Message

**From**: Schmidt, Lorie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=F471D4B316F74B0591322B5C63F1D01C-SCHMIDT, LORIE]
**Sent**: 7/11/2017 12:19:19 AM
**To**: Zenick, Elliott [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=1b2eaa2a560d415fb7c8ce9bb56c7ce5-EZENICK]; Vetter, Rick [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=50f35f58b6f84d32b701101475118091-RVETTER]
**CC**: McConkey, Diane [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=dfdc4d94e0114fe999130abfb281e207-McConkey, Diane]; Ragan Tate [Tate.Ragan@epa.gov]; Lee, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=29ae5f3d98a9435e88cf7d2f64a643a2-Lee, Michael]
**Subject**: FW: Request for withdrawal of Landfill Rules stay, Attn: Docket ID NOS. EPA-HQ-OAR-2003-0215 and EPA-HQ-OAR-2014-0451
**Attachments**: Second Request to Withdraw Stay of Landfill Rules[1].pdf

Lorie Schmidt
Associate General Counsel, Air and Radiation
Office of General Counsel
US Environmental Protection Agency
(202)564-1681

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**From:** Minoli, Kevin
**Sent:** Monday, July 10, 2017 7:33 PM
**To:** Dunham, Sarah <Dunham.Sarah@epa.gov>; Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>
**Cc:** Baptist, Erik <baptist.erik@epa.gov>; Schwab, Justin <schwab.justin@epa.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Schmidt, Lorie <Schmidt.Lorie@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>
**Subject:** FW: Request for withdrawal of Landfill Rules stay, Attn: Docket ID NOS. EPA-HQ-OAR-2003-0215 and EPA-HQ-OAR-2014-0451

All- I am forwarding on what is styled as a "second request" to withdraw the action taken regarding the landfills rule, specifically referencing the decision in *Clean Air Council*. Ex. 5

Ex. 5

Thanks, Kevin

**Kevin S. Minoli**
**Acting General Counsel**
**Office of General Counsel**
**US Environmental Protection Agency**
**Main Office Line: 202-564-8040**

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**From:** Jay Duffy [mailto:jduffy@catf.us]
**Sent:** Monday, July 10, 2017 3:12 PM
**To:** Pruitt, Scott <Pruitt.Scott@epa.gov>
**Cc:** Minoli, Kevin <Minoli.Kevin@epa.gov>; AirAction <AirAction@epa.gov>; Justin Heminger <Justin.Heminger@usdoj.gov>; Lynch, Lissa <llynch@nrdc.org>

**Subject:** Request for withdrawal of Landfill Rules stay, Attn: Docket ID NOS. EPA-HQ-OAR-2003-0215 and EPA-HQ-OAR-2014-0451

Dear Administrator Pruitt:

Attached please find a letter dated June 10, 2017, from public health and environmental organizations making a second request that in light of *Clean Air Council v. EPA,* you withdraw the stay of requirements for municipal solid waste landfills which was published in the Federal Register on May 31, 2017.

The stay should be withdrawn in its entirety because you lack legal authority to stay these regulations under section 307(d)(7)(B) of the Clean Air Act. The stay will cause irreparable harm to thousands of the members of the signatory organizations and many thousands of similarly situated Americans.

We again respectfully ask that you withdraw the stay immediately so that the Rules will take full effect, as required.

Sincerely,

**Jay Duffy**
Clean Air Task Force
18 Tremont Street
Boston, MA 02108
802-233-7967

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