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

MAR 07 2014

OFFICE OF
CIVIL RIGHTS

Return Receipt Requested
Certified Mail#: 7004-1160-0002-3622-8868

In Reply Refer to:
EPA File No.: 16R-13-R5

Patricia A. Woertz
Chief Executive Officer
Arthur Daniels Midland Company
4666 Faries Parkway
Decatur, IL 62526-5630

RE: REJECTION OF ADMINISTRATIVE COMPLAINT

Dear Ms. Woertz:

This letter is to notify you that the U.S. Environmental Protection Agency (EPA) received an administrative complaint on December 11, 2013, alleging that the Archer Daniels Midland Company (ADM) violated Title VI of the Civil Rights Act of 1964, as amended, and the EPA's nondiscrimination regulations found at 40 C.F.R Part 7.

Pursuant to the EPA's nondiscrimination regulations, the Office of Civil Rights (OCR) conducts a preliminary review of discrimination complaints to determine acceptance, rejection, or referral (See 40 C.F.R. § 7.120(d)(1)). For a complaint to be accepted for investigation, the complaint must meet the jurisdictional requirements described in the EPA's Part 7 regulations (nondiscrimination regulations).

First, the complaint must be in writing. Second, the complaint must describe an alleged discriminatory act that, if true, would violate the EPA's nondiscrimination regulations (*i.e.*, an alleged discriminatory act based on race, color, national origin, sex, or disability). Third, the complaint must be filed within 180 days of the alleged discriminatory act. Finally, the complaint must be filed against an applicant for, or recipient of, EPA assistance that allegedly committed the discriminatory act. For your reference, a copy of the EPA's nondiscrimination regulations is enclosed.

The OCR has concluded that the allegations described in the complaint do not meet the EPA's jurisdictional requirements because the Archer Daniels Midland Company is not a current recipient of EPA assistance. Pursuant to our nondiscrimination regulations, the EPA finds that it lacks legal jurisdiction to investigate this complaint further and is rejecting the complaint on this basis.

If you have questions regarding this letter, please contact Ericka Farrell of the OCR External Compliance Program at (202) 564-0717, or via electronic mail at farrell.ericka@epa.gov.

Sincerely,

Velveta Golightly-Howell
Director
Office of Civil Rights

Enclosure

cc: Ken Redden, Acting Associate General Counsel
Civil Rights and Finance Law Office (MC 2399A)

Bharat Mathur, Deputy Civil Rights Official
EPA Region 5 (MC R-19J)

Aaron Price
EPA Region 5 (MC C-14J)