To: Albright, David[Albright.David@epa.gov]; Robin, George[Robin.George@epa.gov]
From: Dermer, Michele
Sent: Thur 8/14/2014 7:00:12 PM
Subject: RE: CA UIC Class II Program Review

i have a call tomorrow with PG&E at 9 -9:30 otherwise tomorrow am is fine. Most of my afternoon is also free as is monday

---

From: Albright, David
Sent: Thursday, August 14, 2014 11:56 AM
To: Robin, George; Dermer, Michele
Subject: FW: CA UIC Class II Program Review

Hi Michele/George: FYI, see message below with Mike's update to Jared. As this issue is quickly evolving, I thought it would be good for the three of us to meet soon. If you are available, I would like to meet either tomorrow or Monday morning. Let me know if that would work. Thanks. David

From: Montgomery, Michael
Sent: Thursday, August 14, 2014 11:26 AM
To: Blumenfeld, Jared
Cc: Strauss, Alexis; Zito, Kelly; Albright, David; Woo, Nancy; Moyer, Robert; Busterud, Gretchen
Subject: CA UIC Class II Program Review

Hi Jared –

Just a quick follow-up note re our efforts with CA on the UIC program. As background, last month you sent a letter focusing on 3 areas which needed to be addressed in 30 days (this upcoming Monday), 1) CA progress in addressing the 2011 audit report, 2) information on CA permitted disposal wells in areas where it is not clear if Aquifer Exemptions were granted, 3) DOGGR records on all Aquifer Exemptions. Here is the status of these and some related matters;

- We are continuing to work with DOGGR and the CA Water Board on the issues outlined in our letter from last month. We had a call yesterday with DOGGR and the WB and are going to be continuing to have regular calls (bi-weekly). **CA will be able to meet the schedule we laid out in our letter**. In addition, they are preparing to issue

new “shut-in” orders to a handful of operators (3) that pose a threat to **current** drinking water use focused in areas where the status of the Aquifer Exemption is still in question. This may generate calls to us as (at least one of the facilities is a major (Chevron)) as they have our letter to the State and local press has been recently focused on our oversight role in these recent developments..

- We have received and reviewed the HQ primacy files and will be getting DOGGR records Monday. We are developing a statement re the Aquifer Exemptions in question (ORC lead).

- We had a call with Leg Director Kyle Lombardi for Speaker McCarthy at his request. They are focused on two primary concerns, 1) the fact that DOGGR’s re-calibration of expectations around the boundaries of exiting exemptions is causing delays for new permits and, 2) EPA views will drive future orders where existing permits are injecting into areas that should be protected as **future** (not current) underground source of drinking water and the status of exemptions remains in question. We will be having a follow-up call at the end of the month. We did share our letter to CA with him.

- We are coordinating with OW and plan to consult with them later this month also.

Let me know if you questions or would like a quick in-person update. We are going to plan on providing you a more detailed update and outline of our proposed next steps towards the end of the month.

Thanks

Mike

Michael Montgomery

Assistant Director - Water Division

US EPA Region 9

415-972-3438