American Academy of Pediatrics, American Lung Association, American Medical Association, American Nurses Association, American Public

Health Association, American Thoracic Society and others are on record stating:

Climate change is a serious public health issue. As temperatures rise, more Americans will be exposed to conditions that can result in illness and death due to respiratory illness, heat- and weather-related stress and disease carried by insects. These health issues are likely to have the greatest impact on our most vulnerable communities, including children, older adults, those with serious health conditions and the most economically disadvantaged. Clean Air Act protections like these also spur innovation and modernization in our energy sector, creating much-needed jobs, protecting public health and tackling climate disruption. Countries around the world are racing to see who will lead the clean energy future, and we cannot afford to let American fall behind. These new protections will help ensure our nation is leading the way in developing the cutting-edge clean energy technologies of the 21st century.

Every family has the right to breathe clean air, free from the toxic pollution that has taken too many lives and destroyed too many communities. We cannot accept more dirty coal while our friends and family miss days of school and work, ending up in the emergency room instead. Or while American workers remain off the job, when clean energy projects could create thousands of sustainable careers. Or while the fate of our planet hangs in the balance, as global temperatures rise.

By establishing carbon pollution protections, the EPA is moving forward to clean up and modernize the way we power our country – a move that will make for healthier kids, families and workers, while creating much-needed jobs and fighting climate disruption.

Sandy
Germann/RTP/USEPA/US

03/28/2012 07:52 AM

To Michael Goo, Bicky Corman, Shannon Kenny, Robin Kime,
Alex Barron, Al McGartland, Alexander Cristofaro

cc

bcc

Subject NYT: For New Generation of Power Plants, New Rules From
E.P.A.

Sierra Club says this means new coal-fired plants are going extinct...Spokesperson for Peabody Energy questioned the legality of the standard, arguing that the E.P.A. was supposed to set standards based on existing technology and that carbon capture technology was not ready.

For New Generation of Power Plants, New Rules From E.P.A.

Outlet Full Name: New York Times - Online, The

News Text: In the United States, the electric power sector produces 40 percent of the nation's heat-trapping carbon dioxide emissions, the bulk of them generated by coal-fired plants. Still, the agency emphasized that the proposed rules would apply only to future construction, not to existing plants or others for which permits have already been granted.

The declining price of natural gas has made it the fuel of choice for companies planning new plants, and the latest gas-fired generation on the drawing boards is expected to easily meet the new standards without adding new controls. The challenge will be far greater and possibly prohibitive for new coal plants, whose emissions are dirtier but will have to meet the same standard.

The new rule sets a limit of 1,000 pounds of carbon dioxide emissions per megawatt-hour of electricity produced. That would make it impossible for new coal plants to be approved without the addition of equipment that traps carbon dioxide before it leaves the smokestack and then stores it underground.

But, in an apparent concession to companies still planning to build coal plants, the E.P.A. said it would allow new plants to begin operating with higher levels of emissions as long as the average annual emissions over a period of 30 years met the standard.

In a statement, the E.P.A. administrator, Lisa P. Jackson, called the proposed rules "a common-sense step to reduce pollution in the air, protect the planet for our children and move us into a new era of American energy." Environmental groups generally applauded the standards, although some expressed disappointment with the agency's refusal, for the moment, to regulate existing coal plants.

Senator James M. Inhofe, Republican of Oklahoma, and other conservatives threatened to block the rules in Congress, and coal industry representatives denounced them as an attack on a widely used fuel that makes electricity more affordable.

Frances Beinecke, president of the Natural Resources Defense Council, offered measured praise for the new rules while urging the agency to go further. "This Environmental Protection Agency action means any new coal plants built in America must use modern, state-of-the-art carbon pollution controls," she said in a statement "The logical next step is to improve the aging fleet of existing coal-fired power plants, which remain the major

source of industrial carbon pollution in our country.”

In a conference call with reporters, Ms. Jackson said that if such action was to be taken in the future, the agency would thoroughly consult with the industry and all others affected.

The proposed regulations arose from a 2009 finding by the E.P.A. that carbon dioxide is a pollutant threatening human health and therefore must be regulated under the Clean Air Act. The agency acted in accordance with a Supreme Court directive that the agency decide whether carbon dioxide was a pollutant or not.

At Peabody Energy, the largest coal mining company in the United States, Vic Svec, a spokesman, questioned the legality of the standard, arguing that the E.P.A. was supposed to set standards based on existing technology and that carbon capture technology was not ready.

A standard of 1,000 pounds per megawatt-hour for coal plants would “require something that doesn't exist as a commercial technology,” he said.

Steve Miller, chief executive of the lobbying group the American Coalition for Clean Coal Electricity, said, “This latest rule will make it impossible to build any new coal-fueled power plants, and could cause the premature closure of many more coal-fueled power plants operating today.

“So far, other E.P.A. regulations are responsible for the announced closure of more than 140 electricity generating units in 19 states,” he said in a statement. “The regulation the E.P.A. proposed today could raise the number of closures even higher and put more workers out of jobs.”

Michael Brune, executive director of the Sierra Club, said in an interview that ending coal-fired generation as it now exists was the point. “It's a rule that follows the marketplace,” he said, adding: “Right now, next to no coal plants are being built. This basically means that new coal plants are going extinct.”

As for coal plants built in the 1970s or earlier, he said, “we can put them in our rear-view mirror.”

Sandy
Germann/RTP/USEPA/US
03/22/2012 08:17 AM

To Michael Goo, Bicky Corman, Shannon Kenny, Robin Kime,
Alex Barron, Al McGartland, Alexander Cristofaro, John
Frece

cc

bcc

Subject Most U.S. voters apparently aren't catching anti-EPA fever

American Lung Association poll (by Democratic and Republican pollsters) show strong support for environmental protection, CAA and EPA. Party didn't matter - people who identified themselves as "conservatives" were biggest bloc polled...

Most U.S. voters apparently aren't catching anti-EPA fever

Outlet Full Name: Dallas Morning News - Online

News Text: The argument that needless environmental rules are killing jobs has been a frequent Republican talking point this political season. Gov. Rick Perry tried to pound it home during his brief presidential run.

A national poll of likely presidential voters released Wednesday suggests that most aren't buying it.

Granted, the poll was conducted for the American Lung Association, which advocates for cleaner air and for the rules environmentalists say are necessary to achieve it. To counter claims of bias, the association had the poll done jointly by the Democratic polling firm Greenberg Quinlan Rosner Research and Republican pollsters Perception Insight.

The results indicate public support for existing air pollution standards and for several stronger ones now in the pipeline, even when paired with opponents' predictions of economic harm.

That's consistent with decades of other polling data: People might grumble about details, but most say they back the idea of a tough Clean Air Act.

Nationally, 73 percent agreed that environmental protection and good jobs can go together, while 21 percent said environmental rules hurt the economy and shouldn't be a priority.

Two-thirds said they favored stricter Environmental Protection Agency limits on air pollution. New rules on mercury and smog-causing emissions from power plants also got wide support, as did curbs on power plants' carbon dioxide emissions.

One result in particular stuck out: Party and ideology didn't seem to matter much in environmental attitudes, despite a prevailing narrative in political commentary that assumes -- wrongly on both ends -- that all Democrats want to hug the planet and all Republicans want to mug it.

Self-described Democrats slightly outnumbered Republicans among those polled, but people who called themselves conservatives were the biggest single bloc: 40 percent, compared to 35 percent moderate and 19 percent liberal. In no poll question did that conservative plurality result in a strong showing against environmental rules.

The only politician mentioned by name in the poll was President Barack Obama. Pollsters asked people to put a number on their feelings about him - from 100, very warm, to zero, very cold. A score of 50 would be neutral.

Obama wound up with 48 percent putting him on the warm side, 39 on the cool. That gave him a mean rating of 52 percent warm.

Those numbers might not indicate Mount Rushmore-scale adoration, but they stomped the results for Congress: 18 percent warm, 56 percent cool, for a mean of 36.

The EPA and the Clean Air Act were on the warm side in public love, with respective means of 53 and 58.

The pollsters queried 2,000 likely presidential voters between Feb. 27-March 4. They did extra sampling in Ohio, Pennsylvania and Maine. The margin of error was 3.5 percent for the national sample and about 4.9 percent for the oversampled states.

Sandy
Germann/RTP/USEPA/US

08/31/2012 08:02 AM

To Michael Goo, Bicky Corman, Shannon Kenny, Robin Kime,
Alex Barron, Al McGartland, Alexander Cristofaro, Nancy
Ketcham-Colwill, John Frece

cc

bcc

Subject SIERRA CLUB CALLS FOR EPA TO ADDRESS
CUMULATIVE IMPACTS UNDER NEPA

Story is based on paper Sierra Club and Detroit Environmental Justice Project presented at NEJAC back in July...

SIERRA CLUB CALLS FOR EPA TO ADDRESS CUMULATIVE IMPACTS UNDER NEPA

Outlet Full Name: Inside EPA Weekly Report

News Text: The Sierra Club is urging EPA to begin addressing the cumulative socioeconomic impacts, in addition to environmental issues, faced by environmental justice communities around the country when recommending mitigation measures under the National Environmental Policy Act (NEPA), starting with a plan for the state of Michigan.

The group in a new paper, "The Case for Cumulative Impact," presented to the agency's National Environmental Justice Advisory Committee (NEJAC) this summer outlines a framework for how EPA can use its existing authority to review environmental impact statements (EISs) conducted under NEPA to address cumulative impacts of pollution and other socioeconomic factors. The paper is available on InsideEPA.com. (Doc ID: 2406822)

Sierra Club Detroit's Office of Environmental Justice says in the paper there is now a "historic opportunity to proactively implement policy solutions to protect these communities and ecosystems. We implore you to establish cumulative impact consideration under NEPA for the state of Michigan."

Under NEPA, federal agencies assess the environmental impacts of their decisions and craft measures to mitigate adverse effects. EPA reviews draft assessments and rates them, both on their adequacy and based on EPA's level of concern with a proposed action. In cases where EPA deems the EIS "inadequate," or as having an "environmentally unsatisfactory outcome," the agency can elevate the concern to the White House Council on Environmental Quality (CEQ) for resolution.

Sierra Club is asking EPA to expand its EIS review to consider not only environmental issues but also socioeconomic factors, such as average income, negative health outcomes and "the fact that this occurs on an ongoing basis, it is not a one-time thing. [Industrial development] has been going on for so long, for decades," a source familiar with the issue says. "These communities have "been subjected to pollution which has contributed to their declining health. It has created the sacrifice zone they live in."

The source adds that EPA officials at the July 24 NEJAC meeting called assessing cumulative impacts "the next frontier," while noting that the tools that will allow them to do so are not yet developed. However, EPA did not respond to the paper, which was presented during the public comment session of the meeting, the source says.

The paper, written by the Sierra Club and the Detroit Environmental Justice Project says, "Many communities within the state of Michigan are beleaguered by the immense quantities

of environmental pollutants emitted by industrial facilities. Most of those industrial facilities are located in communities principally comprised of minority racial demographics. These communities tend to be at overwhelmingly low socioeconomic thresholds, and without legal recourse or resources with which to defend themselves or enhance their domestic realities. . . . These communities embody the EPA's definition of environmental justice communities. We, at the Sierra Club Detroit, assert that these communities are suffering from cumulative impact."

While the paper targets Southwest Detroit, the source says other areas suffer the same problems including Newark, NJ, where residents are fighting a proposed power plant; Port Arthur, TX, home to "refinery row;" Mossville, LA; Camden, NJ; and a handful of other areas that suffer increasing cumulative impacts over decades.

Sierra Club's paper says there now is a "historic opportunity" to change course, especially in Detroit where communities "have been subjected to millions of pounds of toxic releases and toxic waste into the air, soil and water from industrial sources." The source notes that Detroit has refineries, mines, a truck plant, bad air from coal plants, incinerators, and mobile sources not only from an existing bridge to Canada but also from a new private bridge about to be built that is expected to carry an additional 20,000 cars a day.

The group asks EPA to use longstanding existing authorities, including a 1997 CEQ guidance, "Understanding Cumulative Effects Under the National Environmental Policy Act," which the Sierra Club paper says "clearly establishes both the necessity and precedent for cumulative impacts." It also cites EPA's 1999 "Consideration of Cumulative Impacts in EPA Review of NEPA Documents," which explicitly states that "EPA must recommend mitigation measures to address cumulative impacts upon particular geographical regions disproportionately affected."

The 1997 CEQ guide provides "information on methods of cumulative effects analysis." It also notes that, "[R]ecognizing that a better decision, rather than a perfect cumulative effects analysis, is the goal of NEPA and environmental impact professionals." However, CEQ says the guide does not establish new requirements and is not legally binding.

EPA's document, meanwhile, generally focuses on the effects of major federal actions to the environment, rather than effects to humans, but it does note that can be broadened. "NEPA documents generally consider only a limited number of resources that may be potentially affected by cumulative impacts. . . . These approaches are too limited and should be expanded to consider other valuable resources which could be affected, while also considering a broader array of potential effects."

Sierra Club in the paper asks for a meeting with EPA "in order to properly make the case for cumulative impact consideration for southwest Detroit communities and the state of Michigan at large for existing industries holding permits, as well as any additional industries seeking permits."

The source familiar with the effort agrees the cumulative impacts are difficult to address but says the agency must begin to try, and points to new research tools under development, including EJ Screen and the Community-Focused Exposure and Risk Screening Tool (C-FERST), which will help. EJ Screen is a baseline screening tool for identifying environmentally overburdened communities based on demographics. C-FERST is designed to provide communities with access to environmental information they can use to rank risks

and assist in decisionmaking.

These equity areas are spawning "a declining quality of life" where people who live there "can't give their houses away. . . . This is an ongoing issue . . . we're going to keep pushing EPA to really develop this," the source adds. -- Dawn Reeves

Sandy
Germann/RTP/USEPA/US
08/01/2012 07:40 AM

To Michael Goo, Bicky Corman, Shannon Kenny, Robin Kime,
Alex Barron, Al McGartland, Alexander Cristofaro, Nancy
Ketcham-Colwill, John Frece

cc

bcc

Subject WSJ: Miners Prevail in Suit Against EPA

Sierra Club rep says "EPA does have another tool to achieve the same objective, namely a rulemaking, and we hope they pursue that."

Miners Prevail in Suit Against EPA

Outlet Full Name: Wall Street Journal - Online

News Text: A federal judge in Washington, D.C., Tuesday threw out tougher water-quality standards issued by the Environmental Protection Agency aimed at curbing environmental damage from surface coal mines in Appalachia.

The ruling by U.S. District Judge Reggie B. Walton was a victory for the mining industry, which has been fighting the Obama administration over a form of mining known as mountaintop removal. The practice involves blasting mountains to extract coal and pushing large quantities of rock and soil into streams.

Last year, the EPA for the first time set limits on the amount of minerals that can be deposited in stream as the result of surface mining in Appalachian states. High levels of some minerals can harm aquatic life.

The National Mining Association opposed the stricter standards and argued in a federal lawsuit that the agency had overstepped its authority by avoiding the federal government formal rule-making process, which requires formal notice and opportunity for public comment.

Judge Walton sided with the industry, writing that the EPA had infringed on the authority granted to states under the Clean Water Act and the Surface Mining Control and Reclamation Act. He said his ruling didn't address how to strike a balance between "the need to preserve the verdant landscape and natural resources of Appalachia and, on the other hand, the economic role that coal mining plays in the region."

The mining association praised the ruling. "Today's decision... has truly given coal miners and coal mining communities their 'day in court' and has affirmed NMA's long-standing belief that EPA overreached its authority in its virtual moratorium on Eastern coal mining permits," the group said.

An EPA spokeswoman said the agency is reviewing the decision.

The ruling follows a separate one in March in which another federal judge said the EPA went too far by trying to revoke a permit for the largest planned surface mine in West Virginia's history, after that permit had already been issued. The EPA has appealed that decision.

Environmental groups said they were disappointed in the ruling but hopeful the EPA would

try to issue similar water-quality standards through the official rulemaking process.

"EPA does have another tool to achieve the same objective, namely a rulemaking, and we hope they pursue that," said Ed Hopkins, director of the environmental quality program at the Sierra Club.

**Sandy
Germann/RTP/USEPA/US**
03/16/2011 05:07 PM

To Michael Goo, Bicky Corman, Louise Wise, Robin Kime, Al
McGartland, Nathalie Simon, Alexander Cristofaro, Ken
Munis, Betsy Shaw, Bill Hanson, John Frece, Tim Torma,
Joel Scheraga, allen.catherine, Shannon Kenny, Sarah Dale,
Alex Barron

cc

bcc

Subject Fw: TALKING POINTS: EPA Proposed First National
Standards for Mercury Pollution from Power Plants

----- Forwarded by Sandy Germann/RTP/USEPA/US on 03/16/2011 05:06 PM -----

From: Seth Oster/DC/USEPA/US
To:
Date: 03/16/2011 05:04 PM
Subject: TALKING POINTS: EPA Proposed First National Standards for Mercury Pollution from Power
Plants
Sent by: Candace White

All,

As you all know this morning the Administrator announced the first national standards for mercury pollution from power plants at a press conference in the green room with the president of the American Lung Association, Charles Connor as well as public health professionals. Below is a link to the press release, talking points and the AP story of the announcement.

TALKING POINTS

- Today's announcement is 20 years in the making, and is a significant milestone in the Clean Air Act's already unprecedented record of ensuring our children are protected from the damaging effects of toxic air pollution.
- The proposed rules would for the first time regulate emissions from coal-fired power plants, including limiting mercury, lead, arsenic and acid gas pollution.
- The American Lung Association applauds the release of this sensible public health measure. When it becomes final, the cleanup rule that the EPA is putting forward today will save lives, protect the health of millions of Americans and finally bring about an action that is 20 years overdue.
- There are currently no limits on how much mercury or other pollutants can be released from a power plant's smoke stacks. The EPA said the new regulations – which would go into effect by 2014 – would reduce mercury emissions from these power plants by 91 percent.
- This rule will provide employment for thousands, by supporting 31,000 short-term construction jobs and 9,000 long term utility jobs.

PRESS RELEASE

<http://yosemite.epa.gov/opa/admpress.nsf/bd4379a92ceceeac8525735900400c27/55615df6595fbfa3852578550050942f!OpenDocument>

AP STORY

EPA proposes regulating mercury from coal plants

Associate Press

March 15, 2011

HOUSTON — The U.S. Environmental Protection Agency proposed rules on Wednesday that would for the first time regulate emissions from coal-fired power plants, including limiting mercury, lead, arsenic and acid gas pollution.

Environmental and medical groups praised the move, which came in response to a court-ordered deadline, saying the new regulations will remove toxins from the air that contribute to respiratory illnesses, birth defects and developmental problems in children.

There are currently no limits on how much mercury or other pollutants can be released from a power plant's smoke stacks. The EPA said the new regulations — which would go into effect by 2014 — would reduce mercury emissions from these power plants by 91 percent.

This standard that "will save lives, prevent illnesses and promote vital economic opportunities across the country," said EPA Administrator Lisa P. Jackson, who invited second graders to attend the event in Washington, D.C. where she signed the proposal. She said the proposal could become law by late 2011 or early 2012.

Such rules would have the greatest impact on Texas, which is home to more coal-fired power plants than any other state. Texas has at least 17 coal-fired plants and about a dozen more in various stages of the permitting process.

The new rules require power plants to install technologies that would limit the emissions. Industry has argued that installing the technologies would be expensive and could significantly increase electricity rates paid by consumers.

Jackson said the EPA's models found installing the technologies would increase rates about \$3 to \$4 a month, though it could be less depending on fuel costs. For example, she said, a New Jersey provider that already installed pollution cutting technologies recently reduced its rates.

March 16, 2011

Seth Oster
Associate Administrator

Office of External Affairs and Environmental Education
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

Scott Fraser/DC/USEPA/US
06/29/2012 09:04 AM

To Andrea Drinkard, Nate McMichael, John Millett
cc Justin Cohen
bcc
Subject Re: Ad Thanking EPA for Higher Fuel Efficiency Standards,
Best Number for Contact?

Ah, that's the one I was thinking of :)

Scott W. Fraser
Deputy Director, Office of Public Engagement

Office of the Administrator | U.S. Environmental Protection Agency | Tel 202-566-2126 |
fraser.scott@epa.gov

Andrea Drinkard

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

From: Andrea Drinkard
Sent: 06/29/2012 09:02 AM EDT
To: Nate McMichael; John Millett
Cc: Justin Cohen; Scott Fraser
Subject: Re: Ad Thanking EPA for Higher Fuel Efficiency Standards, Best
Number for Contact?

For reference, she did one on Ipj's blog for the fuel economy label, but don't recall one for the standards
either.

Nate McMichael

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

From: Nate McMichael
Sent: 06/29/2012 08:49 AM EDT
To: John Millett
Cc: Andrea Drinkard; Justin Cohen; Scott Fraser
Subject: Re: Ad Thanking EPA for Higher Fuel Efficiency Standards, Best
Number for Contact?

There have not been any blogs from Gina on fuel economy during my tenure here. I did a search on
"McCarthy" on our blog site and didn't find anything about fuel economy.

Fuel economy.gov has a "feedback" link at the very bottom of the page, but it goes to a DOE email-
fueleconomy@ornl.gov

Could we ask them to tweet @EPAgov (the general EPA twitter account), or at the Administrator?

Nate McMichael
U.S. Environmental Protection Agency
Office of Air and Radiation
Office: (202) 564-0382
Cell: (202) 236-4176

John Millett

Adding nate -- John Millett

06/29/2012 08:37:05 AM

From: John Millett/DC/USEPA/US

To: Scott Fraser/DC/USEPA/US@EPA, Justin Cohen/DC/USEPA/US@EPA
Cc: Andrea Drinkard/DC/USEPA/US@EPA, "Nate McMichael" <McMichael.Nate@epamail.epa.gov>
Date: 06/29/2012 08:37 AM
Subject: Re: Ad Thanking EPA for Higher Fuel Efficiency Standards, Best Number for Contact?

Adding nate --

John Millett
EPA Office of Air and Radiation Communications
Desk: 202/564-2903
Cell: 202/510-1822

Scott Fraser

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

From: Scott Fraser
Sent: 06/29/2012 08:29 AM EDT
To: Justin Cohen
Cc: John Millett; Andrea Drinkard
Subject: Re: Ad Thanking EPA for Higher Fuel Efficiency Standards, Best Number for Contact?

Thanks! I could have sworn Gina did a blog post on it. That true?

Scott W. Fraser
Deputy Director, Office of Public Engagement

Office of the Administrator | U.S. Environmental Protection Agency | Tel 202-566-2126 |
fraser.scott@epa.gov

Justin Cohen

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

From: Justin Cohen
Sent: 06/28/2012 08:20 PM EDT
To: Scott Fraser
Cc: John Millett; Andrea Drinkard
Subject: Re: Ad Thanking EPA for Higher Fuel Efficiency Standards, Best Number for Contact?

Thx. Fyi. NRDC called me today w/ the same ask. They are part of the campaign.

(b) (5) DP

I told them you are already quarterbacking the request.

I do like your idea of that email box (if we end up with a more conventional approach).

I am not personally aware of an existing agency hashtag on this topic....

Sent from my BlackBerry Wireless Handheld
Scott Fraser

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

From: Scott Fraser

Sent: 06/28/2012 07:13 PM EDT

To: Justin Cohen

Cc: John Millett; Andrea Drinkard

Subject: Fw: Ad Thanking EPA for Higher Fuel Efficiency Standards, Best Number for Contact?

Hi Justin,

I've already discussed this phone number request from Sierra Club with Millet and Andrea. I suggested they opt for something other than a phone number for their web ad that should run next week since -- as the Brave Sir Millett said, "that was sooo 90s". Here are some alternatives:

1. Do we have a Twitter hashtag already used for anything related to the Fuel Economy GHG standard?
2. Did Gina/Janet/Margo have a blog post on this topic?

If they want to encourage their members to thank us in writing, I suggested they can use the PublicEngagement@epa.gov address. We can cull the "thanks" together and put in a document for Gina and yous guys, if needed. (b) (5) DP

Let me know about the options above so I can get back to Ann Mesnikoff (ann.mesnikoff@sierraclub.org) -- have you worked with her in the past?

Thanks,

Scott W. Fraser

Deputy Director, Office of Public Engagement
Office of the Administrator | U.S. Environmental Protection Agency | Tel
202-566-2126 | fraser.scott@epa.gov

From: Terry McGuire [terry.mcguire@sierraclub.org]

Sent: 06/27/2012 10:07 AM AST

To: Dru Ealons

Subject: Ad Thanking EPA for Higher Fuel Efficiency Standards, Best Number for Contact?

Good Morning Ms. Ealons,

Did you hear back from your staff on the preferred number that our web ad can point folks to? Our online folks pointed me to this number ([202-564-4700](tel:202-564-4700)), which they found here - <http://blog.epa.gov/administrator/contact-us/> I wanted to confirm that this line would be able to handle a larger volume of messages.

Thanks,

--

Terry McGuire

Associate Washington Representative
Sierra Club
[202-495-3045](tel:202-495-3045)

**Shannon
Kenny/DC/USEPA/US**
05/18/2011 06:20 PM

To goo.michael
cc
bcc
Subject Sierra

Do you want to meet with Sierra Club's NSPS attorney (Joanne)? John offered this to us this afternoon. I think it might be useful -- thoughts?

**Shannon
Kenny/DC/USEPA/US**

05/06/2011 10:47 AM

To Michael Goo

cc

bcc

Subject NSPS litigants - NRDC, Sierra, EDF

"Under today's agreement with the States of New York, California, Connecticut, Delaware, Maine, New Mexico, Oregon, Rhode Island, Vermont, and Washington, the Commonwealth of Massachusetts, the District of Columbia, and the City of New York; Natural Resources Defense Council (NRDC), Sierra Club, and Environmental Defense Fund (EDF),"

Shannon Kenny
U.S. Environmental Protection Agency
202-566-2964

Shannon
Kenny/DC/USEPA/US
05/18/2011 07:01 PM

To: Michael Goo
cc
bcc
Subject: Re: Sierra

Great, we'll do it next Tuesday when she's in town.
Michael Goo

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

From: Michael Goo
Sent: 05/18/2011 06:30 PM EDT
To: Shannon Kenny
Subject: Re: Sierra

Yes

Shannon Kenny

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

From: Shannon Kenny
Sent: 05/18/2011 06:20 PM EDT
To: goo.michael@epa.gov
Subject: Sierra

Do you want to meet with Sierra Club's NSPS attorney (Joanne)? John offered this to us this afternoon. I think it might be useful -- thoughts?

Shannon
Kenny/DC/USEPA/US
05/31/2011 07:56 AM

To Michael Goo
cc Paul Balsarak
bcc
Subject Fw: CAMR briefs - enviros

Shannon Kenny
U.S. Environmental Protection Agency
Ph 202-566-2964

-----Forwarded by Shannon Kenny/DC/USEPA/US on 05/31/2011
07:56AM -----

=====
To: Alex Barron/DC/USEPA/US@EPA, Shannon Kenny/DC/USEPA/US@EPA
From: Joanne Spalding <Joanne.Spalding@sierraclub.org>
Date: 05/31/2011 04:39AM
Cc: John Coequyt <John.Coequyt@sierraclub.org>, Lena Moffitt
<Lena.Moffitt@sierraclub.org>
Subject: CAMR briefs - enviros
=====

Alex and Shannon,

Here are the CAMR briefs I promised. See Opening brief pages
25-29 and Reply pages 15-17 for the trading arguments. I'll send
the EPA brief separately.

Best,

Joanne

Joanne Spalding
Managing Attorney
Sierra Club
85 Second Street, Second Floor
San Francisco, CA 94105
415-977-5725
415-977-5793 (Fax)
joanne.spalding@sierraclub.org

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and notify the sender and delete all versions on your system.

Thank you.  - Enviro CAMR brief.pdf  - Enviro CAMR Reply.pdf

Shannon
Kenny/DC/USEPA/US
05/31/2011 07:56 AM

To Michael Goo
cc Paul Balsarak
bcc
Subject Fw: EPA CAMR brief part 1

Shannon Kenny
U.S. Environmental Protection Agency
Ph 202-566-2964

-----Forwarded by Shannon Kenny/DC/USEPA/US on 05/31/2011
07:56AM -----

=====
To: Alex Barron/DC/USEPA/US@EPA, Shannon Kenny/DC/USEPA/US@EPA
From: Joanne Spalding <Joanne.Spalding@sierraclub.org>
Date: 05/31/2011 04:40AM
Cc: John Coequyt <John.Coequyt@sierraclub.org>, Lena Moffitt
<Lena.Moffitt@sierraclub.org>
Subject: EPA CAMR brief part 1
=====

The relevant section is in part 2, which I'll send separately.

Joanne Spalding
Managing Attorney
Sierra Club
85 Second Street, Second Floor
San Francisco, CA 94105
415-977-5725
415-977-5793 (Fax)
joanne.spalding@sierraclub.org

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Thank you.



- EPA Final Brief - 1.pdf

Shannon
Kenny/DC/USEPA/US
05/31/2011 07:56 AM

To Michael Goo
cc Paul Balsarak
bcc
Subject Fw: EPA CAMR brief part 2

Shannon Kenny
U.S. Environmental Protection Agency
Ph 202-566-2964

-----Forwarded by Shannon Kenny/DC/USEPA/US on 05/31/2011
07:56AM -----

=====
To: Alex Barron/DC/USEPA/US@EPA, Shannon Kenny/DC/USEPA/US@EPA
From: Joanne Spalding <Joanne.Spalding@sierraclub.org>
Date: 05/31/2011 04:40AM
Cc: John Coequyt <John.Coequyt@sierraclub.org>, Lena Moffitt
<Lena.Moffitt@sierraclub.org>
Subject: EPA CAMR brief part 2
=====

The relevant discussion starts at page 120 of the brief.

Joanne Spalding
Managing Attorney
Sierra Club
85 Second Street, Second Floor
San Francisco, CA 94105
415-977-5725
415-977-5793 (Fax)
joanne.spalding@sierraclub.org

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Thank you.



- EPA Final Brief - 2.pdf

Gina McCarthy/DC/USEPA/US

To

Sent by: Shela Poke-Williams

cc Beth Craig

07/17/2009 01:37 PM

bcc

Subject Petition fro Reconsideration of Wisconsin NSR Reform SIP &
Pending Ohio NSR Reform SIP Approval

Meeting

Date 07/24/2009

Time 09:30:00 AM to 10:15:00 AM

Chair Gina McCarthy

Invitees

Required Adam Kushner; Bill Harnett; Carol Kemker; Cheryl Newton; David Painter;
Dick Schutt; Edward Messina; Elliott Zenick; Gregg Worley; Michael Ling;
Pam Mazakas; Pamela Blakley; Raj Rao; Richard Ossias; Scott Jordan;
Scott Mathias; Steve Page

Optional Beth Craig; Don Zinger; Jean Walker; Johnetta Heilig; Kevin McLean; Luddie
Murray; Maria Sanders; Mollie Lemon; Patricia Embrey; Teri Porterfield

FYI

Location 5415 ARN; call in # [REDACTED]
(video)

POC Jean Walker

Purpose: decisional need to determine EPA response to Sierra Club/NRDC petition for reconsideration/review of Wisconsin's NSR Reform SIP we approved on December 17, 2008. Our approval of Ohio's similarly structured SIP is pending our decision on the Wisconsin petition.

Gina McCarthy/DC/USEPA/US

Sent by: Shela Poke-Williams

07/24/2009 09:16 AM

To Bill Harnett, Carol Kemker, Cheryl Newton, David Painter, Dick Schutt, Edward Messina, Elliott Zenick, Gregg Worley, Michael Ling, Pam Mazakas, Pamela Blakley, Raj Rao, Richard Ossias, Scott Jordan, Scott Mathias, Steve Page
cc Beth Craig, Don Zinger, Jean Walker, Johnetta Heilig, Kevin McLean, Luddie Murray, Maria Sanders, Mollie Lemon, Patricia Embrey, Teri Porterfield

bcc

Subject Information Update - Location has changed: Petition for Reconsideration of Wisconsin NSR Reform SIP & Pending Ohio NSR Reform SIP Approval

POC Jean Walker

Purpose: decisional need to determine EPA response to Sierra Club/NRDC petition for reconsideration/review of Wisconsin's NSR Reform SIP we approved on December 17, 2008. Our approval of Ohio's similarly structured SIP is pending our decision on the Wisconsin petition.

Shela
Poke-Williams/DC/USEPA/US
06/12/2009 09:18 PM

To: Gina McCarthy
cc
bcc

Subject: Re: DELIVERY FAILURE: Fw: Scheduling Office Requests
Input: Meeting Request for The Administrator: Meet with The
American Lung Association's President and CEO Charles D.
Connor

We have him as donald, when it is just don.zinger@epa.gov

Sent by EPA Wireless E-Mail Services
Gina McCarthy

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

From: Gina McCarthy
Sent: 06/12/2009 06:29 PM EDT
To: "Shela Poke-Williams" <Poke-Williams.Shela@EPA.GOV>
Subject: Fw: DELIVERY FAILURE: Fw: Scheduling Office Requests Input:
Meeting Request for The Administrator: Meet with The American Lung
Association's President and CEO Charles D. Connor
We should try to fix this next week. Have a great weekend.
Gina McCarthy

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

From: Gina McCarthy
Sent: 06/12/2009 06:27 PM EDT
To: "Don Zinger" <Zinger.Donald@EPA.GOV>
Subject: Fw: Scheduling Office Requests Input: Meeting Request for The
Administrator: Meet with The American Lung Association's President and CEO
Charles D. Connor

Delivery Failure Report

Your message: Fw: Scheduling Office Requests Input: Meeting Request for The
Administrator: Meet with The American Lung Association's President and CEO
Charles D. Connor
was not delivered to: "Don Zinger" <Zinger.Donald@EPA.GOV>
because: User Zinger.Donald (Zinger.Donald@EPA.GOV) not listed in Domino
Directory

What should you do?

You can resend the undeliverable document to the recipients listed above by
choosing the Resend button or the Resend command on the Actions menu.

Once you have resent the document you may delete this Delivery Failure Report.

If resending the document is not successful you will receive a new failure
report.

Unless you receive other Delivery Failure reports, the document was
successfully delivered to all other recipients.

Routing Path

Original message follows-----

To: "Don Zinger" <Zinger.Donald@EPA.GOV>
Cc:
Subject: Fw: Scheduling Office Requests Input: Meeting Request for The Administrator: Meet with The American Lung Association's President and CEO Charles D. Connor
Date: 06/12/2009 06:27:51 PM
I assume we will recommend that she accept.
Daniel Gerasimowicz

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

From: Daniel Gerasimowicz
Sent: 06/12/2009 06:23 PM EDT
To: David McIntosh; Bob Sussman; Diane Thompson; Gina McCarthy; Catherine McCabe; Cynthia Giles; Pat Hirsch; Justina Fugh
Cc: Georgia Bednar; Stephanie Washington; Shela Poke-Williams; Linda Huffman; Robin Spriggs
Subject: Scheduling Office Requests Input: Meeting Request for The Administrator: Meet with The American Lung Association's President and CEO Charles D. Connor

RE: Meeting Request for The Administrator: Meet with The American Lung Association's President and CEO Charles D. Connor

Please see the attached invitation request for the Administrator and give your recommendation *within 24 hours*.

Thank you,

The Scheduling Office
Office of the Administrator

Please include this link in your response

<NOTES://DCOGCLN1/MHANSON/AO\IO\InvitationRequests.nsf/Processing/4F3EE10F0253100F852575D3007A914A>

Description/Purpose

Mr. Connor has requested a courtesy meeting with The Administrator to discuss several issues of interest - indoor and outdoor air pollution, NAAQS, CAIR, climate, etc.

| Tentative Date | from | to | EPA Org: |
|----------------|----------|----------|----------|
| 07/06/2009 | 09:00 AM | 05:00 PM | |

Original Request (use Notes Viewer and set magnification (View, Magnification) to Fit Width)

The Lung Association would welcome the opportunity to meet with Administrator Jackson to discuss several issues of interest, including both outdoor and indoor air pollution. In particular, we'd welcome time to briefly discuss major issues around these topics:

Securing a more protective NAAQS, especially for ozone and PM,

Protecting local community health from power plant pollution as CAIR is revamped;

Beginning work on Tier III controls for motor vehicles and enhanced diesel retrofits;

Retaining a focus on human health impacts as we deal with climate and energy issues;

Enhancing our joint work on indoor air, especially around asthma triggers, secondhand smoke and radon.

We realize that this is a long list. The Lung Association and the EPA work together on many issues, so we would welcome the opportunity to share some key concerns and build toward future work. In addition to myself and Mr. Connor, we'd include Paul Billings, our Vice President of National Policy and Advocacy in the meeting if possible. We'd also welcome having other members of the Administrator's staff as they are available to meet with us. We would also look forward to future meetings with Gina McCarthy and other key staff.

Thank you again,
Janice

Dear Administrator Jackson,

On behalf of the American Lung Association and our President and CEO Charles D. Connor, I would like to request a meeting with you to more fully introduce ourselves and to explore issues that concern lung health and the U.S. Environmental Protection Agency. I'm copying members of your staff with whom we've worked in the past who can share with you some of the long history we have had together. I'm happy to work with them to schedule a meeting at your convenience.

Shela
Poke-Williams/DC/USEPA/US
08/17/2009 05:07 PM

To Gina McCarthy
cc
bcc
Subject Schedule

Shela Poke-Williams
Staff Assistant
Office of Air & Radiation
202-564-1850

----- Forwarded by Shela Poke-Williams/DC/USEPA/US on 08/17/2009 05:07 PM -----

| | | |
|---------------|-----------------------------|----------|
| Gina McCarthy | August 18 - August 18, 2009 | Calendar |
|---------------|-----------------------------|----------|

Tuesday, August 18

| | | |
|------------|------------|---|
| 08:45 AM | 09:00 AM | [REDACTED] |
| 09:00 AM | 09:30 AM | [REDACTED] |
| 09:30 AM | 10:30 AM | [REDACTED] * |
| 10:30 AM | 11:00 AM | [REDACTED] 2 |
| 11:15 AM | 12:00 PM | [REDACTED] |
| 12:00 PM | 01:00 PM | [REDACTED] |
| 01:00 PM | 01:30 PM | [REDACTED] |
| [REDACTED] | [REDACTED] | [REDACTED] |
| 02:15 PM | 03:00 PM | [REDACTED] |
| 03:00 PM | 04:00 PM | [REDACTED] |
| 04:00 PM | 04:30 PM | [REDACTED] |
| 04:30 PM | 05:00 PM | The Administrator's Meeting with the American Lung Association's CEO and President, Charles D. Connor <i>Location: The Bullet Room</i> |
| 05:15 PM | 06:00 PM | [REDACTED] |
| 06:00 PM | 07:00 PM | [REDACTED] |

Gina McCarthy/DC/USEPA/US

To Jean Walker, Maria Sanders, Teri Porterfield

Sent by: Shela Poke-Williams

cc

07/21/2009 03:27 PM

bcc

Subject Fw: Petition fro Reconsideration of Wisconsin NSR Reform SIP & Pending Ohio NSR Reform SIP Approval

OK, lets play make a deal ladies, in order to have the meeting you sent this morning on friday, both of the two meetings you have already schedule needs to be rescheduled another day and then the meeting that you sent today can be done. Let me know. AA is away I am leaving today at 5:00.

----- Forwarded by Shela Poke-Williams/DC/USEPA/US on 07/21/2009 03:25 PM -----

Petition fro Reconsideration of Wisconsin NSR Reform SIP & Pending Ohio NSR Reform SIP Approval

Fri 07/24/2009 9:30 AM - 10:15 AM

Chair: Gina McCarthy/DC/USEPA/US
Sent By: Shela Poke-Williams/DC/USEPA/US
Location: 5400 ARN; call in # 9 [REDACTED]

Required:

Adam Kushner/DC/USEPA/US@EPA, Bill Harnett/RTP/USEPA/US@EPA, Carol Kemker/R4/USEPA/US@EPA, Cheryl Newton/R5/USEPA/US@EPA, David Painter/RTP/USEPA/US@EPA, Dick Schutt/R4/USEPA/US@EPA, Edward Messina/DC/USEPA/US@EPA, Elliott Zenick/DC/USEPA/US@EPA, Gregg Worley/R4/USEPA/US@EPA, Michael Ling/RTP/USEPA/US@EPA, Pam Mazakas/DC/USEPA/US@EPA, Pamela Blakley/R5/USEPA/US@EPA, Raj Rao/RTP/USEPA/US@EPA, Richard Ossias/DC/USEPA/US@EPA, Scott Jordan/DC/USEPA/US@EPA, Scott Mathias/RTP/USEPA/US@EPA, Steve Page/RTP/USEPA/US@EPA

Optional:

Beth Craig/DC/USEPA/US@EPA, Don Zinger/DC/USEPA/US@EPA, Jean Walker/RTP/USEPA/US@EPA, Johnetta Heilig/RTP/USEPA/US@EPA, Kevin McLean/DC/USEPA/US@EPA, Luddie Murray/DC/USEPA/US@EPA, Maria Sanders/RTP/USEPA/US@EPA, Mollie Lemon/DC/USEPA/US@EPA, Patricia Embrey/DC/USEPA/US@EPA, Teri Porterfield/RTP/USEPA/US@EPA

Description

POC Jean Walker

Purpose: decisional need to determine EPA response to Sierra Club/NRDC petition for reconsideration/review of Wisconsin's NSR Reform SIP we approved on December 17, 2008. Our approval of Ohio's similarly structured SIP is pending our decision on the Wisconsin petition.

Personal Notes

Shela
Poke-Williams/DC/USEPA/US
08/17/2009 05:07 PM

To Kol Peterson, John Millett, Adam Kushner, Angela Nelson, Carl Mazza, Carlos Alfaro, Carol Holmes, Carolyn Inge, Carolyn Jennings, Charmaine McDuffie, Crystal Edwards, Cynthia Bowie, Elliott Zenick, Esmeralda Marshall, Jean Walker, John Hannon, Johnpc Fogarty, Kamal Thadani, Luddie Murray, Maria Sanders, Mary Henigin, Pam Mazakas, Patricia Embrey, Richard Ossias, Rob Brenner, Robin Kime, Sara Schneeberg, Sue Stendebach, Teri Porterfield, Tina Murphy, Valerie Washington, Wendy Blake, Jim Ketcham-Colwill, Nancy Ketcham-Colwill, Kevin McLean, Blanche Scott, Jerry Kurtzweg, Brian Mclean, Sarah Sowell, Jacob Moss, Andrea Drinkard, Addie Johnson, Beth Craig, Joseph Morris, Jackie Krieger, Virginia Stradford

cc

bcc

Subject AA McCarthy's Schedule

Shela Poke-Williams
Staff Assistant
Office of Air & Radiation
202-564-1850

----- Forwarded by Shela Poke-Williams/DC/USEPA/US on 08/17/2009 05:06 PM -----

Gina McCarthy

August 18 - August 18, 2009

Calendar

Tuesday, August 18

08:00 AM 08:30 AM

08:45 AM 09:00 AM

09:00 AM 09:30 AM

Utah Designations via Conference Call

09:30 AM 10:30 AM

N; call in

11:15 AM 12:00 PM

12:00 PM 01:00 PM

01:00 PM 01:30 PM

01:30 PM 02:15 PM

02:15 PM 03:00 PM

; conference code #

04:00 PM 04:30 PM

Location: The Bullet Room

04:30 PM 05:00 PM The Administrator's Meeting with the American Lung Association's CEO
and President, Charles D. Connor
Location: The Bullet Room

05:15 PM 06:00 PM [REDACTED]

06:00 PM 07:00 PM [REDACTED]

Shela
Poke-Williams/DC/USEPA/US
08/18/2009 04:53 PM

To mccarthy.gina
cc
bcc
Subject Wednesday Schedule

Shela Poke-Williams
Staff Assistant
Office of Air & Radiation
202-564-1850

----- Forwarded by Shela Poke-Williams/DC/USEPA/US on 08/18/2009 04:53 PM -----

| | | |
|---------------|-----------------------------|----------|
| Gina McCarthy | August 18 - August 18, 2009 | Calendar |
|---------------|-----------------------------|----------|

Tuesday, August 18

| | | |
|----------|----------|------------|
| 08:45 AM | 09:00 AM | [Redacted] |
| 09:00 AM | 09:30 AM | [Redacted] |
| 09:45 AM | 10:45 AM | [Redacted] |
| 11:15 AM | 12:00 PM | [Redacted] |
| 12:00 PM | 01:00 PM | [Redacted] |
| 01:00 PM | 01:30 PM | [Redacted] |
| 01:30 PM | 02:15 PM | [Redacted] |
| 02:15 PM | 03:00 PM | [Redacted] |

03:00 PM 04:00 PM

[REDACTED]

04:30 PM 05:00 PM

[REDACTED]

The Administrator's Meeting with the American Lung Association's CEO and President, Charles D. Connor
Location: The Bullet Room
Required Invitees: Beth Craig, Brian Mclean, Diane Thompson, Dina Kruger, Elizabeth Cotsworth, Gina McCarthy, Jeffrey Clark, Lydia Wegman, Margo Oge, Rob Brenner

05:15 PM 06:00 PM

[REDACTED]

06:00 PM 06:15 PM

[REDACTED]

06:15 PM 07:00 PM

[REDACTED]

[REDACTED]

Gina McCarthy/DC/USEPA/US

To

Sent by: Shela Poke-Williams

cc

07/17/2009 01:37 PM

bcc

Subject Petition fro Reconsideration of Wisconsin NSR Reform SIP &
Pending Ohio NSR Reform SIP Approval

Meeting

Date 07/24/2009

Time 09:30:00 AM to 10:15:00 AM

Chair Gina McCarthy

Invitees

Required Adam Kushner; Bill Harnett; Carol Kemker; Cheryl Newton; David Painter;
Dick Schutt; Edward Messina; Elliott Zenick; Gregg Worley; Michael Ling;
Pam Mazakas; Pamela Blakley; Raj Rao; Richard Ossias; Scott Jordan;
Scott Mathias; Steve Page

Optional Beth Craig; Don Zinger; Jean Walker; Johnetta Heilig; Kevin McLean; Luddie
Murray; Maria Sanders; Mollie Lemon; Patricia Embrey; Teri Porterfield

FYI

Location 5415 ARN; call in # [REDACTED]

(video)

POC Jean Walker

Purpose: decisional need to determine EPA response to Sierra Club/NRDC petition for reconsideration/review of Wisconsin's NSR Reform SIP we approved on December 17, 2008. Our approval of Ohio's similarly structured SIP is pending our decision on the Wisconsin petition.

**Sherry
Russell/RTP/USEPA/US**
07/13/2010 09:29 AM

To Brian Timin, Gabrielle Stevens, Gobeail McKinley, Janet McCabe, Jim Ketcham-Colwill, Kevin Culligan, Lora Strine, Lydia Wegman, Meg Victor, Rhea Jones, Richard Haeuber, Richard Wayland, Sam Napolitano, Sara Schneeberg, Scott Mathias, Sonja Rodman, Tamara Saltman, Tim Smith
cc Jan Cortelyou-Lee, Jenny Noonan, Joseph Goffman, Steve Page
bcc
Subject Declined: Special EPA Briefing for Enviros on the Transport Rule - Call-in # [REDACTED]
(Conference Room - 300A for RTP Participants)

From: Conrad Schneider <cschneider@catf.us>
To: Sam Napolitano/DC/USEPA/US@EPA, Joseph Goffman/DC/USEPA/US@EPA
Date: 07/12/2010 06:56 PM
Subject: Fwd: Special EPA briefing for enviros on Transport Rule



Hi Joe and Sam-

Thank you both so much for agreeing to brief my environmental colleagues on the proposed Transport Rule this Thursday, July 15 at 2 p.m. at the DC office of the American Lung Association. Thanks also to Joe for being willing to call in from London at what will be evening for him. Here is the call-in number for the meeting for Joe and anyone else from EPA that needs to attend via phone:

Phone #: [REDACTED]

Talk to you then.

Thanks,

CS

Conrad G. Schneider
Advocacy Director
Clean Air Task Force
cschneider@catf.us
www.catf.us
169 Park Row
Brunswick, Maine 04011
207/721-8676
207/721-8696 (facsimile)

Begin forwarded message:

From: Paul Billings <PBillings@lungusa.org>

Date: July 12, 2010 4:29:20 PM EDT

To: 'Vickie Patton' <vpatton@edf.org>, "'cschneider@catf.us'" <cschneider@catf.us>, 'John Coequyt' <John.Coequyt@sierraclub.org>, 'Lyndsay Moseley' <Lyndsay.Moseley@sierraclub.org>, Janice Nolen <JNolen@lungusa.org>, Mark MacLeod <mmacleod@edf.org>, "'aweeks@catf.us'" <aweeks@catf.us>, Joanne Spalding <Joanne.Spalding@sierraclub.org>, "'cleanairfrank@cleanairwatch.org'" <cleanairfrank@cleanairwatch.org>, "'dbaron@earthjustice.org'" <dbaron@earthjustice.org>, 'Mark Wenzler' <mwenzler@npca.org>, "'dmarshall@catf.us'" <dmarshall@catf.us>, "'jwalke@nrdc.org'" <jwalke@nrdc.org>

Subject: Special EPA briefing for enviros on Transport Rule

Conrad Schneider has arranged for Sam Napolitano and Joe Goffman to brief us in depth on the Transport Rule on at 2:00 EDT Thursday July15 at the American Lung Association 1301 Pennsylvania Ave NW Suite 800 and by phone for out of towners Phone #: 713-481-0080
[REDACTED]

We intend to keep this small and private but if there are others who should be included, please let me know and we will be glad to include them.

Cheers

Paul

Paul Billings
202-785-3355

Sherry
Russell/RTP/USEPA/US
10/27/2010 12:44 PM

To Sabrina Hamilton
cc
bcc

Subject Fw: Please Set a New Ozone Standard to Protect Public Health

Please see Tricia's note below. Thanks.

Sherry Russell
Communications Specialist
Policy Analysis and Communications Staff
Office of Air Quality Planning and Standards
Phone: 919-541-0306 Fax: 919-541-2464

----- Forwarded by Sherry Russell/RTP/USEPA/US on 10/27/2010 12:44 PM -----

From: Tricia Crabtree/RTP/USEPA/US
To: Sherry Russell/RTP/USEPA/US@EPA
Date: 10/27/2010 12:17 PM
Subject: Re: Fw: Please Set a New Ozone Standard to Protect Public Health

Sherry,

We have a new docket for the next review of the ozone standard (EPA-HQ-OAR-2008-0699). But...until the ozone reconsideration rule is finalized, all correspondence like the one below should appear in that docket (EPA-HQ-OAR-2005-0172).

Thanks!
Tricia Crabtree
Environmental Protection Specialist
EPA/OAQPS/HEID/OD (C504-02)
Research Triangle Park, NC 27711
Phone: 919-541-5688 Fax: 919-685-3148
E-Mail: Crabtree.Tricia@epa.gov

| | | |
|----------------|--|------------------------|
| Sherry Russell | Hi Tricia, Do you know if another docke... | 10/27/2010 12:07:12 PM |
|----------------|--|------------------------|

From: Sherry Russell/RTP/USEPA/US
To: Tricia Crabtree/RTP/USEPA/US@EPA
Date: 10/27/2010 12:07 PM
Subject: Fw: Please Set a New Ozone Standard to Protect Public Health

Hi Tricia,

Do you know if another docket will be created? Thanks.

Sherry Russell
Communications Specialist
Policy Analysis and Communications Staff
Office of Air Quality Planning and Standards
Phone: 919-541-0306 Fax: 919-541-2464

----- Forwarded by Sherry Russell/RTP/USEPA/US on 10/27/2010 12:06 PM -----

From: Sabrina Hamilton/DC/USEPA/US
To: Sherry Russell/RTP/USEPA/US@EPA
Date: 10/27/2010 11:48 AM
Subject: Fw: Please Set a New Ozone Standard to Protect Public Health

Sherry,

Please see Cynthia's note below and let me know if this pertains to the same docket as NAAQS. Thanks,

Sabrina

Sabrina Hamilton
Air and Radiation Liaison Specialist
Office of Air and Radiation - Correspondence Unit
U.S. Environmental Protection Agency (EPA)
1200 Pennsylvania Avenue, N.W. (6101-A)
Washington, D.C. 20460
Tel: (202) 564-1083
Fax: (202) 501-0600

----- Forwarded by Sabrina Hamilton/DC/USEPA/US on 10/27/2010 11:47 AM -----

From: Cynthia Gaines/DC/USEPA/US
To: Sabrina Hamilton/DC/USEPA/US@EPA
Date: 10/27/2010 11:32 AM
Subject: Fw: Please Set a New Ozone Standard to Protect Public Health

Sabrina,

Please check with staff and see if a new docket will be created for the below e-mail. We have quite a few e-mails with this subject in the Administrator's e-mail. In the past, we forward similar e-mails under Smog Pollution - Ozone Standard of 0.060 ppm (OAR). Just need to know if it is okay to continue to forward under the same title we have used in the past or if we should rename. Thanks.

Cynthia A. Gaines
Lead Information Management Specialist
Office of the Executive Secretariat
202-564-1788

----- Forwarded by Cynthia Gaines/DC/USEPA/US on 10/27/2010 11:25 AM -----

Message Information

Date 10/21/2010 04:25 PM
From American Lung Association <webmaster@lungusa.org>
To LisaP Jackson/DC/USEPA/US@EPA
cc
Subject Please Set a New Ozone Standard to Protect Public Health

Message Body

Oct 21, 2010

Ms. Lisa Jackson
Ariel Rios Federal Building, Room 3000

1200 Pennsylvania Avenue, NW
Washington, DC 20460-0001

Dear Ms. Jackson,

I urge you to adopt much stronger ozone standards that will help protect the American public from breathing this dangerous air pollutant. The national air standards should set limits on air pollution that shield those whose lungs are the most vulnerable. I support strong standards that would safeguard the health of children, the elderly, people with asthma and other lung diseases.

The science is clear that EPA must substantially strengthen the ozone standard to protect public health. The EPA's independent science advisors reviewed the evidence from over 1,700 studies of the health impacts of ozone. They concluded unanimously that the ozone standard should be set between 60-70 parts per billion, to protect human health. The medical and scientific community has also endorsed this conclusion.

Ozone or smog can cause asthma attacks, coughing and wheezing, and shortness of breath. Breathing unhealthy levels of smog sends people to the hospital and emergency rooms. Breathing ozone smog threatens serious health risks, including strong evidence that ozone smog actually can kill people.

Millions of Americans live in areas that are already polluted with too much smog. And research clearly shows that we need to be breathing much, much less ozone. EPA must set the national air standard for ozone at the most protective level the scientists recommended to you--60 parts per billion.

I urge you to act now and set a new ozone standard to protect public health.

Sincerely,

Ms. P. Hickey

(b) (6)

OEX Processing Information

Processed Date:

Processed By

PO Office

Category:

Message Count

**Shira
Sternberg/DC/USEPA/US**
03/15/2011 07:08 PM

To Bob Perciasepe, Diane Thompson, Associate Administrators,
Bicky Corman, Avi Garbow, Sarah Pallone, Lawrence
Elworth, Daniel Kanninen, Bob Sussman, Janet Woodka,
Lisa Garcia, Megan Cryan, Arvin Ganesan

cc

bcc

Subject Press Conference: Mercury and Air Toxic Standards

All,

As you know, tomorrow EPA will propose the first national standards for mercury and other toxic pollution from power plants. The Administrator will be hosting a press conference to announce this proposed rule with the American Lung Association President, Charles Connor as well as public health professionals.

We invite you to join us at the press conference

It is at 11 AM in the Green Room

Please let me know if you are coming

Thanks,

Shira Sternberg
Environmental Protection Agency
sternberg.shira@epa.gov
202-525-8850 (cell)
202-564-0467 (office)

Stephanie
Owens/DC/USEPA/US
06/06/2012 11:18 AM

To "Patrick Fitzgerald", Bob Perciasepe
cc
bcc
Subject Re: Letter of Support for Environmental Education Funding in
FY 2014 Budget at EPA, NOAA, NASA and NSF

Patrick,

Thank you for sending us a copy.

Best,

Stephanie

From: Patrick Fitzgerald [fitzgeraldp@nwf.org]
Sent: 06/06/2012 11:15 AM AST
To: Bob Perciasepe; Stephanie Owens
Subject: FW: Letter of Support for Environmental Education Funding in FY 2014 Budget at EPA, NOAA, NASA and NSF

Bob and Stephanie,

I hope you both are well. I wanted to be sure you had a copy of this letter sent earlier this morning focused on EE funding not just at EPA, but also at NOAA, NSF and NASA.

All my best,
Patrick

Patrick Fitzgerald
Director of Education Advocacy
National Wildlife Federation
National Advocacy Center
901 E St, NW, Suite 400
Washington, DC 20004
www.nwf.org

Phone: (202) 797-6821 | Fax: (202) 797-6646 | FitzgeraldP@nwf.org | Twitter: PatrickNWF

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www.Eco-SchoolsUSA.org
www.CampusEcology.org

From: Patrick Fitzgerald
Sent: Wednesday, June 06, 2012 10:53 AM
To: (b) (6); 'jackson.lisa@epa.gov'; 'jane.lubchenco@noaa.gov';
'charles.bolden@nasa.gov'; 'ssuresh@nsf.gov'
Subject: Letter of Support for Environmental Education Funding in FY 2014 Budget at EPA, NOAA, NASA

and NSF

June 6, 2012

The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

Dear President Obama:

On behalf of our millions of members and supporters across the country, we urge you to include funding for environmental education and climate change education programs at EPA, NOAA, NSF and NASA in your FY 2014 budget request.

We sincerely appreciate some significant Administration efforts to support environmental education, including the Department of Education's U.S. Green Ribbon Schools Award Program, the newly re-invigorated Interagency Task Force on Environmental Education and the new MOU between Interior Secretary Ken Salazar and Education Secretary Arne Duncan to get more kids learning outdoors in National Parks and public lands. However, we found the Administration's budget request for FY 2013 to be inadequate, calling for the elimination or phasing out of critical programs at EPA, NOAA and NSF. We believe that, without adequate federal funding for environmental education, America will be left behind in the 21st Century global economy.

Specifically, we request that you fund the following programs in your FY 2014 budget request:

- At least \$9.7 million for EPA's National Environmental Education Act programs;
- At least \$26.7 million for NOAA's Environmental Literacy Grants program and the Bay-Watershed Education and Training (B-WET) program;
- At least \$10 million for NSF's Climate Change Education program; and
- At least \$10 million for NASA's Climate Change Education program.

These funding levels represent the amount provided by Congress for EPA, NSF and NASA in FY 2012 and NOAA in FY 2010. With the complex environmental challenges ahead of us and the potential opportunities of a global, green economy, we believe that these numbers should truly be a minimum benchmark for the FY 2014 budget request.

Each of these agencies plays a critical role in supporting environmental education by building on the agency's mission and strengths. For example, NOAA's programs focus on watershed education while NASA's focus on earth and climate science. We also believe that the new Interagency Task Force on Environmental Education will provide valuable guidance for future budget requests as well as increase coordination among all agencies.

In order to ensure our nation remains globally competitive in the 21st Century workforce and fosters innovation in America, our citizens must have an understanding of the environmental challenges and the opportunities that impact our economy, health, national security and energy independence. Research indicates that environmental education increases critical thinking skills and improves performance on standardized tests, including in STEM (science, technology, engineering and math) subject areas. This investment in environmental education is vital to America's economic future.

In addition, environmental education more broadly has overwhelming public support. Fully 95 percent of American adults and 96 percent of parents support environmental education being taught in the schools according to an environment survey conducted by Roper Starch Worldwide.

The National Environmental Education Act programs at the EPA support life-long environmental education and stewardship through several highly-leveraged, but under-resourced programs including the National Environmental Education Training Program to provide professional development for teachers, the National Environmental Education Foundation to leverage public/private partnerships, and an environmental education grant program to support local environmental education providers. All 50 states benefit from these successful programs.

The Environmental Literacy Grants (ELG) and Bay-Watershed Education and Training (B-WET) programs at NOAA have enabled the agency, as the nation's leading expert on weather, coastal and ocean information, to partner with the nation's top non-profit organizations and educators to put this information to good use while helping to fulfill NOAA's stewardship mandate. As our nation begins to grapple with the complexities and challenges of diminishing ocean, coastal and watershed resources, they are timely and highly relevant. The NOAA ELG program has reached more 8,000 teachers and 2.6 million students each year. The NOAA B-WET program supports locally relevant, experiential learning in the K-12 environment, with the purpose of increasing understanding of how the quality of the watershed affects the lives of the people who live in it. B-WET supports programs for students as well as professional development for teachers, while supporting regional education and conservation priorities. The B-WET program supports 120 projects funded in six regions of the country, impacting 21 states. More than 57,000 students and 2,400 teachers and community leaders are reached each year.

Both NASA and NSF's climate change education programs are helping to advance the Administration's clean energy and STEM agendas. The NSF Climate Change Education Program plays a critical, truly educational role in NSF's Science, Engineering, and Education for Sustainability program and will be critical to the success of this important initiative. The NASA Innovations in Global Climate Change Program through the Minority University Research and Education Program (MUREP) at NASA advances the critical goal of improving the teaching and learning about global climate change in underrepresented and underserved elementary and secondary schools and on college campuses.

Each of these four programs plays a critical role in preparing our nation for the 21st Century global economy where every job will soon be a "green job." We again urge you to fund these critical environmental education programs at a minimum of the FY 2012 levels listed in this letter.

Should you have any questions about this letter, please have your staff contact Patrick Fitzgerald at the National Wildlife Federation (fitzgeraldp@nwf.org / 202-797-6821), Jim Elder at the Campaign for Environmental Literacy (JElderJR@aol.com / 978-526-7768) or Judy Braus at the North American Association for Environmental Education (jbraus@naaee.org / 202-419-0414). Thank you for your consideration of this request.

Sincerely,

National and Regional Organizations

National Wildlife Federation
Association of Zoos and Aquariums
Campaign for Environmental Literacy
Chesapeake Bay Foundation
Earth Day Network
North American Association for
Environmental Education
Sierra Club
Afterschool Alliance
Alice Ferguson Foundation

Alliance for Climate Education
Alliance for the Great Lakes
American Camp Association, Inc.
American Community Gardening
Association
American Forest Foundation
American Forests
American Horticultural Society
Association of Nature Center Administrators
Association of School Business Officials
International
Association of Partners for Public Lands
Audubon Naturalist Society
Children & Nature Network
Choose Outdoors
Common Ground for Conservation
Council for Environmental Education
Council of Educational Facility Planners
International
Council of Environmental Deans and
Directors
Earth Force
EarthEcho International
Eco Think LLC
Ecological Society of America
Environment for the Americas
Environmental & Human Systems
Management
Four Corners School of Outdoor
Education
Healthy Schools Network
Izaak Walton League of America
Jane Goodall Institute
Keep America Beautiful
National Association of State Park
Directors
National Aquarium
National Center for Science Education,
Inc.
National Council for Science and the
Environment
National Hispanic Environmental
Council
National Parks Conservation Association
National Project for Excellence in
Environmental Education
National Recreation and Park
Association
Natural Resources Defense Council
NatureBridge
The Ocean Project
The Outdoor Foundation
Project WET Foundation USA Program
Recycle Across America and the

Environmental Advancement
Foundation
The School for Field Studies
Sea Research Foundation
Sierra Nevada Journeys
Southwest Conservation Corps
Student Conservation Association
SustainUS: U.S. Youth for Sustainable
Development
Trout Unlimited
The Wilderness Society
Wildlife Conservation Society

State and Local Organizations

350.org of Laramie (WY)
Alaska Natural Resource and Outdoor
Education Association (AK)
Aldo Leopold High School (NM)
Alliance for New Jersey Environmental
Education (NJ)
Alliance for Sustainable Colorado (CO)
Anacostia Watershed Society (MD)
AnywhereThatsWild.com of
Jacksonville (FL)
Ancestral Knowledge (Primitive
Technology) (OR)
Appalachian Trail Conservancy (VA)
Arizona Wildlife Education Foundation
(AZ)
Arkansas Environmental Education
Association (AR)
Arkansas Wildlife Federation (AR)
Artist Boat (TX)
Association of Northwest Steelheaders
(OR)
Audubon Nebraska (NE)
Audubon Pennsylvania (PA)
Audubon Society of Rhode Island (RI)
Bats in Flight (NM)
Bayou Land Conservancy (TX)
Beyond The Walls Nature Programs
(MD)
Bosque Ecosystem Monitoring Program
(NM)
Buffalo Audubon Society, Inc. (NY)
Cache Valley No Child Left Inside (UT)
Camp Shady Grove (MD)
California Institute for Biodiversity (CA)
Canopy in the Clouds (CA)
Center for a Livable Future, Johns

Hopkins Bloomberg School of Public Health (MD)
The Center for the Celebration of Creation (PA)
Chicago Conservation Corps (IL)
Child Abuse Prevention Services, Inc. (NC)
Christ Light of the Nations Catholic School (MO)
Citizens for Pennsylvania's Future (PA)
Claytor Nature Study Center of Lynchburg College (VA)
Colorado Alliance for Environmental Education (CO)
Colorado Mountain Club (CO)
Colorado Youth Corps Association (CO)
Connecticut Forest & Park Association (CT)
Connecticut Outdoor & Environmental Educators Association (CT)
Conservation Council for Hawai'i (HI)
Conservation Federation of Missouri (MO)
Core Sound Waterfowl Museum & Heritage Center (NC)
Cosley Zoo (IL)
Dauphin Island Sea Lab (AL)
dcgreenworks.org (DC)
Delaware Nature Society (DE)
Discover Life (GA)
Dragonfly Nature and Science Center (NM)
Dumbarton Oaks Park Conservancy (DC)
E2 Evaluation (IL)
Earthshine Nature Programs (NC)
East Bay Regional Park District (CA)
Eastern Shore Bird Club (VA)
Ecology in Classrooms & Outdoors (OR)
Environment Education Connections of South Dakota (SD)
Environmental Education Association of New Mexico (NM)
The Environmental Education Council of Ohio (OH)
Environmental Educators of North Carolina (NC)
Environmental Charter Schools (CA)
Environmental Education Alliance of Georgia (GA)
Environmental Education Association of Oregon (OR)

Environmental Systems Analysis &
Management Department of Biology
Sacred Heart University (MI)
Expeditionary Learning (NY)
Exploring Portland's Natural Areas
(children and nature blog) (OR)
Fair Lawn High School Environmental
Club (NJ)
Florida Wildlife Federation (FL)
Forests Forever Incorporated (OR)
Friends of the Cobbossee Watershed
(ME)
Friends of the National Forests &
Grasslands in Texas (TX)
Friends of Tryon Creek State Park (OR)
Galveston County Audubon Group (TX)
Geographic Educators of Nebraska (NE)
Georgia Wildlife Federation (GA)
Georgian Court University (NJ)
Getting Kids Outdoors in Emmet County
(MI)
Grandfather Mountain Stewardship
Foundation (NC)
Great Basin Bioneers (UT)
Great Egg Harbor Watershed
Association (NJ)
Green Collar Futures (NJ)
Green Schools Initiative (CA)
Green Schools, Inc (MA)
The Greening of Detroit (MI)
Greening Youth Foundation (GA)
Guadalupe-Blanco River Authority (TX)
Gullah/Geechee Sea Island Coalition
(SC)
Hackensack Riverkeeper (NJ)
Hardwick Energy Action Resource
Team (VT)
Hawaii Environmental Education
Alliance (HI)
Hilton Pond Center for Piedmont
Natural History (SC)
Idaho Environmental Education
Association (ID)
Jasper Ridge Biological Preserve
Education Programs Stanford
University (CA)
John Bunker Sands Wetland Center
(TX)
Kansas Association for Conservation
and Environmental Education (KS)
Kansas Wildlife Federation (KS)
Lincoln Park Zoo (IL)
Llano River Field Station (TX)

Maryland Coastal Bays Program (MD)
Maryland Ornithological Society (MD)
Maryland Trout in the Classroom (MD)
Materials for the Arts (NY)
Metro Omaha Resources for Exploring
Nature (NE)
Mid-Atlantic Council Trout Unlimited
(MD)
Minnesota Association for
Environmental Education (MN)
Montana Wilderness School (MT)
Montgomery County Public Schools
Outdoor Education Association (MD)
Museum of Science, Boston (MA)
Nature Connections (CO)
Nature Into Action (NJ)
Nature's Classroom Institute (WI)
Navitat Canopy Adventures (NC)
Nebraska Wildlife Federation (NE)
New Jersey Audubon (NJ)
New Mexico Project Learning Tree
(NM)
New York Harbor Foundation (NY)
North Carolina Children and Nature
Coalition (NC)
North Carolina Wildlife Federation (NC)
NoVA Outside (VA)
Openlands (IL)
Pacific Education Institute (WA)
Pajarito Environmental Education
Center (NM)
Pennsylvania Association of
Environmental Educators (PA)
Planning and Conservation League
(CA)
Rhode Island Environmental Education
Association (RI)
RiverzEdge Arts Project (RI)
Rock Creek Conservancy (DC)
Rogers High School Outdoor Education
Course C.A.R.E. (Conservation And
Recreation Education) (AR)
Sandia Mountain Natural History Center
(NM)
Saturday Environmental Academy (DC)
Save The Bay, Narragansett Bay (RI)
Science and Engineering Alliance, Inc.
(DC)
Shaver's Creek Environmental Center
(PA)
Siskiyou Field Institute (OR)
South Carolina Wildlife Federation (SC)
SouthEastern Communités Against

Pollution (MD)
Springfield Township Parks and
Recreation (MI)
St. Lawrence Land Trust (NY)
Talking Talons Youth Leadership, Inc.
(NM)
Teaching & Learning Collaborative
(OH)
Tennessee Geographic Alliance (TN)
Texas Association for Environmental
Education (TX)
Third Mind, Inc. (TX)
Thunder Hill Nature Alliance (MD)
Trees for Trenton (NJ)
Trinity University, Sustainability
Committee (TX)
Trunks & Leaves Inc. (MA)
U.S. Green Building Council - Georgia
Chapter (GA)
University of Hawaii at Manoa Ecology
Chapter of the Ecological Society of
America, Strategies for Ecology
Education, Diversity and Sustainability
Program (HI)
Upstate Forever (SC)
Utah State University Student
Sustainability Council (UT)
Valley Nature Center (TX)
Vietnamese American Young Leaders
Association of New Orleans (LA)
Virginia Conservation Network (VA)
Warner Park Nature Center (TN)
Weber High School Environmental
Science Class (UT)
West Atlanta Watershed Alliance (GA)
West Virginia Rivers Coalition (WV)
The Wetlands Institute (NJ)
Wild Bear Center for Nature Discovery
(CO)
Wildlife Management Program,
University of Puerto Rico at Humacao
(PR)
Will Steger Foundation (MN)
Wisconsin Association for
Environmental Education (WI)
Wisconsin Environmental Education
Board (WI)
Wood Land & Cattle (MO)
Wyoming Association for
Environmental Education (WY)
YouthMuse (IL)
Zoo Atlanta (GA)

CC:

The Honorable Jeffrey Zients, Acting Director, Office of Management and Budget
The Honorable Nancy Sutley, Chairwoman, White House Council for Environmental Quality
The Honorable Lisa Jackson, Administrator, Environmental Protection Agency
The Honorable Jane Lubchenco, Administrator, National Oceanic and Atmospheric Administration
The Honorable Subra Suresh, Director, National Science Foundation
The Honorable Charles Bolden, Administrator, National Aeronautics and Space Administration

Patrick Fitzgerald
Director of Education Advocacy
National Wildlife Federation
National Advocacy Center
901 E St, NW, Suite 400
Washington, DC 20004
www.nwf.org

Phone: (202) 797-6821 | Fax: (202) 797-6646 | FitzgeraldP@nwf.org | Twitter: PatrickNWF

Celebrating 75 years of protecting wildlife.

Learn More:

www.BeOutThere.org/Policy
www.Eco-SchoolsUSA.org
www.CampusEcology.org

Stephen Mills
<Stephen.Mills@sierraclub.org
>

08/31/2010 11:26 AM

To Stephen Mills

cc

bcc

Subject THURSDAY: Carl Pope in a Stanford discussion on
Environmental Change and shifting Traditions and Cultural
Patterns in South Asia

**SACHI, The Society for Art & Cultural Heritage of India
is honored to present**

**Carl Pope
Chairman of the Sierra Club**



in a time sensitive discussion . . .

**The Changing Face of Himalayas: An Irreversible Phenomenon
Melting Glaciers and its Significance for the People,
Environment, and Culture of South Asia**

**Thursday, September 2, 2010, 7.00 p.m.
Clark Center Auditorium
318 Campus Drive
Stanford University, CA 94305**

Free Admission and open to the public

On top of the Himalayas, glaciers sustaining vast populations are
dwindling.
Himalayan glaciers have given birth to Asia's largest rivers - the Ganges, the
Indus, the
Yangtze, the Yellow, the Brahmaputra - "rivers that over the course of
history have nurtured
civilizations, inspired religions, and sustained ecosystems".

Melting glaciers portend a serious ecological threat; the eventual depletion
of Asia's greatest
rivers that sustain nearly a third of the world's population. As reservoirs of
existence, the mighty
rivers hold spiritual significance and inspire deep devotion. The rivers
bestow blessings of
peace, calm, healing, and eternal life.

As a crisis brews on the "roof of the world", will the sacred mountains and
rivers continue to
offer nourishment to its people?

Carl Pope explores how a rapidly advancing environmental change is
inducing a shift in
traditional patterns of living for tens of thousands of people in South Asian
communities.

SACHI extends special thanks to Prof. James Spudich and Center for South
Asia, Stanford University,
for support of the program.

For information, call 650-918-6335; www.sachi.org
For directions, <http://forum.stanford.edu/visitors/directions/clark.php>

--

SACHI (Society for Art and Cultural Heritage of India) is a nonprofit, educational organization that was
formed to serve as a forum for promoting, understanding, and appreciating the richness and diversity of
the art, culture, and heritage of India.

For more information, visit <http://www.sachi.org>

=====
Stephen Mills
Director, International Programs
Sierra Club
408 C Street, N.E.
Washington, DC 20002
tel: 202.675.6691
fax:202.547.6009
skype: stephenlmills
www.sierraclub.org/india

Steve Page/RTP/USEPA/US

03/06/2009 01:45 PM

To Beth Craig, Don Zinger, Barnes Johnson

cc

bcc

Subject Request to review December 22, 2008, designations for 2006 PM2.5 NAAQS

A new letter from NRDC on PM designations with comments on sufficiency of PM2.5 near-roadway monitoring. I am sure we will have to address this with the ala letter in our briefing with the Administrator. Beth, do you want to give Scott F and Bob Sussman a heads up on this?

--

"Bob Yuhnke"
<bob.yuhnke@prodigy.net>

03/06/2009 02:37 AM

To LisaP Jackson/DC/USEPA/US@EPA, Group A-AND-R-DOCKET@EPA
cc Rich Damberg/RTP/USEPA/US@EPA, Amy Vasu/RTP/USEPA/US@EPA, Rob
Brenner/DC/USEPA/US@EPA

Subj Request to review December 22, 2008, designations for 2006 PM2.5 NAAQS
ect

Greetings Ms. Jackson, Attached is a letter from EDF, NRDC and the Sierra Club requesting that you review the decision by the Bush Administration to designate as attainment for PM2.5 areas that should be designated as nonattainment if relevant information were properly considered before you publish that decision in the Federal Register.

We appreciate your thoughtful consideration of this matter.

Bob Yuhnke

303-499-0425  804-28 fnl COMMENTS ON PROPOSED INTERIM MOTOR VEHICLE BUDGETS 4-28-2008.pdf

 902-17 AQMD 710 EIR Alt Com.pdf  903-06 ltr to Lisa Jackson re PM2.5 designations.pdf

Steve Page/RTP/USEPA/US

10/02/2009 09:57 AM

To Beth Craig

cc Gina McCarthy, Bill Harnett

bcc

Subject Re: Meeting that Bob Sussman has set up

(b) (5) DP



From: Beth Craig
Sent: 10/02/2009 08:08 AM EDT
To: Steve Page
Subject: Fw: Meeting that Bob Sussman has set up

Sent by EPA Wireless E-Mail Services

From: Beth Craig
Sent: 10/02/2009 08:04 AM EDT
To: Gina McCarthy
Subject: Re: Meeting that Bob Sussman has set up

Gina, will talk to Steve today, Beth

Sent by EPA Wireless E-Mail Services

From: Gina McCarthy
Sent: 10/01/2009 09:13 PM EDT
To: Beth Craig
Subject: Re: Meeting that Bob Sussman has set up

That's what it is. My guess is that he gave up on us. We have taken way too long on this one to respond to him. I know you spoke with thr region, can we get an update in advance of this mtg?

From: Beth Craig
Sent: 10/01/2009 06:12 PM EDT
To: Steve Page; mccarthy.gina@epa.gov
Cc: zinger.don@epa.gov
Subject: Meeting that Bob Sussman has set up

Dear Steve and Gina,

I asked Marta to find out more about this meeting and to let us know if it is on Hyperion. I do think the invitee list is pretty odd. Will get you more information as I receive it, Beth

Broadcast: South Dakota Oil Refineries

Mon 10/05/2009 3:00 PM - 4:00 PM

Attendance is **required** for Beth Craig

Chair: **Bob Sussman/DC/USEPA/US**
Sent By: **Georgia Bednar/DC/USEPA/US**

Location: 3309 ARN

Bob Sussman has invited you to a meeting. You have not added this entry to your calendar.

Required: Beth Craig/DC/USEPA/US@EPA

Optional: Charles Imohiosen/DC/USEPA/US@EPA, Colleen Flaherty/DC/USEPA/US@EPA, Georgia Bednar/DC/USEPA/US@EPA, ktamillow@elpc.org, Lynn Zipf/DC/USEPA/US@EPA, Marta Montoro/DC/USEPA/US@EPA, Robert Polin/DC/USEPA/US@EPA, Teri Porterfield/RTP/USEPA/US@EPA

AS OF 10/01/09
1200 Pennsylvania Ave, NW
Room 3309 ARN
Washington, DC

Please call 202-564-8443 to be escorted into the building.

AS OF 9/25/2009
Georgia,

Yes, we are still on for 3:00 p.m. Attending the meeting will be Howard Learner (ELPC), Gay Sigel (Jenner & Block), Professor Dean Spader (South Dakota Sierra Club) and Ed Cable (Save Union County). I will go ahead and advise them that the meeting is confirmed and they should purchase plane tickets.

Who is planning to attend from EPA?

Thanks!
Kay

Kay Tamillow
Executive Assistant

Environmental Law & Policy Center
35 E. Wacker Drive, Suite 1300
Chicago, IL 60601
312-795-3709 (direct)
312-673-6500 (main)
www.elpc.org

Howard Learner, Environmental Law & Policy Center
Bob Graham, Jenner & Block

RE: South Dakota Oil Refineries

POC
Kay Tamillow
(312) 795-3709

EPA POC:
Georgia Bednar
202-564-9816
bednar.georgia@epa.gov

Steve Page/RTP/USEPA/US

05/11/2011 12:00 PM

To Gina McCarthy

cc

bcc

Subject Philly Public Hearing

Gina,

This is the info you requested. Attached is a signup sheet.

On Tuesday, May 24th, the Office of Air will hold a public hearing on the proposed Power Plant Mercury and Air Toxics Standards in Philadelphia, Pa. We will hold the hearing at the Westin Philadelphia at Liberty Place (99 South 17th Street) in the Georgian Room. It will begin at 9 am and continue through 8 pm or later to assure that we hear from all interested speakers. Breaks are planned from 12:30 – 2 pm and 5 – 6:30 pm.

As of May 11th, we have 58 speakers registered to testify.

We also expect the Sierra Club, and American Lung Association to set up information tables outside of the hearing room. They will likely also host a press event.



Philadelphia Public Hearing 051011.doc

Steve Page/RTP/USEPA/US

05/26/2011 09:23 PM

To Gina McCarthy

cc

bcc

Subject Fw: Atlanta hearing summary

Fyi

Alison Davis

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

From: Alison Davis

Sent: 05/26/2011 08:10 PM EDT

To: Steve Page; Jeffrey Clark; Jenny Noonan; Jan Cortelyou-Lee; Sara Terry; Jackie Ashley; Bill Maxwell; Kevin Culligan

Cc: Beverly Banister; Carol Kemker

Subject: Atlanta hearing summary

Roughly 103 speakers, another 105 in attendance. Environmental groups, faith groups, industry, individual citizens, students.

Press: BNA, AJC, WABE, WXIA, freelancer. Sierra Club videod throughout the day.

Thanks to Beverly Banister and Carol Kemker for all of their help - and for joining the hearing panel today!
Please pardon the typos! Sent from EPA wireless device.

Alison Davis

US EPA, Office of Air Quality Planning & Standards
919-541-7587

Steve Page/RTP/USEPA/US

05/25/2011 08:06 AM

To Gina McCarthy

cc

bcc

Subject Phila. Hearing

Jan Cortelyou-Lee

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

From: Jan Cortelyou-Lee

Sent: 05/25/2011 08:05 AM EDT

To: Alison Davis; Steve Page; Peter Tsirigotis; Jeffrey Clark; Jenny Noonan; Sara Terry; Robertj Wayland; Bill Maxwell; Jackie Ashley; Kelly Rimer

Subject: Re: Chicago toxics hearing summary

For Philly we had 110 speakers. Maybe 250 attending. Philly Inquirer bna public radio abc and the ap were here on the press side. Sierra brought in buses from dc pittsburgh and boston.

Alison Davis

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

From: Alison Davis

Sent: 05/24/2011 11:36 PM EDT

To: Steve Page; Peter Tsirigotis; Jeffrey Clark; Jenny Noonan; Jan Cortelyou-Lee; Sara Terry; Robertj Wayland; Bill Maxwell; Jackie Ashley; Kelly Rimer

Subject: Chicago toxics hearing summary

Roughly 300 people in attendance, 123 speakers. Faith groups, NAACP, enviros (including busloads from Michigan and Wisconsin), a few industry reps, private citizens.

Press; Wisconsin Public Radio, BNA, NBC, In These Times magazine, Chicago Trib (photog only), the Chicagoist. Enviros filmed throughout the day.

Please pardon the typos! Sent from EPA wireless device.

Alison Davis

US EPA, Office of Air Quality Planning & Standards

919-541-7587

Steve Page/RTP/USEPA/US

10/28/2009 08:59 AM

To: Gina McCarthy

cc

bcc

Subject: Re: Fw: Air Toxics Budget Letter

Gina,

In case the Administrator raises this with you.....

(b) (5) DP



Gina McCarthy

I guess we should set up a time to talk....

10/28/2009 12:14:08 AM

From: Gina McCarthy/DC/USEPA/US
To: "Don Zinger" <Zinger.Don@EPA.GOV>
Cc: "Steve Page" <Page.Steve@Epa.GOV>, "Beth Craig" <Craig.Beth@EPA.GOV>
Date: 10/28/2009 12:14 AM
Subject: Fw: Air Toxics Budget Letter

I guess we should set up a time to talk.

From: Emma Cheuse [echeuse@earthjustice.org]
Sent: 10/27/2009 01:39 PM MST
To: Gina McCarthy
Cc: James Pew <jpew@earthjustice.org>; "eschaeffer@environmentalintegrity.org" <eschaeffer@environmentalintegrity.org>; "Walke, John" <jwalke@nrdc.org>; 'Marti Sinclair' <mjsinclair@fuse.net>; Ed Hopkins <Ed.Hopkins@sierraclub.org>
Subject: Air Toxics Budget Letter

October 27, 2009

Dear Assistant Administrator McCarthy:

Recognizing your commitment to protect public health and the environment, we are writing to bring to your attention serious concerns about the prior Administration's allocation of resources for the air toxics program.

The attached letter, sent today from Earthjustice, the Natural Resources Defense Council, the Environmental Integrity Project, and the Sierra Club, describes these concerns.

We would welcome the opportunity to meet and discuss the importance of providing full support to the air toxics program, at your convenience.

Thank you.

Best regards,
Emma Cheuse

Emma Cheuse
Associate Attorney
Earthjustice
1625 Massachusetts Avenue, N.W. Suite 702
Washington, DC 20036
T: 202-667-4500 ext. 224
F: 202-667-2356
www.earthjustice.org

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[attachment "Air Toxics Budget Letter-10.27.09.pdf" deleted by Steve Page/RTP/USEPA/US]

Steve Page/RTP/USEPA/US

05/08/2010 10:05 AM

To Gina McCarthy, Bob Perciasepe

cc

bcc

Subject Fw: Thank you

Fyi

Jeffrey Clark

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

From: Jeffrey Clark

Sent: 05/08/2010 10:01 AM EDT

To: Paul Billings <PBillings@lungusa.org>

Cc: Janice Nolen <JNolen@lungusa.org>; Steve Page; Richard Wayland; Alison Davis; Dave Guinnup

Subject: Re: Thank you

Paul,

Thanks for the note. I am over in Asia for a week, but our guys are still there pounding away at it.

Take care,

Jeff

Jeff Clark

Associate Director for Policy

Office of Air Quality Planning and Standards

U.S. Environmental Protection Agency

919 541-5557

Thank you

Thank you

Paul Billings to: Jeffrey Clark

05/07/2010 09:09 AM

Cc: Janice Nolen

Jeff

We appreciate the changes in language made to the spill website with regards to VOCs and other information regarding H2S and PM.

Thanks

Paul

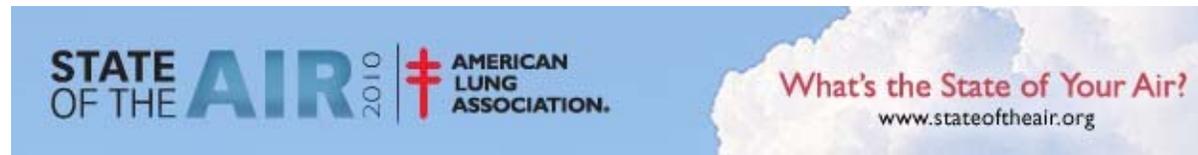
Paul G. Billings

Vice President National Policy & Advocacy

American Lung Association

1301 Pennsylvania Ave NW Suite 800

Washington, DC 20004-1725
Phone: 202-785-3355 x 3988
Fax: 202 -452-1805
pbillings@lungusa.org



Steve Page/RTP/USEPA/US

03/15/2010 05:34 PM

To Gina McCarthy

cc Brenner.Rob, Joseph Goffman, mccabe.janet, McLean.Brian,
Page.Steve, porterfield.teri, Zinger.Don

bcc

Subject Re: Fw: Requesting a meeting to discuss CAIR

We should meet with them.

Gina McCarthy

Unless I hear a dissenting voice, I am i...

03/15/2010 02:21:55 PM

From: Gina McCarthy/DC/USEPA/US
To: McLean.Brian@EPA.GOV, Page.Steve@Epa.GOV, mccabe.janet@epa.gov, Joseph Goffman/DC/USEPA/US@EPA, Brenner.Rob@EPA.GOV
Cc: porterfield.teri@epa.gov, Zinger.Don@EPA.GOV
Date: 03/15/2010 02:21 PM
Subject: Fw: Requesting a meeting to discuss CAIR

Unless I hear a dissenting voice, I am inclined to move forward with this mtg.

----- Forwarded by Gina McCarthy/DC/USEPA/US on 03/15/2010 02:20 PM -----

From: Janice Nolen <JNolen@lungusa.org>
To: Gina McCarthy/DC/USEPA/US@EPA
Cc: Shela Poke-Williams/DC/USEPA/US@EPA, Janet McCabe/DC/USEPA/US@EPA, Rob Brenner/DC/USEPA/US@EPA, "Jwalke@nrdc.org" <Jwalke@nrdc.org>, Vickie Patton <vpatton@edf.org>, Mark MacLeod <mmacleod@edf.org>, "dbaron@earthjustice.org" <dbaron@earthjustice.org>, Paul Billings <PBillings@lungusa.org>, James Pew <jpew@earthjustice.org>, "Conrad Schneider (cschneider@catf.us)" <cschneider@catf.us>, Steve Page/RTP/USEPA/US@EPA
Date: 03/15/2010 11:57 AM
Subject: Requesting a meeting to discuss CAIR

Hello, Gina,

We and our colleagues in the environmental community appreciate the willingness you and your staff have shown to talk with us on many issues. We would like to schedule a meeting with you to discuss the CAIR replacement rule under development. We understand you are hoping to announce something next month.

Thank you,
Janice Nolen

Janice E. Nolen
Assistant Vice President
National Policy and Advocacy
American Lung Association
jnolen@LungUSA.org
1301 Pennsylvania Ave NW, Suite 800
Washington, DC 20004-1725
P 202-785-3355
C 202-486-0285
F 202-452-1805



Does Your State Make the Grade?

State of Tobacco Control 2009

Steve Page/RTP/USEPA/US

10/22/2010 01:36 PM

To Gina McCarthy

cc Janet McCabe

bcc

Subject Re: Fw: Heads up about press statement

Gina,

As requested



Chrome Plating.doc

Gina McCarthy

Fyi. I am not sure we need to do more...

10/21/2010 05:59:49 PM

From: Gina McCarthy/DC/USEPA/US
To: "John Millett" <Millett.John@EPA.GOV>, "Seth Oster" <oster.seth@epa.gov>, "Peter Tsirigotis" <Tsirigotis.Peter@EPA.GOV>, "Steve Page" <Page.Steve@Epa.GOV>, Janet McCabe/DC/USEPA/US
Date: 10/21/2010 05:59 PM
Subject: Fw: Heads up about press statement

Fyi. (b) (5) DP

Peter Tsirigotis

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

From: Peter Tsirigotis
Sent: 10/21/2010 01:20 PM EDT
To: Gina McCarthy; Janet McCabe; Steve Page; John Millett
Subject: Fw: Heads up about press statement

Fyi. Earthjustice and sierra club will issue a negative press statement today regarding the proposed chrome electroplating residual risk rule (scheduled for publication today in the federal register).

Wendy Blake

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

From: Wendy Blake
Sent: 10/21/2010 12:59 PM EDT
To: Jan Tierney; Rick Vetter; Mike Thrift; Peter Tsirigotis; Ken Hustvedt; Steve Fruh; Chuck French; Dave Guinnup; Phil Mulrine
Cc: Amy Branning; Patricia Embrey
Subject: Fw: Heads up about press statement

FYI - We can expect a negative press statement on chrome today from the enviros.

----- Forwarded by Wendy Blake/DC/USEPA/US on 10/21/2010 12:58 PM -----

From: Amy Branning/DC/USEPA/US
To: Wendy Blake/DC/USEPA/US@EPA
Date: 10/21/2010 12:28 PM
Subject: Fw: Heads up about press statement

FYI - please pass on to the relevant program or OGC folks.

Amy Huang Branning
EPA Office of General Counsel
phone: (202) 564-1744
fax: (202) 564-5603 or (202) 564-0070

Confidential Communication for Internal Deliberations Only; Attorney-Client Privileged Document; Do Not Distribute Outside EPA or DOJ

----- Forwarded by Amy Branning/DC/USEPA/US on 10/21/2010 12:23 PM -----

From: Emma Cheuse <echeuse@earthjustice.org>
To: "'Russell, Rochelle (ENRD)'" <Rochelle.Russell@usdoj.gov>, Amy Branning/DC/USEPA/US@EPA
Cc: James Pew <jpew@earthjustice.org>
Date: 10/21/2010 11:35 AM
Subject: Heads up about press statement

Dear Amy and Rochelle,

Jim and I just wanted to give you a heads up that our client is disappointed with the substance of the first RTR rulemaking package published today, especially for chrome platers. While there are positive elements of the rulemaking, we expect EPA is well aware of some of the issues that will disappoint environmental, public health, and environmental justice organizations in this rule. It is particularly unfortunate that EPA apparently did not reach out to community groups about a rule like chrome plating, when EPA is well aware of the progress already made in California, before proposing not to update the standard at all. We have a major concern about the precedent for RTR rulemakings.

We and our client of course intend to participate in the public comment process and to urge EPA to change its mind in the final action. In the meantime, our client believes it is important to make a statement to help communities get involved in this process and offer their perspectives to EPA on the need to address public health impacts in a meaningful way. Therefore, we will be releasing a public press release on this rulemaking proposal today and wanted to let you know. When the release goes out, we will send you a copy.

Our concerns with the substance on this rulemaking do not undermine the fact that we and our client consider it to be significant and valuable that EPA has agreed to perform all of these long overdue rulemakings. We sent you the positive press statement that we and Sierra Club released, to that effect, when the settlement was first publicly announced. We will continue to support EPA's efforts publicly whenever we can, and to urge EPA to do the right thing and help raise public awareness on how communities can also give input, whenever we have serious concerns about potential action.

Thank you again for your efforts in this case. Please feel free to give Jim or me a call if you'd like to discuss, at (202) 667-4500 ext. 220 or ext. 214 (Jim).

Best,
Emma

Emma Cheuse
Associate Attorney

Earthjustice
1625 Massachusetts Avenue, N.W. Suite 702
Washington, DC 20036
T: 202-667-4500 ext. 220
F: 202-667-2356
www.earthjustice.org

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Steve Page/RTP/USEPA/US

01/22/2013 01:58 PM

To: Gina McCarthy

cc: Janet McCabe

bcc:

Subject: Re: Fw: January 22 -- Greenwire is ready

In 2010, we set SILs and SMCs for PM2.5. Sierra Club subsequently challenged our authority to adopt SILs and SMCs, and whether the PM2.5 SILs and SMCs are truly de minimis. In the litigation with Sierra Club, we defended our authority, but acknowledged inconsistencies for the SILs and asked the Court to vacate and remand them so we could revise our rule accordingly. The Court vacated and remanded the SILs (for PM2.5), but also ruled that we exceeded our authority to set SMCs!!

Gina McCarthy

[What's the monitoring decision this refe...](#)

01/22/2013 01:02:45 PM

From: Gina McCarthy/DC/USEPA/US
To: mccabe.janet@epa.gov, "Steve Page" <Page.Steve@Epa.GOV>
Date: 01/22/2013 01:02 PM
Subject: Fw: January 22 -- Greenwire is ready

What's the monitoring decision this refers to?

From: "E&E Publishing, LLC" [ealerts@eenews.net]
Sent: 01/22/2013 12:55 PM EST
To: Gina McCarthy
Subject: January 22 -- Greenwire is ready



An E&E Publishing Service

Greenwire -- Tue., January 22, 2013 -- [Read the full edition](#)

1. AIR POLLUTION: Court ruling casts doubt on future of EPA monitoring program

A federal court today sided with the Sierra Club in a challenge to a U.S. EPA program that exempts some new facilities from air monitoring and emissions requirements. A three-judge panel of U.S. Court of Appeals for the District of Columbia Circuit ruled unanimously that EPA exceeded its statutory authority when it set up a significant impact level (SIL) and significant monitoring concentration (SMC) for fine particle pollution from new facilities. The programs allow new facilities to obtain an exemption from Clean Air Act soot standards if they show their emissions will have only a minimal impact on air quality in the area.

2. AIR POLLUTION: Supreme Court declines to hear challenge to SO2 rule

The Supreme Court opted against hearing a challenge today to U.S. EPA's most recent air regulation aimed at protecting human health from short-term spikes in sulfur dioxide emissions. In July, the U.S. Court of Appeals for the District of Columbia Circuit held that EPA didn't act unlawfully in setting a new SO2 standard of 75 parts per billion averaged over an hour. The court didn't rule on another part of the challenge on how the rule will be implemented because EPA hasn't finalized its plans.

Top Stories

3. KEYSTONE XL: Neb. governor approves pipeline's new route

4. **LOBBYING:** Dow leaves trade group in dispute over LNG exports
5. **BIOFUELS:** Airlines piggyback on DOD's test flights, push for expanded production

Politics

6. **CLIMATE:** Admin already has the tools it needs to fight global warming -- Boxer
7. **CLIMATE:** Greenpeace warns of 'climate change cliff'
8. **BIOFUELS:** Iowa groups form coalition to promote RFS

Congress

9. **HYDROPOWER:** Bipartisan bills to bolster small projects sail through House panel
10. **AGRICULTURE:** Farm bill a priority this year -- Reid

Natural Resources

11. **FORESTS:** More logging on Ore. federal acres could harm private timberlands, groups warn
12. **GULF SPILL:** Documentary portrays heartache, criticisms, eyeless shrimp
13. **PUBLIC LANDS:** Idaho could become third Western state to demand control of federal acres
14. **FISHERIES:** Salmon go vegetarian as fishmeal prices rise
15. **ADAPTATION:** Coastal flower finds new habitat with help from salted roads

Law

16. **OZONE LAYER:** Court rejects companies' challenge to transfer of EPA allowances

Energy

17. **NUCLEAR ENERGY:** Mass. power plant shuts down again

Business

18. **MINING:** Xstrata-Glencore merger moves closer to completion

Air and Water

19. **WATER POLLUTION:** Antibiotic used in soaps, cosmetics taints Minn.'s lakes -- study
20. **AIR POLLUTION:** Human waste rumors don't hold up in Afghan capital

International

21. **UNITED NATIONS:** Campaign is launched to curb food waste
22. **CHINA:** Beijing's air pollution plans meet skepticism
23. **FRANCE:** Stench reaches U.K. from chemical leak north of Paris
24. **PHILIPPINES:** Nation seeks money from U.S. for reef damage
25. **GERMANY:** Nation doesn't need master plan to shift from nuclear power -- official
26. **NEW ZEALAND:** Bird activist ruffles feathers over cats

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Forgot your passcodes? Call us at 202-628-6500 now and we'll set you up instantly.
To send a press release, fax 202-737-5299 or e-mail editorial@eenews.net.

About Greenwire

Greenwire is written and produced by the staff of E&E Publishing, LLC. The one-stop source for those who need to stay on top of all of today's major energy and environmental action with an average of more than 20 stories a day, Greenwire covers the complete spectrum, from electricity industry restructuring to Clean Air Act litigation to public lands management. Greenwire publishes daily at Noon.



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www.eenews.net

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Steve Page/RTP/USEPA/US

04/11/2009 11:54 AM

To "Beth Craig"

cc

bcc

Subject Fw: Supplement to NRDC petition for reconsideration & administrative stay of EPA approval of WI NSR reform rules

Fyi

From: "Walke, John" [jwalke@nrdc.org]
Sent: 04/10/2009 05:13 PM AST
To: Steve Page; Bob Sussman
Subject: Fw: Supplement to NRDC petition for reconsideration & administrative stay of EPA approval of WI NSR reform rules

FYI

From: O'Brien, Colin
To: 'jackson.lisap@epa.gov' ; 'mathur.bharat@epa.gov'
Cc: 'heinzerling.lisa@epa.gov' ; 'harnett.bill@epa.gov' ; 'ossias.richard@epa.gov' ; 'kushner.adam@epa.gov' ; 'page.steve@epa.gov' ; 'Zenick.Elliott@epamail.epa.gov' ; 'brenner.rob@epa.gov' ; 'mangino.joseph@epa.gov' ; 'marcus.danny@epa.gov' ; Walke, John; 'David Bender' ; blakley.pamela@epa.gov ; Tennenbaum.Susan@epamail.epa.gov
Sent: Fri Apr 10 17:06:43 2009
Subject: Supplement to NRDC petition for reconsideration & administrative stay of EPA approval of WI NSR reform rules

On behalf of the Natural Resources Defense Council and Sierra Club, I petitioned you on February 17 to reconsider, stay and reverse a final Bush administration EPA rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Wisconsin; NSR Reform Regulations," 73 Fed. Reg. 76,560 *et seq.* (Dec. 17, 2008). On the same day, NRDC filed a petition for review in the Seventh Circuit challenging the rule.

On March 25, the Wisconsin Paper Council, Inc. wrote you opposing NRDC and Sierra Club's administrative petition. In the attached document, I am writing now to reply to this industry opposition and to reiterate the requests in NRDC and Sierra Club's February 17 petition.

Please feel free to have your staff contact me or my colleague John Walke with any questions.

Sincerely,
Colin

Colin C. O'Brien
Staff Attorney, Clean Air Project
Natural Resources Defense Council
1200 New York Avenue NW, Suite 400
Washington, DC 20005
202.289.2426 | 202.289.1060 (fax)

cobrien@nrdc.org

SAVE PAPER. THINK BEFORE PRINTING.

Steve Page/RTP/USEPA/US

10/02/2009 10:19 AM

To "Beth Craig"

cc Gina McCarthy

bcc

Subject Fw: Meeting that Bob Sussman has set up

Just spoke w Harnett. We are waiting for the ok from OECA and we will have an agreed upon schedule to shate w you this morning.

From: Steve Page

Sent: 10/02/2009 09:57 AM EDT

To: Beth Craig

Cc: Gina McCarthy; Bill Harnett

Subject: Re: Meeting that Bob Sussman has set up

(b) (5) DP



From: Beth Craig

Sent: 10/02/2009 08:08 AM EDT

To: Steve Page

Subject: Fw: Meeting that Bob Sussman has set up

Sent by EPA Wireless E-Mail Services

From: Beth Craig

Sent: 10/02/2009 08:04 AM EDT

To: Gina McCarthy

Subject: Re: Meeting that Bob Sussman has set up

Gina, will talk to Steve today, Beth

Sent by EPA Wireless E-Mail Services

From: Gina McCarthy

Sent: 10/01/2009 09:13 PM EDT

To: Beth Craig

Subject: Re: Meeting that Bob Sussman has set up

That's what it is. My guess is that he gave up on us. We have taken way too long on this one to respond to him. I know you spoke with thr region, can we get an update in advance of this mtg?

From: Beth Craig
Sent: 10/01/2009 06:12 PM EDT
To: Steve Page; mccarthy.gina@epa.gov
Cc: zinger.don@epa.gov
Subject: Meeting that Bob Sussman has set up

Dear Steve and Gina,

I asked Marta to find out more about this meeting and to let us know if it is on Hyperion. I do think the invitee list is pretty odd. Will get you more information as I receive it, Beth

Broadcast: South Dakota Oil Refineries

Mon 10/05/2009 3:00 PM - 4:00 PM

Attendance is **required** for Beth Craig

Chair: **Bob Sussman/DC/USEPA/US**
Sent By: **Georgia Bednar/DC/USEPA/US**

Location: 3309 ARN

Bob Sussman has invited you to a meeting. You have not added this entry to your calendar.

Re
quired: Beth Craig/DC/USEPA/US@EPA
ed:

Opt ion al: Charles Imohiosen/DC/USEPA/US@EPA, Colleen Flaherty/DC/USEPA/US@EPA, Georgia Bednar/DC/USEPA/US@EPA, ktamillow@elpc.org, Lynn Zipf/DC/USEPA/US@EPA, Marta Montoro/DC/USEPA/US@EPA, Robert Polin/DC/USEPA/US@EPA, Teri Porterfield/RTP/USEPA/US@EPA

AS OF 10/01/09

1200 Pennsylvania Ave, NW

Room 3309 ARN

Washington, DC

Please call 202-564-8443 to be escorted into the building.

AS OF 9/25/2009

Georgia,

Yes, we are still on for 3:00 p.m. Attending the meeting will be Howard Learner (ELPC), Gay Sigel (Jenner & Block), Professor Dean Spader (South Dakota Sierra Club) and Ed Cable (Save Union County). I will go ahead and advise them that the meeting is confirmed and they should purchase plane tickets.

Who is planning to attend from EPA?

Thanks!
Kay

Kay Tamillow
Executive Assistant
Environmental Law & Policy Center
35 E. Wacker Drive, Suite 1300
Chicago, IL 60601
312-795-3709 (direct)
312-673-6500 (main)
www.elpc.org

Howard Learner, Environmental Law & Policy Center
Bob Graham, Jenner & Block

RE: South Dakota Oil Refineries

POC
Kay Tamillow
(312) 795-3709

EPA POC:
Georgia Bednar
202-564-9816
bednar.georgia@epa.gov

Steven
Bradbury/DC/USEPA/US
09/06/2012 04:21 PM

To "Jim Jones", "Louise Wise", "Lawrence Elworth"
cc "Sherry Sterling"
bcc

Subject Fw: Neonicotinoid Insecticides, Clothianidin and Thiamethoxam - Endangered Species Risk Assessment - Three Environmental/Public Interest Groups have " ... filed a Sixty-Day Notice letter with EPA announcing their intent to jointly sue EPA for ...

Fyi. Will check with OGC but assume they haven't seen the notice letter at this point.

Sent by EPA Wireless E-Mail Services.
Margie Fehrenbach

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

From: Margie Fehrenbach
Sent: 09/06/2012 04:15 PM EDT
To: Steven Bradbury; William Jordan; Lois Rossi; Richard Keigwin; Donald Brady
Subject: Fw: Neonicotinoid Insecticides, Clothianidin and Thiamethoxam - Endangered Species Risk Assessment - Three Environmental/Public Interest Groups have " ... filed a Sixty-Day Notice letter with EPA announcing their intent to jointly sue EPA for ...

FYI

Claire Gesalman
Chief, Communication Services Branch
Office of Pesticide Programs
www.epa.gov/pesticides
703-308-3260

Ask a question at: <http://pesticides.supportportal.com>

----- Forwarded by Claire Gesalman/DC/USEPA/US on 09/06/2012 04:11 PM -----

From: "FIEN, LLC - Jack Cooper" <JLC@fien.com>
To: "Crop Protection" <JLC@fien.com>
Date: 09/06/2012 04:05 PM
Subject: Neonicotinoid Insecticides, Clothianidin and Thiamethoxam - Endangered Species Risk Assessment - Three Environmental/Public Interest Groups have " ... filed a Sixty-Day Notice letter with EPA announcing their intent to jointly sue EPA for ...

Neonicotinoid Insecticides, Clothianidin and Thiamethoxam - Endangered Species Risk Assessment - The Environmental/Public Interest Groups, Center for Food Safety, Beyond Pesticides and the Sierra Club have " ... filed a Sixty-Day Notice letter with EPA announcing their intent to jointly sue the agency for Endangered Species Act (ESA) violations ..." - According to the groups, EPA has failed " ... to ensure, through consultation with the U.S. Fish and Wildlife Service, that its numerous product approvals for the neonicotinoid insecticides clothianidin and thiamethoxam are not

likely to jeopardize any Federally-listed threatened or endangered species ... The Notice of Intent to Sue follows a legal petition previously filed by several environmental organizations and more than two dozen beekeepers demanding that EPA immediately suspend use of the chemical clothianidin that poses fatal harm to pollinators. While refusing to issue an immediate suspension, the EPA agreed to open a public comment docket to review additional points raised in the legal petition ... The Sixty-Day Notice cites several violations of the ESA, all of which address EPA actions that have enabled clothianidin and thiamethoxam to be applied over a vast amount of U.S. farmland and in, or near, a wide range of critical habitats and ecosystems. If the ESA violations are not resolved within 60 days, the letter signers may then sue EPA ..."

Document Title: The title of the September 6, 2012 Center for Food Safety News Release is "Environmental, Public Interest Groups Ready for Legal Action Over EPA Approval of Wildlife Endangering Chemicals; Longstanding violation of Endangered Species Act provisions highlights Sixty-Day Notice filing"

Organization: Center for Food Safety, Beyond Pesticides and the Sierra Club

Source: September 6, 2012 Center for Food Safety News Release

Web site: The September 6, 2012 Center for Food Safety News Release is posted at <http://www.centerforfoodsafety.org/2012/09/06/environmental-public-interest-groups-ready-for-legal-action-over-epa-approval-of-wildlife-endangering-chemicals/>

Contact: none at this time

Summary: The text of the September 6, 2012 Center for Food Safety News Release follows

Washington, D.C. – September 6, 2012

Today, the Center for Food Safety, Beyond Pesticides and the Sierra Club, along with affected citizens from around the country, filed a Sixty-Day Notice letter with the Environmental Protection Agency (EPA) announcing their intent to jointly sue the agency for Endangered Species Act (ESA) violations. The planned lawsuit highlights EPA's continuing failure to ensure, through consultation with the U.S. Fish and Wildlife Service, that its numerous product approvals for the neonicotinoid insecticides clothianidin and thiamethoxam are not likely to jeopardize any Federally-listed threatened or endangered species.

"EPA has failed to uphold the clear standards of the Endangered Species Act," said Peter Jenkins, attorney at the Center for Food Safety. "By continuing to ignore the

growing number of reports and studies demonstrating the risks of neonicotinoids to honey bees and a large number of already threatened and endangered species, the EPA is exposing these already compromised populations to potentially irreversible harm.”

The Notice of Intent to Sue follows a legal petition previously filed by several environmental organizations and more than two dozen beekeepers demanding that EPA immediately suspend use of the chemical clothianidin that poses fatal harm to pollinators. While refusing to issue an immediate suspension, the EPA agreed to open a public comment docket to review additional points raised in the legal petition.

“EPA’s failure to follow the law potentially poses a direct, long-term threat to the sustainability of fragile ecosystems,” said Jay Feldman, executive director of Beyond Pesticides. “Given the known hazards of clothianidin and all neonicotinoid pesticides, EPA’s lack of respect for known scientific evidence and existing regulations endangers environments essential to our well-being.”

In the nine years since the EPA conditionally registered clothianidin for use on corn and canola, the agency has admitted to both the hazards of the insecticide and the need for compliance with ESA. The EPA fact sheet on clothianidin reads as follows:

“Clothianidin is expected to present acute and/or chronic toxicity risk to endangered/threatened birds and mammals via possible ingestion of treated corn and canola seeds. Endangered/threatened non-target insects may be impacted via residue laden pollen and nectar. The potential use sites cover the entire U.S. because corn is grown in almost all U.S. states.”

The agency has also made the same admission regarding thiamethoxam.

Despite EPA’s recognition of the acute and chronic toxicity risks to endangered and threatened birds, mammals and insects from these chemicals nearly a decade ago, the agency has continued to ignore concerns surrounding the effects on these critical species. Over the past twelve years, EPA has approved a total of 86 products containing clothianidin and thiamethoxam, and it permits the use of these insecticides on more than 30 crops, as well as ornamental, turfgrass and structural applications.

“The disconnect at EPA between the serious risks these toxic chemicals pose to pollinators and the approval of the products that contain them is inexcusable,” said Laurel Hopwood, Sierra Club’s Genetic Engineering Action Team chairwoman. “One-third of our food supply relies on the presence of pollinators. EPA should be protecting, not imperiling them.”

The Sixty-Day Notice cites several violations of the ESA, all of which address EPA actions that have enabled clothianidin and thiamethoxam to be applied over a vast amount of U.S. farmland and in, or near, a wide range of critical habitats and ecosystems. If the ESA violations are not resolved within 60 days, the letter signers may

then sue EPA.

###

About Center for Food Safety - The Center for Food Safety is a national, non-profit, membership organization founded in 1997 to protect human health and the environment by curbing the use of harmful food production technologies and by promoting organic and other forms of sustainable agriculture. More information can be found at www.centerforfoodsafety.org

About Beyond Pesticides - Beyond Pesticides, founded in 1981, works with allies in protecting public health and the environment by identifying the hazards of chemical-intensive land, building and community management practices and promoting healthy, sustainable and organic systems. More information can be found at www.beyondpesticides.org

About The Sierra Club - The Sierra Club, the country's largest grassroots conservation organization, seeks to practice and promote the responsible use of the earth's ecosystems and resources. More information can be found at www.sierraclub.org/biotech/

Prepared by: This message was distributed by Jack Cooper, who may be reached at e-mail: jlc@fien.com or 301-384-8287

This article (#22980) was distributed by e-mail on September 6, 2012 to those whose names are on the FIEN, LLC Subject Matter Distribution Lists for Crop Protection; Endangered Species; Non Governmental Organization Actions; Risk Assessment and Communication
end

This information was sent to you by Jack Cooper of the Food Industry Environmental Network, LLC --- <http://www.fien.com> --- 33 Falling Creek Court, Silver Spring, Maryland 20904 --- Cell Phone: 301 384 8287 --- E-Mail: JLC@fien.com

* Messages prefaced by [SFM] are Shortened FIEN Messages, similar to those that would be sent through Twitter.

* The Searchable Index of Previously Distributed FIEN Messages is available at http://www.fien.com/login/logins.php?RELOAD=/search_article.php

Gina McCarthy/DC/USEPA/US

To Addie Johnson, Beth Craig

Sent by: Teri Porterfield

cc

11/02/2009 07:31 AM

bcc

Subject Enviro Group Mtg.

Meeting

Date 11/02/2009
Time 10:30:00 AM to 11:30:00 AM
Chair Gina McCarthy
Invitees
Required Addie Johnson; Avi Garbow; Beth Craig; Mary-Kay Lynch; Mathy Stanislaus;
Michael Broughton; Patrick Easter; Peter Silva
Optional Alecia Allston; Dana Tulis; Don Zinger; Drew McConville; Lori Keyton;
morris.barbara; Ross Natoli; Sara DeCair; Tom Kelly
FYI
Location Conf Room: 5415 ARN Call In #
866-299-3188 Access:
202-564-7412#

Gina asked that we work with you to schedule a meeting for her and the other EPA recipients (Mathy Stanislaus, OSWER AA, Peter Silva, OW AA, and Scott Fulton, General Counsel) with the senders of an August 5, 2009 letter about the Agency's radiation guidance. Dan Hirsch, listed below, has offered to serve as a coordinator for the group. His contact information is as follows: phone 831-332-3099, email cbghirsch@aol.com.

The other senders are listed here:

Anne Rabe, Lois Gibbs: Center for Health, Environment & Justice
Lynn Thorp: Clean Water Action
Daniel Hirsch: Committee to Bridge the Gap
Anna Aurelio: Environment America
Wenonah Hauter: Food and Water Watch
Erich Pica: Friends of the Earth
Jim Riccio: Greenpeace
Mary Elizabeth Lampert: Massachusetts Citizens for Safe Energy
Geoff Fettus: Natural Resources Defense Council
Diane D'Arrigo: Nuclear Information and Resource Service
Professor Richard Clapp: Boston University School of Public Health
Allison Fisher: Public Citizen
Dave Hamilton: Sierra Club

Bob
Perciasepe/DC/USEPA/US
Sent by: Teri Porterfield

01/11/2013 11:53 AM

To Alex Barron, john.coequyt, Michael Goo

cc

bcc

Subject Rescheduled: Meet w/John Coequyt/Michael Goo/Alex Barron (Jan 18 08:30 AM EST in 1200 Pennsylvania Avenue, NW - Room 3412 ARN)

Subj: S02

John Coequyt - Sierra Club - O: 202 675 7916 or C: 202 669 7060

Bob
Perciasepe/DC/USEPA/US
Sent by: Teri Porterfield

01/11/2013 10:34 AM

To Alex Barron, Michael Goo

cc

bcc

Subject Update: Meet w/John Coequyt/Michael Goo/Alex Barron

Subj: S02

John Coequyt - Sierra Club - O: 202 675 7916 or C: 202 669 7060

Gina McCarthy/DC/USEPA/US

Sent by: Teri Porterfield

02/17/2010 12:23 PM

To Amy Branning, Patricia Embrey, Peter Tsirigotis, Steve Page, Wendy Blake

cc Don Zinger, Donald Maddox, Janet McCabe, Jean Walker, Lala Alston

bcc

Subject Rescheduled: RTR Deadline Suite - DO NOT MOVE. (Feb 23 12:30 PM EST in Conf room 5400 ARN Call In \$ 866-299-3188 Access 202-564-7412- Please try not to reschedule - folks have purchased airline tickets for this meeting.)

Subject: Scheduling a meeting between Gina and plaintiffs in the mega deadline suit on tech and residual risk review (RTR deadline suit)
Hi Teri:

I am the OGC attorney responsible for the above mentioned deadline suit. It is my understanding that Gina has agreed to meet with Plaintiff Sierra Club and that Janet will attend this meeting with Gina. I was also informed that I should contact you about setting up this meeting.

The attendees from Sierra Club will be Jane Williams (Chair, National Air Toxics Taskforce, Sierra Club). She plans to fly in from California to attend this meeting in person. She will be accompanied by her counsel, Earth Justice attorneys James Pew and Emma Cheuse.

Because this is a litigation matter, we need to include the DOJ attorney, Rochelle Russell. Rochelle is located in California and will participate by phone.

OGC attendees will be Patricia Embrey, Wendy Blake and me. I believe that Peter Tsirigotis will represent OAQPS at this meeting.

After checking Sierra Club's and DOJ's availability, the following dates would work for the meeting: Tues. 2/16, Tues. 2/23 or Weds. 2/24. Can you see if Gina is available on any of these dates for this meeting? Also, I would gladly contact Sierra Club and DOJ once you give me the time and date, or let me know if you prefer to contact them directly.

Thank you in advance.

Amy Huang Branning
EPA Office of General Counsel
phone: (202) 564-1744
fax: (202) 564-5603 or (202) 564-0070

Gina McCarthy/DC/USEPA/US

Sent by: Teri Porterfield

02/17/2010 11:31 AM

To Amy Branning, Patricia Embrey, Peter Tsirigotis, Steve Page, Wendy Blake

cc Don Zinger, Donald Maddox, Janet McCabe, Jean Walker, Lala Alston

bcc

Subject Rescheduled: RTR Deadline Suite (Feb 25 10:00 AM EST in Conf room 5400 ARN Call In \$ 866-299-3188 Access 202-564-7412- Please try not to reschedule - folks have purchased airline tickets for this meeting.)

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The attendees from Sierra Club will be Jane Williams (Chair, National Air Toxics Taskforce, Sierra Club). She plans to fly in from California to attend this meeting in person. She will be accompanied by her counsel, Earth Justice attorneys James Pew and Emma Cheuse.

Because this is a litigation matter, we need to include the DOJ attorney, Rochelle Russell. Rochelle is located in California and will participate by phone.

OGC attendees will be Patricia Embrey, Wendy Blake and me. I believe that Peter Tsirigotis will represent OAQPS at this meeting.

After checking Sierra Club's and DOJ's availability, the following dates would work for the meeting: Tues. 2/16, Tues. 2/23 or Weds. 2/24. Can you see if Gina is available on any of these dates for this meeting? Also, I would gladly contact Sierra Club and DOJ once you give me the time and date, or let me know if you prefer to contact them directly.

Thank you in advance.

Amy Huang Branning
EPA Office of General Counsel
phone: (202) 564-1744
fax: (202) 564-5603 or (202) 564-0070

Gina McCarthy/DC/USEPA/US

Sent by: Teri Porterfield

03/30/2010 10:45 AM

To Brian Mclean, Janet McCabe, Joseph Goffman, Peter Tsirigotis, Rob Brenner, Robert Wayland, Sam Napolitano, Sonja Rodman, Steve Page

cc Cindy Huang, Don Zinger, Donald Maddox, Drew McConville, Jeffrey Clark, Marjean Gleaton, Ross Natoli

bcc

Subject Discuss Transport Rule w/Enviros

Meeting

Date 04/08/2010

Time 12:00:00 PM to 01:00:00 PM

Chair Gina McCarthy

Invitees

Required Brian Mclean; Janet McCabe; Joseph Goffman; Peter Tsirigotis; Rob Brenner; RobertJ Wayland; Sam Napolitano; Sonja Rodman; Steve Page

Optional Cindy Huang; Don Zinger; Donald Maddox; Drew McConville; Jeffrey Clark; Marjean Gleaton; Ross Natoli

FYI

Location 5400 ARN Call In # [REDACTED]

POC: Janice Nolen - 202-715-3444

From: Janice Nolen <JNolen@lungusa.org>
To: Gina McCarthy/DC/USEPA/US@EPA
Cc: Shela Poke-Williams/DC/USEPA/US@EPA, Janet McCabe/DC/USEPA/US@EPA, Rob Brenner/DC/USEPA/US@EPA, "Jwalke@nrdc.org" <Jwalke@nrdc.org>, Vickie Patton <vpatton@edf.org>, Mark MacLeod <mmacleod@edf.org>, "dbaron@earthjustice.org" <dbaron@earthjustice.org>, Paul Billings <PBillings@lungusa.org>, James Pew <jpew@earthjustice.org>, "Conrad Schneider (cschneider@catf.us)" <cschneider@catf.us>, Steve Page/RTP/USEPA/US@EPA
Date: 03/15/2010 11:57 AM
Subject: Requesting a meeting to discuss CAIR

Hello, Gina,

We and our colleagues in the environmental community appreciate the willingness you and your staff have shown to talk with us on many issues. We would like to schedule a meeting with you to discuss the CAIR replacement rule under development. We understand you are hoping to announce something next month.

Thank you,
Janice Nolen

Janice E. Nolen
Assistant Vice President
National Policy and Advocacy
American Lung Association
jnolen@LungUSA.org
1301 Pennsylvania Ave NW, Suite 800
Washington, DC 20004-1725

**Bob
Perciasepe/DC/USEPA/US**
Sent by: Teri Porterfield

12/12/2012 05:20 PM

To john.coequyt
cc Bob Sussman, Michael Goo
bcc
Subject Information Update - Subject has changed: Meet/Greet
w/Mike Brune, John Coequyt

John Coequyt - 202 669 7060

From: John Coequyt [john.coequyt@sierraclub.org]
Sent: 12/05/2012 10:27 AM EST
To: Michael Goo
Subject: Meeting with Bob Perciasepe

Michael:

I am trying to set up a meeting between Mike Brune (Sierra Club ED) and Bob Perciasepe Friday the 14th between 9 and 11:30. I know it's a short window and if it doesn't work we will just try next time. Can you help get this request to the right person.

--

John Coequyt
Sierra Club
C: (202) 669-7060
O: (202) 675-7916

Bob
Perciasepe/DC/USEPA/US
Sent by: Teri Porterfield

01/11/2013 10:37 AM

To john.coequyt

cc

bcc Robin Kime

Subject Invitation: Meet w/John Coequyt/Michael Goo/Alex Barron
(Jan 17 12:30 PM EST in 1200 Pennsylvania Avenue, NW -
Room 3412 ARN)

Subj: S02

John Coequyt - Sierra Club - O: 202 675 7916 or C: 202 669 7060

Gina McCarthy/DC/USEPA/US To
Sent by: Teri Porterfield cc
03/30/2010 02:23 PM bcc
Subject Discuss Transport Rule w/Enviros

Meeting

Date 04/08/2010
Time 12:00:00 PM to 01:00:00 PM
Chair Gina McCarthy
Invitees
Required Brian Mclean; Janet McCabe; Joseph Goffman; Peter Tsirigotis; Rob
Brenner; RobertJ Wayland; Sam Napolitano; Sonja Rodman; Steve Page
Optional Cindy Huang; Don Zinger; Donald Maddox; Drew McConville; Jeffrey Clark;
Marjean Gleaton; Ross Natoli
FYI
Location 5415 ARN Call In # [REDACTED]

POC: Janice Nolen - 202-715-3444

Here is the final list of participants for tomorrow's meeting with Gina McCarthy.

Attending in person will be:

- Janice Nolen, American Lung Association
- Paul Billings, American Lung Association
- David Baron, Earthjustice
- Jim Pew, Earthjustice
- Ann Weeks, Clean Air Task Force
- Mark MacLeod, Environmental Defense Fund
- Frank O'Donnell, Clean Air Watch

Attending by phone will be:

- John Walke, NRDC
- Vickie Patton, Environmental Defense Fund
- Conrad Schneider, Clean Air Task Force

From: Janice Nolen <JNolen@lungusa.org>
To: Gina McCarthy/DC/USEPA/US@EPA
Cc: Shela Poke-Williams/DC/USEPA/US@EPA, Janet McCabe/DC/USEPA/US@EPA, Rob
Brenner/DC/USEPA/US@EPA, "Jwalke@nrdc.org" <Jwalke@nrdc.org>, Vickie Patton
<vpatton@edf.org>, Mark MacLeod <mmacleod@edf.org>, "dbaron@earthjustice.org"
<dbaron@earthjustice.org>, Paul Billings <PBillings@lungusa.org>, James Pew
<jpew@earthjustice.org>, "Conrad Schneider (cschneider@catf.us)" <cschneider@catf.us>, Steve
Page/RTP/USEPA/US@EPA
Date: 03/15/2010 11:57 AM
Subject: Requesting a meeting to discuss CAIR

Hello, Gina,

We and our colleagues in the environmental community appreciate the willingness you and your staff have shown to talk with us on many issues. We would like to schedule a meeting with you to discuss the CAIR replacement rule under development. We understand you are hoping to announce something next month.

Thank you,
Janice Nolen

Janice E. Nolen
Assistant Vice President
National Policy and Advocacy
American Lung Association
jnolen@LungUSA.org
1301 Pennsylvania Ave NW, Suite 800
Washington, DC 20004-1725

Gina McCarthy/DC/USEPA/US To
Sent by: Teri Porterfield cc
11/02/2009 07:31 AM bcc
Subject Enviro Group Mtg.

Meeting

Date 11/02/2009
Time 10:30:00 AM to 11:30:00 AM
Chair Gina McCarthy
Invitees
Required Addie Johnson; Avi Garbow; Beth Craig; Mary-Kay Lynch; Mathy Stanislaus;
Michael Broughton; Patrick Easter; Peter Silva
Optional Alecia Allston; Dana Tulis; Don Zinger; Drew McConville; Lori Keyton;
morris.barbara; Ross Natoli; Sara DeCair; Tom Kelly
FYI
Location Conf Room: 5415 ARN Call In #
866- [REDACTED]
[REDACTED] #

Gina asked that we work with you to schedule a meeting for her and the other EPA recipients (Mathy Stanislaus, OSWER AA, Peter Silva, OW AA, and Scott Fulton, General Counsel) with the senders of an August 5, 2009 letter about the Agency's radiation guidance. Dan Hirsch, listed below, has offered to serve as a coordinator for the group. His contact information is as follows: phone 831-332-3099, email cbghirsch@aol.com.

The other senders are listed here:

Anne Rabe, Lois Gibbs: Center for Health, Environment & Justice
Lynn Thorp: Clean Water Action
Daniel Hirsch: Committee to Bridge the Gap
Anna Aurelio: Environment America
Wenonah Hauter: Food and Water Watch
Erich Pica: Friends of the Earth
Jim Riccio: Greenpeace
Mary Elizabeth Lampert: Massachusetts Citizens for Safe Energy
Geoff Fettus: Natural Resources Defense Council
Diane D'Arrigo: Nuclear Information and Resource Service
Professor Richard Clapp: Boston University School of Public Health
Allison Fisher: Public Citizen
Dave Hamilton: Sierra Club

Bob
Perciasepe/DC/USEPA/US
Sent by: Teri Porterfield

To
cc
bcc

08/06/2012 02:38 PM

Subject Meeting w/Enviros to Discuss Shell's Drilling Plan

Meeting

Date 08/10/2012
Time 11:30:00 AM to 12:30:00 PM
Chair Bob Perciasepe
Invitees
Required Arvin Ganesan; Bob Sussman; Carolyn Levine; Dennis McLerran; Dianne Soderlund; Edward Kowalski; Janet McCabe; Janet Woodka; Laura Vaught; Mathy Stanislaus
Optional Gina McCarthy; James Gibson; Ron Slotkin
FYI Ann Campbell; Donald Maddox; Emily Atkinson; Linda Chappell; Mary Hanley; Matthew Magorrian; MichaelE Scozzafava; Monee Gardner; Patricia Haman; Shawna Bergman
Location Bullet Room - Call In # [REDACTED]
[REDACTED]

One addition to that list: Kert Davies, Greenpeace. So there will be 8 of us.

Thanks for agreeing to meet with our coalition next week, August 10th, at 11:30 am, to discuss Shell's air permit for their Arctic drilling plans. The following folks - plus me - will attend the meeting:

John Walke, NRDC
Bill Snape, Center for Biological Diversity
Alex Taurel, League of Conservation Voters
Kristin Miller, Alaska Wilderness League
Corry Westbrook, Oceana
David Moulton, The Wilderness Society
See you next week. - Athan

--

Athan Manuel
Director, Lands Protection Program
Sierra Club
50 F St. NW, Eight Floor
Washington, DC 20001
Direct line: 202-548-4580
Fax: 202-547-6009
Cell: 202-716-0006

FYI: The following group came to see Janet McCabe on 7/25...



Letter to EPA re Shell's Chukchi air permit revision request.pdf

Hi Emily,
Attached for Ms. McCabe's reference is a letter sent July 19 by a number of conservation organizations to Regional Administrator McClerran regarding Shell's proposal to modify its permit for the Noble Discoverer drillship. We hope to discuss some of the points raised in this letter.
Thanks again,
Mike

Hi Emily,

The attendees at tomorrow's meeting with Janet McCabe will be:

Michael LeVine (Oceana);
Kristen Miller (Alaska Wilderness League);
Bill Snape (Center for Biological Diversity);
Alex Taurel (League of Conservation Voters); and
Athan Manuel (Sierra Club).

Thank you very much.

Mike

Gina McCarthy/DC/USEPA/US

To

Sent by: Teri Porterfield

cc

02/12/2010 02:41 PM

bcc

Subject RTR Deadline Suite - DO NOT MOVE.

Meeting

Date 02/23/2010

Time 02:00:00 PM to 03:00:00 PM

Chair Gina McCarthy

Invitees

Required Amy Branning; Patricia Embrey; Peter Tsirigotis; Steve Page; Wendy Blake

Optional Don Zinger; Donald Maddox; Janet McCabe; Jean Walker; Lala Alston

FYI

Location Conf room 5400 ARN Call In \$

████████████████████
Please try not to reschedule - folks
have purchased airline tickets for this
meeting.

Subject: Scheduling a meeting between Gina and plaintiffs in the mega deadline suit on tech and residual risk review (RTR deadline suit)

Hi Teri:

I am the OGC attorney responsible for the above mentioned deadline suit. It is my understanding that Gina has agreed to meet with Plaintiff Sierra Club and that Janet will attend this meeting with Gina. I was also informed that I should contact you about setting up this meeting.

The attendees from Sierra Club will be Jane Williams (Chair, National Air Toxics Taskforce, Sierra Club). She plans to fly in from California to attend this meeting in person. She will be accompanied by her counsel, Earth Justice attorneys James Pew and Emma Cheuse.

Because this is a litigation matter, we need to include the DOJ attorney, Rochelle Russell. Rochelle is located in California and will participate by phone.

OGC attendees will be Patricia Embrey, Wendy Blake and me. I believe that Peter Tsirigotis will represent OAQPS at this meeting.

After checking Sierra Club's and DOJ's availability, the following dates would work for the meeting: Tues. 2/16, Tues. 2/23 or Weds. 2/24. Can you see if Gina is available on any of these dates for this meeting? Also, I would gladly contact Sierra Club and DOJ once you give me the time and date, or let me know if you prefer to contact them directly.

Thank you in advance.

Amy Huang Branning
EPA Office of General Counsel
phone: (202) 564-1744
fax: (202) 564-5603 or (202) 564-0070

Tiernan Sittenfeld
<tiernan_sittenfeld@lcv.org>
05/25/2012 06:47 PM

To Michael Goo
cc
bcc
Subject Invitation to LCV Capital Dinner

Hey Michael,

We hope that you will be able to join us as our guest for some or all of the LCV reception and/or dinner on June 6. This is a widely attended event hosted by LCV, a 501(c)(4) organization that is an LDA registrant. Hope you can make it -- please let us know at your soonest convenience!

Best,
Tiernan

Join us at the League of Conservation Voters' Capital Dinner!

Turning environmental values into national priorities

featuring

The Honorable Martin O'Malley
Governor of Maryland

The Honorable Sherrod Brown
U.S. Senator from Ohio

Wednesday, June 6, 2012
Union Station
Washington, DC

6:30 p.m. Registration and Reception

7:30 p.m. Dinner and Program

In 2011, we faced the most anti-environmental U.S. House of Representatives ever. All told, there were more than 200 votes on the environment and public health, including many bills to gut our nation's bedrock environmental protections. Despite these attacks, we helped ensure that both the U.S. Senate and the Obama administration rejected the vast majority of the House's polluter-driven agenda and instead protected core environmental safeguards and the Environmental Protection Agency's ability to reduce carbon pollution under the Clean Air Act.

As we face the most expensive election in history in 2012, we need your commitment and increased support now more than ever. We need to build for the future at the federal, state, and local levels, instead of wiping out over 40 years of environmental gains.

[Click here to sponsor the event or purchase a ticket.](#)

For more information, please contact Jenna Ebert at (202) 454-4583 or Jenna_Ebert@lcv.org

LCV Extends Our Special Thanks to our Benefit Committee Members

Diamond Sponsor – Tom and Currie Barron ~ Patricia Bauman and the Hon. John Landrum Bryant ~ Paul Brainerd ~ Tom and Sonya Campion ~ John Hunting ~ Richard Leeds and Anne Kroeker ~ Mindy and Reuben Munger ~ Scott Nathan and Laura DeBonis ~ Larry and Wendy Rockefeller ~ Fred Stanback ~ Maryanne Tagney-Jones ~ Daniel R. Tishman ~ Lynde B. Uihlein ~ Jonathan and Nicole Ungar – **Platinum Sponsor** – Rampa R. Hormel ~ Laura Turner Seydel and Rutherford Seydel – **Gold Sponsor** – Sam Bleicher ~ Environment America, Margie Alt and Douglas H. Phelps ~ Pete Giangreco and Steve Stenberg, The Strategy Group ~ Global Strategy Group ~ GMMB ~ Lawrie Harris ~ Cindy Harrell Horn ~ Abby and Mitch Leigh ~ Mack Crouse Group ~ Craig McKibben – **Silver Sponsor** – Environmental Defense Fund, Fred Krupp ~ Natural Resources Defense Council, John H. Adams and Frances Beinecke ~ Peter M. Wege – **Bronze Sponsor** – Activate ~ Anne Bartley ~ Wendy Benchley and John Jeppson ~ David Bonderman ~ Keith Campbell ~ David Doniger and Lisa Jorgenson ~ Earthjustice, Trip Van Noppen* ~ Freestone Communications ~ Friends of the Earth, Erich Pica ~ Hart Research Associates ~ The Henry Foundation* ~ George Martin ~ Sally and Bill Meadows ~ The Mellman Group ~ National Wildlife Federation, Larry Schweiger* ~ Ralston Lapp ~ Chuck Savitt ~ Stones' Phones ~ Terris, Barnes & Walters ~ Turner Foundation* ~ Union of Concerned Scientists, Kevin Knobloch ~ Winning Connections, John Jameson – **Environmental Majority Council** – David Alberswerth and Cary Ridder ~ Alliance for Justice ~ America Votes, Joan Fitz-Gerald ~ Anzalone Liszt ~ Building and Construction Trades Department, AFL-CIO ~ Care2* ~ Chapman, Cubine, Adams and Hussey Associates ~ Convio ~ Downey McGrath Group, Inc.* ~ Barbara P. Early ~ Marion Edey ~ George Frampton* ~ Greenberg Quinlan Rosner ~ Paul Hagen and Christine Jahnke ~ Rick Kessler, Dow Lohnes Government Strategies ~ Jim and Anna Lemon ~ Betsy S. Loyless ~ M+R Strategic Services ~ Jacqueline Badger Mars ~ Kenneth F. Mountcastle, Jr. ~ Heidi Nitze ~ John Podesta ~ Rafe Pomerance ~ Lisa Renstrom and Bob Perkowitz* ~ Sierra Club, Michael Brune ~ Southern Environmental Law Center ~ Russell and Aileen Train ~ Trister, Ross, Schadler + Gold, PLLC ~ Kathleen Welch and Shelley Hearne ~ Wild Bunch Media, Mark Longabaugh

* Contributor to LCV Education Fund

Tiernan Sittenfeld
<tiernan_sittenfeld@lcv.org>
10/22/2012 06:32 PM

To undisclosed-recipients:
cc
bcc
Subject Invitation: Election Night Party

We hope you can join us – please make sure to RSVP!

Best,
Tiernan



LEAGUE OF CONSERVATION VOTERS

CORRIDOR || PARTNERS



NRDC ACTION FUND
MOBILIZING AMERICA FOR A SUSTAINABLE FUTURE



Please join us for an
Election Night Party!

Tuesday November 6, 2012

The Mansion on O Street

2020 O Street, NW

Washington, DC

Hors d'oeuvres & drinks starting at 7:30 p.m.

RSVP at www.lcv.org/electionnight

Hosted by
League of Conservation Voters
Corridor Partners
Defenders of Wildlife Action Fund
National Wildlife Federation Action Fund
Natural Resources Defense Council Action Fund

Sierra Club

For more information please contact Jen Milley at Jennifer_Milley@lcv.org
or (202) 454-4568.

**Invitation is not transferable.*



LCV - Election Night invite.pdf

Trina Porter/DC/USEPA/US

06/25/2009 10:40 AM

To Lisa Heinzerling

cc Bob Sussman, Diane Thompson, Ray Spears, Eric Wachter,
Brian Hope, Jonathan Newton, Rory Boyd, Georgia Bednar,
Donald Maddox

bcc

Subject HQ-RIN-01495-09 (M. Levin)

The Office of the Administrator is in receipt of a Freedom of Information Act request. The request is as follows:

Requestor: Mark Levin

Firm: Landmark Legal Foundation

Due Date: **7/8/09**

Request: Please provide the following records: (verbatim)

1. Any and all schedules, calendars and logs produced by or for EPA "Climate Advisor" Lisa Heinzerling from November 20, 2008 to the date of this request.
2. Any and all notes produced by EPA "Climate Advisor" Lisa Heinzerling from November 20, 2008 to the date of this request.
3. Any and all electronic mail communications sent by or received by EPA "Climate Advisor" Lisa Heinzerling from November 20, 2008 to the date of the request including attachments to said emails.
4. Any and all letters sent by or received by EPA "Climate Advisor" Lisa Heinzerling from November 20, 2008 to the date of this request including attachments to said letters.
5. Any and all records evincing communications between EPA "Climate Advisor" Lisa Heinzerling and White House Official Carol Browner from November 20, 2008 to the date of this request.
6. Any and all records evincing communications between EPA "Climate Advisor" Lisa Heinzerling and the following entities from November 20, 2008 to the date of this request:

- Center for Biological Diversity
- Environmental Advocates
- Greenpeace
- Conservation Law Foundation
- Environmental Defense
- Friends of the Earth
- National Environmental Trust
- Natural Resources Defense Council
- Sierra Club
- Union of Concerned Scientists

7. Any and all travel records pertaining to EPA "Climate Advisor" Lisa Heinzerling from November 20, 2008 to the date of this request.

Note: Please contact Rory Boyd or Trina Porter for pick-up.

Please keep track of the time expended and your hourly wage for the cost worksheet.

Trina M. Porter
AO Sr. FOIA Coordinator
(202) 564-4322
Rory Boyd
AO FOIA Assistant
(202) 564-3966
MC1105A
Rm 2411, ARN

Wendy Blake/DC/USEPA/US
01/20/2010 05:28 PM

To Janet McCabe

cc

bcc

Subject Accepted: Schedule for Residual Risk Rulemaking in the
Sierra Club/Earth justice Litigation

Wendy Blake/DC/USEPA/US

09/10/2012 03:40 PM

To Joseph Goffman

cc Amy Branning, Elliott Zenick, Patricia Embrey

bcc

Subject Re: Fw: Courtesy copy: Notice of citizen suit on Refineries air toxics residual risk and technology review (RTR)

Joe - Per my voice mail, call me when you are free this afternoon. I can talk any time except from 4 to 4:30 pm today. Thanks, Wendy

Joseph Goffman

Just left you a vmail, Wendy. Please...

09/10/2012 02:08:26 PM

From: Joseph Goffman/DC/USEPA/US
To: Wendy Blake/DC/USEPA/US@EPA
Cc: Amy Branning/DC/USEPA/US@EPA, Elliott Zenick/DC/USEPA/US@EPA, Patricia Embrey/DC/USEPA/US@EPA
Date: 09/10/2012 02:08 PM
Subject: Re: Fw: Courtesy copy: Notice of citizen suit on Refineries air toxics residual risk and technology review (RTR)

Just left you a vmail, Wendy. Please call when you have a chance. Thanks.

Joseph Goffman
Senior Counsel to the Assistant Administrator
Office of Air and Radiation
US Environmental Protection Agency
202 564 3201

Wendy Blake

Joe, I wanted to let you know that Emm...

09/10/2012 02:00:25 PM

From: Wendy Blake/DC/USEPA/US
To: Joseph Goffman/DC/USEPA/US@EPA
Cc: Patricia Embrey/DC/USEPA/US@EPA, Amy Branning/DC/USEPA/US@EPA, Elliott Zenick/DC/USEPA/US@EPA
Date: 09/10/2012 02:00 PM
Subject: Fw: Courtesy copy: Notice of citizen suit on Refineries air toxics residual risk and technology review (RTR)

Joe,

I wanted to let you know that Emma Cheuse called Amy Branning last Thursday afternoon, indicating that her clients would like to speak to the Agency regarding the Refineries NOI. Amy said that she would circle with the program and get back to Emma early this week. Let discuss how best to proceed with Sierra Club.

Wendy

Wendy L. Blake
U.S. Environmental Protection Agency
Office of General Counsel
phone: (202) 564-1821
fax: (202) 564-5603

----- Forwarded by Wendy Blake/DC/USEPA/US on 09/10/2012 11:31 AM -----

From: Wendy Blake/DC/USEPA/US
To: Joseph Goffman/DC/USEPA/US@EPA
Cc: Patricia Embrey/DC/USEPA/US@EPA
Date: 09/04/2012 09:48 AM
Subject: Fw: Courtesy copy: Notice of citizen suit on Refineries air toxics residual risk and technology review (RTR)

Joe,

Below is Emma Cheuse's email (Sierra Club counsel) transmitting the notice of intent (NOI) to sue regarding our failure to conduct a residual risk and technology review of the refineries rules. In her email, she asks that Sierra Club and Environmental Integrity Project (EIP) have an opportunity to speak with EPA about the NOI. We have not yet reached out to her. How do you want to proceed with regard to her request?

Sierra Club and EIP can file suit later this month (60 days after 7/18/12, the date of the NOI), and as such we wanted to coordinate on reaching out to the potential litigants.

Wendy

----- Forwarded by Wendy Blake/DC/USEPA/US on 09/04/2012 09:17 AM -----

From: Emma Cheuse <echeuse@earthjustice.org>
To: Amy Branning/DC/USEPA/US@EPA, Wendy Blake/DC/USEPA/US@EPA
Cc: James Pew <jpew@earthjustice.org>
Date: 07/18/2012 03:06 PM
Subject: Courtesy copy: Notice of citizen suit on Refineries air toxics RTR

Hi Amy and Wendy,

Jim and I just wanted to send you a courtesy copy of the new notice letter we sent today via certified mail on EPA's Refineries RTR. Please see attached.

We and our co-counsel (Environmental Integrity Project) would welcome the opportunity to talk with EPA soon about this.

Best,
Emma

Emma Cheuse
Senior Associate Attorney
Earthjustice
1625 Massachusetts Avenue, N.W. Suite 702
Washington, DC 20036-2243
T: 202-745-5220 or 202-667-4500 ext. 5220
F: 202-667-2356
www.earthjustice.org

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Refineries Notice Letter 7-18-2012.pdf

Wendy Blake/DC/USEPA/US

09/10/2012 02:00 PM

To Joseph Goffman

cc Patricia Embrey, Amy Branning, Elliott Zenick

bcc

Subject Fw: Courtesy copy: Notice of citizen suit on Refineries air toxics residual risk and technology review (RTR)

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Office of General Counsel
phone: (202) 564-1821
fax: (202) 564-5603

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Wendy

----- Forwarded by Wendy Blake/DC/USEPA/US on 09/04/2012 09:17 AM -----

From: Emma Cheuse <echeuse@earthjustice.org>
To: Amy Branning/DC/USEPA/US@EPA, Wendy Blake/DC/USEPA/US@EPA
Cc: James Pew <jpew@earthjustice.org>
Date: 07/18/2012 03:06 PM
Subject: Courtesy copy: Notice of citizen suit on Refineries air toxics RTR

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Emma

Emma Cheuse
Senior Associate Attorney
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Washington, DC 20036-2243
T: 202-745-5220 or 202-667-4500 ext. 5220
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www.earthjustice.org

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Refineries Notice Letter 7-18-2012.pdf

Wendy Blake/DC/USEPA/US
01/05/2011 10:04 AM

To Patricia Embrey, Peter Tsirigotis
cc Joseph Goffman
bcc

Subject Fw: here is Jim's reply to intervenors

fyi. On January 3, 2011, Sierra Club filed the attached response to industry intervenor's papers supporting EPA's extension motion.

----- Forwarded by Wendy Blake/DC/USEPA/US on 01/05/2011 10:03 AM -----

From: "McDonough, Eileen (ENRD)" <EMcDonou@ENRD.USDOJ.GOV>
To: Wendy Blake/DC/USEPA/US@EPA
Date: 01/04/2011 12:04 AM
Subject: here is Jim's reply to intervenors



show_temp[1].pdf

Zachary Fabish
<zachary.fabish@sierraclub.org>

07/25/2012 04:33 PM

To Diana Esher, Kathleen Cox, Michael Goo

cc

bcc

Subject Pennsylvania Title V comments

Dear Diana Esher, Kathleen Cox, and Mike Goo,

Please find attached copies of comments on draft Title V permits for the following Pennsylvania facilities, filed by the Sierra Club, Clean Air Council, Environmental Integrity Project, and Group Against Smog and Pollution:

- 1) Sunbury Generation LP, TVOP 55-00001
- 2) Bruce Mansfield Power Station, TVOP 04-00235;
- 3) Mitchell Power Station, TVOP 63-00016; and,
- 4) Homer City Generating Station, TVOP 32-00055,

timely filed with the Pennsylvania Department of Environmental Protection on June 25, 2012, as well as

- 5) AES Beaver Valley, TVOP 04-0446; and,
- 6) Hatfield's Ferry Power Station, TVOP 30-00099,

timely filed with the Pennsylvania Department of Environmental Protection on July 20, 2012.

Discs containing copies of the comments, as well as all exhibits cited therein, are being sent to you via U.S. Mail.

Please feel free to contact me if you have any questions or concerns.

Thank you,

-Zack Fabish

--

Zachary M. Fabish
Associate Attorney
50 F Street, NW - 8th Floor
Washington, DC 20001
(202) 675-7917
(202) 547-6009 (fax)
zachary.fabish@sierraclub.org

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This e-mail may contain privileged and confidential attorney-client communications and/or confidential attorney work product. If you receive this e-mail inadvertently, please notify me and delete all versions on

your system. Thank you.



Letter to EPA Enclosing Title V Comments_Esher Cox Goo.PDF



Beaver Valley TV Comments Final.pdf



Comments on BM Draft TVOP 04-00235 (Sierra Club et al.).pdf



Comments on Draft TVOP 63-00016 (Mitchell Station).pdf



Sierra Club et al. Comments on Draft Hatfields Ferry TV-OP 30-00099_July 20, 2012.pdf



Sierra Club et al. Comments on Homer City Draft Permit No. 32-00055_6.25.12.pdf



Sunbury Title V comments.PDF

"Casey-Lefkowitz, Susan"
<sclefkowitz@nrdc.org>

02/16/2011 12:31 PM

To Michael Goo

cc "Barratt-Brown, Liz"

bcc

Subject new report: Tar Sands Pipelines Safety Risks

Hi Michael,

As you will have just seen, we wanted to let you know about a new report that we released today. We'll be sending it to your other colleagues at EPA later.

Here is the overview of the report and the blog that I posted this morning. Let us know if you have questions!

Best,

Susan

Blog posting and report release: New pipeline projects should be put on hold given the safety risks of tar sands oil pipelines: Today, NRDC released a new report – together with our partners the Pipeline Safety Trust, the National Wildlife Federation and the Sierra Club. The report, [Tar Sands Pipeline Safety Risks](#), shows that by its nature raw tar sands oil or diluted bitumen is more corrosive and more likely to result in pipeline failures. The risks of spills from tar sands pipelines are high and U.S. safety regulations are not enough to protect special places such as the Great Lakes, the Nebraska Sandhills and the Ogallala Aquifer. With the proposed [Keystone XL tar sands pipeline](#) in the middle of its environmental impact assessment by the U.S. State Department, getting a better understanding of what raw tar sands oil in a pipe means for our environment and safety is more important than ever. There are some simple steps that the U.S. government can take to protect communities from oil spill tragedies. The report spells these out – including the need to put proposed tar sands pipelines such as the Keystone XL project on hold until we can evaluate the need for new U.S. pipeline safety regulations and put a system in place to deal with the special characteristics of raw tar sands oil. We can do better by our communities, our special places and our wildlife. Read more at: http://switchboard.nrdc.org/blogs/sclefkowitz/new_pipeline_projects_should_b.html

Susan Casey-Lefkowitz
Director International Program
Natural Resources Defense Council
1200 New York Ave, NW, Suite 400
Washington, DC 20005
tel: 202 289 2366
cell: 646 287 6225
email: sclefkowitz@nrdc.org

"Herzog, Antonia"
<aherzog@nrdc.org>
06/16/2011 11:27 AM

To Alex Barron, Michael Goo, Seth Oster, brigfeld.erin, Betsaida Alcantara
cc David McIntosh
bcc
Subject Voters Support Stronger Smog Standard

FYI, wanted to make sure you all saw this. Public support for EPA remains strong, in fact is growing.

NEW POLL SHOWS OVERWHELMING SUPPORT FOR EPA AND STRONGER SMOG STANDARDS
Challenging industry assertions, voters reject economic arguments and support public health

Americans across the country are overwhelmingly supportive of the Environmental Protection Agency (EPA) and the agency's efforts to update standards for life-threatening air pollutants such as smog, according to new data released today from a nationwide, bipartisan survey conducted by the American Lung Association.

Central to the current debate in Congress, 75 percent of voters support the EPA setting stricter limits on smog, and a significant majority of voters reject the notion that stronger standards will impede economic recovery, with most believing that updated standards are likely to create more jobs as a result of innovation and investment in new technologies.

The full survey, along with slides and a memo from Greenberg Quinlan Rosner and Moore Information found [here](#).

The American Lung Association conducted a nationwide, bipartisan survey to examine voters' views of the Environmental Protection Agency (EPA) and the agency's efforts to update pollution standards. The polling information has national data and state data for Florida, North Carolina, Virginia, Ohio, Michigan, Minnesota and Wisconsin. The results of the survey challenge assertions made by some Members of Congress and major oil and power companies regarding the public's attitudes on air pollution, including smog; confidence in the EPA and its impact on job creation and economic recovery.



Clean Air Survey June 2011 memo results[1].pdf



June 2011 Poll Frequency Questionnaire[1].pdf



Final Release for Jun 16[1].pdf

"Herzog, Antonia"
<aherzog@nrdc.org>
03/03/2011 03:13 PM

To Michael Goo, Alex Barron
cc "Consuegra, Jamie"
bcc
Subject the public polling

Hi Michael and Alex,

Great seeing you guys today. Here is the info on the public polling (National and 27 congressional districts) that has been done on public attitudes toward EPA in the last month. Please share with your colleagues whose emails I don't have.

- **Strong Opposition Nationally and in 19 Key Districts to House Votes to Block Public Health Protections (Feb 18-28)**

Public Policy Polling, conducted for NRDC, released 20 new polls to probe how Americans nationally and in 19 key districts feel about votes to block the EPA's work to protect public health.

http://switchboard.nrdc.org/blogs/paltman/strong_opposition_nationally_a.html

- **Congress: Can You Hear America Now On Clean Air and EPA (Feb 7-14)**

A [new American Lung Association poll conducted by Democratic polling firm Greenberg Quinlan Rosner and GOP pollster Ayres McHenry](#) examining the American public's views on protecting public health from pollution offers the most robust findings on where Americans are at on the issue: a bipartisan cross section want the EPA to be able to do its job protecting public health from pollution and oppose efforts to derail the EPA.

http://switchboard.nrdc.org/blogs/paltman/congress_can_you_hear_america.html

- **Constituents in Upton's and 8 Other House Districts: Let EPA Do its Job! (Feb 4-5)**

Public Policy Polling, conducted for NRDC, survey showing that voters in Chairman Upton's district are not at all behind him, and the voters in eight other districts we looked at aren't either.

http://switchboard.nrdc.org/blogs/paltman/voters_in_uptons_and_other_hou.html

- **Americans Oppose Upton and Gingrich-style Attacks on Pollution Safeguards (Jan 27-30)**

Public opinion polling released by the Opinion Research Corporation finds that Americans don't want to eliminate the EPA as Gingrich suggests, nor do they want Congress to stop it from doing its job of protecting public health, as Chairman Upton and others want to do.

http://switchboard.nrdc.org/blogs/paltman/americans_oppose_upton_and_gin.html

Antonia Herzog, Ph.D.
Assistant Director
Climate Center
Natural Resources Defense Council
1200 New York Ave. NW, Suite 400
Washington, DC 20005
202-289-2428

"John Coequyt"
<john.coequyt@sierraclub.org
>

08/29/2012 02:26 PM

Please respond to
John Coequyt
<john.coequyt@sierraclub.org>

To Michael Goo

cc

bcc

Subject Accepted: General Discussion

"John Coequyt"
<john.coequyt@sierraclub.org
>

08/30/2012 07:39 AM

Please respond to
John Coequyt
<john.coequyt@sierraclub.org>

To Michael Goo

cc

bcc

Subject Accepted: General Discussion- 3513A

"John Coequyt"
<john.coequyt@sierraclub.org
>

05/15/2012 07:13 AM

Please respond to
John Coequyt
<john.coequyt@sierraclub.org>

To Michael Goo

cc

bcc

Subject Accepted: Meeting w/Coequyt See Notes

"John Coequyt"
<john.coequyt@sierraclub.org
>

05/15/2012 04:00 PM

Please respond to
John Coequyt
<john.coequyt@sierraclub.org>

To Michael Goo

cc

bcc

Subject Tentative: Meeting w/Coequyt See Notes

"Matthew Tejada"
<tejada@airalliancehouston.org>

07/16/2012 06:58 PM

Please respond to
Matthew Tejada
<tejada@airalliancehouston.org>

To Gina McCarthy

cc

bcc

Subject Accepted: Meeting with Earthjustice on polyvinyl chloride rule

"Michael Bradley"
<mbradley@mjbradley.com>

05/06/2011 12:04 PM

Please respond to
<mbradley@mjbradley.com>

To Michael Goo
cc "Darlene Ryan"

bcc

Subject RE: NSPS litigants - NRDC, Sierra, EDF

Got it, following up now.

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

From: Goo.Michael@epamail.epa.gov [mailto:Goo.Michael@epamail.epa.gov]
Sent: Friday, May 06, 2011 10:54 AM
To: mbradley@mjbradley.com
Subject: Fw: NSPS litigants - NRDC, Sierra, EDF

Hey Michael. I left you a voicemail. Thanks.

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

From: Shannon Kenny
Sent: 05/06/2011 10:47 AM EDT
To: Michael Goo
Subject: NSPS litigants - NRDC, Sierra, EDF "Under today's agreement with the States of New York, California, Connecticut, Delaware, Maine, New Mexico, Oregon, Rhode Island, Vermont, and Washington, the Commonwealth of Massachusetts, the District of Columbia, and the City of New York; Natural Resources Defense Council (NRDC), Sierra Club, and Environmental Defense Fund (EDF), "

Shannon Kenny
U.S. Environmental Protection Agency
202-566-2964

"Miller, Chris (Reid)"
<Chris_Miller@reid.senate.gov
>

07/18/2011 12:30 PM

To Lorie Schmidt, Michael Goo

cc

bcc

Subject FW: Greens want courts to make EPA enforce air rules

Hi - does this lawsuit really have the potential to unwind (or undermine) a bunch of other rules, including cement MACT, etc.?

Thanks, Chris

Subject: Greens want courts to make EPA enforce air rules

Greens want courts to make EPA enforce air rules

By Robin Bravender
7/18/11 12:08 PM EDT

Environmentalists are asking federal courts to overturn the Obama administration's plans to delay controversial air toxics rules for boilers and incinerators.

Attorneys representing the Sierra Club filed two separate petitions in federal courts last week challenging the EPA's decision to delay the air toxics rules after a federal judge denied the agency's request to do so earlier this year.

The Sierra Club filed a petition Thursday with the U.S. District Court for the District of Columbia, and a separate petition for review Friday with the U.S. Court of Appeals for the District of Columbia Circuit. The group's attorneys argue that the EPA didn't have the legal authority to indefinitely delay its standards while it reconsiders its rules.

Under a court deadline, the agency issued final boiler MACT and incinerator air toxics rules in February, but quickly announced that it would reconsider those rules and that industry wouldn't be forced to comply in the meantime. The EPA had asked a federal judge to delay the deadline for the final rule until 2012, but the court rejected its request.

The agency last month announced plans to release a proposed rule by October and to issue a revised final standard by April 2012, saying it needed more time to analyze the data and public comments.

Greens, meanwhile, say the agency is dragging its feet on standards that are already more than a decade overdue and would have major public health benefits.

The boiler MACT rule issued in February, which requires boilers to

install maximum achievable control technologies to curb mercury and other pollutants, had an estimated price tag of \$1.8 billion and would have prevented up to 6,600 premature deaths annually, according to the EPA.

The boiler MACT rule has become a contentious issue on Capitol Hill, where House Republicans have introduced legislation that would delay the boiler MACT rules by at least 15 months after the bill was passed and would give industries more time to comply.

To read and comment online:

<https://www.politicopro.com/go/?id=4658>

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To change your alerts or unsubscribe:

<https://www.politicopro.com/member/?webaction=viewAlerts>

"smaddin"
<smaddin@earthjustice.org>

07/13/2012 01:36 AM

To Gina McCarthy

cc

bcc

Subject Accepted: Invitation: Meeting with Earthjustice on polyvinyl chloride rule (Jul 19 04:15 PM EDT in ARN 5400/Conference: 1-866-299-3188 access: 2025642915)

"Walke, John"
<jwalke@nrdc.org>
03/23/2012 11:33 AM

To undisclosed-recipients:
cc
bcc
Subject NRDC blog post: Radioactive Fallout From Senator Inhofe's
Nuclear Legislation to Kill Clean Air Protections

John Walke's Blog

Radioactive Fallout From Senator Inhofe's Nuclear Legislation to Kill Clean Air Protections

Posted March 23, 2012 in [Curbing Pollution](#), [Health and the Environment](#), [U.S. Law and Policy](#)

Tags: [cleanairact](#), [congress](#), [mact](#), [mercury](#), [pnp](#), [pollution](#), [powerplants](#)

Senator Jim Inhofe (R-OK) has introduced a [resolution](#) [pdf] under the [Congressional Review Act](#) to eliminate EPA's [mercury and air toxics standards](#) for power plants. The resolution would immediately nullify historic health protections against mercury contamination, heart attacks, strokes, asthma attacks and premature deaths caused by air pollution from power plants. But the resolution's long term damage is less well understood and deserves equal scrutiny and criticism.

This week the Senate's clean air subcommittee held a hearing entitled "Oversight: Review of the Environmental Protection Agency's Mercury and Air Toxics Standards (MATS) for Power Plants." In a move that surprised no one, Senator Inhofe used the occasion to promote his irresponsible Congressional Review Act (CRA) resolution. Inhofe submitted a written [statement](#) claiming his disapproval resolution would "send the rule back to EPA to be rewritten in a manner consistent with Congressional direction – namely, in a way that reduces emissions but that doesn't unnecessarily kill jobs so that others may profit." Inhofe's claim mischaracterizes the legal implications of a CRA disapproval resolution and ignores the history of this dangerous legislative bludgeon. As I've written [before](#), a CRA resolution of disapproval not only would void all of the health benefits of the MATS rule, but also would tie EPA's hands going forward so that the agency could not issue *any standards* that are "substantially the same" as MATS.

The "substantially the same" language is taken from the Congressional Review Act itself [[§801\(b\)\(2\)](#)]. The legislative history and past use of CRA disapproval

resolutions reveal a legal landscape wracked with uncertainty, delay and failure surrounding an agency's responsibility to re-issue standards to protect the American people.

What is clear, however, is that Senator Inhofe's resolution of disapproval would have deadly consequences for our children's health, and a devastating impact on EPA's ability to protect our families in the future from the serious health consequences of mercury and other toxic air pollution.

EPA [projects](#) [pdf] that starting in 2016, the Mercury and Air Toxics Standards *every year* will prevent:

- up to 11,000 premature deaths;
- nearly 5,000 heart attacks;
- 130,000 asthma attacks;
- 5,700 hospital and emergency room visits; and
- 540,000 days when people miss work and school.

Senator Inhofe's resolution guarantees these harms would continue, at a minimum, for the two years that it would take EPA to adopt replacement standards, and probably longer as discussed below. His resolution would deny all Americans the enormous health benefits from reducing 90% of the mercury and 88% of the acid gas pollution from power plants that burn coal and oil.

Eighteen national medical organizations including the American Academy of Pediatrics, the American Heart Association, the American Lung Association and the American Nurses Association have [urged](#) [pdf] the Senate to vote "No" on Senator Inhofe's resolution precisely because of these serious health impacts.

Looking past this support and the standards' enormous health benefits, let's examine how CRA disapproval resolutions have worked in the past, and what that would mean were Inhofe's CRA resolution to become law. (Spoiler: it's not good news if you like breathing clean air.)

Since its enactment in 1996 as part of the G.O.P. "Contract with America," the CRA has been used successfully exactly once to disapprove a federal agency regulation. This infrequency itself is an indication of the CRA's extreme approach, and shows that Congress recognizes the law is a drastic weapon that rarely deserves wielding.

In 2001, Congress enacted, and President George W. Bush signed into law, a joint CRA resolution disapproving the Occupational Safety and Health Administration's (OSHA) regulations for workplace ergonomics standards. In the more than 10 years since that resolution of disapproval, OSHA has never once attempted to issue new standards relating to ergonomics.

Some have [noted](#) that "the continuous absence of ergonomics from the regulatory agenda for an entire decade following the veto of OSHA's rule—and well into the Obama Administration—arguably provides evidence of [OSHA's] self-censorship." [at 730]. Former Secretary of Labor Elaine Chao testified to precisely this point before the Senate Appropriations Committee in 2001 following the CRA veto, [stating](#) that a "great deal of resources, both in and

outside the Department, went into creating the ergonomics standard. Under the CRA, the Department is now precluded from producing any standard that would be 'substantially the same'." Secretary Chao noted that as a result of the CRA, the Agency needed a clear directive "[b]efore we expend valuable – and limited – resources on a new effort."

Members of Congress agreed. Senator Kennedy, in the debate over the CRA resolution targeting the ergonomic standards, [said](#) [pdf] "make no mistake about the resolution of disapproval that is before us. It is an atom bomb for the ergonomics rule. . . . Until Congress gives it permission, OSHA will be powerless to adopt an ergonomics rule" (at S1836).

OSHA [documents](#) and recent [statements](#) from the Obama administration indicate that the agency *still* has no intention of wading into the murky waters of what would or would not constitute a substantially similar rule when attempting to adopt new ergonomics standards.

Senator Kennedy's atom bomb metaphor was apt. A CRA disapproval resolution is completely destructive, voiding the targeted agency standard as a matter of law. But the resolution's long term consequences are like radioactive fallout, continually harmful in their own right. By killing health protections with a CRA resolution rather than ordinary legislation, the ban on future substantially similar standards serves to contaminate the underlying statute (like the Clean Air Act) with a fallout zone of legislative annulment and crippling uncertainty that prevents that statute's purposes from being carried out.

The example of OSHA's ergonomics standards is instructive for a number of reasons. Not only does it provide a clear example of the agency paralysis that can result from a CRA resolution, but it also underscores the barren legal landscape surrounding the meaning of the language found in the Congressional Review Act. The Act [provides](#) that a "new rule that is substantially the same as [the disapproved] rule may not be issued, unless the reissued or new rule is specifically authorized by a law enacted after the date of the joint resolution disapproving the original rule."

There is minimal legislative history for the CRA to help clear up this vague instruction. What exists was added to the congressional record weeks after the CRA became law, and consists primarily of a joint [statement](#) by three Senators. The Congressional Review Act originated in a title of the House bill that did not go through the committee process and was the subject of no floor debate. As Senator Nickles [noted](#) in introducing the joint statement, "no other expression of [the CRA's] legislative history exists other than the joint statement," and the "joint statement is intended to provide guidance to the agencies, the courts, and other interested parties when interpreting the act's terms."

The Senators' joint statement indicates that "if an agency is mandated to promulgate a particular rule and its discretion in issuing the rule is narrowly circumscribed, the enactment of a resolution of disapproval for that rule *may work to prohibit the reissuance of any rule* ." EPA is required to promulgate the

MATS under section 112 of the Clean Air Act, which lays out so-called “Maximum Achievable Control Technology” (MACT) standards as the prescribed regulatory method. As such, it is no logical reach to conclude that Inhofe’s CRA resolution “may work to prohibit the reissuance” of EPA’s MATS under the protective air toxics program that the authors of the 1990 Clean Air Act amendments intended.

Based on the paucity of legislative history or any prior case law on what qualifies as regulations that are “substantially the same,” one can easily imagine the following situation: EPA’s MATS standards are invalidated through a CRA resolution, and the agency is sent back to promulgate new standards. The agency has no guidance on what standards would or would not be considered “substantially the same” as the now-invalidated MATS.

Suppose EPA re-issues new standards under section 112 of the Clean Air Act, like the MATS. After years of EPA effort, the utility industry challenges these new standards in court (just as industry is doing now with MATS).

The D.C. Circuit Court of Appeals in that case will for the first time have to determine what “substantially the same” means. Everything will ride on that court's determination. Suppose the court weighs the EPA standards, then interprets the above-mentioned post-hoc legislative history (“enactment of a resolution of disapproval for that rule may work to prohibit the reissuance of any rule”), and concludes that EPA may not issue section 112 air toxics standards for power plants *at all*. The court determines EPA's air toxics standards under that section of the law qualify as “substantially the same” as the disapproved MATS, due perhaps to their structure, form, and other factors inherent to section 112. EPA once again would be sent back to recreate new standards – but without the statutory authority that the Clean Air Act intended for reducing toxic air pollution. And the spartan CRA disapproval resolution identifies no new or different Clean Air Act authority for EPA to invoke, nor does the resolution itself enact new authority to cut air toxins.

The agency still would have little understanding of the parameters of the “substantially the same” language. But now EPA would be stripped altogether of the intended authority to protect Americans from toxic air pollution, by a combination of the CRA resolution and the court's ruling.

EPA now would be forced to embark on a *fourth* round of rulemaking to reduce power plants' toxic air pollution, but without adequate authority. (The Bush administration's first attempt was resoundingly [rejected](#) by the courts as contrary to the Clean Air Act, the second attempt invalidated by a CRA resolution, and the third effort rejected by the courts as substantially similar to MATS).

In the meantime, following multi-year delays, broken promises to the American people and amnesty for big polluters, more children’s brains would be harmed by mercury pollution and Americans would suffer tens of thousands of preventable deaths and heart attacks, and hundreds of thousands of asthma attacks.

Now consider this less dire possibility: suppose that EPA re-issues section 112

air toxics standards that are still much weaker than the current MATS, but the court accepts that adopting standards under this section of the law does not necessarily make them "substantially the same" as the nullified standards. The question then becomes how much weaker would these re-issued standards have to be to escape the ban on substantially similar rules? 10% weaker? 25% or 50%? How many more deaths must these weaker standards allow – 3,000 per year? 8,000? How much more mercury pollution would make these new standards not "substantially the same"?

These questions have no answers. There is no legal precedent a court could examine, the legislative history is limited and problematic, and the only previous example (ergonomics standards) is deeply troubling.

And here's the crucial point: Senator Inhofe cannot answer these questions either. In fact, no Senator, lobbyist, lawyer, or fortune teller can tell you what would happen should a disapproval resolution eliminate MATS and should EPA find itself needing to re-issue standards not considered substantially the same. No one can offer reassurances that the just-discussed situations will not happen. And there's the rub. That is precisely why Senator Inhofe's resolution of disapproval is so reckless and destructive. No Senator supporting Inhofe's CRA resolution can offer any reliable reassurance that EPA would be able to re-issue section 112 MACT standards that achieve many, most or all of the benefits of the disapproved standards.

Inhofe's recent written [statement](#) says that a disapproval resolution would "send the rule back to EPA to be rewritten in a manner consistent with Congressional direction," but the truth is that the [resolution's](#) terse one sentence provides *no* Congressional direction on how to rewrite standards. See for yourself [\[pdf\]](#). Instead Senator Inhofe and CRA supporters are willing to play Russian roulette with our children's health, with generationally important protections against toxic air pollution.

Senators that resort to the CRA to kill agency rules such as EPA's Mercury and Air Toxics Standards for power plants show no regard for what future standards will be, when they will deliver their protections or even whether there will be meaningful standards. The truth is that voting for the CRA resolution means killing the air toxics standards with no reassurance that they ever will be replaced or ever do the job that the Clean Air Act guarantees Americans.

It's no coincidence that announced supporters of a CRA resolution to dispense with MATS are not supporting any alternative legislation to reduce toxic air pollution from power plants just as effectively.

Senator Lisa Murkowski (R-AK) [says](#) she endorses Inhofe's disapproval resolution and supports "send[ing] the EPA back to the drawing board through a resolution to disapprove of the Utility MACT rule." What she fails to note is that a successful resolution would send EPA back to a drawing board that is devoid of the tools necessary to protect Americans. Senators Murkowski and Inhofe would have voted to eliminate the original protections and to ruin the tools available to

craft replacement protections. All without providing any solution of their own. Toxic air pollution standards for power plants already are more than two decades overdue. We cannot afford to have Senators engage in brinkmanship on behalf of polluters that have failed to clean up their own act for too long. It is indefensible to sacrifice Americans' right to breathe clean air and our children's health by using a legislative nuclear weapon with unavoidable radioactive fallout. Senator Inhofe was recently [quoted](#) saying that EPA's mercury and air toxics standards were "a killer" (subscr. required). While he's right about the "killer" part, it's not EPA's standards that would kill, but the Senator's own disapproval resolution that would mean thousands more lives lost and a radically uncertain future for any new standards aimed at protecting our health.

Best,

John Walke
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Read my blog on clean air policy and law at <http://switchboard.nrdc.org/blogs/jwalke/> and follow me on Twitter at [jwalkenrdc](#).

***** ATTACHMENT NOT DELIVERED *****

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extension and resend the Email with the renamed attachment.
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For further information, please contact the EPA Call Center at
(866) 411-4EPA (4372). The TDD number is (866) 489-4900.

***** ATTACHMENT NOT DELIVERED *****

"Walke, John"
<jwalke@nrdc.org>
09/06/2011 12:14 PM

To undisclosed-recipients:
cc
bcc
Subject NRDC blog post: The President Sabotages Clean Air
Protections, Part 1

http://switchboard.nrdc.org/blogs/jwalke/the_president_sabotages_clean.html

John Walke's Blog

The President Sabotages Clean Air Protections, Part 1

Posted September 5, 2011 in [Curbing Pollution](#), [Health and the Environment](#), [U.S. Law and Policy](#)

Tags: [cleanairact](#), [ozone](#), [ozonestandard](#), [pnp](#), [smog](#)

In the most outrageous environmental offense of the Obama administration, the president himself has intervened politically to [block](#) the Environmental Protection Agency from correcting an unprotective smog standard that the head of EPA recognizes to be [scientifically and legally indefensible](#) [pdf]. The president's own [rationale](#) for interference defies the Clean Air Act and a [unanimous Supreme Court decision](#), elevating unlawful considerations above public health, science and the law.

The president's intervention is compounded by grievous legal and factual errors. The president sided with Big Oil and other polluters based on their claims about regulatory burden, notwithstanding that compliance with stronger smog standards would not have been required until [2016 anyway](#), and stronger safeguards will save the country money too.

Siding with an unprotective smog standard adopted by the Bush administration under equally politicized circumstances, the president has condemned EPA and his Department of Justice to defend that Bush standard in court against lawsuits by the American Lung Association, NRDC, and a dozen states, including the president's own. *After* EPA Administrator Jackson has deemed that Bush standard to be "[not legally defensible given the scientific evidence](#)." [pdf]

News coverage of the Friday Smog Massacre only scratched the surface of the deeper levels of capitulation, illegality and harmful consequences embodied in

the president's action. All to serve political interests above the health of the American people, compliance with the law, and respect for scientific integrity. I will plumb those deeper levels in a series of posts starting with this one.

A Brief History of Lengthy Delay and Lawbreaking

Public health standards protecting all Americans against dangerous ground-level ozone or smog pollution were last set in accordance with sound science and the Clean Air Act in 1997. Then-EPA Administrator Carol Browner adopted a health standard of 0.08 parts per million. In all too familiar EPA preference for laxity, regardless of political party, that number was rounded up to 0.084 parts per million or 84 parts per billion (ppb). *That 84 ppb level remains the permissible concentration of smog pollution today that federal and state officials across the country are enforcing*

Despite the Clean Air Act requirement that clean air standards be reviewed and revised every five years, the Bush administration delayed and failed to revise the 1997 ozone standards until March of 2008. Then-EPA Administrator Stephen Johnson disregarded the unanimous recommendations of EPA's independent, expert science advisors that the 84 ppb standard be lowered to between 60 and 70 ppb in order to protect public health with an adequate safety margin. Instead Johnson set the standard well outside that range at [75 ppb](#) [pdf].

After Johnson rejected the science advisors' unanimous ozone advice, the advisors took the extraordinary step of writing a strong letter to him [condemning](#) [pdf] his weaker 75 ppb standard: "[T]he members of the CASAC Ozone Review Panel do not endorse the new primary ozone standard as being sufficiently protective of public health."

Johnson's reasons for refusing to follow the science and the advisors' recommendations were a joke. His reasoning carried the same hallmarks of tortured excuse and silence in the face of contrary evidence that characterized another Bush EPA air quality standards decision. In 2006, Johnson disregarded the near-unanimous advice of these same expert advisors when he adopted similarly unprotective standards for soot pollution, or PM2.5. One month into the Obama administration, a federal court [found](#) [pdf] the Bush administration soot standards arbitrary and overturned them, sending them back to EPA to start over.

A Promise to Follow Science and the Law, and Protect Public Health

Administrator Jackson wished to avoid the same fate in court for the unlawful ozone standards issued by the Bush EPA. Lawsuits had been filed against these standards in 2008 by the American Lung Association, NRDC and other environmental groups and more than a dozen states and cities. Numerous industry groups challenged the Bush standards too, comically claiming them to be unlawfully stringent.

More importantly, speaking to the public health and welfare standards for ozone, Jackson [indicated](#) [pdf] that she wanted to "ensure that two of the nation's most important air quality standards are clearly grounded in science, protect public

health with an adequate margin of safety, and are sufficient to protect the environment.”

So in September 2009, she announced that EPA would reconsider the inadequate 2008 Bush ozone standards. Stating the obvious, she noted that “[t]he ozone standards set in 2008 were not as protective as recommended by EPA’s panel of science advisors, the Clean Air Scientific Advisory Committee.” In January 2010, EPA [proposed](#) [pdf] to strengthen the Bush ozone standards to fall within the 60 to 70 ppb range recommended by the science advisors, and the agency solicited public comment.

It was widely rumored in Washington and believed in clean air circles that by the fall and early winter in 2010, Administrator Jackson wished to finalize ozone standards at the mid-point of the range recommended by EPA’s science advisors – 65 parts per billion.

Strengthening the ozone standard to this level would have [avoided](#) [pdf] approximately 8,000 premature deaths, and prevented 3,800 nonfatal heart attacks and 40,000 asthma attacks beyond the Bush standard, every year.

More Delays and a Breakthrough

In December 2010, however, Administrator Jackson announced that she would delay adoption of final standards until July 29, 2011. This marked the third delay in 5 months, following delays in August and October, 2010. Her [stated reason](#) [pdf] was that “additional advice from [EPA’s expert science advisors] may prove useful and important in evaluating the scientific and other information before her.” Agency watchers assumed the real reason was the White House. Considering the unanimous and forceful recommendations from EPA’s science advisors and staff scientists, what more could be gained from double-checking with those advisors? To confirm that they really meant it?

The only plausible explanation was that Jackson had faced opposition from the White House political machinery and she was looking to the independent science advisors to re-emphasize the even greater need in 2011 for stronger standards. Perhaps they might even indicate that protections at the lower end of their recommended range, at or below the 65 ppb level Jackson reportedly wished to adopt, would best protect the American people.

Industry representatives concluded the same thing about the political reasons for this third delay; their lobbying frenzy accelerated and targeted the White House even more feverishly.

Hastily re-convened, in March of this year the science advisors predictably reaffirmed their unanimous recommendations that the smog standard be set between 60 and 70 ppb, [writing](#) [pdf] that “the evidence is sufficiently certain to be confident of public health benefits and additional protection for susceptible groups.” Individual advisors supplemented that conclusion with observations of adverse health impacts at the lower end of that range, suggesting the advisability of a standard closer to 60 than 70.

In early summer information began circulating that the Administrator had settled

on her number. Journalists began calling around in June asking what people knew about ozone meetings that reportedly were occurring between Jackson and White House chief of staff, Bill Daley. The journalists mentioned dark reports they were hearing about Jackson facing stiff opposition from the White House. The reporters did not know what number Jackson was discussing with Daley. But following the science advisor's strong reaffirmation of their original recommendations, the strength of ozone science, and reports that she favored 65 in December, it was hard to imagine her going to the White House with a number weaker than 65 in June.

Through other channels outside the administration came reports of White House officials poring over maps to determine which areas of the country would be out of attainment with smog standards set at different levels. There were reported conversations involving White House officials already floating the idea of deferring correction of the unprotective, illegal Bush standard until 2013, while suggesting they would set the standard then at 60 ppb in line with ozone science that only had grown stronger since 2008 to show emphatic health hazards at that level.

One day I mentioned this [Wimpy](#) "gladly pay you Tuesday for a hamburger today" 60 ppb rumor to an EPA official. On the other end of the phone I heard what sounded like a barely suppressed fit of derisive laughter.

Nearing the Finish Line

What we do know happened next is that EPA transmitted its official, draft final ozone standards to the White House on July 11th, an event [logged](#) on a White House website. This immediately suggested the following to knowledgeable observers: there had been a breakthrough, likely a compromise, between EPA and the White House. EPA was being allowed to finalize more protective smog standards reflecting an agreement brokered between Jackson and the White House.

A particular feature of the Clean Air Act explains why that public transmittal to the White House was so laden with meaning. All proposed and final Clean Air Act rules transmitted to the White House Office of Management and Budget, and circulated for inter-agency review, must be made publicly available when the rule is finalized. In this way the public can see the before-and-after versions of clean air rules to clearly see any changes wrought by the White House or sister agencies, and reach their own conclusions as informed citizens about potential political interference.

This carries well-understood implications for the dynamic surrounding White House-EPA negotiations over clean air regulations. The surest way for any White House to interfere politically with clean air standards and block public awareness of that interference *is to stop EPA from sending rulemaking packages to the White House*. (That, for example, is why there was the tragi-comic [controversy](#) during the George W. Bush administration in which White House officials frantically insisted that an EPA official rescind an email that had transmitted

EPA's finding that greenhouse gas pollution endangers the public welfare.) Once EPA does transmit a rulemaking package to the White House, both parties therefore understand this means EPA's preferred standards will become a matter of public knowledge. (Cue the sinister background music and get ready for a foreshadowed plot twist in my next post.)

Based on this July 11th transmittal, clean air advocates reached the same conclusion that industry lobbyists did across Washington: the White House and EPA had agreed to finalize stronger smog safeguards.

Not long thereafter, in late July and August, rumors began circulating that the EPA package contained a standard of 70 ppb, to the point that reporters began calling seeking reaction to that number and asking how the White House had forced Jackson to retreat from 65. But it remains unknown how or even if the smog standard weakened from 65 to 70 from December to July.

As plaintiffs to the ozone lawsuit over the Bush standard, I think we got a phone call from EPA the morning of July 26th, 3 days before the July 29th deadline by which EPA had last said it would finalize ozone standards. EPA was going to announce that it would miss this deadline too – the fourth missed deadline since August 2010.

The [notice](#) of this latest delay reads almost pathetically in the aftermath of the Friday Smog Massacre: "We look forward to finalizing this standard shortly. A new ozone standard will be based on the best science and meet the obligation established under the Clean Air Act to protect the health of the American people. In implementing this new standard, EPA will use the long-standing flexibility in the Clean Air Act to consider costs, jobs and the economy."

Despite this latest delay, however, administration officials still were saying the right things publicly about their intention to issue strengthened standards, recognizing the law's prohibition on cost considerations when *setting* scientifically grounded clean air standards. In late July, White House officials were [vowing](#) they would promote flexible, cost-effective measures to *implement* new smog standards, as the law allows, while *establishing* " smart standards that are based on science and the law," not economics, as the law requires.

So much for promises.

During this entire period, of course, industry lobbyists were jumping into over-drive lobbying the White House with openly illegal arguments and threats to the president's re-election. I have dealt with that lobbying spectacle ([here](#), [here](#) and [here](#)) but I'm too revolted by the lobbyists' immoral triumph to spend any more time on the despicable details.

Cut Off at the Knees

Shortly after 9:00 on the morning of the Friday Smog Massacre, September 2nd, White House Chief of Staff Bill Daley telephoned the heads of some public health and environmental groups to deliver the shocking news: the president was scuttling protective smog standards in favor of Bush standards that Administrator Jackson deems legally indefensible and unsafe.

The environmental groups had been invited to the White House for a 10:00 meeting whose agenda revealed nothing of the coming disaster. The last minute phone calls ensured that White House officials would not have to announce the bad news in person to an unsuspecting audience, just one that had been blindsided in transit to the meeting.

The presidential statement and OMB letter were all tidied up by then and readied for release to the press by 10:00, just as the meeting began.

Not EPA's statement. The agency was left behind in a wake of political pathos, gasping, and managing only to issue the same presidential statement shortly after the White House already had done so. An administration official [confirmed](#) that the White House had informed EPA officials only the day before. The agency had no statement of its own prepared (or at least none yet approved for release by the White House).

By 10:15 am, the evil wizards at the Chamber of Commerce and American Petroleum Institute probably had popped the corks already for Voldemort cocktails of champagne and [unicorn's blood](#).

EPA released its own [statement](#) after 11:30. It is a textbook example of suppressed anger and resignation delivered through pursed lips. It does not mention the ozone standards until the final curt sentence of a three-sentence statement: "We will revisit the ozone standard, in compliance with the Clean Air Act."

I choose to read meaning into this sentence that Administrator Jackson surely did not intend. The words to me convey the plaintive reality that *this* political capitulation, this presidential directive to EPA to uphold legally indefensible smog standards, was not an act "in compliance with the Clean Air Act." Those quaint words linger at the close of the statement like a rebuke. Only in "revisiting" the ozone standards according to the president's political timetable can EPA hope to one day comply with the law.

The White House had resorted to the same act of bury-the-story political cowardice that the Bush administration perfected when announcing anti-environmental decisions on the Friday of a holiday weekend. The White House was justifiably embarrassed by the announcement because the capitulation was humiliating and irresponsible.

News outlets soon [reported](#) that in a telephone news conference White House officials, hiding behind anonymity, "repeatedly denied that politics played a role in the decision."

"This is not a product of industry pressure but a judgment of the merits of the rule," said one senior administration official, who spoke on condition of anonymity. "It has nothing to do with politics, nothing at all."

This is abject nonsense.

There is not a single word, not the slightest intimation, in the presidential [statement](#) or the accompanying apologia from OMB that the White House sabotage was a "judgment of the merits of the rule." (I will examine the excuses

in the presidential statement and OMB letter in a follow-up post.)

The merits of that rule concerned whether the 2008 Bush ozone standards were consistent with the [Clean Air Act's requirement](#) to set air quality standards that are "requisite to protect the public health," "allowing an adequate margin of safety." [§ 7409(b)(1).] Legislative history further requires "the maximum permissible ambient air level. . . which will protect the health of any [sensitive] group of the population," such as children, the elderly and asthmatics.

When [proposing](#) [pdf] in January 2010 to correct and strengthen the flawed Bush standards, Administrator Jackson described the substance of the rulemaking as a proposal by EPA "to set different [air quality] standards than those set in 2008 to provide requisite protection of public health and welfare, respectively."

Where did the president or OMB render judgment on the merits whether the Bush standards were legally and scientifically sufficient to protect public health? Whether the Bush standards provided an adequate margin of safety to sensitive groups like children?

Nowhere.

And when the president orders the only government official [authorized by the Clean Air Act](#) to set air quality standards *not* to correct unprotective standards that she has publicly declared scientifically and legally indefensible; when he invokes a rationale for refusing to enforce the law that a unanimous Supreme Court has [declared unlawful](#); when that rationale is the rhetoric and product of an intense industry lobbying campaign relying upon the same unlawful factors? That has everything to do with politics.

The executive branch's job is to carry out and enforce the law, not to decide that it's more politically convenient to do so two years from now. Not to force the Justice Department to defend an illegal measure in court out of political preference. Not to consign the American people to the deadly pollution and unlawful safeguards that are the consequence of that political decision.

In the aftermath of the smog fiasco, representatives for the smog lobby churned the blood in the water and called the capitulation a "[big first step](#)" toward more hoped-for regulatory reversals. Lobbyists [boasted](#) about their "frequent contact with White House Chief of Staff William Daley."

The first [Huffington Post article](#) reporting the president's cave had nearly 13,600 comments shortly after midnight on the day of the announcement. While not all condemned the president, most did. This was his progressive base. But these were also everyday Americans expressing disbelief, anger and disgust.

Gene Karpinski, president of the League of Conservation Voters and executive director of the progressive U.S. Public Interest Research Group for twenty-one years, told me this after the debacle: "[i]n my 30 plus years of environmental work in D.C. I have worked with Democratic presidents for 15.5 years, and I think this was the worst decision ever made by one of them."

My prior blog posts make clear I have applauded the Obama administration's many clean air accomplishments (e.g. , [here](#), [here](#), [here](#) and [here](#)). I will testify in

Congress this week in defense of some of these accomplishments. The administration's clean air agenda has been its greatest success story at EPA. It will remain so.

The president and Administrator Jackson were right to herald the powerful legacy of life-saving clean air standards that EPA has finalized and proposed for adoption. Every year these health protections will [save](#) tens of thousands of lives, avoid hundreds of thousands of asthma attacks, and prevent millions of days that people otherwise would miss work or school due to respiratory illness. That very strong legacy is just one of the things that what makes the disgraceful smog decision all the more stupefying and bitter.

By blocking a stronger smog standard, first at 65 ppb and then at 70 ppb, the president and White House officials have allowed the [following health hazards](#) [pdf] to occur every year until that standard eventually is strengthened and enforced: 4,300 to 8,000 premature deaths; 2,200 to 3,800 nonfatal heart attacks; and 23,000 to 40,000 asthma attacks.

That's a legacy too.

Best,

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03/07/2012 11:44 AM

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Subject NRDC blog post: What Would Happen if all the Lobbyists for
Polluters were Replaced by Asthmatic Children?

Blog post from my colleague, Dan Lashof, with a link to the NRDC-Sierra Club ad.
http://switchboard.nrdc.org/blogs/dlashof/what_would_happen_if_all_the_l.html

Dan Lashof's Blog

What Would Happen if all the Lobbyists for Polluters were Replaced by Asthmatic Children?

Posted March 7, 2012 in [Curbing Pollution](#), [Solving Global Warming](#)
Tags: [carbonpollution](#), [climate](#), [EPA](#), [globalwarming](#), [mercury](#), [powerplants](#),
[powerplantstandards](#)

The Environmental Protection Agency (EPA) is expected to propose standards to limits carbon pollution from new power plants soon. Americans rely on EPA to protect our health from dangerous air pollution and that's what these standards—along with related standards EPA needs to issue to reduce carbon pollution from existing plants—will do.

But only if Congress lets EPA do its job. That's why NRDC is [on the air starting today](#) with a new ad to [remind our Representatives and Senators](#) that they should be representing us, not the polluters. Members of Congress see lobbyists for polluters all the time, but how often do they see children suffering from the effects of air pollution? So we are asking, what would happen if all those lobbyists were replaced by asthmatic children?

[http://www.youtube.com/watch?feature=player_embedded&v=GbrNZjRqfmQ]

I hope you'll agree that this is indeed a very powerful reminder of who our representatives should be listening to. It will be even more effective if you take a moment to [let the EPA know that you support reducing industrial carbon pollution at www.nrdc.org/supportourkids](#).

In 30 seconds we can't provide a science lesson for Congress with references to the extensive research linking air pollution to health, but in case there are any doubters out there ([and I know there are](#)) let me provide an introduction to this literature.

The key factual statement in the ad is that “air pollutants like carbon, mercury, and soot contribute to severe asthma attacks, learning disabilities, and even deaths.” Let’s consider these health effects one at a time.

Asthma attacks. Smog pollution (aka ozone) triggers severe asthma attacks and other respiratory problems. The connection between carbon, climate and asthma is one of the key concerns that led to [EPA’s determination](#) in December of 2009 that carbon dioxide and other warming gases “threaten the public health and welfare of current and future generations,” noting that “climate change is expected to increase regional ozone pollution, with associated risks in respiratory illnesses and premature death.”

As the [American Lung Association puts it](#), “Scientists warn that the buildup of greenhouse gases and the climate changes caused by it will create conditions, including warmer temperatures, which will increase the risk of unhealthy ambient ozone levels. ...Breathing ozone may lead to serious harm to health, including...increased risk of asthma attacks.” ([References](#))

Learning disabilities. Mercury is a powerful neurotoxin and EPA has recently issued standards to reduce mercury emissions from [power plants](#) and [industrial boilers](#), which some members of Congress are trying to overturn. Among the many reasons for these standards, [EPA says](#) “uncontrolled releases of mercury from power plants can damage children’s developing nervous systems, reducing their ability to think and learn.” Documented health effects include lower IQ, attention deficit hyperactivity disorder (ADHD), and impaired memory and motor skills. (References are in footnote 11 of this [factsheet](#).)

Even deaths. Air pollution contributes to premature deaths in many ways. In particular, soot (aka fine particles) causes thousands of premature deaths every year from respiratory and cardiovascular diseases, according to the [American Lung Association](#) and the [EPA](#). Carbon pollution also contributes to premature deaths by driving climate change that exacerbates deadly heat waves, spreads infectious disease, and intensifies floods. The elderly and children are particularly vulnerable (References [here](#).)

Which brings us back to kids. We actually wish we could replace all the lobbyists for polluters with kids who suffer from asthma.

Kids like Daniel from Pittsburgh, who nearly died from an asthma attack at the age of 12, requires costly medications in order to breathe and whose mother keeps their home’s windows closed on warm days because of the effects of air quality on Daniel’s asthma.

In this [video](#), Daniel’s mom poses the question: “what if it was *your* child who was gasping for air?”

“If there was less pollution, definitely I believe that would be better for my asthma,”

Daniel says.

Ultimately it's that simple.

If members of Congress could see the effects of air pollution every day, maybe they would stop trying to prevent EPA from doing its job.

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Subject NRDC Action Fund: Mitt Romney Wants to Force EPA to Lie to Americans About Whether the Air is Safe to Breathe

FYI only, on behalf of NRDC's Action Fund.

Mitt Romney Wants to Force EPA to Lie to Americans About Whether the Air is Safe to Breathe

Posted by: [jwalke](#) - October 11, 2012

What is it with Mitt Romney and his penchant for lying to Americans about air pollution?

NRDC Action Fund director, [Heather Taylor wrote](#) about him lying to an Iowa audience this week with the falsehood that the Environmental Protection Agency wants to regulate farm dust. It's a lie that he has repeated before in an effort to frighten farmers and deceive voters.

It turns out Romney has also vowed to change the Clean Air Act to require EPA to lie to Americans about whether the air is clean and healthy to breathe. Romney wants to eliminate the exclusive health basis that has been the foundation for our landmark clean air law for over 40 years. Romney's approach would force EPA to depart from scientifically-grounded, health-protective standards and respond instead to cost complaints by industry lobbyists and political interference by White House economists.

In the process, he would overturn a [unanimous Supreme Court decision](#) authored by Justice Antonin Scalia that ruled clean air standards must be based on what is necessary to protect Americans' health, based on medical science rather than industry cost complaints.

As I have noted previously:

For over 40 years the Clean Air Act has required the U.S. Environmental Protection Agency to set honest air quality standards that are ["requisite to protect the public health" with an "adequate margin of safety."](#) Clean Air standards must be honestly based on the best health science and medical understanding concerning how much pollution is harmful to humans. Standards may not be weakened or distorted by political or other non-medical factors.

The [New York Times recently reported](#) however, that Romney supports eliminating the longstanding health foundation for clean air standards. Instead he wants compliance costs by polluting industries to factor into determining clean air standards. This would pervert the question of how much air pollution is unhealthy for humans to breathe as a matter of the best scientific and medical understanding, letting economic factors force EPA to depart from truly protective air quality standards.

Romney's approach is the same dirty agenda pushed by Tea Party Republicans in the House of Representatives, [which passed a bill](#) this year to dramatically weaken clean air protections following this very playbook.

I have [described](#) what the House Republicans' bill would mean if it became law:

The bill would force the head of EPA to adopt unhealthy clean air standards for smog pollution if someone decides it costs too much to set healthy standards. The legislation then would compel EPA to misrepresent those unhealthy air quality standards to Americans as sufficient to achieve "clean air."

This is no different from Congress forcing doctors to lie to patients about their correct diagnoses if some government bureaucrat or economist or insurance company says it costs too much to treat the honestly diagnosed illness.

The [American Lung Association has rightly dubbed](#) this bill the "Gasp Act," and ALA opposes it along with many [other medical organizations](#). Fortunately the Senate and President Obama oppose the legislation too, so the Tea Party's House bill has stalled. That could change if the GOP takes over the Senate and Romney becomes president.

It's ironic that Romney [condemns](#) so-called "[death panels](#)" that do not exist under President Obama's healthcare law, then turns around and pushes a process under the Clean Air Act in which bureaucrats and economists and politicians get to decide that some lives are not worth saving or protecting because it allegedly costs industry polluters too much.

Romney wants to replace a clean air process with dirty air panels that will deny health protections to Americans if the safeguards don't pass a politicized cost-benefit calculation that the Clean Air Act has abhorred for over 40 years.

Lying during the campaign is a terrible thing. But it's so much worse that Romney is running on actual policies to weaken clean air protections and require EPA to lie to all Americans about whether our air is safe to breathe.

Best,

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http://switchboard.nrdc.org/blogs/jwalke/a_remarkable_confession_and_ve.html

John Walke's Blog

EPA Finally Comes Clean on Dirty Soot Politics

Posted January 14, 2013 in [Curbing Pollution](#), [Health and the Environment](#), [U.S. Law and Policy](#)

Tags: [CAA](#), [cleanairact](#), [EPA](#), [particulatepollution](#), [PM2.5](#), [protectionnotpollution](#), [soot](#)

A remarkable confession and verdict in the world of pollution and politics happened quietly last month, noticed only by a few insiders.

The U.S. Environmental Protection Agency admitted, almost in passing, buried deep in an obscure document, that the former political head of EPA under the Bush administration had adopted health standards for soot pollution that agency staff believe now and believed then to be insupportable and illegitimate.

This much we knew already: in 2006, the Bush White House had pressured then-EPA Administrator Stephen Johnson to maintain unhealthy, unlawful soot standards dating to 1997 rather than upset the administration's industry supporters, who would have been required by stronger standards to cut soot pollution levels across the country.

We knew there was [dissent](#) [pdf] by EPA's outside science advisors and career agency scientists and officials over this suggestion, dissent that was ignored when Johnson signed a rulemaking that [maintained](#) [pdf] the unprotective standards in 2006.

A federal appellate court [struck down](#) [pdf] these standards in 2009, ruling unanimously that EPA had based them on arbitrary grounds. The judges found that Johnson had refused to follow an overwhelming scientific consensus and record that the standards needed strengthening to protect Americans against dangerous soot pollution levels.

What we lacked until now was a public admission by EPA that officials knew Johnson's decision was based on illegitimate and unfounded reasons. That disclosure finally came in a [document](#) [pdf] that EPA issued when it adopted a [rule](#) strengthening national health standards for soot pollution in December 2012.

(That rule is scheduled to be published in the [Federal Register](#) on January 15th.) In the revealing December document, EPA officials responded to industry commenters that had urged the agency (again) to maintain the unprotective 1997 soot standard. These commenters actually had the nerve to rely on the Bush administration's illegal 2006 standards to back their request.

Here is how EPA responded to those comments, with the explosive confession and indictment buried casually in the middle of this [passage](#) [pdf, II-43] (hat tip to my friends at the American Lung Association for alerting me to this):

In any case, the commenters' reliance on the flawed 2006 review is badly misplaced. As discussed in section III.A.2 of the preamble to the final rule, the D.C. Circuit remanded Administrator Johnson's 2006 decision to retain the primary annual PM_{2.5} standard because the Agency failed to adequately explain why the annual standard provided the requisite protection from both short- and long-term exposure to fine particles including protection for at-risk populations. *The EPA, in fact, knows of no legitimate explanation.* The 2006 standard was also at sharp odds with CASAC advice and recommendations as to the requisite level of protection (Henderson, 2006a,b). The judgment of the then-Administrator that the 2006 primary annual PM_{2.5} standard was requisite to protect public health with an adequate margin of safety is thus not precedential and is an inappropriate benchmark for the comparison drawn in the comments.

[emphasis added]

As a former EPA attorney and long time agency watcher, I must say this is an extraordinary admission. EPA is confessing here that agency officials know of no legitimate explanation for why Johnson could have believed the 1997 soot standards adequately protected public health based on the scientific record before the agency at that time.

Indeed, adding insouciance to injury, the agency even disavows the illegitimate decision as an appropriate precedent for anything.

This is the closest you will see EPA come to outing raw politics – result-oriented dictates by political appointees – as the motivation behind one of its actions (here, an illegal action).

The carefully chosen word “legitimate” in this passage carries poignant significance. Of course there was an “explanation” for the Bush administration's 2006 action – a purely political explanation that could not be lawfully, publicly advanced by the agency to justify Johnson's decision. That's what led to EPA concocting far-fetched legalistic explanations that the court rightfully [found](#) [pdf] to be arbitrary.

Here's one important piece of information you need to appreciate this passage's significance: the same EPA career staff responsible for the just-issued, more protective 2012 soot standards were the same agency officials forced by the Bush administration in 2006 to maintain and rationalize the unprotective 1997 soot standards. So the absence of any “legitimate explanation” in 2012 dovetails

with the absence of any legitimate explanation in 2006 as well. Within the curious culture of EPA, and even from one administration to the next under different political parties, agency officials only rarely admit publicly that a prior decision rendered by a political appointee was so devoid of merit, so contradicted by the evidence before the agency, that it was actually an illegitimate decision.

Even when it's clear to everyone else, EPA almost never cries out that the emperor has no clothes. This is strangely true even after the fact when the agency's decisions have been invalidated in court and subsequently reversed on the merits by a new administration, as here.

Perhaps this flows from some misguided notion that shielding the agency's dirty political secrets will somehow safeguard the agency's reputation. Or perhaps one political party fears the shoe being on the other foot in a future administration. Whatever the explanation for this agency culture, it's refreshing to see the dirty political truth finally aired, even if it is over six years after the deed was done. Even if the truth is disclosed, not in a press release like one that heralded the original political decision, but in an obscure [document](#) [pdf] entitled "Responses to Significant Comments on the 2012 Proposed Rule on the National Ambient Air Quality Standards for Particulate Matter."

This is Washington, after all. We take the truth whenever and however we can get it.

Best,

John Walke

*Note new cell phone number.

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John Walke's Blog

Fossil Fuel Polluters Urge EPA to Break Law, Leave Americans Unprotected Against Soot Pollution

Posted December 13, 2012 in [Curbing Pollution](#), [Health and the Environment](#), [U.S. Law and Policy](#)

Tags: [CAA](#), [cleanairact](#), [oilrefineries](#), [PM2.5](#), [pnp](#), [powerplants](#), [soot](#)

And ye shall know them by their desperation.

Lobbyists for oil, coal and dirty power companies have mounted a desperate, last-minute campaign to stop EPA Administrator Lisa Jackson from strengthening clean air standards protecting all Americans against dangerous soot pollution. This is a tough sell, considering the stronger safeguards EPA is expected to adopt will save thousands of lives, and avoid many more thousands of asthma attacks, heart attacks and strokes. And a recent poll conducted for the American Lung Association found that [people support stricter limits on soot by a better than 2-1 margin](#).

EPA is bound by a court-ordered agreement with the Lung Association to finalize those standards by tomorrow. And all indications are pointing to EPA following the science and the law to strengthen national clean air standards necessary to safeguard all Americans, with an adequate safety margin to protect vulnerable groups like children, the elderly and asthmatics.

But the American Petroleum Institute (API) and a coalition of dirty power companies called the Electric Reliability Coordinating Council (ERCC) cannot tolerate that outcome.

What else is new, you ask?

What's new is the degree to which this air pollution lobby is willing to baldly urge EPA to break the law in order to carry out Big Polluters' wishes.

In a [letter](#) [pdf] from ERCC to Jackson today, the coalition – led by the Southern Company – urged Jackson to violate the court agreement (called a consent decree) and refuse to adopt stronger clean air standards by tomorrow’s deadline. They wrote: “EPA should exercise its authority under the Clean Air Act to withdraw or withhold consent from the final order or agreement requiring EPA to finalize the rule by December 14, 2012....”

Allow me to translate. ERCC is urging Jackson to violate a judicial consent decree, where the penalty for such violation would open Jackson to being held personally in contempt of court, and personally liable for sanctions that could include monetary fines or even jail.

Funny how the ERCC letter forgot to mention the jail part.

I also rather like the letter’s lawyerly flourish at the beginning of a sentence that goes on to urge Jackson to break the law – “EPA should exercise its authority under the Clean Air Act....” – when of course EPA has no authority under the Clean Air Act to violate judicial consent decrees.

And of course ERCC’s lobbyists know this, since one of them headed EPA’s air program under the Bush administration. To my knowledge, the Bush EPA never violated a judicial consent decree and never followed the course that ERCC is urging here.

Of course Lisa Jackson will not violate a judicial consent decree either. Under that decree, EPA had until Monday of this week to seek an extension beyond tomorrow’s deadline, if the agency so chose. EPA did not do so. And if the ERCC lobbyists did their homework, they already know about this feature of the decree. So why ask Jackson to violate a judicial consent decree at the last minute when you know she won’t? Desperation?

More likely the agenda behind this far-fetched request is to lay the foundation for howls about haste and process fouls after EPA strengthens the clean air standards tomorrow. The ERCC letter already hints at these themes, arguing – ludicrously – that EPA is moving in a “rushed manner” to update clean air standards that were last set lawfully in 1997. Standards that should have been strengthened in 2006 but were not because the Bush EPA refused to do so and thereby violated the Clean Air Act.

Let’s recall that history, from one of my earlier [posts](#):

The current annual standard of 15 micrograms per cubic meter was set in 1997. EPA last examined the scientific literature on PM2.5 in 2006, when the Bush EPA defied the scientific evidence and kept standards for PM2.5 at a level that was not protective of public health. At the time, the Clean Air Science Advisory Committee (CASAC) [recommended](#) [pdf] that EPA set annual standards for PM2.5 at 13 to 14 micrograms per cubic meter and daily standards at 35 micrograms per cubic meter. Instead, EPA proposed an annual standard of 15 micrograms per cubic meter and a daily standard at 35.

Disregarding public outcry and [strongly worded letters](#) [pdf] from CASAC

noting that the annual standard did not reflect the advice of that scientific body, the Bush Administration adopted final standards maintaining the annual standard at 15 micrograms per cubic meter. Public health groups immediately challenged this decision in court.

In 2009, the federal court [invalidated](#) [pdf] the annual PM2.5 standard of 15 and sent it back to EPA, because EPA failed to sufficiently explain how the Bush Administration standards protected public health with an adequate margin of safety, as the Clean Air Act requires. The court directed the agency to address this and other issues in their next review of PM2.5 standards, scheduled for 2011.

EPA finally rectifying that illegal behavior, and relying upon long-established science to strengthen clean air standards that should have been updated in 2006, that's what ERCC views to be "rushed."

Now wait, you say, is it really the case that the individual who headed EPA's air program during this period of lawbreaking is the same individual now lobbying for a dirty power coalition that *still* wants to delay and block stronger clean air safeguards?

Yes, yes it is. Welcome to Washington.

Elsewhere in Washington yesterday lobbyists for the American Petroleum Institute attacked stronger safeguards against soot pollution with their own appeals to EPA to break the law.

The oil lobby wants EPA to keep the annual soot standard at the same level of 15 that a federal court already has found to be unlawful. You read that right. The court looked dimly upon the Bush EPA's refusal to follow the near-unanimous recommendation of its science advisors, and ruled that the agency in 2006 had failed to explain how a standard of 15 was necessary to protect public health with an adequate margin of safety, as the Clean Air Act requires.

So now the oil lobby wants EPA to refuse to follow science that is even more robust and that calls for an even more protective soot standard. (CASAC now has recommended lowering the annual PM2.5 standard to a level as protective as 11 micrograms per cubic meter. NRDC has joined [over 650 health and medical professionals](#) [pdf] in supporting this more protective level.)

In a gesture that was cheekier than a colony of nude sunbathers, API actually titled its media advisory "API calls on White House to Avoid Unnecessary New Particulate Matter Standards." Get it? "Unnecessary"?

Unfortunately for the oil lobby, assertions in a press release aptly capture the paucity of their scientific and legal arguments that stronger clean air standards are unnecessary to protect public health with an adequate margin of safety.

Just goes to show if you don't have the science and law on your side, and you don't have public health or public opinion on your side, maybe all you do have is desperation.

Best,

John Walke

*Note new cell phone number.

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Read my blog on clean air policy and law at <http://switchboard.nrdc.org/blogs/jwalke/> and follow me on Twitter at jwalkenrdc.

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[John Walke's Blog](#)

EPA Proposes More Protective Health Standards For Soot Pollution

Posted June 15, 2012

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Today, EPA [proposed](#) updated National Ambient Air Quality Standards (NAAQS) for particulate matter of 2.5 micrometers in diameter or smaller ("PM2.5" or fine particle pollution). Particulate matter kills thousands of people every year, and today's announcement is an important step forward that will have enormous benefits for the American public.

EPA followed the science and the law with today's proposal to tighten clean air standards for the tiniest and most dangerous particles. EPA is [proposing](#) to lower standards for particulate matter to between 12 and 13 micrograms per cubic meter. The agency is also taking "public comment on alternative annual standard levels down to 11 $\mu\text{g}/\text{m}^3$," a level that is even more protective of health.

The agency has not yet released its Regulatory Impact Analysis that estimates lives saved, but a [report](#) prepared by health and environmental groups used EPA data to estimate these figures. According to this report, an annual standard set at 12 to 13 micrograms per cubic meter could avoid up to an [estimated](#) (fig. 1) **8,190 to 15,000 premature deaths annually. A standard set at 11 micrograms per cubic meter could save up to an estimated 27,300 lives per year.**

Today's announcement follows EPA's staff scientist [recommendations](#) that "consideration [] be given to revising the current annual PM2.5 standard level of 15 $\mu\text{g}/\text{m}^3$ (micrograms per cubic meter) to a level within the range of 13 to 11 $\mu\text{g}/\text{m}^3$." Even though EPA is proposing a standard of 12 or 13, importantly the agency is also soliciting comments on the more protective level of 11 micrograms per cubic meter. NRDC, the American Lung Association, and many other health and environmental groups support setting the annual standard for PM2.5 at 11

micrograms per cubic meter. Again, this standard is estimated to save up to **27,300 lives per year**.

PM2.5, or “fine particles,” are approximately 1/30th the average width of a human hair, and are so small that they can penetrate deep into the lungs and blood stream and cause a variety of [serious health impacts](#), including:

- increased respiratory symptoms, such as irritation of the airways, coughing, or difficulty breathing;
- decreased lung function;
- aggravated asthma;
- development of chronic bronchitis;
- irregular heartbeat;
- nonfatal heart attacks; and
- premature death in people with heart or lung disease.

In fact, EPA has [announced](#) that for particle pollution of this size, the “scientific literature provides no evidence of a threshold below which health effects associated with exposure to fine particles – including premature death – would *not* occur.” (my emphasis added).

One other [important feature](#) of today’s proposal is a new requirement for PM2.5 “monitoring along heavily traveled roads in large urban areas. . . . EPA is proposing to require near-roadway PM2.5 monitoring at one location in each urban area . . . with a population of 1 million or more.” As the agency rightly notes, “[p]ollution can be higher along these roads as a result of emissions from cars, and from heavy duty diesel trucks and buses.” While “EPA is not proposing to increase the size of the national PM2.5 monitoring network, which consists of about 900 monitors,” the agency nonetheless “anticipates that states would be able to relocate existing monitors (about 52 total) to meet the near-roadway requirement.”

This is a significant improvement that begins to correct a longstanding dirty little secret of Clean Air Act implementation: the many millions of Americans who live near highways are not being protected against dangerous air pollution because a combination of federal and state policy and practice has led to virtually no air pollution monitors being placed near highways. It’s the “don’t ask, don’t tell” scandal of clean air practice that the Obama administration began to rectify in 2010 when it [updated](#) the nitrogen dioxide air quality standards and started to require a modest network of near-highway monitors. Today’s proposal advances that progress by requiring monitoring for more harmful PM2.5 pollution.

But industry lobbyists and their friends in Congress have resorted to predictably shameless (and [repetitive](#)) tactics in an attempt to undercut these milestone health standards. Industry lobbyists for the [American Petroleum Institute](#) mounted a fierce (yet ultimately unsuccessful) last minute lobbying campaign to sway the administration. Big Oil is unbelievably questioning the “[cause and effect](#)” (6/15/12) between particulate matter and health effects (see [here](#) why this is wrong).

API also urged the administration to keep the unprotective standard of 15 micrograms per cubic meter as an option in the proposal. Similarly, just last week, House Republicans on the Energy and Commerce committee sent a [letter](#) to EPA echoing these sentiments and asking the Administrator to consider retaining current standards for PM2.5. These politicians claimed that the “scientific evidence... continues to be characterized by critical uncertainties.” In a rebuke to the industry lobbying and political appeals, today’s proposal does not even solicit comment on 14 or 15 micrograms per cubic meter. Standards at these levels would be unprotective and [unlawful](#).

Today’s decision was necessary because the [science](#) demands more protective PM2.5 standards. Here's why:

The current annual standard of 15 micrograms per cubic meter was set in 1997. EPA last examined the scientific literature on PM2.5 in 2006, when the Bush EPA defied the scientific evidence and kept standards for PM2.5 at a level that was not protective of public health. At the time, the Clean Air Science Advisory Committee (CASAC) [recommended](#) that EPA set annual standards for PM2.5 at 13 to 14 micrograms per cubic meter and daily standards at 35 micrograms per cubic meter. Instead, EPA proposed an annual standard of 15 micrograms per cubic meter and a daily standard at 35.

Disregarding public outcry and [strongly worded letters](#) from CASAC noting that the annual standard did not reflect the advice of that scientific body, the Bush Administration adopted final standards maintaining the annual standard at 15 micrograms per cubic meter. Public health groups immediately challenged this decision in court.

In 2009, the federal court [invalidated](#) the annual PM2.5 standard of 15 and sent it back to EPA, because EPA failed to sufficiently explain how the Bush Administration standards protected public health with an adequate margin of safety, as the Clean Air Act requires. The court directed the agency to address this and other issues in their next review of PM2.5 standards, scheduled for 2011.

Since that time, EPA has continued to study the science on PM2.5. Both EPA’s scientists and the independent CASAC [support the conclusion](#) that “the currently available information clearly calls into question the adequacy of the current standards and that consideration should be given to revising the suite of standards to provide increased public health protection.” As noted previously, EPA’s staff scientists and the independent CASAC recommended an annual PPM2.5 standard “within the range of 13 to 11 $\mu\text{g}/\text{m}^3$.”

And that brings us to today. EPA has rejected the unprotective standards of 14 and 15 and proposed a range between 12 and 13 micrograms per cubic meter. This could avoid up to [an estimated](#) 8,190 to 15,000 premature deaths annually. But a standard set at 11 would even more closely follow the science and the advice of EPA staff and CASAC scientific advisors, and could save up to 27,300 lives every year.

EPA deserves thanks for following the science and the law, and standing their ground against relentless attacks by Big Oil and their friends in Congress. Today's proposed standards go a long way towards strengthening health protections that were woefully inadequate. All Americans can breathe easier knowing that they will be exposed to less deadly particle pollution that can cause asthma attacks, heart attacks, and even premature death

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John Walke's Blog

Incredible Quotes by Critics Attacking Mercury and Air Toxics Standards for Power Plants

Posted June 14, 2012 in [Curbing Pollution](#), [Health and the Environment](#), [U.S. Law and Policy](#)

Tags: [cleanairact](#), [congress](#), [mercury](#), [pnp](#)

The Senate soon will take up a bill that represents an irresponsible attack on Americans' right to clean, healthy air. Senator James Inhofe (R-OK) is expected to call for a vote in the next week on a Congressional Review Act (CRA) resolution ([S.J. 37](#), pdf) to [eliminate](#) EPA's Mercury and Air Toxics Standards for power plants. These standards are projected to avoid up to 11,000 premature deaths, 130,000 asthma attacks, and 5,000 non-fatal heart attacks every year. Senator Inhofe's action is the legislative equivalent of an atomic bomb, destroying these health standards with a [radioactive spillover](#) that would prevent EPA from adopting meaningful replacement standards to protect Americans from mercury and some 80 other toxic air pollutants that cause cancer and other health hazards.

In light of this reckless action, perhaps it should come as no surprise that the rhetoric and arguments wielded by critics are just as sharp and reckless. Many of these statements by congressional and industry naysayers reveal a startling degree of disdain for life-saving limits on air pollution and health standards to protect Americans, including vulnerable children and the unborn.

So in their own words, here are some of the more outlandish statements from congressional opponents and industry lobbyists attacking the mercury and air toxics standards and their health benefits:

- In response to concerns by pro-life evangelical Christians that part of being pro-life means protecting the unborn from the brain and nerve damage caused by neurotoxic mercury pollution, Rep. John Shimkus (R-IL) [retorted](#) that "[t]he life in pro-life denotes not quality of life but life itself."

- The conservative Cornwall Alliance defended its opposition to these clean air standards and other health safeguards by [declaring](#) that “most environmental causes promoted as pro-life involve little threat to human life itself, and no intent to kill anyone.”
- The Speaker of the House of Representatives, Rep. John Boehner (R-OH), has weighed in on the mercury and air toxics standards that annually [will prevent](#) [pdf] up to 11,000 premature deaths, 130,000 asthma attacks and 5,000 non-fatal heart attacks. Speaker Boehner’s contribution to the debate? Calling these health standards “[red tape](#).”
- Rep. Joe Barton (R-TX), while [noting](#) helpfully that he was not a “medical doctor,” nonetheless asserted at a congressional hearing that there was no “medical negative” to mercury and soot pollution. He went on to claim that EPA’s numbers on premature deaths that the mercury and air toxics standards helped avoid were “pulled out of the thin air.” Unsurprisingly, real doctors at the American Lung Association, American Public Health Association and American Academy of Pediatrics wrote Barton expressing that they “[were shocked at such statements](#).” [pdf]. These actual doctors responded to Barton’s outrageous statements as “professionals that treat patients who are impacted by lung, cardiovascular and neurological impairments” linked to air pollution. These doctors “see in the patients we treat what [] the scientific literature lets us know to expect: that air pollution makes people sick and cuts lives short.”
- The House subcommittee on Energy and the Environment held a [hearing](#) where the Republican majority chose as its only medical witness the Chief Toxicologist for the Texas Commission on Environmental Quality. Downplaying the well-understood health impacts of soot pollution, this Texas official took the tack of [arguing](#) [pdf] that “[s]ome studies even suggest PM [particulate matter] makes you live longer.” This flies in the face of long-established scientific understanding and a multitude of peer-review studies. (See [here](#) [pdf] and the attachment identifying dozens of these studies.)
- Faced with health standards that will prevent up to 11,000 premature deaths, 130,000 asthma attacks and 5,000 non-fatal heart attacks, Jeff Holmstead, utility industry lobbyist and former Bush administration political appointee that headed EPA’s air office, [declared](#) that the mercury and air toxics standards “deliver[] few real benefits.” He has denied further that reducing power plants’ hazardous air pollution, including mercury, “[actually does anything to protect public health](#)” (49:39). As an EPA official testifying before Congress in 2005, however, Mr. Holmstead contradicted these claims by [recognizing](#) that reducing harmful soot pollution from power plants would avoid thousands of premature deaths among other “significant health benefits.”
- Senator Inhofe took up this industry line of argument in a Senate [hearing](#)

in which he said that “[t]his rule isn't about public health,” and “[i]f it were, EPA wouldn't have to trick the public by relying on phony co-benefits.” Senator Inhofe also has called the health standards' enormous benefits “[negligible](#)” and “[not needed to protect public health](#).”

- Last but certainly not least, [industry lobbyists attacking](#) [pdf] the mercury and air toxic standards in congressional hearings actually have resorted to resurrecting the “[senior death discount](#)” that even the Bush administration abandoned following a public outcry. The senior death discount reflects the perverse view that the lives of seniors should be discounted because they supposedly enjoy a lower quality of life than younger Americans; so because their lives are worth less, the argument goes, government agencies like EPA should assign lower monetized values to saving their lives. This is an especially sick way of attempting to diminish the importance of clean air standards that avoid so many premature deaths among the elderly. And it's very revealing that some critics have resorted to this line of argument in an attempt to tear down air toxics standards for power plants.

The notable reality about these quotes is that they are hardly outlier views among critics of EPA's mercury and air toxics standards. The figures delivering these quotes include some of the most senior members of Congress, from the Speaker of the House to prominent conservatives on the key environmental committees in the House and Senate. And the views expressed in these objectionable quotes represent core arguments concocted by political and industry critics opposed to these health standards.

It is a sad statement on American politics today that this level of intellectual dishonesty and immorality is directed at standards that will do so much good for so many Americans. About as right as basic as clean, healthy air and a health case as compelling as protecting children and the unborn from brain poisons. The mercury and air toxics standards will survive this latest congressional ideological spasm and the Congressional Review Act attack will fail. And the reckless rhetoric underlying the dirty campaign will waft into the past like so much toxic dust in the wind.

What will remain and endure are generationally significant safeguards against toxic air pollution and the legal commitment guaranteeing Americans benefit from national limits on the hazardous mercury, arsenic, lead and other toxic air pollution that power plants emit every day.

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