**03R-06-R4 Complaint Wording Questions**

a. Should Complaint be reframed to focus solely on permit modification at Tallassee landfill and whether this action had a disparate adverse impact?[1]

b. Should complaint be reframed to focus on whether ADEM's alleged failure to follow EPA's recommendations in the EPA June 2003 Title VI Investigative Report when permitting the Tallassee Landfill had a disparate adverse impact?

[1] If we are not proceeding with the allegation as it is framed when we accepted it and instead analyze whether the permit modification had a disparate adverse impact, should we look only at the delta (whether the modification itself was adverse) or would we see what permitting actions have taken place at the landfill to date and whether there is a current issue with the issuance of or enforcement of permits at that facility? The Complaint discusses a 2003 permit modification. There have been subsequent permitting decisions regarding Tallassee since the Complaint was received.