U.S. Department of Justice

Environment and Natural Resources Division

DJ No. 90-5-2-1-09915

Environmental Enforcement Section
P.O. Box 7611
Ben Franklin Station
Washington, DC 20044-7611

Telephone (202) 514-4213
Facsimile (202) 616-6584
annette.lang@usdoj.gov

February 17, 2012

Robert Hodanbosi, Chief
Division of Air Pollution Control
Ohio Environmental Protection Agency
Lazarus Government Center
P.O. Box 1049
Columbus, OH 43216

Re: Notice of Violation: Marathon Refinery in Canton, Ohio
Addendum to my February 14, 2012 Letter

Dear Mr. Hodanbosi:

In my February 14, 2012 letter, I inadvertently failed to advise you of one other Ohio SIP provision that we would cite in a complaint in the matter described in my letter. This additional citation is based on the exact same underlying facts and information that I mentioned in that letter. There are no new underlying facts or information.

Specifically, in addition to the PSD/NNSR allegations mentioned in my letter, if the settlement with Marathon goes forward, we would expect to assert that, on information and belief, Marathon engaged in modifications of its flare systems at its Canton Refinery that resulted in emissions of sulfur dioxide, hydrogen sulfide, volatile organic compounds, and carbon monoxide for which MPC failed to seek or secure a Minor NSR permit under the relevant Ohio SIP program.

I apologize for leaving this citation out of my February 14, 2012 letter. However, once again, no action on your part is required.

If you have any questions, please do not hesitate to call me (202 514-4213).

Sincerely yours,

Annette M. Lang

Annette M. Lang
Trial Attorney

cc: Brian Dickens, EPA R5
Bill Wagner, EPA R5
Robert Parrish, EPA HQ