Message

From: Pierce, Jennifer [pierce.jennifer@epa.gov]
Sent: 7/29/2020 8:50:02 PM
To: Ho, Yenhung [Ho.Yenhung@epa.gov]
Subject: RE: Confidential_Narrative with CBI_CES-Mendota

Perfect—thanks for confirming, Calvin!

Jenny

Attorney Advisor
EPA Region 9, Office of the Regional Counsel
Direct: (415) 972-3883 [Our call forwarding system is down. Please email me for the fastest response.]

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From: Ho, Yenhung <Ho.Yenhung@epa.gov>
Sent: Wednesday, July 29, 2020 1:48 PM
To: Pierce, Jennifer <pierce.jennifer@epa.gov>
Subject: RE: Confidential_Narrative with CBI_CES-Mendota

Hi Jenny,

I think Natalie Nowiski, a legal counsel from Schlumberger (the company that prepared the Class VI permit application for CES), will represent CES during the call.

Thanks,
Calvin

From: Pierce, Jennifer <pierce.jennifer@epa.gov>
Sent: Wednesday, July 29, 2020 1:30 PM
To: Ho, Yenhung <Ho.Yenhung@epa.gov>
Subject: RE: Confidential_Narrative with CBI_CES-Mendota

Hi Calvin,

I realized I should have checked with you previously, but does CES' attorney, in addition to the third party legal team, plan to join the Monday meeting?

Thanks,

Jenny

Jennifer Pierce
Attorney Advisor
U.S. EPA, Region 9
Office of Regional Counsel
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San Francisco, CA 94105

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From: Ho, Yenhung <Ho.Yenhung@epa.gov>
Sent: Tuesday, July 21, 2020 12:02 PM
To: Pierce, Jennifer <pierce.jennifer@epa.gov>
Subject: RE: Confidential_Narrative with CBI_CES-Mendota

Sounds good.

From: Pierce, Jennifer <pierce.jennifer@epa.gov>
Sent: Tuesday, July 21, 2020 11:42 AM
To: Ho, Yenhung <Ho.Yenhung@epa.gov>
Subject: RE: Confidential_Narrative with CBI_CES-Mendota

Hi Calvin,

Yes, that time works! I may end up looping Sandy Leon into the discussion, as she has a lot of experience dealing with CBI issues, but I'll coordinate with her separately. Thanks,

Jenny

Jennifer Pierce
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From: Ho, Yenhung <Ho.Yenhung@epa.gov>
Sent: Tuesday, July 21, 2020 10:19 AM
To: Pierce, Jennifer <pierce.jennifer@epa.gov>
Subject: FW: Confidential_Narrative with CBI_CES-Mendota

Hi Jenny,

CES and the legal teams from their 3rd party data suppliers are finally ready for a call regarding their CBI claim. I propose to have this call with them on Aug 3, from 3-4pm if that works for you, or please propose an alternative time.

Thanks,
Calvin

From: Rebecca Hollis <rhollis@cleanenergysystems.com>
Sent: Tuesday, July 21, 2020 9:44 AM
To: Ho, Yenhung <Ho.Yenhung@epa.gov>
Cc: Albright, David <Albright.David@epa.gov>; Natalie Nowiski <NNowiski@slb.com>
Subject: RE: Confidential_Narrative with CBI_CES-Mendota

Hi Calvin,

I hope this email finds you well.

I wanted to follow up on our discussion regarding confidential business information included in our Mendota Project Class VI Permit application (Pre-Construction). More specifically, how it will be treated in the ongoing stages of the permitting process, including any public hearings that may be required. We are now in contact with the legal teams from our 3rd party data suppliers, e.g. SEI, IHS, etc., so could set up a call with all parties if you'd prefer. Is there a day/time in the next week or two that works best for you and potentially EPA's Office of Regional Counsel?

On a separate but related topic, we also have a few clarifying questions as to how the environmental review requirements under NEPA will be met / conducted during the Class VI permitting process. We can cover this on the same call, at the end of the CBI discussion perhaps, or could set up a separate call to discuss. Please let me know your thoughts.

Thanks again, Calvin. Looking forward to hearing from you soon.

Best Regards,
-Rebecca

Rebecca Hollis
Director Business Development -
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rhollis@cleanenergysystems.com
The Power to Reverse Climate Change

From: Ho, Yenhung <Ho.Yenhung@epa.gov>
Sent: Friday, May 8, 2020 12:02 PM
To: Rebecca Hollis <rhollis@cleanenergysystems.com>
Cc: Albright, David <Albright.David@epa.gov>
Subject: RE: Confidential_Narrative with CBI_CES-Mendota

Hi Rebecca,

I was able to access the file with the password you provided.

We would treat this information as confidential unless we make a determination that it is not in the future (there will be a process that involves both EPA and CES actions if such a determination needs to be made – this is the subject of our upcoming conference call).

Thanks again for your assistance and patience.

Calvin

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