To: lbenfield@foley.com[lbenfield@foley.com]
From: Steinbauer, Gary
Sent: Tue 4/18/2017 3:00:01 PM
Subject: RE: Mid-America Steel Drum Company - Section 114 Requests for Extension to submit Responses
Mid-America Revised Schedule to Respond to CAA Section 114 Information Requests .pdf

Linda:

Thank you for your email. We've reviewed the request by Mid-America Steel Drum Company (Mid-America) for additional time to respond to EPA's Clean Air Act section 114 information requests to Mid-America's facilities in Oak Creek, WI (Oak Creek facility) and St. Francis, WI (St. Francis facility). We're willing to grant Mid-America extensions to respond to certain requests as set forth in the schedule included in the attachment to this email.

As you will see in the attachment, for many questions, we granted the extensions requested by Mid-America. EPA, however, denies Mid-America's request for an extension on some of the questions, particularly for requests for documents that should be readily available to Mid-America. In addition, EPA believes that the requested extension of 90 days to respond to some of the questions is unacceptable. Nonetheless, we are willing to provide Mid-America with thirty (30) additional days, for a total of 60 days, to respond to certain questions.

Finally, with respect to question 20 in the request to the St. Francis facility, we ask that Mid-America schedule the date for this testing in advance of the meeting. In addition, we would like the suggested meeting between EPA, WDNR, Mid-America, and its consultant to occur as soon as possible, and ideally, well before May 10th. Please provide days and times that work for everyone for this meeting.

I look forward to hearing from you regarding the meeting. Please do not hesitate to call me with any questions.

Thanks,

Gary

Gary Steinbauer
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From: lbenfield@foley.com [mailto:lbenfield@foley.com]
Sent: Thursday, April 13, 2017 3:56 PM
To: Steinbauer, Gary <steinbauer.gary@epa.gov>
Subject: Mid-America Steel Drum Company - Section 114 Requests for Extension to submit Responses

Gary, as we discussed, with respect to the two Information Requests to provide information to U.S. EPA under the Clean Air Act, directed to Mid-America Steel Drum Company, we are requesting additional time for our client to respond to certain of the requests.

1. Oak Creek.

The request relating to the Oak Creek facility is dated March 17, 2017 and was received at the facility on March 23, 2017. We propose the following schedule to respond to these requests:

A. April 24, 2017 – the facility will respond to questions: 2, 8, 12, 15, 17

B. May 24, 2017 – the facility will respond to questions: 1, 6, 7, 9, 10, 11, 13, 14, 16, 18, 19

C. June 24, 2017 – the facility will respond to the remainder of the questions, which are: 3, 4, 5

2. St. Francis.

The request relating to the St. Francis facility is dated April 5, 2017 and was received at the facility on April 10, 2017. We propose the following schedule to respond to these requests:

A. May 10, 2017 – the facility will respond to questions: 2, 10, 13, 14, 16, 17

B. June 10, 2017 – the facility will respond to questions: 1, 8, 9, 11, 12, 15, 18, 19

C. July 10, 2017 – the facility will respond to questions, which are: 3, 4, 5, 6, 7

D. Prior to May 10, 2017 – as we discussed, the remaining question 20 requires testing and similar information that has also been requested by the Wisconsin Department of Natural Resources ("WDNR"). Company representatives and its consultant are available to meet with both agencies to discuss the requested information and potential sampling protocols. After that meeting, the facility will propose a sampling protocol for review and approval by both U.S. EPA and WDNR and will implement

the protocol, all according to an agreed upon schedule.

As we discussed, Container Life Cycle Management, Inc. is currently responding to numerous requested posed by the U.S. EPA, WDNR, and U.S. Department of Transportation, all of which have deadlines in the near term. In addition, the company is responding to another Clean Air Act information request directed to the Cornell Street facility and relating to the Emergency Planning and Community Right to Know Act; the deadline for responding to those requests is May 10, 2017 and the company believes it will be able to meet that deadline for all of the questions in that request.

We are available to discuss if necessary.

Linda

Linda E. Benfield

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lbenfield@foley.com

From: Benfield, Linda E.
Sent: Monday, April 10, 2017 3:18 PM
To: 'Patel, Manojkumar'
Cc: Steinbauer, Gary
Subject: RE: Mid-America Steel Drum Company - Section 114 Requests for Extension to submit Responses

Thank you –

Gary, I just tried to call but could not leave a voice message. I am available to discuss at your convenience.

Linda

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From: Patel, Manojkumar [mailto:patel.manojkumar@epa.gov]
Sent: Monday, April 10, 2017 3:05 PM
To: Benfield, Linda E.
Cc: Steinbauer, Gary
Subject: Mid-America Steel Drum Company - Section 114 Requests for Extension to submit Responses

Dear Ms. Benfield,

I am following up with you on your voice mail. You requested an extension to EPA's Section 114 Request for Information sent to Mid-America Steel Drum Company facilities in St. Francis, Wisconsin.

Gary Steinbauer, Associate Regional Counsel, Office of Regional Counsel, has been assigned to this matter and he can be reached at (312) 886-4603. I have copied him on this email as well. I request you to contact him about this matter.

Manoj P. Patel, Environmental Engineer

Air Enforcement and Compliance Assurance Branch (MI/WI)

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patel.manojkumar@epa.gov

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