bp

BP Exploration & Production Inc.
Gulf of Mexico - DWP

200 WestLake Park Boulevard
Houston, Texas 77079
USA

May 5, 2010

Mr. Gary Moore
EPA Region VI
1445 Ross Ave, Suite 1200
Dallas, TX 75202

Tracy Dyer
Direct: 281-366-1233
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RE: MC 252 Incident - E&P Exemption from Oil Spill Waste

Dear Mr. Moore:

BP Exploration and Production Inc. is hereby requesting concurrence on the designation of certain wastes resulting from oil spill clean-up as E&P Exempt. On April 20th, the Transocean Horizon rig exploded and subsequent oil spill from the Macondo well located in Federal waters in Mississippi Canyon 252. BP's response to contain the spill and minimize impact to the environment will generate certain waste streams that we believe fall under the E&P exemption.

Although we are looking at all options to recycle and reclaim oily product, we want to consider disposal as an option if necessary.

We will be generating the following waste streams and believe they are the E&P Exemption. We request your initial if you concur with the following.

_____ Skimmed oil from the water surface. Although dispersants have been utilized on the spill, NOAA experts have advised that the dispersant is not likely to stay in the oil phase and tends to drop out in the water column as it disperses the oil. Additionally water that is skimmed is decanted off.

_____ Decontamination Water - external surfaces. Vessels, boom and equipment that pass through the oil sheen may have an external coating of oil that needs to be removed prior to entry to port. A surfactant may be used (no hazardous listed ingredients) with washwater and will be collected in roll off boxes.

_____ Decontamination Water - internal surfaces. Any containers used to collect or transfer oily materials (i.e. frac tanks, roll offs boxes, vessel tanks or vacuum trucks) that contain oil or oiled materials will require decontamination. The same surfactant may be used to clean this equipment.

_____ Oily solids - absorbent pads, disposable boom, natural debris and municipal trash that is covered with oil.

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Your response to this request is greatly appreciated. Please email to dyertk@bp.com. Should you have any questions or require further information, please contact Tracy Dyer at (281) 731-1821.

Sincerely,

Tracy Dyer
Waste Specialist
BP Exploration and Production Inc.

EPA Region VI Concurrence

Name/Title _____

Signature _____

Date _____