Message

**From**: Thomas, Chris [Thomas.Chris@epa.gov]
**Sent**: 7/13/2020 1:26:33 PM
**To**: Gettle, Jeaneanne [Gettle.Jeaneanne@epa.gov]; Allenbach, Becky [Allenbach.Becky@epa.gov]
**CC**: Hesterlee, Craig [Hesterlee.Craig@epa.gov]; Tyler, Kip [Tyler.Kip@epa.gov]
**Subject**: FW: Kampachi

Jeaneanne

The discussion with the Kampachi applicant was to help them understand the appeals process – Paul participated on the call. The purpose was to better equip them with understanding how a potential 3rd party appeal of the permit may impact their ability to move forward with the project.

Chris

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**From:** Tyler, Kip <Tyler.Kip@epa.gov>
**Sent:** Monday, July 13, 2020 9:22 AM
**To:** Thomas, Chris <Thomas.Chris@epa.gov>; Hesterlee, Craig <Hesterlee.Craig@epa.gov>
**Subject:** RE: Kampachi

Correct.

Kip Tyler
w 404.562.9294 | m 404.323.6094

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**From:** Thomas, Chris <Thomas.Chris@epa.gov>
**Sent:** Monday, July 13, 2020 9:21 AM
**To:** Hesterlee, Craig <Hesterlee.Craig@epa.gov>; Tyler, Kip <Tyler.Kip@epa.gov>
**Subject:** RE: Kampachi

So it wasn't that Kampachi is considering an appeal, but they're trying to understand how a 3rd party appeal will potentially impact their project?

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**From:** Hesterlee, Craig <Hesterlee.Craig@epa.gov>
**Sent:** Monday, July 13, 2020 9:14 AM
**To:** Thomas, Chris <Thomas.Chris@epa.gov>; Tyler, Kip <Tyler.Kip@epa.gov>
**Subject:** RE: Kampachi

Good morning Chris. Our NPS Weekly from last week stated the following:

- **Kampachi -**A team of 5 staff from Region 4 and HQ are crafting responses to all significant comments and the permit is being updated to reflect changes based on comments received. Staff provided a requested briefing to the applicant on 6/29 regarding the appeal process for NPDES permits.

On 6/29 we did meet with the VE group at their request and Paul led a discussion about the potential appeals process. We believe they requested this meeting for their information and there was no follow-up. Happy to ask Kip to set up a brief with you if you would like more information Most of their questioning seemed directed at helping them understand how a potential appeal might impact the timeliness of their project. Based on public interest it would not being surprising if this permit was appealed.

Craig Hesterlee, Chief

NPDES Permitting Section
EPA Region 4 Water Division
404.562.9749

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**From:** Thomas, Chris <Thomas.Chris@epa.gov>
**Sent:** Monday, July 13, 2020 8:58 AM
**To:** Tyler, Kip <Tyler.Kip@epa.gov>; Hesterlee, Craig <Hesterlee.Craig@epa.gov>
**Subject:** Kampachi

In the weekly last week and in Jeaneanne's meeting note for the ELT today, there is a statement about meeting this week with Kampachi to review appeals process. . . Jeaneanne is asking if they're planning to appeal the permit once issued. Can you please give me a little more background on this – why are they even asking at this point and are they planning on an appeal of the permit and why. Also, Paul should be invited to the meeting to discuss the appeals process if he isn't already. Thanks!

Chris