Choctaw Nation of Oklahoma

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Gregory E. Pyle
Chief

Gary Batton
Assistant Chief

October 10, 2012

William K. Honker, P.E., Acting Director
Water Quality Protection Division
U.S. Environmental Protection Agency, Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

Re: Application by the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) for National Pollution Elimination Discharge System (NPDES) Permitting Authority On Concentrated Animal Feeding Operations, 77 Federal Register 58830 (September 24, 2012)

Dear Mr. Honker:

On behalf of the Choctaw Nation of Oklahoma ("Nation") I am requesting the initiation of government-to-government consultation with the United States Environmental Protection Agency (EPA) concerning the above-referenced matter. The ODAFF is apparently not seeking delegated federal authority with respect to NPDES permits involving Indian country, nevertheless the Nation views consultation with its federal trustee as vital in order to more fully understand the EPA's view of ODAFF's pending application, and also to explore with you possible implications arising from it.

Please direct correspondences on this matter to Brian McClain, Executive Director, Legislative Advocacy, in addition to providing notice to Melissa Robinson, the Environmental Director for Choctaw Nation. You may contact Brian McClain at: (800) 522-6170, Ext. 2336 or via email at bmcclain@choctawnation.com. I appreciate your time and attention to this matter

Sincerely,

Gregory E. Pyle, Chief
Choctaw Nation of Oklahoma

Cc: Bill Anoatubby, Governor, Chickasaw Nation
Gary Batton, Assistance Chief, Choctaw Nation
Jeannine Hale, Director, EPA Office of Environmental Justice and Tribal Affairs
Brian McClain, Executive Director, Legislative Advocacy
Melissa Robinson, Environmental Director, Choctaw Nation