To: Renninger, Steven[renninger.steven@epa.gov]; Durno, Mark[durno.mark@epa.gov]
Cc: El-Zein, Jason[el-zein.jason@epa.gov]; Borries, Samuel[borries.samuel@epa.gov]
From: Jaffess, Sharon
Sent: Wed 1/22/2014 10:24:01 PM
Subject: RE: Quick Question ENFORCEMENT CONFIDENTIAL

Ex. 5 - Deliberative

Sharon J. Jaffess, Chief

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From: Jaffess, Sharon
Sent: Wednesday, January 22, 2014 4:07 PM
To: Renninger, Steven; Durno, Mark
Cc: El-Zein, Jason; Borries, Samuel
Subject: Quick Question ENFORCEMENT CONFIDENTIAL

Steve and Mark,

The RA brought up some questions today at the senior staff meeting (Joe Dufficy attended for Rick). Based on Joe's notes, I think her questions must be with respect to her wanting to ensure that we are ready for any future response actions via our enforcement mechanisms we might have to take regarding the WV spill in the Region or to enforcement actions related to other statutes (e.g., EPCRA, SPCC, CWA).

I think you, Steve R, might already have some of this information from Region 3's OSCs, Dennis Matlock and Melissa Linden. In any case, it relates to the corporate information on Freedom Industries and its ability to pay, its insurers, and other potentially connected corporate entities such as Rosebud Coal.

(I tried to get it myself on OSC.net but I couldn't get the Action Memo and what I really need, Region 3's Enforcement Addendum with information on Freedom Industries).

All this to say, Steve, do you have a copy of Region 3's enforcement addendum --- or, if you don't have it, can you ask your colleagues to send it to me (or, do you know who the R3 attorney is that can share their research and findings with us, in case we need it? I don't want to task our staff and attorneys to do the same inquiries, ability to pay analyses, etc. that clearly, Region 3 has already done or is already doing.

I have a few contacts in R3 – but, since you are working with them, Steve, you may already have this information in your file.

Thanks!

Sharon

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