To: Haddix, Elizabeth McLaughlin[emclaugh@email.unc.edu]
Cc: Covington, Jeryl[Covington.Jeryl@epa.gov]; Farrell, Ericka[Farrell.Ericka@epa.gov]; O'Lone, Mary[OLone.Mary@epa.gov]; Neal, Daria (CRT)[Daria.Neal@usdoj.gov]; Alexis Andiman[aandiman@earthjustice.org]; Marianne Engelman Lado (mengelmanlado@earthjustice.org)[mengelmanlado@earthjustice.org]; Ducharme, Brent[ducharme@email.unc.edu]; Dorosin, Mark[dorosin@email.unc.edu]; ferrell.erika@epa.gov[ferrell.erika@epa.gov]; Isales, Daniel[Isales.Daniel@epa.gov]; Temple, Kurt[Temple.Kurt@epa.gov]; Lapierre, Kenneth[Lapierre.Kenneth@epa.gov]; Tommelleo, Nancy[Tommelleo.Nancy@epa.gov]; HALIM-CHESTNUT, NAIMA[Halim-Chestnut.Naima@epa.gov]; Starfield, Lawrence[Starfield.Lawrence@epa.gov]; Kreisler, Eva[Kreisler.Eva@epa.gov]
From: Dorka, Lilian
Sent: Thur 9/8/2016 10:07:23 PM
Subject: RE: EPA OCR File No. 11R-14-R4

Ex. 6 / 7(c) - Privacy

Thanks for this information Elizabeth relative to our investigation of OCR File No. 11R-14-R4 against NC DEQ. (Also copying here colleagues from Region 4 and OECA fyi.)

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: Haddix, Elizabeth McLaughlin [mailto:emclaugh@email.unc.edu]
Sent: Thursday, September 08, 2016 11:42 AM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Neal, Daria (CRT) <Daria.Neal@usdoj.gov>; Alexis Andiman <aandiman@earthjustice.org>; Marianne Engelman Lado (mengelmanlado@earthjustice.org) <mengelmanlado@earthjustice.org>; Ducharme, Brent <ducharme@email.unc.edu>; Dorosin, Mark <dorosin@email.unc.edu>; ferrell.erika@epa.gov; Isales, Daniel <Isales.Daniel@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Subject: RE: EPA OCR File No. 11R-14-R4

Dear Ms. Dorka,

Ex. 6 / 7(c) - Privacy

The attached also brings to EPA's attention the recent apparent permit violations last week during Hurricane Hermine.

Please feel free to contact us any time to discuss the attached. And thank you again for your efforts in securing a time to meet with our clients on October 5.

Best regards,

Elizabeth

Elizabeth Haddix

Senior Staff Attorney

UNC Center for Civil Rights

323 West Barbee Chapel Rd.

Chapel Hill, NC 27517

Tel. 919.445.0176

Fax 919.843.6748

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To: Lincoln, Larry[Lincoln.Larry@epa.gov]; Dorka, Lilian[Dorka.Lilian@epa.gov]; Packard, Elise[Packard.Elise@epa.gov]; O'Lone, Mary[OLone.Mary@epa.gov]; Temple, Kurt[Temple.Kurt@epa.gov]
From: Grantham, Nancy
Sent: Thur 1/19/2017 5:12:25 PM
Subject: RE: News Article on REACH

Left you a message about this – call when you can ..thanks ng

Nancy Grantham

Office of Public Affairs

US Environmental Protection Agency

202-564-6879 (desk)

Ex. 6 - Personal Privacy

From: Lincoln, Larry
Sent: Thursday, January 19, 2017 8:36 AM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Subject: RE: News Article on REACH

After reviewing past emails, I see that Lillian did forward a draft desk statement. It's attached to this message. Here's the statement, the rest of supporting info is included in the document. I would suggest deleting the comment in parenthesis.

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Larry

Director

Office of External Affairs

U.S. Environmental Protection Agency, Region 4

Phone: (404) 562-8304

Email: llincoln.larry@epa.gov

http://www.epa.gov/region4/newsevents/index.html

Follow Region 4 on Twitter: www.twitter.com/EPASoutheast

And Facebook: www.facebook.com/eparegion4

From: Grantham, Nancy
Sent: Thursday, January 19, 2017 8:32 AM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Cc: Lincoln, Larry <Lincoln.Larry@epa.gov>
Subject: RE: News Article on REACH

Thanks .. larry in region 4 alerted me to the same – looping larry here – he suggests we draft an "if asked" desk statement –

Larry – can you take a shot at a first draft and share with this group?

Thanks ng

Nancy Grantham

Office of Public Affairs

US Environmental Protection Agency

202-564-6879 (desk)

Ex. 6 - Personal Privacy

From: Dorka, Lilian
Sent: Thursday, January 19, 2017 8:19 AM
To: Packard, Elise <Packard.Elise@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Subject: Fwd: News Article on REACH

Hi Nancy heads up below. I'm getting ready to go into a dental appt but can respond later if anything comes up. I will be in the office today.

Sent from my iPhone

Begin forwarded message:

From: "Farrell, Ericka" <Farrell.Ericka@epa.gov>
Date: January 19, 2017 at 7:23:31 AM EST
To: "O'Lone, Mary" <OLone.Mary@epa.gov>, "Dorka, Lilian" <Dorka.Lilian@epa.gov>, "Isales, Daniel" <Isales.Daniel@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>
Subject: FW: News Article on REACH

Good Morning Everyone,

It appears EPA letter of concern has made the news in North Carolina. The link is below.

Ericka Farrell

202-564-0717

From: Peurifoy, Cynthia
Sent: Wednesday, January 18, 2017 11:15 PM
To: Farrell, Ericka <Farrell.Ericka@epa.gov>
Subject: Fwd: News Article on REACH

FYI.

Sent from my iPhone

Begin forwarded message:

> **From:** "Peurifoy, Cynthia" <Peurifoy.Cynthia@epa.gov>
> **Date:** January 18, 2017 at 11:13:04 PM EST
> **To:** "Lincoln, Larry" <Lincoln.Larry@epa.gov>, "HALIM-CHESTNUT, NAIMA" <Halim-Chestnut.Naima@epa.gov>, "Tennessee, Denise" <Tennessee.Denise@epa.gov>
> **Subject: News Article on REACH**
>
> http://www.newsobserver.com/news/politics-government/state-politics/article127286899.html
>
> FYI. In case you haven't seen this article

To: Marianne Engelman Lado[mengelmanlado@earthjustice.org]
Cc: O'Lone, Mary[OLone.Mary@epa.gov]; Haddix, Elizabeth McLaughlin (emclaugh@email.unc.edu)[emclaugh@email.unc.edu]; Alexis Andiman[aandiman@earthjustice.org]; Temple, Kurt[Temple.Kurt@epa.gov]; Farrell, Ericka[Farrell.Ericka@epa.gov]
From: Dorka, Lilian
Sent: Tue 10/4/2016 3:01:25 AM
Subject: Re: confirming arrangements

Hi Marianne,we are going to try and keep the same room. Question, do you know if you will be needing a wheelchair? If so, is it only needed to maneuver long hall ways and getting from downstairs to the meeting room? Reason I ask is that we have a chair that is staged by our office for any emergency situations involving an employee who uses a wheelchair. I think we may be able to use it for limited time/ purpose of needed. Otherwise we will need to request a wheelchair from facilities- a more complicated process that we will go ahead with but only if we are sure we will need it? Thoughts?

Sent from my iPhone

> On Oct 1, 2016, at 8:41 AM, Marianne Engelman Lado <mengelmanlado@earthjustice.org> wrote:
>
> Thanks.
>
> Sent from my iPhone
> Apologies for brevity and errors
>
>> On Sep 30, 2016, at 11:07 PM, Dorka, Lilian <Dorka.Lilian@epa.gov> wrote:
>>
>> Thanks very much! We may need to switch to a bigger room if we can find one. I will let you know COB Monday.
>>
>> Sent from my iPhone
>>
>>> On Sep 30, 2016, at 10:48 PM, Marianne Engelman Lado <mengelmanlado@earthjustice.org> wrote:
>>>
>>> Yes, Wednesday. Sorry for the mistake.
>>>
>>> You now have the list of attendees.
>>>
>>> Thanks,
>>>
>>> Marianne
>>>
>>> Sent from my iPhone
>>> Apologies for brevity and errors
>>>
>>> On Sep 30, 2016, at 10:45 PM, Dorka, Lilian <Dorka.Lilian@epa.gov<mailto:Dorka.Lilian@epa.gov>> wrote:
>>>
>>> Hi Marianne - just want to clarify that we scheduled the meeting for Wednesday 10/5 from 3-4-- not Thursday. I just checked our prior emails to confirm.
>>>
>>> Sorry for not sending the room earlier. It will be the William J Clinton North Building at 1200 Pennsylvania Ave, NW, Room 3530. I will need to give the guard's desk a list of attendees and they will need ID. We will have someone down there to help. I will also look into the wheelchair and will let you know on Monday.
>>>

>>> Please let me know if I have left anything out. Thanks! Lilian
>>>
>>> Sent from my iPhone
>>>
>>> On Sep 30, 2016, at 5:13 PM, Marianne Engelman Lado
<mengelmanlado@earthjustice.org<mailto:mengelmanlado@earthjustice.org>> wrote:
>>>
>>> Lilian,
>>>
>>> Hope you're well.
>>>
>>> I'm writing to confirm arrangements for our meeting regarding REACH on Thursday at 3 pm.
>>>
>>> First, I was wondering whether you had been able to confirm a room.
>>>
>>> I can confirm that the following 23 people are planning to attend:
>>>
>>> Naeema Muhammed (official name: Patricia White) (NCEJN)
>>> Devon Hall (REACH)
>>> Larry Baldwin (Crystal Coastkeeper, Waterkeeper)
>>> Dan Estrin (Waterkeeper)
>>> Marianne Engelman Lado (Earthjustice)
>>> Alexis Andiman (Earthjustice)
>>> Elizabeth Haddix (NC Center for Civil Rights)
>>> Brent Ducharme (NC Center for Civil Rights)
>>> Violet Branch (Duplin County)
>>> Lana Carter (Columbus County)
>>> Wilton Andrews (Bladen County)
>>> Amos Dobson (Duplin County)
>>> Elsie Herring (Duplin County)
>>> Ellis Tatum (Sampson County)
>>> Bridgett Bellamy (Bladen County)
>>> Raeford Bennett (Sampson County)
>>> Regina Barnes (affiliated with NCEJN)
>>> Melvin Felton (REACH)
>>> Diane Monk (Sampson County)
>>> Nick Woodard (Duplin County)
>>> Evelyn Woodard (Duplin County)
>>> Shatinah Woodard (Pender County)
>>> Solomon Woodard (Pender County)
>>>
>>> We're hoping to bring a wheelchair with us but we were also wondering whether the wheelchair at EPA might be electric, which would be easier to use once we enter the building than the manual chair that we're planning on bringing.
>>>
>>> Many thanks,
>>>
>>> Marianne
>>>
>>> Marianne Engelman Lado
>>> Senior Staff Attorney
>>> Earthjustice
>>> 48 Wall Street, 19th Floor
>>> New York, NY 10005
>>> T: 212.845.7393
>>> F: 212.918.1556

>>> earthjustice.org<http://www.earthjustice.org/>
>>>
>>> <image001.gif>
>>>
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>>> delete the message and any attachments.
>

From: Dorka, Lilian
Location: Currently WJC-N 3530 - but looking into a larger room Conference Call # for Region 4 folks: **Ex. 6 - Personal Privacy**
Importance: High
Subject: Meeting with Marianne Engelman Lado and Complainants re Pending OCR Case Involving NCDEQ and Swine Feeding Operations
Start Date/Time: Wed 10/5/2016 7:00:00 PM
End Date/Time: Wed 10/5/2016 8:00:00 PM
REACH background summary.docx 9-29-2016.docx
REACH - NC DEQ Swine case Roundtable chart 9 9 2016.docx

Hello Everyone - apologies for resending this to those who already have this invitation, but wanted to add Betsy, Mike, Larry and Chris (OAR, OW, OECA, ORD). We are planning a deeper internal conversation on this case that is being scheduled for the week of the 11th. However, wanted to invite you to attend this meeting on Wednesday so that, as a very relevant program, you can hear first-hand the concerns raised by the communities and their advocates. Thanks very much!

Hi All, - this is for internal folks only. A couple of you have requested some additional background on the case and where it stands today. Just for your info, I am attaching a couple of docs that will give you that background. The Chart is very draft, is in the process of being updated, and has not been approved at the highest levels. But we thought it might be helpful for you to see. Please let me know if you have any questions.

From: Dorka, Lilian
Location: Currently WJC-N 3530 - but looking into a larger room Conference Call # for Region 4 folks: **Ex. 6 - Personal Privacy**
Importance: Normal
Subject: Fwd: Meeting with Marianne Engelman Lado and Complainants re Pending OCR Case Involving NCDEQ and Swine Feeding Operations
Start Date/Time: Wed 10/5/2016 7:00:00 PM
End Date/Time: Wed 10/5/2016 8:00:00 PM
REACH background summary.docx 9-29-2016.docx
ATT00001.htm
REACH - NC DEQ Swine case Roundtable chart 9 9 2016.docx
ATT00002.htm

Sent from my iPhone

Begin forwarded message:

From: "Dorka, Lilian" <Dorka.Lilian@epa.gov>
To: "Ali, Mustafa" <Ali.Mustafa@epa.gov>, "Tejada, Matthew" <Tejada.Matthew@epa.gov>, "Packard, Elise" <Packard.Elise@epa.gov>, "Lee, Charles" <Lee.Charles@epa.gov>, "Garbow, Avi" <Garbow.Avi@epa.gov>, "Shenkman, Ethan" <Shenkman.Ethan@epa.gov>, "Lapierre, Kenneth" <lapierre.kenneth@epa.gov>, "Fritz, Matthew" <Fritz.Matthew@epa.gov>, "Temple, Kurt" <Temple.Kurt@epa.gov>, "O'Lone, Mary" <olone.mary@epa.gov>, "Isales, Daniel" <Isales.Daniel@epa.gov>, "Farrell, Ericka" <Farrell.Ericka@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>, "Pieh, Luseni" <Pieh.Luseni@epa.gov>
Cc: "Whickum, Cheryl" <Whickum.Cheryl@epa.gov>
Subject: Meeting with Marianne Engelman Lado and Complainants re Pending OCR Case Involving NCDEQ and Swine Feeding Operations

Hi All, – this is for internal folks only. A couple of you have requested some additional background on the case and where it stands today. Just for your info, I am attaching a couple of docs that will give you that background. The Chart is very draft, is in the process of being updated, and has not been approved at the highest levels. But we thought it might be helpful for you to see. Please let me know if you have any questions.

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Location: Currently WJC-N 3530 - but looking into a larger room Conference Call # for Region 4 folks: **Ex. 6 - Personal Privacy**
Importance: Normal
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Start Date/Time: Wed 10/5/2016 7:00:00 PM
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REACH background summary.docx 9-29-2016.docx
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Hi All, - this is for internal folks only. A couple of you have requested some additional background on the case and where it stands today. Just for your info, I am attaching a couple of docs that will give you that background. The Chart is very draft, is in the process of being updated, and has not been approved at the highest levels. But we thought it might be helpful for you to see. Please let me know if you have any questions.

To: Marianne Engelman Lado[mengelmanlado@earthjustice.org]
Cc: O'Lone, Mary[OLone.Mary@epa.gov]; Haddix, Elizabeth McLaughlin (emclaugh@email.unc.edu)[emclaugh@email.unc.edu]; Alexis Andiman[aandiman@earthjustice.org]; Temple, Kurt[Temple.Kurt@epa.gov]; Farrell, Ericka[Farrell.Ericka@epa.gov]
From: Dorka, Lilian
Sent: Sat 10/1/2016 3:07:07 AM
Subject: Re: confirming arrangements

Thanks very much! We may need to switch to a bigger room if we can find one. I will let you know COB Monday.

Sent from my iPhone

> On Sep 30, 2016, at 10:48 PM, Marianne Engelman Lado <mengelmanlado@earthjustice.org> wrote:
>
> Yes, Wednesday. Sorry for the mistake.
>
> You now have the list of attendees.
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> Thanks,
>
> Marianne
>
> Sent from my iPhone
> Apologies for brevity and errors
>
> On Sep 30, 2016, at 10:45 PM, Dorka, Lilian <Dorka.Lilian@epa.gov<mailto:Dorka.Lilian@epa.gov>> wrote:
>
> Hi Marianne - just want to clarify that we scheduled the meeting for Wednesday 10/5 from 3-4-- not Thursday. I just checked our prior emails to confirm.
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> Please let me know if I have left anything out. Thanks! Lilian
>
> Sent from my iPhone
>
> On Sep 30, 2016, at 5:13 PM, Marianne Engelman Lado <mengelmanlado@earthjustice.org<mailto:mengelmanlado@earthjustice.org>> wrote:
>
> Lilian,
>
> Hope you're well.
>
> I'm writing to confirm arrangements for our meeting regarding REACH on Thursday at 3 pm.
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> First, I was wondering whether you had been able to confirm a room.
>
> I can confirm that the following 23 people are planning to attend:
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> Devon Hall (REACH)

> Larry Baldwin (Crystal Coastkeeper, Waterkeeper)
> Dan Estrin (Waterkeeper)
> Marianne Engelman Lado (Earthjustice)
> Alexis Andiman (Earthjustice)
> Elizabeth Haddix (NC Center for Civil Rights)
> Brent Ducharme (NC Center for Civil Rights)
> Violet Branch (Duplin County)
> Lana Carter (Columbus County)
> Wilton Andrews (Bladen County)
> Amos Dobson (Duplin County)
> Elsie Herring (Duplin County)
> Ellis Tatum (Sampson County)
> Bridgett Bellamy (Bladen County)
> Raeford Bennett (Sampson County)
> Regina Barnes (affiliated with NCEJN)
> Melvin Felton (REACH)
> Diane Monk (Sampson County)
> Nick Woodard (Duplin County)
> Evelyn Woodard (Duplin County)
> Shatinah Woodard (Pender County)
> Solomon Woodard (Pender County)
>
> We're hoping to bring a wheelchair with us but we were also wondering whether the wheelchair at EPA might be electric, which would be easier to use once we enter the building than the manual chair that we're planning on bringing.
>
> Many thanks,
>
> Marianne
>
> Marianne Engelman Lado
> Senior Staff Attorney
> Earthjustice
> 48 Wall Street, 19th Floor
> New York, NY 10005
> T: 212.845.7393
> F: 212.918.1556
> earthjustice.org<http://www.earthjustice.org/>
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> delete the message and any attachments.
>
>

To: O'Lone, Mary[olone.mary@epa.gov]
From: Dorka, Lilian
Sent: Thur 9/29/2016 12:42:30 PM
Subject: RE: REACH - draft response to NC DEQ's request for dismissal

OK, I get it. ☹

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: O'Lone, Mary
Sent: Thursday, September 29, 2016 8:33 AM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Subject: RE: REACH - draft response to NC DEQ's request for dismissal

Lilian-

Avi was fine with bases for denial of request, but asked for a review to check tone.

Ethan reviewed the letter. I am taking some of his minor editorial comments and will forward you the more substantive ones a little later this morning. I do agree with most of his suggested changes.

Ex. 5 - Deliberative Process/ Atty Client

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Dorka, Lilian
Sent: Wednesday, September 28, 2016 9:27 PM
To: Lapierre, Kenneth <Lapierre.Kenneth@epa.gov>
Cc: O'Lone, Mary <OLone.Mary@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Johnson, Johahna <Johnson.Johahna@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>
Subject: Re: REACH - draft response to NC DEQ's request for dismissal

Will do Ken, thank you!

Sent from my iPhone

On Sep 28, 2016, at 8:30 PM, Lapierre, Kenneth <Lapierre.Kenneth@epa.gov> wrote:

Lilian,

No comments from R4. Please let us know when it goes out.

Thanks--Ken

Kenneth R. Lapierre

Acting Deputy Regional Administrator

U.S. EPA Region 4

(404) 562-8570

From: O'Lone, Mary
Sent: Wednesday, September 28, 2016 2:01 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Temple, Kurt <Temple.Kurt@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Johnson, Johahna <Johnson.Johahna@epa.gov>; Lapierre, Kenneth <Lapierre.Kenneth@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>
Subject: RE: REACH - draft response to NC DEQ's request for dismissal

Lilian-

I have accepted all the changes you suggested and we corrected a few typos. Here is a clean draft. I will be conferring with my chain & will let them know you would like to get it out ASAP.

Also, the only cc on the incoming from Mr. Hays was Director van der Vaart. I did not find a press release on the letter so I am not sure how it got out in the public domain for Elizabeth Haddix to comment on it in the press.

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Dorka, Lilian
Sent: Wednesday, September 28, 2016 12:40 PM
To: O'Lone, Mary <OLone.Mary@epa.gov>
Cc: Temple, Kurt <Temple.Kurt@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Johnson, Johahna <Johnson.Johahna@epa.gov>; Lapierre, Kenneth <Lapierre.Kenneth@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>
Subject: RE: REACH - draft response to NC DEQ's request for dismissal
Importance: High

Hi all – Just getting back from a meeting and I realized I had meant to copy Ken on this but forgot to do that. So, resending and copying our Region 4 colleagues. Thanks!

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: Dorka, Lilian
Sent: Wednesday, September 28, 2016 9:43 AM
To: O'Lone, Mary <olone.mary@epa.gov>
Cc: Temple, Kurt <Temple.Kurt@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Johnson, Johahna <Johnson.Johahna@epa.gov>
Subject: RE: REACH - draft response to NC DEQ's request for dismissal
Importance: High

Thanks so much for preparing an outstanding draft response! I do have some edits (see attached) but the draft was excellent and I cannot wait to issue it! ☺ I think we will need to vet this – at least through OGC/Avi and give Matt and Nancy Grantham (OPA) a heads up before we issue it. Also, I think it would be really great if the complainants received a copy of this letter – in the interest of transparency, and I think it speaks volumes re our work on this case and that we are moving the investigation along. What does GC think about that?

Thanks again for drafting this! Lilian

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: O'Lone, Mary
Sent: Friday, September 23, 2016 5:28 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Temple, Kurt <Temple.Kurt@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Johnson, Johahna <Johnson.Johahna@epa.gov>
Subject: REACH - draft response to NC DEQ's request for dismissal

Lilian-

Adam & I have drafted a proposed response to NC DEQ along the lines that you & I discussed on Monday morning. Dan has taken a peek at it as well. Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client The Team will be sending suggestions to Dan on Monday morning on which items from the draft RFI they'd propose if we use.

I have included the incoming from NC DEQ for your reference.

Ethan asked to have a chance to take a look at the draft, so I have cc'd him on this. What I can't recall is whether Avi said he wanted to see it before it went out as well.

Ethan – Do you recall?

Let me know if you have any questions or comments.

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

To: O'Lone, Mary[olone.mary@epa.gov]
From: Dorka, Lilian
Sent: Fri 10/7/2016 10:52:04 PM
Subject: RE: REACH - draft briefing materials for Oct. 13th

I need to go home now.

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: O'Lone, Mary
Sent: Friday, October 07, 2016 6:25 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Subject: RE: REACH - draft briefing materials for Oct. 13th

Crap. I sent you the wrong version.

I am looking at it now

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Dorka, Lilian
Sent: Friday, October 07, 2016 5:35 PM
To: O'Lone, Mary <OLone.Mary@epa.gov>
Cc: Packard, Elise <Packard.Elise@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Subject: RE: REACH - draft briefing materials for Oct. 13th
Importance: High

Hi Mary – thanks for all of your work on this – Sections 1-3 are great. Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: O'Lone, Mary
Sent: Friday, October 07, 2016 4:14 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Packard, Elise <Packard.Elise@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Subject: REACH - draft briefing materials for Oct. 13th

Lilian-

Attached are the draft briefing materials. The paper & 3 Attachments.

Specifically, you should look at Section IV.

Most of the other text you have seen before. I have added a new sentence or fact here & there.

I have added new information to the Roundtable table in Section 3 in the column about the Admin Record.

You shouldn't need to review the Attachments.

You used Att. A in the press response last night.

Att. B is a summary of the information in the declarations.

Att. C is a list of all the studies & reports that were either submitted or I have found. It is a growing & non-exhaustive list.

I am around, but I am off the clock. Call if you want me to edit or have questions.

I will still have my call forwarding on.

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

To: O'Lone, Mary[olone.mary@epa.gov]
Cc: Packard, Elise[Packard.Elise@epa.gov]; Shenkman, Ethan[Shenkman.Ethan@epa.gov]; Rhodes, Julia[Rhodes.Julia@epa.gov]; Covington, Jeryl[Covington.Jeryl@epa.gov]; Farrell, Ericka[Farrell.Ericka@epa.gov]; Temple, Kurt[Temple.Kurt@epa.gov]
From: Dorka, Lilian
Sent: Fri 10/7/2016 9:35:18 PM
Subject: RE: REACH - draft briefing materials for Oct. 13th
NC swine CAFOs approach options 10 7 2016 b.docx DORKA COMMENTS.docx

Hi Mary – thanks for all of your work on this – Sections 1-3 are great. I do have significant

Ex. 5 - Deliberative Process

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: O'Lone, Mary
Sent: Friday, October 07, 2016 4:14 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Packard, Elise <Packard.Elise@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Subject: REACH - draft briefing materials for Oct. 13th

Lilian-

Attached are the draft briefing materials. The paper & 3 Attachments.

Specifically, you should look at Section IV.

Most of the other text you have seen before. I have added a new sentence or fact here & there.

I have added new information to the Roundtable table in Section 3 in the column about the Admin Record.

You shouldn't need to review the Attachments.

You used Att. A in the press response last night.

Att. B is a summary of the information in the declarations.

Att. C is a list of all the studies & reports that were either submitted or I have found. It is a growing & non-exhaustive list.

I am around, but I am off the clock. Call if you want me to edit or have questions.

I will still have my call forwarding on.

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

To: O'Lone, Mary[OLone.Mary@epa.gov]
Cc: Conger, Nick[Conger.Nick@epa.gov]; Grantham, Nancy[Grantham.Nancy@epa.gov]; Packard, Elise[Packard.Elise@epa.gov]; Pieh, Luseni[Pieh.Luseni@epa.gov]; Shenkman, Ethan[Shenkman.Ethan@epa.gov]; Rhodes, Julia[Rhodes.Julia@epa.gov]
From: Dorka, Lilian
Sent: Fri 10/7/2016 8:17:16 PM
Subject: Re: The Daily Tar Heel-Interview Request

Thanks Mary! I am in a meeting so I apologize for not getting back to you sooner. I this this statement is perfect. We can put it at the beginning and then say we are providing some additional information about the status of the case for your information. I would finish it by saying- note that this is an open investigation and we cannot provide any further information at this time.
Does that work?

Sent from my iPhone

On Oct 7, 2016, at 3:59 PM, O'Lone, Mary <OLone.Mary@epa.gov> wrote:

Ex. 5 - Deliberative Process/Atty Client

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Conger, Nick
Sent: Friday, October 07, 2016 3:50 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Pieh, Luseni <Pieh.Luseni@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: RE: The Daily Tar Heel-Interview Request

Hi. Just checking on status of a brief blurb here. Just need a line or two, and I'll draft it if you are too busy.

Nick Conger

U.S. Environmental Protection Agency

Office: (202) 564-6287

Cell: (202) 412-2655

From: Dorka, Lilian
Sent: Friday, October 07, 2016 11:54 AM
To: Conger, Nick <Conger.Nick@epa.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Pieh, Luseni <Pieh.Luseni@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: RE: The Daily Tar Heel-Interview Request

Yes, absolutely, we don't do interviews on pending investigation – just provide a status.

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: Conger, Nick
Sent: Friday, October 07, 2016 11:50 AM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Pieh, Luseni <Pieh.Luseni@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: RE: The Daily Tar Heel-Interview Request

Ok I think that will work, thank you. Yes, if you provide a brief statement for the top of this, that would be really helpful. I assume that declining an interview citing this case as pending is appropriate, but let me know if you have any other direction.

Nick Conger

U.S. Environmental Protection Agency

Office: (202) 564-6287

Cell: (202) 412-2655

From: Dorka, Lilian
Sent: Friday, October 07, 2016 11:32 AM
To: Conger, Nick <Conger.Nick@epa.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Pieh, Luseni <Pieh.Luseni@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: RE: The Daily Tar Heel-Interview Request
Importance: High

Hi Nick- The Petition is related to the Swine Feeding Operation case an NC DEQ. I think we can share with this reporter the "summary" of the case status that I sent you on Wednesday evening. Although that summary was in response to question: "why has it taken two years?" I think it would provide this reporter some good background on the cases minus the interview she requested. I think re this specific interest in the "petition", we can add a blurb at the beginning acknowledging receipt of the petition (addressed to Avi but delivered to Ethan in person on Wednesday during the meeting with complainants) and reinforcing EPA's commitment to investigating and resolving this and other pending cases in a prompt, effective and efficient manner.

I will work with GC on that Blurb to add to the summary. (Summary below.) Lilian

Current Status of EPA-OCR Case No. 11R-14-R4:

EPA OCR is currently investigating the following issues:

Whether the North Carolina [NC DEQ's] regulation of swine feeding operations discriminates against African Americans, Latinos, and Native Americans on the basis of race and national origin in neighboring communities and violates Title VI of the Civil Rights Act of 1964 and the Environmental Protection Agency's implementing regulations.

Whether NCDEQ's actions or inactions, including those associated with the presence and activities of the Pork Councils related to the January 2016 mediation session, violated 40 C.F.R § 7.100 which prohibits intimidating, threatening, coercing, or engaging in other discriminatory conduct against any individual or group because of actions taken and/or participation in an action to secure rights protected by the non-discrimination statutes OCR enforces.

Background:

- On September 3, 2014, Earthjustice filed Title VI complaint on behalf of the North Carolina Environmental Justice Network, Rural Empowerment Association for Community Help (REACH), and the Waterkeeper Alliance, Inc. alleging discrimination based on race and national origin by the North Carolina Department of Environmental Quality (NC DEQ), with respect its regulation of swine feeding operations.

- On **February 20, 2015**, OCR issued a letter accepting the following issue for investigation:

Whether the North Carolina [NC DEQ's] regulation of swine feeding operations discriminates against African Americans, Latinos, and Native Americans on the basis of race and national origin in neighboring communities and violates Title VI of the Civil Rights Act of 1964 and the Environmental Protection Agency's implementing regulations.

- Consistent with OCR's case processing procedures, OCR offered to the Recipient and the Complainants an opportunity to engage in Alternative Dispute Resolution (ADR) as way to resolve the complaint. On **March 6, 2015**, Complainants and NC DEQ agreed to enter into ADR.

- As explained in OCR's Case Resolution Manual (CRM) (see http://www.epa.gov/sites/production/files/2015-12/documents/ocr_crm_final.pdf at Section 3.11), EPA-OCR's ADR process involves the formal mediation of a complaint between the complainant and recipient, through the use of a professionally trained mediator. The EPA considers the ADR process to be a viable option for complainants and recipients to address some, if not all, of the issues raised in nondiscrimination complaints.

- As explained in the CRM, if the recipient and complainant agree to engage in ADR, EPA-OCR will suspend its investigation of the complaint. Consistent with the CRM, the investigation of this case was suspended as of **March 6, 2015** and a letter was then issued to the parties reflecting the suspension of the investigation. OCR does not participate in the mediation process.

- **On March 7, 2016**, the Complainants inform OCR that they are withdrawing from the mediation process and request that OCR resume the investigation. OCR immediately resumed its investigation and via letter dated **May 5, 2016**, OCR formally informed both parties that, as the ADR process concluded without resolution, OCR had reinitiated its investigation.

- **On July 11, 2016,** the Complainants filed a complaint alleging NC DEQ violated EPA's regulation prohibiting retaliation, intimidation, and harassment of Complainants.

- **On August 2, 2016**, OCR accepted for investigation whether NCDEQ's actions or inactions, including those associated with the presence and activities of the Pork Councils related to the January 2016 mediation session, violated the civil rights laws which prohibit intimidating, threatening, coercing, or engaging in other discriminatory conduct against any individual or group because of actions taken and/or participation in an action to secure rights protected by the non-discrimination statutes OCR enforces.

- The new retaliation claim was added to the investigation of the original complaint and, therefore, **OCR is currently investigating**:

Whether the North Carolina [NC DEQ's] regulation of swine feeding operations discriminates against African Americans, Latinos, and Native Americans on the basis of race and national origin in neighboring communities and violates Title VI of the Civil Rights Act of 1964 and the Environmental Protection Agency's implementing regulations.

Whether NCDEQ's actions or inactions, including those associated with the presence and activities of the Pork Councils related to the January 2016 mediation session, violated 40 C.F.R § 7.100 which prohibits intimidating, threatening, coercing, or engaging in other discriminatory conduct against any individual or group because of actions taken and/or participation in an action to secure rights protected by the non-discrimination statutes OCR enforces.

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: Conger, Nick
Sent: Friday, October 07, 2016 10:03 AM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: FW: The Daily Tar Heel-Interview Request

Hello Lilian and Julia,

Can you send me a proposed statement about the petition referenced below? We won't do an interview with Avi, but we'd like to provide something.

Thanks-

Nick

Nick Conger

U.S. Environmental Protection Agency

Office: (202) 564-6287

Cell: (202) 412-2655

From: Harrison, Melissa
Sent: Friday, October 07, 2016 9:45 AM

To: Garbow, Avi <Garbow.Avi@epa.gov>; Benenati, Frank <benenati.frank@epa.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>; Conger, Nick <Conger.Nick@epa.gov>
Subject: RE: The Daily Tar Heel-Interview Request

Looping in Nancy/Nick who can reach out. I believe we have a backgrounder and/or statement. Thanks! Melissa

Melissa J. Harrison

Deputy Associate Administrator

Office of Public Affairs

U.S. Environmental Protection Agency

Office: (202) 564-8421

Mobile: (202) 697-0208

Harrison.Melissa@epa.gov

From: Garbow, Avi
Sent: Friday, October 07, 2016 9:41 AM
To: Benenati, Frank <benenati.frank@epa.gov>; Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: Fwd: The Daily Tar Heel-Interview Request

FYI

Avi Garbow

General Counsel, US EPA

Sent from my iPhone

Begin forwarded message:

From: JoLynn Smith <jolynnsmith27@gmail.com>
Date: October 7, 2016 at 7:31:46 AM MDT
To: Garbow.avi@epa.gov
Subject: The Daily Tar Heel-Interview Request

Mr. Garbow,

I am a staff writer for The Day Tar Heel. Currently I am working on an article about North Carolina's petition against the hog farming industry that was filed earlier this week in Washington D.C.

Would you be available for a phone interview at some point today to discuss the topic?

Thanks,

JoLynn

To: O'Lone, Mary[olone.mary@epa.gov]
From: Dorka, Lilian
Sent: Tue 11/1/2016 11:58:19 PM
Subject: RE: REACH - draft email following up on Oct. 17th meeting

Nope, it did not. Want to confirm with you that the changes below are oK? Also, does this go to ALL who attended the meeting on the 17th or just certain attendees?

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: O'Lone, Mary
Sent: Tuesday, November 01, 2016 6:35 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Subject: RE: REACH - draft email following up on Oct. 17th meeting

Lilian-

Did this email go out?

I am drowning in emails btwn **Ex. 5 - Deliberative Process**. (I am sure you have even more)

Just want to make sure I didn't lose it in the mix.

I am still digging out from last week.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Dorka, Lilian
Sent: Friday, October 28, 2016 9:40 PM
To: Rhodes, Julia <Rhodes.Julia@epa.gov>
Cc: Packard, Elise <Packard.Elise@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>
Subject: Re: REACH - draft email following up on Oct. 17th meeting

Thanks Julia!

Sent from my iPhone

On Oct 28, 2016, at 4:57 PM, Rhodes, Julia <Rhodes.Julia@epa.gov> wrote:

Hi Lilian,

Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client

Please let us know if you have any additional questions or concerns.

Julia Rhodes

Assistant General Counsel for the Civil Rights Practice Group

Civil Rights and Finance Law Office

Office of General Counsel

Environmental Protection Agency

1200 Pennsylvania Avenue, NW, 2399A

Washington, DC 20460

Phone: 202.564.1417

From: O'Lone, Mary
Sent: Monday, October 24, 2016 5:26 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Isales, Daniel <Isales.Daniel@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>
Subject: REACH - draft email following up on Oct. 17th meeting

Lilian –Here is a draft of the follow-up email from our Oct. 17th meeting. Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client

Thanks, Mary

Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client

Ex. 5 - Deliberative Process/ Atty Client

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

To: Matthew, Dayna[Matthew.Dayna@epa.gov]
From: O'Lone, Mary
Sent: Fri 3/6/2015 3:20:20 PM
Subject: Fw: UUVELVETA: draft email for NC DENR

Here it is.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Golightly-Howell, Velveta
Sent: Thursday, March 5, 2015 11:47 AM
To: Dorka, Lilian
Cc: O'Lone, Mary; Matthew, Dayna; Hall, William; Wooden-Aguilar, Helena; Rhodes, Julia; Packard, Elise
Subject: Re: UUVELVETA: draft email for NC DENR

I got it Lilian; Dayna let us know if you have suggested edits/supplementation. Velveta

Sent from my iPhone

On Mar 5, 2015, at 9:37 AM, Dorka, Lilian <Dorka.Lilian@epa.gov> wrote:

> Dayna I sent it to Velveta last night. Here it is below
>
> Sent from my iPhone
>
> On Mar 4, 2015, at 6:54 PM, Dorka, Lilian <Dorka.Lilian@epa.gov> wrote:
>
>> Hi Mary thanks for incorporating my comments. I think at this point, we should share this latest draft with Velvwta for her review. I am including her here. Velveta, our latest draft is below. Thanks! Lilian
>>
>> John and Don

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Sent from my iPhone

On Mar 4, 2015, at 6:31 PM, O'Lone, Mary <OLone.Mary@epa.gov> wrote:

Lilian-

I think you may have missed the email where I had incorporated your suggested edits & added the missing word (deadline).

I don't know if we are going to have time to meet. I have jury duty tomorrow if the govt doesn't get shut down.

Ex. 5 - Atty Client/Deliberative Process

I just got a "Thanks, Mary" from Avi, so I think it is safe to say he wanted to see it for his edification.

Ex. 5 - Atty Client/Deliberative Process

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Matthew, Dayna
Sent: Wednesday, March 4, 2015 5:19 PM
To: Dorka, Lilian; O'Lone, Mary; Hall, William; Wooden-Aguilar, Helena
Cc: Rhodes, Julia

Subject: RE: UUPDATED draft email for NC DENR

All,

Is there a plan to reschedule the REACH team meeting that could not happen today due to the DCRO meeting? Lilian is on the way out of town and it may be wise to have a conversation about this email and next steps for the week before she leaves. Let me know how I can help

Dayna

From: Dorka, Lilian
Sent: Wednesday, March 04, 2015 12:18 PM
To: O'Lone, Mary; Hall, William; Matthew, Dayna; Wooden-Aguilar, Helena
Cc: Rhodes, Julia
Subject: RE: UUPDATED draft email for NC DENR

Thanks Mary! I find the two sentences in yellow below a little confusing. I also have some suggested edits and clarification questions. See below. Thanks again! Lilian

From: O'Lone, Mary
Sent: Wednesday, March 04, 2015 11:56 AM
To: Hall, William; Matthew, Dayna; Dorka, Lilian; Wooden-Aguilar, Helena
Cc: Rhodes, Julia
Subject: UUPDATED draft email for NC DENR

All-

I put the Will/Dayna edits in. Also, so you know I briefed Avi & Ethan on REACH this morning. Avi asked to see the draft of the email. It is unclear if he wanted to see if for his edification or to review. Anyway, I told him V probably wanted to get it out later today, so if they had comments or concerns to let me know ASAP. I also told them I would be out at the DCRO meeting most of the rest of the day & won't be able to check my email until late in the day. Here is the current draft.

Ex. 5 - Atty Client/Deliberative Process

Ex. 5 - Atty Client/Deliberative Process

Sincerely,

VGH

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Hall, William
Sent: Wednesday, March 04, 2015 11:27 AM
To: Matthew, Dayna; O'Lone, Mary; Dorka, Lilian; Wooden-Aguilar, Helena
Subject: RE: draft email for NC DENR

Great. And indeed, that was the intent! We're nothing if not friendly here in ADR-land. ;-)

Will

William E. Hall, Ph.D.
Conflict Prevention and Resolution Center
U.S. Environmental Protection Agency
"Making Agreement Easier" | (202) 564-0214
http://intranet.epa.gov/adr or http://www.epa.gov/adr

From: Matthew, Dayna
Sent: Wednesday, March 04, 2015 11:23 AM
To: Hall, William; O'Lone, Mary; Dorka, Lilian; Wooden-Aguilar, Helena
Subject: RE: draft email for NC DENR

Colorful. I'd like to accept all green edits as "friendly amendments" !

From: Hall, William
Sent: Wednesday, March 04, 2015 11:22 AM
To: Matthew, Dayna; O'Lone, Mary; Dorka, Lilian; Wooden-Aguilar, Helena
Subject: RE: draft email for NC DENR

My thoughts, in green, below.

William E. Hall, Ph.D.
Conflict Prevention and Resolution Center

U.S. Environmental Protection Agency
"Making Agreement Easier" | (202) 564-0214
http://intranet.epa.gov/adr or http://www.epa.gov/adr

From: Matthew, Dayna
Sent: Wednesday, March 04, 2015 10:59 AM
To: O'Lone, Mary; Hall, William; Dorka, Lilian; Wooden-Aguilar, Helena
Subject: RE: draft email for NC DENR

Some thoughts on editing Mary's draft below in red. Trying to clarify and sound upbeat

From: O'Lone, Mary
Sent: Wednesday, March 04, 2015 10:42 AM
To: Hall, William; Matthew, Dayna
Subject: FW: draft email for NC DENR

I botched your addresses & got bounce backs from you two. Please see below.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: O'Lone, Mary
Sent: Wednesday, March 04, 2015 10:40 AM
To: Dorka, Lilian; Wooden-Aguilar, Helena; 'matthew.dayna@ep.gov'; 'hall.will@epa.gov'
Cc: Covington, Jeryl
Subject: draft email for NC DENR

I have not cc'd Velveta. I wanted you all to work through it first. Thanks, Mary

Ex. 5 - Atty Client/Deliberative Process

Sincerely,

VGH

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
From: O'Lone, Mary
Sent: Fri 4/10/2015 1:07:31 PM
Subject: RE: REACH draft email for OW

.....
,,,,,,
Thanks Helena.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Friday, April 10, 2015 8:54 AM
To: Dorka, Lilian
Cc: Matthew, Dayna; Golightly-Howell, Velveta; O'Lone, Mary; Rhodes, Julia; Covington, Jeryl; Farrell, Ericka; Moffa, Anthony
Subject: Re: REACH draft email for OW

Thanks but can't take credit for what Mary drafted. Thanks should go to Mary.

Helena Wooden-Aguilar

Assistant Director

External Civil Rights - US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

On Apr 10, 2015, at 8:47 AM, "Dorka, Lilian" <Dorka.Lilian@epa.gov> wrote:

> Agree, good draft. Thanks Helena!
>
> **From:** Matthew, Dayna
> **Sent:** Friday, April 10, 2015 8:33 AM

To: Wooden-Aguilar, Helena
Cc: Golightly-Howell, Velveta; O'Lone, Mary; Dorka, Lilian; Rhodes, Julia; Covington, Jeryl; Farrell, Ericka; Moffa, Anthony
Subject: Re: REACH draft email for OW

This is a well constructed email in my opinion Helena. Nice job.

Sent from my iPhone

On Apr 9, 2015, at 5:12 PM, Wooden-Aguilar, Helena <Wooden-Aguilar.Helena@epa.gov> wrote:

> Velveta, I have confirmed with Mary and below is the email to send to Mike Shapiro. Please let me know if you have any questions.
>
> Helena

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Helena Wooden-Aguilar

Assistant Director

External Civil Rights - US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

Begin forwarded message:

From: "O'Lone, Mary" <o'lone.mary@epa.gov>
Date: April 9, 2015 at 11:21:30 AM EDT
To: "Wooden-Aguilar, Helena" <Wooden-Aguilar.Helena@epa.gov>
Subject: FW: REACH draft email for OW

This most recent one is in the chain below. But since that time we've determined an earlier tolling date is appropriate, so I edited it to accommodate that and to shorten it overall.

Ex. 5 - Attorney Client

Ex. 5 - Attorney Client

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: O'Lone, Mary
Sent: Wednesday, March 25, 2015 8:44 AM
To: Wooden-Aguilar, Helena
Cc: Matthew, Dayna
Subject: REACH draft email for OW

Helena -

Per the list of REACH items from last week, here is a draft of an email to Mike Shapiro from you.

Ex. 5 - Attorney Client

Ex. 5 - Attorney Client

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

To: O'Lone, Mary[OLone.Mary@epa.gov]; Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
Cc: Gelman, Laurie (CRT)[Laurie.Gelman@usdoj.gov]; Rhodes, Julia[Rhodes.Julia@epa.gov]; Lareau, Alyssa (CRT)[Alyssa.Lareau@usdoj.gov]; Fitzpatrick, Ryan (CRT)[Ryan.Fitzpatrick2@usdoj.gov]
From: Neal, Daria (CRT)
Sent: Tue 1/27/2015 11:08:23 PM
Subject: RE: EPA-DOJ Partnership Meeting - CAFO complaint

Hi Mary,

Ex. 5 - Atty Client/Deliberative Process

Daria

From: O'Lone, Mary [mailto:OLone.Mary@epa.gov]
Sent: Thursday, January 22, 2015 9:25 AM
To: Wooden-Aguilar, Helena; Neal, Daria (CRT)
Cc: Gelman, Laurie (CRT); Rhodes, Julia
Subject: RE: EPA-DOJ Partnership Meeting - CAFO complaint

Daria-

Ex. 5 - Atty Client/Deliberative Process

Thanks, Mary

PS I've cc'd Laurie since she let me know earlier this week she's now working on it as well.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Thursday, January 22, 2015 8:08 AM
To: Daria Neal
Cc: O'Lone, Mary
Subject: Fwd: EPA-DOJ Partnership Meeting - CAFO complaint

Hi Daria

Good Morning. I hope you are well. I wanted to reach out and ask if you and your colleagues had discussed contacting USDA. I do think it is something that should be explored and would be great to see if they are willing to talk with us (team) about the role of USDA and whether Earthjustice, or anyone else, has expressed concerns about these issues.

Thanks,

Helena

Helena Wooden-Aguilar

Assistant Director

External Civil Rights - US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

Begin forwarded message:

From: "Fitzpatrick, Ryan (CRT)" <Ryan.Fitzpatrick2@usdoj.gov>
Date: January 15, 2015 at 11:47:02 AM EST
To: "Neal, Daria (CRT)" <Daria.Neal@usdoj.gov>, "Fitzpatrick, Ryan (CRT)" <Ryan.Fitzpatrick2@usdoj.gov>, "Lareau, Alyssa (CRT)" <Alyssa.Lareau@usdoj.gov>, "'O'Lone, Mary'" <OLone.Mary@epa.gov>, "'covington.jeryl@epa.gov'" <covington.jeryl@epa.gov>, "'rhodes.julia@epa.gov'" <rhodes.julia@epa.gov>, "'farrell.ericka@epa.gov'" <farrell.ericka@epa.gov>, "'wooden-aguilar.helena@epa.gov'" <wooden-aguilar.helena@epa.gov>
Subject: EPA-DOJ Partnership Meeting - CAFO complaint

Hello all,

Unfortunately, it looks like today's meeting will be canceled. I will reach out to all of you next week and set up a new time for our next meeting.

Thank you,

Ryan

Ryan N. Fitzpatrick

Presidential Management Fellow Program Analyst

Federal Coordination and Compliance Section

Civil Rights Division

U.S. Department of Justice

950 Pennsylvania Avenue, NW

Washington, DC 20530

(202) 353-4084

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