Message

From: Seneca, Roy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0F19873F9B614C2ABDA0E476EEAFB8AD-RSENECA]
Sent: 9/10/2021 4:08:58 PM
To: Mike Tony [mtony@hdmediallc.com]; White, Terri-A [White.Terri-A@epa.gov]; Sternberg, David [Sternberg.David@epa.gov]
BCC: Landis, Jeffrey [Landis.Jeffrey@epa.gov]
Subject: RE: ELG Rule Compliance Questions

Mike – Just so you know. We ended up forwarding your inquiry to the EPA HQ press office. They have the lead on ELG issues and are best suited to respond to your questions. Send an email to press@epa.gov if you need an update on the status. – Roy

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From: Mike Tony <mtony@hdmediallc.com>
Sent: Thursday, September 09, 2021 2:57 PM
To: Seneca, Roy <Seneca.Roy@epa.gov>; White, Terri-A <White.Terri-A@epa.gov>; Sternberg, David <Sternberg.David@epa.gov>
Subject: Re: ELG Rule Compliance Questions

Hi Roy,

Thank you for the update. Please keep me posted, and I look forward to receiving responses from you as soon as you can provide them.

Thanks again,
Mike

From: Seneca, Roy <Seneca.Roy@epa.gov>
Sent: Thursday, September 9, 2021 2:55 PM
To: Mike Tony <mtony@hdmediallc.com>; White, Terri-A <White.Terri-A@epa.gov>; Sternberg, David <Sternberg.David@epa.gov>
Subject: RE: ELG Rule Compliance Questions

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Mike – We have received your inquiry and we are checking this out. However, I think it is unlikely we will be able to get you a response today. I will keep you posted on the status. – Roy

Roy Seneca
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From: Mike Tony <mtony@hdmediallc.com>
Sent: Thursday, September 09, 2021 12:34 AM
To: White, Terri-A <White.Terri-A@epa.gov>; Seneca, Roy <Seneca.Roy@epa.gov>; Sternberg, David <Sternberg.David@epa.gov>
Subject: ELG Rule Compliance Questions

Hope you're doing well. I'm working on a story on the Appalachian Power and Wheeling Power electric utilities requesting that the West Virginia Public Service Commission reopen a case in which they're seeking approval for implementation of and cost recovery for compliance with the EPA's coal combustion residual and effluent limitation guidelines at three different in-state coal-fired power plants. I have the following questions that I was hoping you could provide responses for by my deadline of 3:30 p.m. today. Thank you very much regardless.

1. The utilities say that there is an Oct. 13 deadline for them to notify the West Virginia Department of Environmental Protection whether they intend to retire the plants to comply with the ELG rule. Is that true, and if so, can that deadline be extended?
2. If the Companies later decide not to complete ELG compliance improvements for some units, will they be required to cease coal operations at those units by each unit's ELG compliance deadline (June 30, 2023 for Mitchell, Dec. 31, 2022 for Amos and June 1, 2022 for Mountaineer)?
3. Is it true, as the utilities report, that the EPA has tolled an April 11, 2021 deadline date to begin closing bottom ash ponds at the three coal-fired power plants (the Amos, Mitchell and Mountaineer facilities) pending its decision on the extension requests and has not issued a decision regarding their requests to extend the CCR rule deadline? (pages 20 and 21 here)

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