Message

From: Ayres, Sara [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=CE5147A6A41E4AD488630393BB12C3F0-AYRES, SARA]
Sent: 10/18/2018 7:49:43 PM
To: Dykes, Teresa [Dykes.Teresa@epa.gov]; Lischinsky, Robert [Lischinsky.Robert@epa.gov]
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

OK, I'll send the email agreeing to the expedited FAR with our caveats below (copying Terri) to OAQPS then. Thanks!

Sara Ayres
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From: Dykes, Teresa
Sent: Thursday, October 18, 2018 2:36 PM
To: Lischinsky, Robert <Lischinsky.Robert@epa.gov>; Ayres, Sara <Ayres.Sara@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Thanks for reminding me. I am fine with this then.

Terri Dykes
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From: Lischinsky, Robert
Sent: Thursday, October 18, 2018 3:34 PM
To: Ayres, Sara <Ayres.Sara@epa.gov>; Dykes, Teresa <Dykes.Teresa@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

See below in e-mail chain… I thought we would be ok with agreeing to the request with conditions:

Would AED find acceptable if we respond to OAR by stating that we agree to the expedited FAR meeting scheduled for November 15 on the condition that we receive the complete FAR package by the promised October 30 date (providing at least 10 working days to review)?

And we could add that we mean a complete package includes the Preamble and Rule language.

From: Ayres, Sara
Sent: Thursday, October 18, 2018 3:29 PM
To: Dykes, Teresa <Dykes.Teresa@epa.gov>; Lischinsky, Robert <Lischinsky.Robert@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

I have never seen a deadline for expedited FAR almost two weeks before the package is provided before, so this is really outside of my experience. Usually we get the request and need to agree right before or right after the package is released, so we can gauge whether we're going to need more than 10 days to review.

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From: Dykes, Teresa
Sent: Thursday, October 18, 2018 2:14 PM
To: Ayres, Sara <Ayres.Sara@epa.gov>; Lischinsky, Robert <Lischinsky.Robert@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Then we have not seen this. I may be making a mountain out of a molehill, and it seems that OGC really wants to try to work this out- but if we agree to expedited review, and then have issues when we see the language- we look bad- right??

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From: Ayres, Sara
Sent: Thursday, October 18, 2018 3:11 PM
To: Dykes, Teresa <Dykes.Teresa@epa.gov>; Lischinsky, Robert <Lischinsky.Robert@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

The promise was that we will see the full FAR package (preamble and rule language and possibly impact statements) on October 30th, with the FAR scheduled for 11/15 (I think). So, 10 working days for review.

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From: Dykes, Teresa
Sent: Thursday, October 18, 2018 2:07 PM
To: Ayres, Sara <Ayres.Sara@epa.gov>; Lischinsky, Robert <Lischinsky.Robert@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Maybe. I wanted to check to see if FAR means that we see preamble language or not? Do you kow off top?

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From: Ayres, Sara
Sent: Thursday, October 18, 2018 3:00 PM
To: Dykes, Teresa <Dykes.Teresa@epa.gov>; Lischinsky, Robert <Lischinsky.Robert@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Terri,

Did you hear anything at the Options Selection that changed your mind on agreeing to the expedited FAR? Thanks.

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From: Dykes, Teresa
Sent: Thursday, October 11, 2018 1:33 PM
To: Lischinsky, Robert <Lischinsky.Robert@epa.gov>; Ayres, Sara <Ayres.Sara@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Attorney Client / Ex. 5

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From: Lischinsky, Robert
Sent: Thursday, October 11, 2018 2:29 PM
To: Dykes, Teresa <Dykes.Teresa@epa.gov>; Ayres, Sara <Ayres.Sara@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Yes, for sure. I will let my management know this is how we recommend proceeding.

Thanks.

Rob

From: Dykes, Teresa
Sent: Thursday, October 11, 2018 1:53 PM
To: Lischinsky, Robert <Lischinsky.Robert@epa.gov>; Ayres, Sara <Ayres.Sara@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Attorney Client / Ex. 5

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From: Lischinsky, Robert
Sent: Thursday, October 11, 2018 12:15 PM
To: Dykes, Teresa <Dykes.Teresa@epa.gov>; Ayres, Sara <Ayres.Sara@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Terri,

We will discuss with our management.

Would AED find acceptable if we respond to OAR by stating that we agree to the expedited FAR meeting scheduled for November 15 on the condition that we receive the complete FAR package by the promised October 30 date (providing at least 10 working days to review)?

From: Dykes, Teresa
Sent: Thursday, October 11, 2018 11:39 AM
To: Ayres, Sara <Ayres.Sara@epa.gov>; Lischinsky, Robert <Lischinsky.Robert@epa.gov>
Subject: RE: Expedited FAR request on OIAI/MM2A reclassification rule

Rob and Sara- I will let Phill and Apple know that OC is taking the lead on the request- so we don't get things confused in the briefings.

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From: Ayres, Sara
Sent: Thursday, October 11, 2018 11:35 AM
To: Lischinsky, Robert <Lischinsky.Robert@epa.gov>
Cc: Dykes, Teresa <Dykes.Teresa@epa.gov>
Subject: Expedited FAR request on OIAI/MM2A reclassification rule

Rob,

The Options Selection for the reclassification rule has been delayed to October 18th (The meeting notice came yesterday, so I had already updated the dates on the MAMPD weekly). At the workgroup meeting today, they let us know that they are also requesting expedited FAR, with the intent to send us the FAR package on October 30 and FAR scheduled for November 15 (10 working day review). However, they want a response on the expedited FAR request by October 19th. In the past we've gotten direction from the AA that we shouldn't agree to expedited FAR if we don't have the necessary materials to review. Here we have a promise of the materials, but nothing in hand (and presumably the materials are not finalized since OS hasn't happened yet). Please let me know how you'd like me to proceed. Thanks.

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