Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 12/5/2016 5:16:29 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Interview Request with Janet McCabe

OK; let me confer with Amanda and I'll get back to you.

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Monday, December 05, 2016 12:15 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Interview Request with Janet McCabe

Hi Sean: Amanda Peterka has requested an interview with Janet McCabe.

Please let me know how yours will be different. Please send specific questions and hard deadline.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 12/5/2016 4:05:59 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Questions on Advance

Sorry, Enesta, but what are you referring to?

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Monday, December 05, 2016 10:58 AM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Questions on Advance

Hi Sean: Hope you are well. Please send specific questions and hard deadline.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Elana Schor [eschor@politico.com]
Sent: 11/10/2016 7:21:36 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Correction to ICR Story

Hi Enesta,

The whiteboard's reference to "advancing" regulations refers to the ICR's status as the next step in the process regarding oil and gas industry-related methane, not as final or proposed regulations themselves. ICR described as a step towards curbs on existing-source methane here: https://www.epa.gov/newsreleases/epa-releases-first-ever-standards-cut-methane-emissions-oil-and-gas-sector

thanks,

Elana Schor
POLITICO
eschor@politico.com
C: Ex. 6 Personal Privacy (PP)
Twitter: @eschor

From: Jones, Enesta <Jones.Enesta@epa.gov>
Sent: Thursday, November 10, 2016 1:37:06 PM
To: Elana Schor
Cc: Jones, Enesta
Subject: Correction to ICR Story

Hi Elana: Saw your story below. This is not regulation. Can you fix your story, please?

Obama administration keeps oil and gas rules rolling

By Elana Schor
Nov 10, 2016 1:19 PM EST
The Obama administration today advanced two oil and gas regulations through the system even as Donald Trump prepared to take office with plans to dismantle rules his advisers deem unnecessary.
EPA finalized its Information Collection Request to the oil and gas industry on existing sources of methane emissions, the next step following new-source methane rules the agency finalized in May. In addition, the Fish and Wildlife Service released the final version of modernized rules to govern the almost 1,700 oil and gas wells currently in production on lands in the national wildlife refuge system.
EPA's ICR is likely to be the last step in the regulatory process for existing-source methane rules, given that Trump has promised to align with the oil and gas industry on dismantling some of its least favorite Obama-era regulations. Still, the American Petroleum Institute gave EPA some praise for broadening the data-collection window in its final ICR.

API senior director of regulatory affairs Howard Feldman added, however, that questions about the accuracy of EPA's operator database "could render the collected data skewed and therefore useless."
The FWS regulations on drilling operations in the refuge system, which will take effect on Dec. 14, focus on "plugging wells, removing all above-ground structures, equipment, roads and contaminating substances, reestablishing native vegetation, and restoring disturbed areas to productive habitat," the agency said in a summary of the rules.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Amanda Reilly [areilly@eenews.net]
Sent: 12/15/2016 5:43:15 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Janet McCabe interview

Excellent, thanks.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, December 15, 2016 12:43 PM
To: Amanda Reilly <areilly@eenews.net>
Subject: Re: Janet McCabe interview

Hi Amanda: Set to go for 10:30 a.m. tomorrow. Monica Lee will be leading the call. She'll call you on Ex. 6 Personal Privacy (PP)

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 15, 2016, at 12:41 PM, Amanda Reilly <areilly@eenews.net> wrote:

> Hi Enesta, just want to confirm that we're still on for 10:30 tomorrow. Thanks!
>
> ---
>
> **From:** Amanda Reilly
> **Sent:** Tuesday, December 13, 2016 3:39 PM
> **To:** Jones, Enesta <Jones.Enesta@epa.gov>
> **Subject:** RE: Janet McCabe interview
>
> Sure, not a problem.
>
> **Amanda Reilly**
> E&E News legal reporter
> areilly@eenews.net
> 202-446-0476 (office)
> Ex. 6 Personal Privacy (PP) mobile)
> @apeterka
>
> ---
>
> **From:** Jones, Enesta [Jones.Enesta@epa.gov]
> **Sent:** Tuesday, December 13, 2016 3:33 PM
> **To:** Amanda Reilly
> **Cc:** Jones, Enesta
> **Subject:** RE: Janet McCabe interview

HI Amanda: Can we move the interview to **10:30 on 12/16?** Something has popped on Janet's calendar.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Amanda Reilly [mailto:areilly@eenews.net]
Sent: Wednesday, December 07, 2016 1:59 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Janet McCabe interview

202-446-0476. Thanks!

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, December 07, 2016 1:55 PM
To: Amanda Reilly <areilly@eenews.net>
Subject: Re: Janet McCabe interview

No probs! What's the best number to reach you on that day?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 7, 2016, at 1:54 PM, Amanda Reilly <areilly@eenews.net> wrote:

> Yes, that works for me. Thanks. And sorry for any confusion last week -- I believe Sean reached out to you, too. That was miscommunication on our end.
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Wednesday, December 07, 2016 12:27 PM
> **To:** Amanda Reilly <areilly@eenews.net>
> **Cc:** Jones, Enesta <Jones.Enesta@epa.gov>
> **Subject:** Re: Janet McCabe interview
>
> Hi Amanda: Can we do it on 12/16 at 10 a.m. by phone?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 2, 2016, at 3:13 PM, Amanda Reilly <areilly@eenews.net> wrote:

> Thanks, and that's fine -- I figured as much but had to ask. Have a good weekend!
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Friday, December 02, 2016 3:07 PM
> **To:** Amanda Reilly <areilly@eenews.net>
> **Subject:** Re: Janet McCabe interview
>
> Thanks, Amanda. I'm on it. Nothing about Trump and next Administration. 😀
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Dec 2, 2016, at 3:01 PM, Amanda Reilly <areilly@eenews.net> wrote:
>
> > I'm looking for things like what she'd say were the highlights of her tenure, her favorite part of working for EPA, her least favorite part, any ways the air office or her job has evolved, what it's been like interacting with Congress, anything she wanted to get to but didn't have the chance, if she can divulge anything about her future plans, does she miss living full-time in Indiana, if she's willing to say anything about EPA under Trump. I'd want to also throw in some fun questions like what book she's reading, her favorite TV show, how she's dealt with SafeTrack, etc.

The week of 12/12 (with the exception of that Monday morning) and the week of 12/19 are pretty wide open for me.

I'll be out of the office all day Monday but available via email and my cell phone, Ex. 6 Personal Privacy (PP)

Thanks, and have a good weekend.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, December 02, 2016 2:32 PM
To: Amanda Reilly <areilly@eenews.net>
Subject: Re: Janet McCabe interview

Hi Amanda: Please send along specific questions and proposed timing.

We can connect on Monday when I am back.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 2, 2016, at 2:31 PM, Amanda Reilly <areilly@eenews.net> wrote:

> Hi Enesta,
>
> Long time no talk! I hope you're well and had a good Thanksgiving. In our continuing coverage of the transition, we're trying to set up exit interviews with top administration officials. I wanted to reach out and see if you think it would be at all possible to set up an interview for me with Janet McCabe to look back at her tenure as acting air chief and forward at her plans for the future. This could be in person or over the phone, and I'd look to do something this month before the holidays.
>
> Do you think that could be arranged?

Thanks much,
Amanda

Amanda Reilly
Legal reporter
areilly@eenews.net
202-446-0476 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)
@apeterka

–

Environment & Energy Publishing, LLC
122 C St. NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Marc Heller [mheller@eenews.net]
Sent: 11/21/2016 3:52:59 PM
To: Press [Press@epa.gov]
Subject: RVO announcement?

Good morning. I'm looking out for the announcement on renewable fuel volumes, and without asking directly when we might see this… when might we see this?

I signed up for EPA press subscription but always worry somehow it'll slip through the cracks.

Thanks,
marc

Marc Heller
Reporter -- Agriculture
E&E News
(202) 446-0411
mheller@eenews.net

Message

From: Gabe Dunsmith [gdunsmith@eenews.net]
Sent: 12/7/2016 9:52:06 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: EPA Response on Lead and Copper Meeting

Thank you for passing along the link. I appreciate it!

My best,

Gabe Dunsmith

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, December 07, 2016 4:35 PM
To: Gabe Dunsmith
Cc: Jones, Enesta
Subject: Re: EPA Response on Lead and Copper Meeting

UPDATE: We will have a meeting summary similar to those found here: https://www.epa.gov/ndwac/meeting-summary-documents-ndwac

It should be posted not later than January 2017.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 7, 2016, at 3:02 PM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:

> Hi Gabe: We do not plan on posting meeting notes. Off the record, we will however post the NDWAC's letter to EPA, which will include the main points from the meeting discussion.

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/13/2017 9:57:18 PM
To: Konkus, John [konkus.john@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]; Press [Press@epa.gov]
Subject: FW: E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

Does EPA have any reaction and/or response to the below?

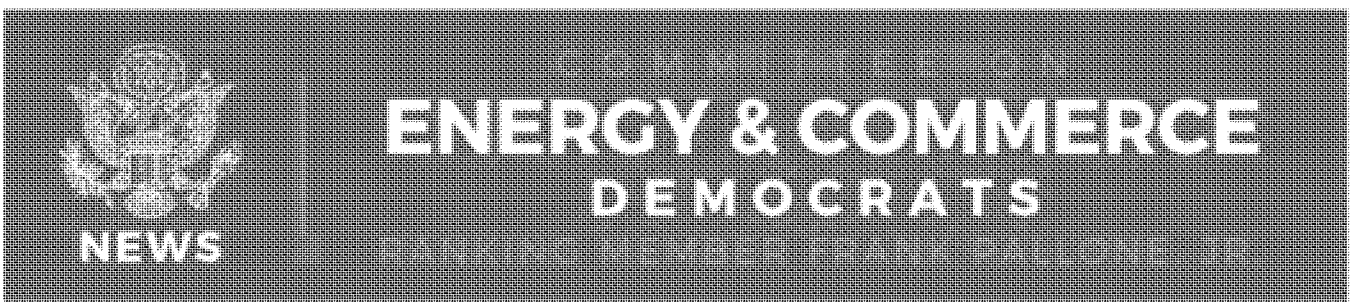
Please get back to me as soon as possible since I'm writing now. Also, since I'm working from home, please email me here or call my cell phone at Ex. 6 Personal Privacy (PP) Thank you for your help.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: E&C Dem News [ecdemnews@mail.house.gov]
Sent: Monday, March 13, 2017 5:36 PM
To: E&C Dem News
Subject: E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest



FOR IMMEDIATE RELEASE
March 13, 2017

CONTACT
CJ Young — (202) 225-5735

E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest

Washington, D.C. – Energy and Commerce Committee Democrats sent a letter to Inspector General Arthur A. Elkins, Jr. of the Environmental Protection Agency (EPA) today requesting an

investigation into the policies and procedures designed to safeguard the agency from conflicts of interest. The request comes after Administrator Scott Pruitt, the top U.S. environmental official, raised additional concerns about potential conflicts of interest by rejecting clear scientific evidence that human activity is a primary contributor to global warming. As part of the investigation, the letter includes a series of questions on what policies exist and how these policies ensure Administrator Pruitt is recused from agency enforcement actions where potential conflicts of interest exist.

The letter was signed by Ranking Member Frank Pallone, Jr. (D-NJ), Energy Subcommittee Ranking Member Bobby Rush (D-IL), Environment Subcommittee Ranking Member Paul Tonko (D-NY), Oversight and Investigations Ranking Member Diana DeGette (D-CO), Vice Ranking Member Kathy Castor (D-FL), and Rep. John Sarbanes (D-MD).

"It is critical that EPA and all federal agencies maintain effective conflict of interest policies and ethics requirements in order to ensure government operates in an honest and transparent manner," the members wrote. **"Your investigation will help us better understand the role your office will play in ensuring strict adherence to such rules and guidelines, and how EPA and its new management will address these concerns."**

The letter follows a succession of recent reports by *The New York Times* and *The Wall Street Journal* suggesting that Administrator Pruitt closely coordinated with the oil and gas industry during his tenure as Attorney General of Oklahoma. The reports note that Administrator Pruitt was part of a coalition of mainly Republican state attorney generals who regularly sued the government to undermine environmental rules. As EPA Administrator, Mr. Pruitt is now charged with safeguarding the environment and implementing these very same rules.

As part of the investigation request, the Committee Democrats are seeking answers to several questions including:

- What conflict of interest policies, procedures, and laws exist to ensure Mr. Pruitt and all other current political appointees do not have conflicts of interest with their positions at EPA or with EPA enforcement actions?
- Do these policies specifically consider whether Mr. Pruitt or other political appointees or their spouses maintain any financial holdings (including but not limited to stock holdings or mutual fund holdings) in the oil and gas industry or electric utility industry?
- What agency ethics trainings and certifications are Mr. Pruitt and all other current political appointees required to complete in order to join the agency?
- How do agency conflict of interest policies, procedures, and any relevant laws restrict Mr. Pruitt's ability to coordinate, fundraise, or otherwise support organizations in which Mr. Pruitt previously served in a leadership capacity?

A copy of the letter is available here.

###

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 3/1/2017 1:44:54 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Lynn, Tricia [lynn.tricia@epa.gov]; Press [Press@epa.gov]
Subject: RE: EPA to Act on Waters of the United States Rule

Hi John,

Just wanted to check back in on you on this. As I mentioned, my deadline today is 11:30 a.m.

Thanks,

Ariel

From: Konkus, John [konkus.john@epa.gov]
Sent: Tuesday, February 28, 2017 9:54 PM
To: Ariel Wittenberg
Cc: Lynn, Tricia; Press
Subject: Re: EPA to Act on Waters of the United States Rule

We'll find out.

Sent from my iPhone

On Feb 28, 2017, at 9:49 PM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi John,
>
> Thanks for the speedy response. To clarify, my question was actually in response to that link. I see the notice of the proposed rulemaking there, but that copy doesn't have the signature from the Acting Assistant Secretary of the Army for Civil Works. That's why I was wondering if it has already been submitted to the register or if it is maybe scheduled to be submitted later in the week? I can't seem to find it in the federal register online.
>
> Ariel
>
> ---
>
> **From:** Konkus, John [konkus.john@epa.gov]
> **Sent:** Tuesday, February 28, 2017 9:44 PM
> **To:** Ariel Wittenberg
> **Cc:** Lynn, Tricia; Press
> **Subject:** Re: EPA to Act on Waters of the United States Rule
>
> Ariel please see this link: https://www.epa.gov/newsreleases/epa-act-waters-united-states-rule-1
>
> Thank you,
>
> John Konkus
>
> Sent from my iPhone
>
> On Feb 28, 2017, at 9:41 PM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

Hi Tricia,

I just wanted to clarify when the EPA intends to submit its notice of proposed rulemaking relating to the Clean Water Rule and the Executive Order signed Tuesday. Has that already been submitted? If not, what is the timeline on that? My deadline is at 11:30 a.m. on Wednesday.

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
202-737-4557
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

From: U.S. EPA Media Relations [noreply-subscriptions@epa.gov]
Sent: Tuesday, February 28, 2017 6:07 PM
To: Ariel Wittenberg
Subject: EPA to Act on Waters of the United States Rule

CONTACT:
press@epa.gov

FOR IMMEDIATE RELEASE
February 28, 2017

EPA to Act on Waters of the United States Rule

WASHINGTON -- President Donald Trump issued an Executive Order at the White House today, directing the U.S. Environmental Protection Agency (EPA) and the U.S. Army Corps of Engineers to review and then rescind or revise the 2015 Clean Water Rule: Definition of "Waters of the United States".

EPA Administrator Scott Pruitt joined the President for this announcement and afterward issued the following statement: "EPA intends to immediately implement the Executive Order and submit a Notice to the Office of the Federal Register announcing our intent to review the 2015 Rule, and then to propose a new rule that will rescind or revise that rule. The President's action today preserves a federal role in protecting water, but it also restores the states' important role in the regulation of water."

View the Executive Order and the Federal Register Notice:
https://www.epa.gov/cleanwaterrule

R033

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 1/13/2017 11:01:49 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: EPA response to 2013 petition by New York and other states to expand Ozone Transport Region

BTW, is there a way to keep track of rulemakings and/or other actions as they are signed and posted?

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, January 13, 2017 2:52 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: EPA response to 2013 petition by New York and other states to expand Ozone Transport Region

Hi Sean: Here's our response, attributable to US EPA:

EPA is proposing to deny a petition filed by nine Northeastern states asking the agency to determine that air pollutants from upwind states are significantly contributing to a violation of the ozone air quality standards within their jurisdictions. The petition, filed under section 176A of the Clean Air Act, requests that EPA expand the Ozone Transport Region by including nine additional states in the region. EPA has carefully reviewed the petition and related supporting documentation and has determined that the Clean Air Act provides other more effective options for addressing the transport of ozone forming pollutants. EPA will accept comment on this proposed action for 30 days after publication in the Federal Register.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Friday, January 13, 2017 2:37 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: EPA response to 2013 petition by New York and other states to expand Ozone Transport Region

Hi Enesta;

I understand that EPA has put its response to this petition (http://www.dec.ny.gov/docs/air_pdf/otrpetition1213.pdf) out for public comment. Can you send me a copy or let me know where to find it?

Thanks,
Sean

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

Message

From: Hannah Hess [hhess@eenews.net]
Sent: 4/4/2017 2:00:10 PM
To: Press [Press@epa.gov]
Subject: Letter from retiring EPA employee re: morale - E&E

Good morning,
I'm writing today about a letter sent by Michael Cox to Administrator Pruitt on Cox's last day after 25 years with the agency. He left, citing low morale. On climate science, Cox warned: "You will continue to undermine your credibility and integrity with EPA staff, and the majority of the public, if you continue to question this basic science of climate change." He also urges stepping back and listening to EPA career staff.

I can pass along the letter if helpful. Writing on a NOON deadline and wondering if EPA would like to respond.

Thanks!

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP) (mobile)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Hannah Hess [hhess@eenews.net]
Sent: 3/13/2017 9:30:16 PM
To: Press [Press@epa.gov]
Subject: Response to Sen. Carper letter on carbon dioxide regs

Hello,
Senate EPW Committee ranking member Tom Carper sent a letter today urging Administrator Pruitt to uphold EPA's 2009 endangerment finding on carbon dioxide. Does EPA have a response?

Writing a story for 7am tomorrow in E&E Daily. My deadline is 6:15pm, but I can always update with a response.

Thank you,
Hannah

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP) mobile)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 12/15/2016 5:12:33 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: back from maternity leave

Thank you! And yes we should. I'll get back to you in a couple weeks to figure out a good time and place!

Niina

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, December 15, 2016 12:11 PM
To: Niina Heikkinen
Cc: Benenati, Frank; Valentine, Julia; Harrison, Melissa; Jones, Enesta
Subject: Re: back from maternity leave

Welcome back, Niina! We should grab java in the new year.

Frank Benenati and Melissa Harrison are your contacts on your transition related question below. I have copied them above.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 15, 2016, at 12:08 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

> Hi Enesta,
>
> I know you are in the very last days of the administration, but just wanted to let you know that I am back at work at E&E and am still covering climate policy (other than the Clean Power Plan) at EPA, so if you have any news to pass on along those lines I'd be happy to receive it.
>
> Also, would you be able to comment on whether EPA is part of this initiative to save climate databases (in the event that they may be at risk during a Trump presidency) that was initiated by scientists I believe at the University of Toronto?
>
> Best,
> Niina
>
> Niina Heikkinen
> E & E News reporter
> 202-737-3715 (w)

Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 3/29/2017 12:43:06 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Delaware lawsuit over delay on Sec. 126 petition
Attachments: Delawarepetitionsuit.pdf

Hi Enesta:

Please let me know whether you have any comment on the attached suit. Deadline is noon today.

Thanks,
Sean

Sean Reilly
Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ph: Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

MAR 24 2017
United States Court of Appeals
District of Columbia Circuit

UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

UNITED STATES COURT OF APPEALS
FOR DISTRICT OF COLUMBIA CIRCUIT
FILED MAR 24 2017
CLERK

STATE OF DELAWARE, DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENTAL CONTROL,	)	
Petitioner,	)	
v.	)	Docket No.: 17-1099
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY,	)	Petition for Review
Respondent.	)	

PETITION FOR REVIEW

Pursuant to Rule 15 of the Federal Rules of Appellate Procedure and Section 307(b) of the Clean Air Act, 42 U.S.C. § 7607(b), the State of Delaware, Department of Natural Resources & Environmental Control hereby petitions the court for review of the final rule of the United States Environmental Protection Agency entitled, "Extension of Deadline for Action on the November 28, 2016 Section 126 Petition From Delaware," published in the Federal Register on January 23, 2017 (82 FR 7695). A copy of the final rule is attached to this petition for review.

**Signature on following page.*

STATE OF DELAWARE,
DEPARTMENT OF JUSTICE

William J. Kassab (DE Bar Id. No. 5914)
Deputy Attorney General
Delaware Department of Justice
820 North French Street, 6th Floor
Wilmington, Delaware 19801
William.Kassab@state.de.us
Phone: (302) 577-8906
Fax: (302) 577-6630
Attorney for Petitioner, State of Delaware, Department of Natural Resources & Environmental Control

March 23, 2017

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

STATE OF DELAWARE, DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENTAL CONTROL,	)	
Petitioner,	)	
v.	)	Docket No.: _____
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY,	)	Petition for Review
Respondent.	)	

CERTIFICATE OF SERVICE

I, William J. Kassab, Deputy Attorney General, hereby certify that on this 23 day of March, 2017, filed the foregoing Petition for Review with the Clerk for the Court of Appeals for the District of Columbia Circuit and that, pursuant to Federal Rule of Appellate Procedure 15(c), I sent the foregoing Petition for Review by Certified Mail, Return Receipt Requested, to the following:

The Honorable Scott Pruitt, Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

The Honorable Jeff Sessions
Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

Correspondence Control Unit
Office of General Counsel (2311)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW.
Washington, DC 20460

Mr. Benjamin Gibson
Office of Air Quality Planning and Standards (C545-E)
U.S. Environmental Protection Agency
Research Triangle Park, North Carolina 27709

STATE OF DELAWARE,
DEPARTMENT OF JUSTICE

William J. Kassab (DE Bar Id. No. 5914)
Deputy Attorney General
Delaware Department of Justice
820 North French Street, 6th Floor
Wilmington, Delaware 19801
William.Kassab@state.de.us
Phone: (302) 577-8906
Fax: (302) 577-6630
Attorney for Petitioner, State of Delaware, Department of Natural Resources & Environmental Control

March 23, 2017

Frequently Asked Questions. Office of Information and Regulatory Affairs, February 7, 2011. 12 pages. *http://www.whitehouse.gov/sites/default/files/omb/assets/OMB/circulars/a004/a-4_FAQ.pdf.*

Smitha, M.W., et al. 2001. Effect of state workplace safety laws on occupational injury rates. J. Occ. Environ. Med. 43(12):1001–1010.

West Virginia Office of Miners' Health, Safety and Training. 2015. Notice of Final Filing and Adoption of a Legislative Rule Authorized by the West Virginia Legislature—Rules Governing the Safety of Those Employed in and Around Quarries in West Virginia. West Virginia Secretary of State Filed April 20, 2015. 83 pages.

List of Subjects in 30 CFR Parts 56 and 57

Explosives, Fire prevention, Hazardous substances, Metals, Mine safety and health, Reporting and recordkeeping requirements.

Joseph A. Main,

Assistant Secretary of Labor for Mine Safety and Health.

For the reasons set out in the preamble, and under the authority of the Federal Mine Safety and Health Act of 1977, as amended by the Mine Improvement and New Emergency Response Act of 2006, MSHA is amending chapter I of title 30 of the Code of Federal Regulations as follows:

PART 56—SAFETY AND HEALTH STANDARDS—SURFACE METAL AND NONMETAL MINES

■ 1. The authority citation for part 56 continues to read as follows:

Authority: 30 U.S.C. 811.

■ 2. Revise § 56.18002 to read as follows:

§ 56.18002 Examination of working places.

(a) A competent person designated by the operator shall examine each working place at least once each shift before miners begin work in that place, for conditions that may adversely affect safety or health.

(1) The operator shall promptly notify miners in any affected areas of any conditions found that may adversely affect safety or health and promptly initiate appropriate action to correct such conditions.

(2) Conditions noted by the person conducting the examination that may present an imminent danger shall be brought to the immediate attention of the operator who shall withdraw all persons from the area affected (except persons referred to in section 104(c) of the Federal Mine Safety and Health Act of 1977) until the danger is abated.

(b) A record of each examination shall be made before the end of the shift for which the examination was conducted. The record shall contain the name of the person conducting the examination; date of the examination; location of all areas examined; and description of each condition found that may adversely affect the safety or health of miners.

(c) When a condition that may adversely affect safety or health is corrected, the examination record shall include, or be supplemented to include, the date of the corrective action.

(d) The operator shall maintain the examination records for at least one year, make the records available for inspection by authorized representatives of the Secretary and the representatives of miners, and provide these representatives a copy on request.

PART 57—SAFETY AND HEALTH STANDARDS—UNDERGROUND METAL AND NONMETAL MINES

■ 3. The authority citation for part 57 continues to read as follows:

Authority: 30 U.S.C. 811.

■ 4. Revise § 57.18002 to read as follows:

§ 57.18002 Examination of working places.

(a) A competent person designated by the operator shall examine each working place at least once each shift before miners begin work in that place, for conditions that may adversely affect safety or health.

(1) The operator shall promptly notify miners in any affected areas of any conditions found that may adversely affect safety or health and promptly initiate appropriate action to correct such conditions.

(2) Conditions noted by the person conducting the examination that may present an imminent danger shall be brought to the immediate attention of the operator who shall withdraw all persons from the area affected (except persons referred to in section 104(c) of the Federal Mine Safety and Health Act of 1977) until the danger is abated.

(b) A record of each examination shall be made before the end of the shift for which the examination was conducted. The record shall contain the name of the person conducting the examination; date of the examination; location of all areas examined; and description of each condition found that may adversely affect the safety or health of miners.

(c) When a condition that may adversely affect safety or health is corrected, the examination record shall include, or be supplemented to include, the date of the corrective action.

(d) The operator shall maintain the examination records for at least one year, make the records available for inspection by authorized representatives of the Secretary and the representatives of miners, and provide these representatives a copy on request.

[FR Doc. 2017–00832 Filed 1–17–17; 4:15 pm]

BILLING CODE 4510–43–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–HQ–OAR–2016–0764; FRL–9958–26–OAR]

Extension of Deadline for Action on the November 28, 2016 Section 126 Petition From Delaware

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: In this action, the Environmental Protection Agency (EPA) is determining that 60 days is insufficient time to complete the technical and other analyses and public notice-and-comment process required for our review of a petition submitted by the state of Delaware pursuant to section 126 of the Clean Air Act (CAA). The petition requests that the EPA make a finding that Conemaugh Generating Station, located in Indiana County, Pennsylvania, emits air pollution that significantly contributes to nonattainment and interferes with maintenance of the 2008 and 2015 ozone national ambient air quality standards (NAAQS) in the state of Delaware. Under section 307(d)(10) of CAA, the EPA is authorized to grant a time extension for responding to a petition if the EPA determines that the extension is necessary to afford the public, and the agency, adequate opportunity to carry out the purposes of the section 307(d) notice-and-comment rulemaking requirements. By this action, the EPA is making that determination. The EPA is, therefore, extending the deadline for acting on the petition to no later than August 3, 2017.

DATES: This final rule is effective on January 23, 2017.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–HQ–OAR–2016–0764. All documents in the docket are listed on the *http://www.regulations.gov* Web site. Although listed in the index, some information is not publicly available, *e.g.,* Confidential Business Information or other information whose disclosure is

USCA Case #17-1099 Document #1668154 Filed: 03/24/2017 Page 2 of 3

restricted by statute. Certain other material, such as copyrighted material, is not placed on the Internet and will be publicly available only in hard copy form. Publicly available docket materials are available electronically through *http://www.regulations.gov.*

FOR FURTHER INFORMATION CONTACT: Mr. Benjamin Gibson, Office of Air Quality Planning and Standards (C545–E), U.S. EPA, Research Triangle Park, North Carolina 27709, telephone number (919) 541–3277, email: *gibson.benjamin@epa.gov.*

SUPPLEMENTARY INFORMATION:

I. Background and Legal Requirements for Interstate Air Pollution

This is a procedural action to extend the deadline for the EPA to respond to a petition from the state of Delaware filed pursuant to CAA section 126(b). The EPA received the petition on December 5, 2016. The petition requests that the EPA make a finding under section 126(b) of the CAA that the Conemaugh Generating Station, located in Indiana County, Pennsylvania, is operating in a manner that emits air pollutants in violation of the provisions of section 110(a)(2)(D)(i) of the CAA with respect to the 2008 and 2015 ozone NAAQS.

Section 126(b) of the CAA authorizes states to petition the EPA to find that a major source or group of stationary sources in upwind states emits or would emit any air pollutant in violation of the prohibition of CAA section 110(a)(2)(D)(i) [1] by contributing significantly to nonattainment or maintenance problems in downwind states. Section 110(a)(2)(D)(i)(I) of the CAA prohibits emissions of any air pollutant in amounts which will contribute significantly to nonattainment in, or interfere with maintenance by, any other state with respect to any NAAQS. The petition asserts that emissions from Conemaugh Generating Station's two electric generating units emit air pollutants in violation of CAA section 110(a)(2)(D)(i) with respect to the 2008 8-hour ozone NAAQS, set at 0.075 parts per million (ppm), and the revised 2015 8-hour ozone NAAQS, set at 0.070 ppm.[2]

Pursuant to CAA section 126(b), the EPA must make the finding requested in the petition, or must deny the petition within 60 days of its receipt. Under CAA section 126(c), any existing sources for which the EPA makes the requested finding must cease operations within 3 months of the finding, except that the source may continue to operate if it complies with emission limitations and compliance schedules (containing increments of progress) that the EPA may provide to bring about compliance with the applicable requirements as expeditiously as practical but no later than 3 years from the date of the finding.

CAA section 126(b) further provides that the EPA must hold a public hearing on the petition. The EPA's action under CAA section 126 is also subject to the procedural requirements of CAA section 307(d). *See* CAA section 307(d)(1)(N). One of these requirements is notice-and-comment rulemaking, under section 307(d)(3)–(6).

In addition, CAA section 307(d)(10) provides for a time extension, under certain circumstances, for a rulemaking subject to CAA section 307(d). Specifically, CAA section 307(d)(10) provides:

> Each statutory deadline for promulgation of rules to which this subsection applies which requires promulgation less than six months after date of proposal may be extended to not more than six months after date of proposal by the Administrator upon a determination that such extension is necessary to afford the public, and the agency, adequate opportunity to carry out the purposes of the subsection.

CAA section 307(d)(10) may be applied to CAA section 126 rulemakings because the 60-day time limit under CAA section 126(b) necessarily limits the period for promulgation of a final rule after proposal to less than 6 months.

II. Final Rule

A. Rule

In accordance with CAA section 307(d)(10), the EPA is determining that the 60-day period afforded by CAA section 126(b) for responding to the petition from the state of Delaware is not adequate to allow the public and the agency the opportunity to carry out the purposes of CAA section 307(d). Specifically, the 60-day period is insufficient for the EPA to complete the necessary technical review, develop an adequate proposal, and allow time for notice and comment, including an opportunity for public hearing, on a proposed finding regarding whether the Conemaugh Generating Station identified in the CAA section 126 petition contributes significantly to nonattainment or interferes with maintenance of the 2008 ozone NAAQS or the 2015 ozone NAAQS in Delaware. Moreover, the 60-day period is insufficient for the EPA to review and develop response to any public comments on a proposed finding, or testimony supplied at a public hearing, and to develop and promulgate a final finding in response to the petition. The EPA is in the process of determining an appropriate schedule for action on the CAA section 126 petition. This schedule must afford the EPA adequate time to prepare a proposal that clearly elucidates the issues to facilitate public comment, and must provide adequate time for the public to comment and for the EPA to review and develop responses to those comments prior to issuing the final rule. As a result of this extension, the deadline for the EPA to act on the petition is August 3, 2017.

B. Notice and Comment Under the Administrative Procedures Act (APA)

This document is a final agency action, but may not be subject to the notice-and-comment requirements of the APA, 5 U.S.C. 553(b). The EPA believes that, because of the limited time provided to make a determination, the deadline for action on the CAA section 126 petition should be extended. Congress may not have intended such a determination to be subject to notice-and-comment rulemaking. However, to the extent that this determination otherwise would require notice and opportunity for public comment, there is good cause within the meaning of 5 U.S.C. 553(b)(3)(B) not to apply those requirements here. Providing for notice and comment would be impracticable because of the limited time provided for making this determination, and would be contrary to the public interest because it would divert agency resources from the substantive review of the CAA section 126 petition.

C. Effective Date Under the APA

This action is effective on January 23, 2017. Under the APA, 5 U.S.C. 553(d)(3), agency rulemaking may take effect before 30 days after the date of publication in the **Federal Register** if the agency has good cause to mandate an earlier effective date. This action—a deadline extension—must take effect immediately because its purpose is to extend by 6 months the deadline for action on the petition. As discussed earlier, the EPA intends to use the 6-month extension period to develop a proposal on the petition and provide time for public comment before issuing

[1] The text of CAA section 126 codified in the United States Code cross references CAA section 110(a)(2)(D)(ii) instead of CAA section 110(a)(2)(D)(i). The courts have confirmed that this is a scrivener's error and the correct cross reference is to CAA section 110(a)(2)(D)(i). *See Appalachian Power Co.* v. *EPA,* 249 F.3d 1032, 1040–44 (D.C. Cir. 2001).

[2] On October 1, 2015, the EPA strengthened the ground-level ozone NAAQS, based on extensive scientific evidence about ozone's effects on public health and welfare. *See* 80 FR 65291 (October 26, 2015).

ED_004607_00000067-00006

the final rule. It would not be possible for the EPA to complete the required notice and comment and public hearing process within the original 60-day period noted in the statute. These reasons support an immediate effective date.

III. Statutory and Executive Order Reviews

A. Executive Orders 12866: Regulatory Planning and Review and Executive Order 13563: Improving Regulation and Regulatory Review

This action is exempt from review by the Office of Management and Budget because it simply extends the date for the EPA to take action on a petition.

B. Paperwork Reduction Act (PRA)

This action does not impose an information collection burden under the PRA. This good cause final action simply extends the date for the EPA to take action on a petition and does not impose any new obligations or enforceable duties on any state, local or tribal governments or the private sector. It does not contain any recordkeeping or reporting requirements.

C. Regulatory Flexibility Act (RFA)

This action is not subject to the RFA. The RFA applies only to rules subject to notice-and-comment rulemaking requirements under the APA, 5 U.S.C. 553, or any other statute. This rule is not subject to notice-and-comment requirements because the agency has invoked the APA good cause exemption under 5 U.S.C. 553(b).

D. Unfunded Mandates Reform Act (UMRA)

This action does not contain any unfunded mandate of $100 million or more as described in UMRA, 2 U.S.C. 1531–1538, and does not significantly or uniquely affect small governments. The action imposes no enforceable duty on any state, local or tribal governments or the private sector.

E. Executive Order 13132: Federalism

This action does not have federalism implications. It will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government.

F. Executive Order 13175: Consultation and Coordination With Indian Tribal Governments

This action does not have tribal implications, as specified in Executive Order 13175. This good cause final action simply extends the date for the EPA to take action on a petition. Thus, Executive Order 13175 does not apply to this rule.

G. Executive Order 13045: Protection of Children From Environmental Health and Safety Risks

The EPA interprets Executive Order 13045 as applying only to those regulatory actions that concern environmental health or safety risks that the EPA has reason to believe may disproportionately affect children, per the definition of "covered regulatory action" in section 2–202 of the Executive Order. This action is not subject to Executive Order 13045 because it does not concern an environmental health risk or safety risk.

H. Executive Order 13211: Actions That Significantly Affect Energy Supply, Distribution or Use

This action is not subject to Executive Order 13211 because it is not a significant regulatory action under Executive Order 12866.

I. National Technology Transfer and Advancement Act (NTTAA)

This rulemaking does not involve technical standards.

J. Executive Order 12898: Federal Actions To Address Environmental Justice in Minority Populations and Low-Income Populations

The EPA believes that this action is not subject to Executive Order 12898 (59 FR 7629, February 16, 1994) because it does not establish an environmental health or safety standard. This good cause final action simply extends the date for the EPA to take action on a petition and does not have any impact on human health or the environment.

K. Congressional Review Act (CRA)

This action is subject to the CRA, and the EPA will submit a rule report to each House of the Congress and to the Comptroller General of the United States. The CRA allows the issuing agency to make a rule effective sooner than otherwise provided by the CRA if the agency makes a good cause finding that notice-and-comment rulemaking procedures are impracticable, unnecessary or contrary to the public interest (5 U.S.C. 808(2)). The EPA has made a good cause finding for this rule as discussed in Section II.B of this document, including the basis for that finding.

IV. Statutory Authority

The statutory authority for this action is provided by sections 110, 126 and 307 of the CAA as amended (42 U.S.C. 7410, 7426 and 7607).

V. Judicial Review

Under section 307(b)(1) of the CAA, judicial review of this final rule is available only by the filing of a petition for review in the U.S. Court of Appeals for the appropriate circuit by March 24, 2017. Under section 307(b)(2) of the CAA, the requirements that are the subject of this final rule may not be challenged later in civil or criminal proceedings brought by us to enforce these requirements.

List of Subjects in 40 CFR Part 52

Environmental protection, Administrative practices and procedures, Air pollution control, Electric utilities, Incorporation by reference, Intergovernmental relations, Nitrogen oxides, Ozone.

Dated: January 9, 2017.

Gina McCarthy,

Administrator.

[FR Doc. 2017–00760 Filed 1–19–17; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 64

[Docket ID FEMA–2016–0002; Internal Agency Docket No. FEMA–8463]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: This rule identifies communities where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP) that are scheduled for suspension on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If the Federal Emergency Management Agency (FEMA) receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will not occur and a notice of this will be provided by publication in the **Federal Register** on a subsequent date. Also, information identifying the current participation status of a community can be obtained from FEMA's Community Status Book

Message

From: Fears, Darryl [Darryl.Fears@washpost.com]
Sent: 1/6/2017 4:22:48 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Wash Post RE: Chesapeake Bay cleanup plan

Thanks, Enesta.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, January 06, 2017 11:14 AM
To: Fears, Darryl
Cc: Benenati, Frank; Harrison, Melissa; Jones, Enesta; Valentine, Julia; StClair, Christie
Subject: Wash Post RE: Chesapeake Bay cleanup plan

Hi Darryl: Frank Benenati and Melissa Harrison are your contacts on transition questions. I have copied them above.

From: Fears, Darryl [mailto:Darryl.Fears@washpost.com]
Sent: Friday, January 06, 2017 11:11 AM
To: Press <Press@epa.gov>
Subject: FW: Press Inquiry about Watersheds

Hi... I sent this inquiry to Tricia Lynn and Cathy Milbourn. Both drew automatic responses saying they were out of the office. I'm trying to find the right person to handle the request. Please refer me. -- Darryl Fears, Washington Post

Ex. 6 Personal Privacy (PP)

From: Fears, Darryl
Sent: Friday, January 06, 2017 11:09 AM
To: 'Milbourn, Cathy'
Subject: FW: Press Inquiry about Watersheds

Hi Cathy... sorry to bother; this isn't your area. But I sent this inquiry to Tricia Lynn and got an automatic reply saying she's out til Monday. Can you refer me to the right person to handle? - Darryl

---

From: Fears, Darryl
Sent: Friday, January 06, 2017 11:06 AM
To: 'lynn.tricia@epa.gov'
Subject: Press Inquiry about Watersheds

Hi Tricia... I'm writing about the future of the Chesapeake Bay cleanup plan, given that the prospective incoming EPA administrator is on the record opposing it in statements and an amicus brief to a lawsuit. I know you guys are busy over there, but am hoping to talk to someone on background about how the plan will endure, or possibly be undone under the Trump administration. My deadline is currently Monday, 4 pm. - Darryl

Darryl Fears
Staff Writer
The Washington Post
Ex. 6 Personal Privacy (PP)
darryl.fears@washpost.com

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 1/24/2017 3:08:20 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Final rule for standards of performance for grain elevators

Hi Enesta:

The reginfo.gov site indicates that this rule was withdrawn yesterday:

AGENCY: EPA-OAR **RIN:** 2060-AP06 **Status:** Concluded
TITLE: Standards of Performance for Grain Elevators
STAGE: Final Rule **ECONOMICALLY SIGNIFICANT:** No
RECEIVED DATE: 10/24/2016 **LEGAL DEADLINE:** None
** **COMPLETED:** 01/23/2017 **COMPLETED ACTION:** Withdrawn

I'm assuming that this was done in response to the regulatory freeze (https://www.whitehouse.gov/the-press-office/2017/01/20/memorandum-heads-executive-departments-and-agencies) issued Friday by the new administration, but can you confirm that?
Also, at this point, does EPA plan to request an exception to the freeze or otherwise seek administration approval to let the rule go forward?
My deadline is noon today,

Thanks,
Sean

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 1/13/2017 8:07:11 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: EPA response to 2013 petition by New York and other states to expand Ozone Transport Region

Got it.

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, January 13, 2017 2:52 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: EPA response to 2013 petition by New York and other states to expand Ozone Transport Region

Hi Sean: Here's our response, attributable to US EPA:

EPA is proposing to deny a petition filed by nine Northeastern states asking the agency to determine that air pollutants from upwind states are significantly contributing to a violation of the ozone air quality standards within their jurisdictions. The petition, filed under section 176A of the Clean Air Act, requests that EPA expand the Ozone Transport Region by including nine additional states in the region. EPA has carefully reviewed the petition and related supporting documentation and has determined that the Clean Air Act provides other more effective options for addressing the transport of ozone forming pollutants. EPA will accept comment on this proposed action for 30 days after publication in the Federal Register.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Friday, January 13, 2017 2:37 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: EPA response to 2013 petition by New York and other states to expand Ozone Transport Region

Hi Enesta;

I understand that EPA has put its response to this petition (http://www.dec.ny.gov/docs/air_pdf/otrpetition1213.pdf) out for public comment. Can you send me a copy or let me know where to find it?

Thanks,
Sean

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

Message

From: Amanda Reilly [areilly@eenews.net]
Sent: 12/7/2016 8:22:09 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Janet McCabe interview

Excellent, thanks.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, December 07, 2016 2:57 PM
To: Amanda Reilly <areilly@eenews.net>
Subject: RE: Janet McCabe interview

Amanda: We will have 30 mins. Thanks.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Amanda Reilly [mailto:areilly@eenews.net]
Sent: Wednesday, December 07, 2016 1:59 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Janet McCabe interview

Ex. 6 Personal Privacy (PP) Thanks!

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, December 07, 2016 1:55 PM
To: Amanda Reilly <areilly@eenews.net>
Subject: Re: Janet McCabe interview

No probs! What's the best number to reach you on that day?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 7, 2016, at 1:54 PM, Amanda Reilly <areilly@eenews.net> wrote:

Yes, that works for me. Thanks. And sorry for any confusion last week -- I believe Sean reached out to you, too. That was miscommunication on our end.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, December 07, 2016 12:27 PM
To: Amanda Reilly <areilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Janet McCabe interview

Hi Amanda: Can we do it on 12/16 at 10 a.m. by phone?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 2, 2016, at 3:13 PM, Amanda Reilly <areilly@eenews.net> wrote:

Thanks, and that's fine -- I figured as much but had to ask. Have a good weekend!

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, December 02, 2016 3:07 PM
To: Amanda Reilly <areilly@eenews.net>
Subject: Re: Janet McCabe interview

Thanks, Amanda. I'm on it. Nothing about Trump and next Administration. 😀

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 2, 2016, at 3:01 PM, Amanda Reilly <areilly@eenews.net> wrote:

I'm looking for things like what she'd say were the highlights of her tenure, her favorite part of working for EPA, her least favorite part, any ways the air office or her job has evolved, what it's been like interacting with Congress, anything she wanted to get to but didn't have the chance, if she can divulge anything about her future plans, does she miss living full-time in Indiana, if she's willing to say anything about EPA under Trump. I'd want to also throw in some fun questions like what book she's reading, her favorite TV show, how she's dealt with SafeTrack, etc.

The week of 12/12 (with the exception of that Monday morning) and the week of 12/19 are pretty wide open for me.

I'll be out of the office all day Monday but available via email and my cell phone, Ex. 6 Personal Privacy (PP)

Thanks, and have a good weekend.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, December 02, 2016 2:32 PM
To: Amanda Reilly <areilly@eenews.net>
Subject: Re: Janet McCabe interview

Hi Amanda: Please send along specific questions and proposed timing.

We can connect on Monday when I am back.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 2, 2016, at 2:31 PM, Amanda Reilly <areilly@eenews.net> wrote:

> Hi Enesta,
>
> Long time no talk! I hope you're well and had a good Thanksgiving. In our continuing coverage of the transition, we're trying to set up exit interviews with top administration officials. I wanted to reach out and see if you think it would be at all possible to set up an interview for me with Janet McCabe to look back at her tenure as acting air chief and forward at her plans for the future. This could be in person or over the phone,

and I'd look to do something this month before the holidays.

Do you think that could be arranged?

Thanks much,
Amanda

Amanda Reilly
Legal reporter
areilly@eenews.net
202-446-0476 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)
@apeterka

Environment & Energy Publishing, LLC
122 C St. NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Robin Bravender [rbravender@eenews.net]
Sent: 1/24/2017 3:03:20 PM
To: Press [Press@epa.gov]
Subject: Social media, grant freezes

Hello,

I'm working on a story today about the freeze on social media and grants at EPA. Can someone there confirm that social media and grant funding have been temporarily halted and comment on why those actions were taken? My deadline is 12 p.m.

Thank you,

Robin Bravender
E&E News Enterprise Reporter
rbravender@eenews.net
202-446-0410 (desk)
Ex. 6 Personal Privacy (PP) (mobile)
@rbravender

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Tiffany Stecker [tstecker@eenews.net]
Sent: 12/1/2016 4:28:36 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Drinking Water plan

Thank you

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, December 01, 2016 11:22 AM
To: Tiffany Stecker <tstecker@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Drinking Water plan

Hi Tiffany: Here are our responses, attributable to US EPA:

Question: I am wondering how to tie this report (Drinking Water Action Plan) in with the UCMR 4 rule pending review. Will the rule satisfy in part the goals of the plan?

Response: The purpose of UCMR 4 is to provide the EPA and other interested parties with nationally representative data on the occurrence of contaminants in drinking water, the number of people potentially being exposed, and an estimate of the levels of that exposure. In accordance with SDWA, EPA will consider the occurrence data from UCMR 4 and other sources, along with the peer reviewed health effects assessments to make ~~a~~ regulatory determinations on whether to initiate the process to develop a national primary drinking water regulation for particular contaminants. In that respect, UCMR 4 results will help prioritize regulatory actions (one of the stated goals in the plan). On a nearer-term basis, results from UCMR 4 monitoring may also help utilities, primacy agencies, and local regulatory officials proactively assess and manage risks associated with unregulated contaminants (supporting one of the proposed actions in the plan).

Background on UCMR4

The 1996 Safe Drinking Water Act (SDWA) amendments require that once every five years EPA issue a new list of no more than 30 unregulated contaminants to be monitored by public water systems (PWSs).

The fourth Unregulated Contaminant Monitoring Rule (UCMR 4) was proposed on December 11, 2015. The proposal outlines monitoring for 30 chemical contaminants between 2018 and 2020 using analytical methods developed by EPA and consensus organizations. This monitoring provides a basis for future regulatory determinations and, as warranted, actions to protect public health.

For more information, please go to the EPA's web page at:https://www.epa.gov/dwucmr/fourth-unregulated-contaminant-monitoring-rule

Question: Do you expect the revisions to the Lead and Copper Rule next year will satisfy the lead-in-drinking-water goals of the report?

Response: As noted in Priority Area 6 of the action plan, EPA's Lead and Copper Rule Revisions White Paper will be used to guide EPA's work on the proposed revisions, including: a focus on public health objectives; establishment of clear and enforceable regulatory requirements; promotion of public transparency; supporting environmental justice and children's health; and integrating drinking water with cross-media lead reduction efforts. The paper outlines the main design elements and issues for the rule, and identifies options under consideration and key analytical issues they present.

Background on LCR

The crisis in Flint brought to the forefront the challenges many communities across the country are facing. To better protect communities from lead in drinking water, EPA met with officials from every state to ensure robust implementation and oversight of the federal Lead and Copper Rule (LCR) is occurring and that any high lead levels are being addressed. The agency also released a white paper outlining options the agency can take through a proposed rulemaking in 2017 to strengthen the current rule.

For more information, please go to the EPA's web page at:https://www.epa.gov/dwstandardsregulations/lead-and-copper-rule-long-term-revisions

For more information, please go to the EPA's web page at:https://www.epa.gov/dwreginfo/lead-and-copper-rule

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 30, 2016, at 3:56 PM, Tiffany Stecker <tstecker@eenews.net> wrote:

> Hi Enesta,
>
> I'm writing a story on the drinking water plan for tomorrow. I'm wondering how to tie this report in with the UCMR 4 rule pending review. Will the rule satisfy in part the goals of the plan? Do you expect the revisions to the Lead and Copper Rule next year will satisfy the lead-in-drinking-water goals of the report?
>
> On a separate issue: I'm wondering if there is a difference between the press officials on the OPA website and those on the Media Contacts website. Is OPA for political appointees? Thanks.
>
> Tiffany Stecker
> Water reporter
> E&E News

(202) 446-0465 - Desk
Ex. 6 Personal Privacy (PP) – Cell
http://www.eenews.net
@TiffanyStecker

Message

From: Gabe Dunsmith [gdunsmith@eenews.net]
Sent: 1/24/2017 1:57:39 PM
To: Press [Press@epa.gov]
Subject: Press inquiry: Green groups sue EPA over Monsanto pesticide

To EPA:

I'm writing a brief story this morning on several environmental groups' joint lawsuit, announced yesterday, against EPA for its approval of Monsanto's "XtendiMax" pesticide. The groups claim EPA's decision risks public health and the environment.

I was wondering if EPA would be able to provide a comment on the suit. My deadline is 12:00 PM today.

Thank you for your help. I've included a link to a press release on the lawsuit: http://www.panna.org/press-release/public-interest-groups-farmers-file-lawsuit-challenging-monsanto-toxic-pesticides

My best,

Gabe Dunsmith
E&E News reporter
Ex. 6 Personal Privacy (PP)

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 5/2/2017 6:00:34 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]; Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: FW: RELEASE: Carper, EPW Democrats Press Pruitt to Address Likely Conflicts of Interest Regarding Ozone Standards

Liz. John:

Any comment on this? My deadline is 3:20 this afternoon.

Sean Reilly
Reporter
E&E News
202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

From: DemPress (EPW) [mailto:DemPress_DemPress@epw.senate.gov]
Sent: Tuesday, May 02, 2017 1:46 PM
To: DemPress (EPW) <DemPress_DemPress@epw.senate.gov>
Subject: RELEASE: Carper, EPW Democrats Press Pruitt to Address Likely Conflicts of Interest Regarding Ozone Standards

FOR RELEASE: May 2, 2017
CONTACT: Meghan Pennington and Christine Brennan – (202) 224-8832

Carper, EPW Democrats Press Pruitt to Address Likely Conflicts of Interest Regarding Ozone Standards

WASHINGTON, DC – Today, U.S. Senator Tom Carper (D-Del.), top Democrat on the Environment and Public Works Committee, led his colleagues in calling for Environmental Protection Agency (EPA) Administrator Scott Pruitt to address the apparent conflict of interest regarding his participation in the review of EPA's 2015 National Ambient Air Quality Standards (NAAQS) for Ozone. As Attorney General of Oklahoma, Mr. Pruitt sought to overturn the 2015 Ozone NAAQS, which set stricter standards for pollutants considered harmful to public health and the environment.

Senator Carper, along with Senators Cory Booker (D-N.J.), Kamala Harris (D-Calif.), Edward J. Markey (D-Mass.) and Sheldon Whitehouse (D-R.I.) requested information on Mr. Pruitt's efforts to mitigate the likely conflicts of interest.

The EPW members wrote, **"In October 2015, you filed an action in the U.S. Circuit Court of Appeals for the District of Columbia *(Murray Energy v. EPA)* challenging the 2015 Ozone NAAQS on behalf of the**

State of Oklahoma. In the April 7 motion the EPA not only seeks a delay in the litigation but also states that the agency 'intends to closely review' the rule."

They continued, **"We all continue to believe that you should have committed to recuse yourself extensively from a number of matters during your confirmation process. Nevertheless, your anticipation of, and preparation for, both the filing of the motion in the DC Circuit and the intended review of the 2015 Ozone NAAQS should have triggered the more limited recusal policy to which you have already and repeatedly agreed."**

Prior to his confirmation as EPA Administrator, Mr. Pruitt said he would "seek authorization [from the EPA's Designated Agency Ethics Officer] to participate personally and substantially in particular matters involving specific parties in which [he] know[s] the State of Oklahoma is a party or represents a party." Over the last two months, Senator Carper has led lawmakers in calling on Pruitt to address similar conflicts of interest regarding EPA's review of the Clean Water Rule and the Clean Power Plan, both of which Mr. Pruitt sought to overturn as Oklahoma's Attorney General. Mr. Pruitt has yet to respond to either request.

Full text of the letter to Administrator Pruitt can be found below and in pdf form here.

May 2, 2017

Dear Administrator Pruitt:

We write to request information on the actions you have taken to address actual or apparent conflicts of interest created by your role in representing the State of Oklahoma in litigation challenging the Environmental Protection Agency's (EPA's) 2015 National Ambient Air Quality Standards (NAAQS) for Ozone. On April 11, 2017, the U.S. Court of Appeals for the D.C. Circuit granted a motion the EPA filed on April 7, 2017[1] by issuing an order removing from its April 19 calendar oral argument in *Murray Energy v. EPA* (Circuit Court of Appeals for the District of Columbia, USCA Case #15-1385), the action challenging the ozone NAAQS in which you represented the State of Oklahoma as Attorney General. Moreover, the EPA's April 7 motion that requested the court's action states: "EPA intends to closely review the 2015 Rule." We believe you are required to have secured authorization from the EPA's Designated Agency Ethics Officer (DAEO) to participate in these matters. We seek your written confirmation that such authorization has been granted, or that you will recuse yourself from these matters going forward.

Under your tenure as Administrator, the EPA has already asked the courts five times to delay consideration of a lawsuit because the EPA wanted time to decide whether it should change or repeal the rule in question. In at least four of the lawsuits, you had represented the State of Oklahoma as Attorney General seeking to vacate the very rules in question. The *Murray Energy* case is one of these cases. Both the EPA's motion and the statement included in the motion that EPA now intends to review the 2015 Ozone NAAQS also seem to contradict comments made by White House officials that, "there are plenty of rules on the books already we will continue to enforce that provide for clean air… the President has been very clear that he wants the EPA to stick to that basic core mission that Congress set out for it." There is no obligation more central to the mission of the EPA than determining what levels of ozone in the air are unhealthy for our children.

In your January 3, 2017, Ethics Agreement,[1] you stated that for a one-year period, you "will seek authorization to participate personally and substantially in particular matters involving specific parties in which I know the State of Oklahoma is a party or represents a party." This commitment was reiterated in a January 16, 2017 response to a January 12 letter sent by nine Members of the Environment and Public Works Committee from Kevin Minoli, EPA's Designated Agency Ethics Official (DAEO) and Principal Deputy General Counsel, which also stated:

---

[1] https://www.politicopro.com/f/?id=0000015b-4ab3-d932-a97b-ebff4cc30001

[1] https://extapps2.oge.gov/201/Presiden.nsf/PAS+Index/C3B4C444EB20D1FD852580C1002C7A75/$FILE/Pruitt,%20Edward%20Scott%20%20%20finalAMENDEDEA.pdf

"Pursuant to the impartiality rules, any court case is considered a specific party matter. Thus, if the State of Oklahoma is a party or represents a party in a particular piece of litigation, Mr. Pruitt's ethics agreement includes a commitment to seek authorization to participate personally and substantially in that litigation. Should Mr. Pruitt seek authorization to participate in any litigation in which a person with whom he has a covered relationship is a party or represents a party, as stated above, the EPA Designated Agency Ethics Official would consider the factors set forth in 5 C.F.R. section 2635.502(d)(1)-(6) for purposes of compliance with the federal ethics rules."

Additionally, in response to questions for the record submitted to the Committee on Environment and Public Works you stated:

"As EPA Administrator I will recuse [sic] from participation in litigation in matters in which I represented the State of Oklahoma, unless I receive informed consent from the State of Oklahoma and the permission of relevant federal ethics officials."

We all continue to believe [2] that during your confirmation process you should have committed to recuse yourself extensively from a number of matters. Nevertheless, your anticipation of, and preparation for, both the filing of the motion in the DC Circuit and the intended review of the 2015 Ozone NAAQS should have triggered the more limited recusal policy to which you have already, and repeatedly, agreed.

In light of: 1) your Ethics Agreement; 2) the response of EPA's DAEO to the January 12 letter; 3) your representations to the Environment and Public Works Committee during your confirmation process; 4) your role representing the State of Oklahoma in litigation challenging the 2015 Ozone NAAQS; and, 5) EPA's April 7 motion, please respond to the following requests in writing and provide copies of all documentation supporting your responses:

1. Other than the actions reflected in the filing of the April 7 motion, have you recused yourself from the actions concerning the 2015 Ozone NAAQS contemplated in the April 7 motion, and, if so, to what extent have you done so?

2. If not, why not? If you have recused yourself from these matters, please provide the name(s) and identify the position(s) of the individual(s) you have directed to act in your stead.

3. Have you sought authorization to participate in those actions from the DAEO – and if you have done so, when did you do so? Please provide a copy of any written material submitted to the DAEO in making, or following up on, that request.

4. Has the DAEO granted such authorization, and if so, has the authorization included any restrictions or limitations on your participation? Please provide a copy of any written material conveying the DAEO's response.

5. If you have neither been recused from participation in this matter nor sought authorization from the DAEO to participate in the actions specified in the April 7 motion with respect to the 2015 Ozone NAAQS, please explain why you have not.

6. Have you requested or received a waiver to participate personally and substantially in any other particular matters involving specific parties in which the State of Oklahoma is a party or represents a party? If so, please provide copies of all such requests and all such grants from the DAEO.

Please provide your responses to these inquiries and requests by no later than May 15, 2017. If you have any questions about these requests, please feel free to contact Michal Freedhoff or Joseph Goffman at the Senate

Committee on Environment and Public Works at 202-224-8832. We very much appreciate your prompt attention to this matter.

Sincerely,

Thomas R. Carper
Ranking Member

Sheldon Whitehouse
United States Senator

Cory Booker
United States Senator

Edward J. Markey
United States Senator

Kamala D. Harris
United States Senator

###

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/30/2017 8:02:48 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: RE: Response to Oklahoma Bar Association investigation?

Great. Thanks for letting me know, Julia. Do you guys decline to comment? Or is a response forthcoming?

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Thursday, March 30, 2017 4:01 PM
To: Kevin Bogardus <kbogardus@eenews.net>; Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>
Subject: RE: Response to Oklahoma Bar Association investigation?

Hi Kevin,

Just letting you know we have your email.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP) m/txt

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, March 30, 2017 3:49 PM
To: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Response to Oklahoma Bar Association investigation?

Hey guys, any thoughts on the below? Please let me know. Thanks for your help.

-Kevin

From: Kevin Bogardus
Sent: Thursday, March 30, 2017 2:00 PM
To: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; 'Konkus, John' <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Response to Oklahoma Bar Association investigation?

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about the Oklahoma Bar Association opening up an investigation into EPA Administrator Pruitt over his Senate confirmation hearing testimony regarding his use of personal email for official business (please see attached). I have a few questions for you about this, which is:

- What is Administrator Pruitt's response to the Oklahoma Bar Association opening up such an investigation into him?

- Does Administrator Pruitt plan to clarify his Senate confirmation hearing testimony regarding his use of personal email for official business?

Please get back to me as soon as possible. My deadline is 4 p.m. EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

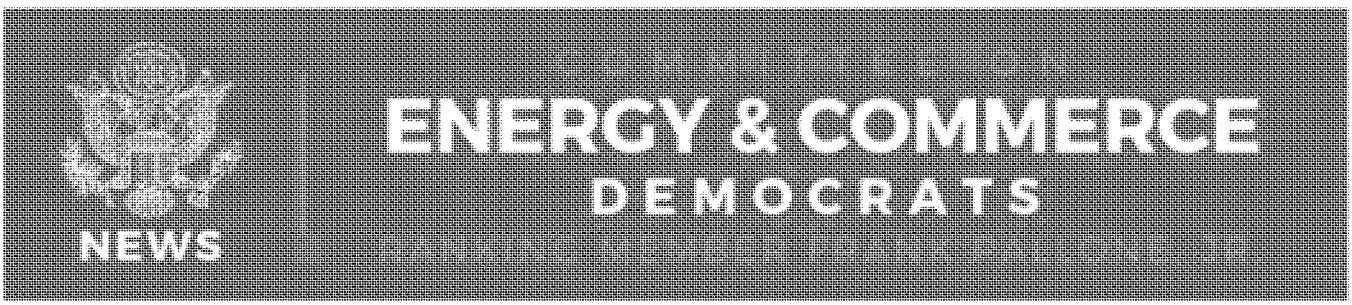
From: Sean Reilly [sreilly@eenews.net]
Sent: 3/20/2017 9:52:18 PM
To: Press [Press@epa.gov]
Subject: FW: E&C Democratic Leaders: Trump Administration Violating Rulemaking Process

Hello:

Apologies for the late notice, but since this letter (linked to in the release) references a number of EPA regs, do you have any on-the-record comment to the allegations that Administrator Pruitt is violating the Administrative Procedure Act? My deadline is 9 p.m. tonight.

Thanks,
Sean Reilly
Reporter
E&E News
202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP) (Cell)

From: E&C Dem News [mailto:ecdemnews@mail.house.gov]
Sent: Monday, March 20, 2017 5:13 PM
To: E&C Dem News <ecdemnews@mail.house.gov>
Subject: E&C Democratic Leaders: Trump Administration Violating Rulemaking Process



FOR IMMEDIATE RELEASE
March 20, 2017

CONTACT
CJ Young – (202) 225-5735

E&C Democratic Leaders: Trump Administration Violating Rulemaking Process

"These 'final rules' are not valid and stand to create dangerous confusion"

Washington, D.C. – Energy and Commerce Committee Ranking Member Frank Pallone, Jr. (D-NJ), Energy Subcommittee Ranking Member Bobby Rush (D-IL), Environment Subcommittee Ranking Member Paul Tonko (D-NY), and Congresswoman Doris Matsui (D-CA) sent a letter to Office of Management and Budget (OMB) Director John Michael Mulvaney today expressing grave concern over the Trump Administration's pattern of disregard for the legal requirements of the Administrative Procedure Act (APA), which outlines the federal rulemaking process. The members requested immediate withdrawal of two recent Environmental Protection Agency (EPA) actions and one pending Department of Energy (DOE) action that violate the APA.

The APA outlines the federal rulemaking process, including proper notice, comment periods, and publication prior to implementation. It is designed to provide guarantees of due process, and was called by its author, the late Senator Pat McCarran (D-NV) in 1946, "a bill of rights" for the Americans whose affairs are "regulated in one way or another by agencies of the Federal Government." In the last week, EPA Administrator Scott Pruitt has issued two final rules without proper notice, the required comment period, and without the required 30 days between publication and implementation.

"We request that you withdraw these regulations immediately," Pallone, Rush, Tonko and Matsui wrote. **"These 'final rules' are not valid and stand to create dangerous confusion among regulated entities if they are not withdrawn. Even more importantly, failure to withdraw these new 'final rules' will put workers and communities nationwide in danger by delaying needed safeguards."**

The two rules finalized by Administrator Pruitt are intended to prevent a number of federal safety regulations from going into effect by suspending their implementation date. The pending rule expected to be published by the Department of Energy tomorrow would similarly delay five energy conservation rules finalized in December and January. Under the law, changing the effective date of a regulation qualifies as a substantive amendment that must follow the rulemaking process established by APA.

The federal regulations in question are largely intended to improve public health and safety standards. One of the regulations provides a safety standard designed in response to the West Fertilizer explosion that claimed the lives of fifteen people, another implements a public health standard to prevent exposure to the toxic carcinogen formaldehyde, and another strengthens protections for Superfund sites contaminated by hazardous pollutants.

In addition to the immediate withdrawal of the rules, the four Committee leaders are requesting additional information pertaining to how these rules were finalized, including:

- Copies of all records relating to the Action Development Process for this rulemaking including records of any agency work groups (including names of employees and offices represented in the work group), work group meeting dates (including teleconferences), as well as all emails and materials detailing the internal agency process used to draft this rulemaking.
- Copies of all emails and other communications between Mr. Pruitt and all other current EPA political appointees with representatives and employees of the American Chemistry Council, the American Forest & Paper Association, the American Fuel & Petrochemical Manufacturers, the American Petroleum Institute, the Chamber of Commerce of the United States of America, the National Association of Manufacturers, and the Utility Air Regulatory Group.

A copy of the letter is available here.

###

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 3/24/2017 7:50:03 PM
To: Press [Press@epa.gov]
Subject: STAR grant funding

Hi,

I am looking for information for a Sunday at noon deadline about total STAR grant funding at EPA for the last fiscal year.

Thanks very much for you help.

Sincerely,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/9/2017 4:29:21 PM
To: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Chaffetz Cummings letter on Federal Records Act

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about Reps. Chaffetz and Cummings writing letters to 55 agencies, including EPA (http://www.eenews.net/assets/2017/03/09/document_gw_07.pdf), about the Federal Records Act, specifically the use of alias email addresses, personal email addresses, text messaging and so on.

I don't need a comment from EPA but I wanted to give you a heads up about the piece.

If you do wish to comment, please get back to me as soon as possible. My deadline is 12:30 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Tim Devaney [tdevaney@thehill.com]
Sent: 3/13/2017 6:02:13 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: story

Thanks, Enesta.

On Mon, Mar 13, 2017 at 1:58 PM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:
Hey Tim, you should send your inquiry to press@epa.gov

Someone will get back to you.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 13, 2017, at 1:34 PM, Tim Devaney <tdevaney@thehill.com> wrote:

Hey there,

I hope you guys are ready for the snow day!

I wanted to touch base and see whether EPA has figured out who it will appoint as the agency's "regulatory accountability officer," as well as who will be serving on the "regulatory task force" per Trump's recent executive order? (To be honest, I'm not even sure if the EO applies to independent agencies like yours? But if it does, I was hoping you could fill me in on who will be serving in those positions).

Thanks,
Tim

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 3/24/2017 7:48:02 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: STAR grant funding levels

Hi Enesta,

I hope I can reach you with enough time to figure this out before the weekend, but can you direct me to information about how much money was spent on STAR grants at EPA last fiscal year?

Thanks very much!

I'm working on this for an article for Monday.

Best,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Camille von Kaenel [cvonkaenel@eenews.net]
Sent: 3/6/2017 2:58:46 PM
To: StClair, Christie [StClair.Christie@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Fuel economy

Thanks. Please give me a head's up if/when you do make an announcement.

Cheers,

Camille

-----Original Message-----
From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, March 06, 2017 9:57 AM
To: Camille von Kaenel <cvonkaenel@eenews.net>
Cc: Press <Press@epa.gov>
Subject: RE: Fuel economy

Hi Camille, good to hear from you. Hope all is well!

Please attribute to an agency spokesperson: We have no comment at this time.

Thanks,
Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

-----Original Message-----
From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Sunday, March 05, 2017 12:50 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Fuel economy

Hi Christie,

It's been a while! I'm trying to confirm reports that EPA will reopen the midterm review of fuel economy rules and hoping you can help. Coral Davenport of the NYT wrote that EPA wants to "undo" the rules -- is that true?

I'm writing for tomorrow so an answer ASAP would be great.

Happy Sunday,

Camille von Kaenel

Message

From: Hannah Northey [hnorthey@eenews.net]
Sent: 11/18/2016 4:31:27 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Response to EPA on interview request

Hi Enesta,
I'm going to need you to refresh my memory about the "exchange" we had and the reason you want us to remove from the story that the official asked not to be named. My editors are leaning toward leaving that in because it's accurate, and I am not sure what exchange you're referring to -- also, our readers deserve to know that EPA asked for the name to not be included. Simply saying "unnamed" signifies that we chose not to name the individual - and that's not accurate, we asked to use his name.

You can call me at Ex. 6 Personal Privacy (PP) or simply respond here.. lay out your concerns and reasons and we'll move forward.
Thanks, Hannah

Hannah M. Northey
Reporter
hnorthey@eenews.net
202-446-0468 (p)
Ex. 6 Personal Privacy (PP) (c)

Environment & Energy Publishing, LLC
122 C Street, NW, Suite 722, Washington, DC 20001
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: Friday, November 18, 2016 9:30 AM
To: Hannah Northey
Cc: Peter Behr; Jones, Enesta
Subject: Re: Response to EPA on interview request

Hi Hannah: You still used “asked not to be named for this article” which is blatantly untrue based on our exchange.

Can you please remove that?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 10, 2016, at 2:03 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Oh, sure. Sorry, I thought advisor was what you said during our phone call. I'll use official.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, November 10, 2016 2:02 PM
To: Hannah Northey <hnorthey@eenews.net>
Cc: Peter Behr <pbehr@eenews.net>; Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Response to EPA on interview request

Hi Hannah: Misha is not an advisor. He is a staff member. Can you go with "official" or "staffer?"

Thanks for working with us on this.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 10, 2016, at 1:02 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Hi Enesta,
>
> These are the changes we're going to make in red. We won't use his name as you've requested, we'll call him an advisor and add to the quote for context at the end. We are not changing the first quote re "hanging it on the hat" – I may be in touch with more questions as we wrap this up. Sorry for the delay on my end. Hannah
>
> "We considered it, certainly, we thought about it. To say we didn't is false in my opinion," said an **advisor** at EPA who participated in high-level Clean Power Plan meetings. "What you're seeing here is the nuclear industry is struggling, and they're looking for what they can to help the economic situation. Hanging it on the hat of the CPP is like chasing your tail."
>
> The Clean Power Plan, the official said, improves the overall standing of nuclear power in the marketplace. The industry's pitch to credit life extensions wasn't accompanied with a policy blueprint that made sense within the constraints of the Clean Air Act, said the EPA source.
>
> "A workable solution **[on how to credit existing nuclear generation in a rate-based plan]** was never obvious, it was never made clear to us nor could we make it clear on our side," he said.
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Thursday, November 10, 2016 12:47 PM
> **To:** Hannah Northey <hnorthey@eenews.net>

Cc: Peter Behr <pbehr@eenews.net>; Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Response to EPA on interview request

Hi Hannah: Any word on this?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 8, 2016, at 2:52 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Hi Enesta, I'll get back to you tomorrow if that's OK. We're working through election coverage and will of course clear this up before the story publishes. Thanks, Hannah
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Tuesday, November 08, 2016 1:37 PM
> **To:** Hannah Northey <hnorthey@eenews.net>
> **Cc:** Peter Behr <pbehr@eenews.net>
> **Subject:** RE: Response to EPA on interview request
>
> Hi Hannah: Can you give me a quick call?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> ---
>
> **From:** Hannah Northey [mailto:hnorthey@eenews.net]
> **Sent:** Monday, November 07, 2016 1:49 PM
> **To:** Jones, Enesta <Jones.Enesta@epa.gov>
> **Cc:** Peter Behr <pbehr@eenews.net>
> **Subject:** RE: Response to EPA on interview request
>
> Enesta, we don't have an exact date. We're on final edits, discussing art, we're not at the finish line yet – thus the question about using Misha's name. Do you think that'll be possible? Thanks.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Monday, November 07, 2016 1:46 PM
To: Hannah Northey <hnorthey@eenews.net>
Cc: Peter Behr <pbehr@eenews.net>
Subject: Re: Response to EPA on interview request

Hannah: Is the story running this week or next? Do you have an exact date?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 7, 2016, at 12:51 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Hi Enesta,
> I would like permission to use Misha Adamantiades' name in our story, is that possible? If not, how do I describe him and his reasoning for not being named? Something like "a top EPA advisor who was part of the CPP discussions surrounding nuclear power who asked not to be named"?
> Thanks, Hannah
>
> "We considered it, certainly, we thought about it. To say we didn't is false in my opinion," said one EPA official who wouldn't be named for this article. "What you're seeing here is the nuclear industry is struggling and they're looking for what they can to help the economic situation. Hanging it on the hat of the CPP is like chasing your tail."
>
> The Clean Power Plan, the official said, improves the overall standing of nuclear power in the marketplace. The industry's pitch to credit life extensions wasn't accompanied with a policy blueprint that made sense within the constraints of the Clean Air Act, said the EPA source.
>
> "A workable solution was never obvious, it was never made clear to us nor could we make it clear on our side," he said.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, October 06, 2016 3:44 PM
To: Hannah Northey <hnorthey@eenews.net>
Cc: Peter Behr <pbehr@eenews.net>; Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Response to EPA on interview request

Hey Hannah and Pete: Any idea when the story will run?

Message

From: Murphy, Zoeann [Zoeann.Murphy@washpost.com]
Sent: 2/15/2017 8:14:01 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Can you give me a ring?

Hi Enesta,

I've been out on assignment but will give you a call shortly. I've read many different numbers and am not looking for an exact number but more a list of cities and towns that have lead issues. Here's a few article below. Thank you!

"A Reuters examination of lead testing results across the country found almost 3,000 areas with poisoning rates far higher than in the tainted Michigan city." http://www.reuters.com/investigates/special-report/usa-lead-testing/

SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS.
http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/

From: "Jones, Enesta"
Date: Wednesday, February 15, 2017 at 11:35 AM
To: Zoeann Murphy
Subject: Can you give me a ring?

On my landline or cell. We just spoke yesterday on the piece you are working on RE: "Flint like" cities.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Gabe Dunsmith [gdunsmith@eenews.net]
Sent: 1/5/2017 9:14:22 PM
To: Press [Press@epa.gov]
Subject: Press inquiry: FOIA request on EPA pesticide decision

To EPA:

I'm a reporter with E&E News and am writing a brief piece for publication tomorrow on the Center for Biological Diversity's Freedom of Information Act request issued today. They're seeking documents pertaining to EPA's November Enlist Duo decision.

The group claims that "[i]t's the EPA's job to ensure that people and wildlife are protected from toxic chemical mixtures like Enlist Duo, and we shouldn't be kept in the dark about how that work is carried out."

See their press release here: http://www.biologicaldiversity.org/news/press_releases/2017/pesticides-01-05-2017.php

I was wondering if you could provide a statement on the matter.

My deadline is 12:00 PM tomorrow, Dec. 6.

Thanks so much! Hope all's well for you in the New Year.

Best,

Gabe Dunsmith
E&E News reporter
Ex. 6 Personal Privacy (PP)

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/15/2017 8:49:31 PM
To: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Budget briefing?

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

Does EPA plan to have a budget briefing and/or call for reporters tomorrow? Please let me know since I would be happy to attend that briefing and/or call.

Thanks for your help. Talk to you later.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 12/7/2016 4:26:17 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: New E&E News Water Reporter

OK, will do.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, December 07, 2016 11:25 AM
To: Ariel Wittenberg <awittenberg@eenews.net>
Subject: Re: New E&E News Water Reporter

Oh shoot, I'm teleworking on the 15th and tomorrow doesn't work.

Guess, we need to circle back after the holidays.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 7, 2016, at 11:24 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Do you mean tomorrow or the 15th? Either way 11 a.m. works.
>
> Ariel
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Wednesday, December 07, 2016 11:22 AM
> **To:** Ariel Wittenberg <awittenberg@eenews.net>
> **Subject:** Re: New E&E News Water Reporter
>
> Thursday at 10:30 or 11? Would either work.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 7, 2016, at 11:21 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

I have a conflict Tuesday morning, could we do the afternoon?

Ariel

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, December 07, 2016 10:07 AM
To: Ariel Wittenberg <awittenberg@eenews.net>
Subject: RE: New E&E News Water Reporter

Hi Ariel: Let's grab coffee on Tuesday at 10:30 at Timgad. Does that work?

We'll add you to the distro list.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, December 07, 2016 10:06 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: New E&E News Water Reporter

Hi Enesta,

Hope you're doing well! I just wanted to let you know that I'm the new water reporter for E&E News. I wanted to make sure that I'm on any drinking water-specific press releases or lists for EPA. Also, I'd love to grab coffee with you sometime next week if you're available.

Thanks,

Ariel

Ariel Wittenberg
Reporter, Greenwire
awittenberg@eenews.net
202-737-4557 (p)
202-737-5299 (f)

Message

From: Mike Lee [mlee@eenews.net]
Sent: 2/28/2017 11:06:52 PM
To: Press [Press@epa.gov]
Subject: E&E News/story on Scott Pruitt email decision

Folks: I left a message on the main voice mail a few minutes ago.
The Oklahoma Supreme Court has blocked a lower-court decision that would've forced Scott Pruitt to turn over more emails from his time as Oklahoma attorney general.
I'm trying to get some input from Admin. Pruitt for a story -- can you point me in the right direction?

Thanks,

Mike Lee
E&E News Dallas-Fort Worth reporter
mlee@eenews.net
Ex. 6 Personal Privacy (PP)
@mikeleefw

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Rod Kuckro [rkuckro@eenews.net]
Sent: 3/28/2017 7:24:36 PM
To: Press [Press@epa.gov]
Subject: Media inquiry on EO

Is there any documentation, data or studies you can provide or point to that can speak to the Administrator's claim on TV Sunday and assertions by the administration as to the deleterious effects of the CPP on electricity prices? And/or the fact that rescinding the CPP will moderate prices or even bring them down?
Obviously, I'd like to speak with someone about it if possible.
Thanks,
Rod

Rod Kuckro
E&E News Reporter
Managing Editor, E&E's Power Plan Hub eepowerplanhub.com
Ex. 6 Personal Privacy (PP)
rkuckro@eenews.net
http://www.eenews.net/staff/Rod_Kuckro
www.twitter.com/Rodkuckro
www.linkedin.com/in/rodkuckro

Message

From: Hannah Hess [hhess@eenews.net]
Sent: 4/3/2017 8:35:57 PM
To: Press [Press@epa.gov]
Subject: Mass AG letter on methane ICR - E&E inquiry

Good afternoon,
I'm writing about a letter from nine state attorneys general sent to Administrator Pruitt today, urging him to reconsider the decision to withdraw EPA's final methane ICR. The letter asks for an explanation of how EPA intends to fulfill its legal obligation to address methane pollution under the Clean Air Act. Does EPA have an answer?

My story will run tomorrow morning. I'm working on a 6pm deadline, but could modify the story if you have any response later than that. Also happy to share the letter if helpful.

Thanks!

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP) (mobile)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Tiffany Stecker [tstecker@eenews.net]
Sent: 11/30/2016 9:13:16 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Drinking Water plan

Flag: Follow up

Great, thank you!

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, November 30, 2016 4:13 PM
To: Tiffany Stecker <tstecker@eenews.net>
Subject: RE: Drinking Water plan

George Hull, Julia Valentine, Danny Hart, Sara Sowell, and Ron Slotkin are all career employees.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Tiffany Stecker [mailto:tstecker@eenews.net]
Sent: Wednesday, November 30, 2016 4:11 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Drinking Water plan

So the ones on the OPA website are all political and will leave at the end of the term?
https://www.epa.gov/aboutepa/about-office-public-affairs-opa

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, November 30, 2016 4:08 PM
To: Tiffany Stecker <tstecker@eenews.net>
Subject: RE: Drinking Water plan

Tiffany, the media contacts on the web are all career employees. Listed here: https://www.epa.gov/newsroom/media-contacts#hq

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Tiffany Stecker [mailto:tstecker@eenews.net]
Sent: Wednesday, November 30, 2016 4:00 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Drinking Water plan

Sorry, tomorrow at noon. Thanks!

Separate issue is for background.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, November 30, 2016 3:58 PM
To: Tiffany Stecker <tstecker@eenews.net>
Subject: Re: Drinking Water plan

Hi Tiffany: Deadline please?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 30, 2016, at 3:56 PM, Tiffany Stecker <tstecker@eenews.net> wrote:

> Hi Enesta,
>
> I'm writing a story on the drinking water plan for tomorrow. I'm wondering how to tie this report in with the UCMR 4 rule pending review. Will the rule satisfy in part the goals of the plan? Do you expect the revisions to the Lead and Copper Rule next year will satisfy the lead-in-drinking-water goals of the report?
>
> On a separate issue: I'm wondering if there is a difference between the press officials on the OPA website and those on the Media Contacts website. Is OPA for political appointees? Thanks.
>
> Tiffany Stecker
> Water reporter
> E&E News
> (202) 446-0465 - Desk
> Ex. 6 Personal Privacy (PP) – Cell
> http://www.eenews.net
> @TiffanyStecker

Message

From: Rod Kuckro [rkuckro@eenews.net]
Sent: 3/28/2017 7:11:22 PM
To: Press [Press@epa.gov]
Subject: Media inquiry on invite for CPP EO ceremony today

Was the Edison Electric Institute invited?
Thanks,

Rod Kuckro
E&E News Reporter
Managing Editor, E&E's Power Plan Hub eepowerplanhub.com
Ex. 6 Personal Privacy (PP)
rkuckro@eenews.net
http://www.eenews.net/staff/Rod_Kuckro
www.twitter.com/Rodkuckro
www.linkedin.com/in/rodkuckro

Message

From: Hannah Northey [hnorthey@eenews.net]
Sent: 11/18/2016 2:40:55 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
CC: Peter Behr [pbehr@eenews.net]
Subject: RE: Response to EPA on interview request

Sure. And honestly, I do not recall that conversation, Enesta. Thanks for working with us on this.

Hannah M. Northey
Reporter
hnorthey@eenews.net
202-446-0468 (p)
Ex. 6 Personal Privacy (PP) (c)

Environment & Energy Publishing, LLC
122 C Street, NW, Suite 722, Washington, DC 20001
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: Friday, November 18, 2016 9:40 AM
To: Hannah Northey
Cc: Peter Behr
Subject: Re: Response to EPA on interview request

Hannah: "Unnamed official" would be great.

Thank you.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 18, 2016, at 9:34 AM, Hannah Northey <hnorthey@eenews.net> wrote:

> Enesta, I'm sorry, I do not remember you bringing that up. Did we agree on something else in a phone call? I'm happy to change but cannot recall us discussing that point - only that he was not an "advisor" but an "official." What did you want me to write, simply unnamed? EPA did indeed ask us not to use his name in the story.
>
> **Hannah M. Northey**
> Reporter
> hnorthey@eenews.net
> 202-446-0468 (p)
> Ex. 6 Personal Privacy (PP) (c)

Environment & Energy Publishing, LLC
122 C Street, NW, Suite 722, Washington, DC 20001
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: Friday, November 18, 2016 9:30 AM
To: Hannah Northey
Cc: Peter Behr; Jones, Enesta
Subject: Re: Response to EPA on interview request

Hi Hannah: You still used "asked not to be named for this article" which is blatantly untrue based on our exchange.

Can you please remove that?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 10, 2016, at 2:03 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Oh, sure. Sorry, I thought advisor was what you said during our phone call. I'll use official.
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Thursday, November 10, 2016 2:02 PM
> **To:** Hannah Northey <hnorthey@eenews.net>
> **Cc:** Peter Behr <pbehr@eenews.net>; Jones, Enesta <Jones.Enesta@epa.gov>
> **Subject:** Re: Response to EPA on interview request
>
> Hi Hannah: Misha is not an advisor. He is a staff member. Can you go with "official" or "staffer?"
>
> Thanks for working with us on this.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 10, 2016, at 1:02 PM, Hannah Northey <hnorthey@eenews.net> wrote:

Hi Enesta,

These are the changes we're going to make in red. We won't use his name as you've requested, we'll call him an advisor and add to the quote for context at the end. We are not changing the first quote re "hanging it on the hat" – I may be in touch with more questions as we wrap this up. Sorry for the delay on my end. Hannah

"We considered it, certainly, we thought about it. To say we didn't is false in my opinion," said an **advisor** at EPA who participated in high-level Clean Power Plan meetings. "What you're seeing here is the nuclear industry is struggling, and they're looking for what they can to help the economic situation. Hanging it on the hat of the CPP is like chasing your tail."

The Clean Power Plan, the official said, improves the overall standing of nuclear power in the marketplace. The industry's pitch to credit life extensions wasn't accompanied with a policy blueprint that made sense within the constraints of the Clean Air Act, said the EPA source.

"A workable solution **[on how to credit existing nuclear generation in a rate-based plan]** was never obvious, it was never made clear to us nor could we make it clear on our side," he said.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, November 10, 2016 12:47 PM
To: Hannah Northey <hnorthey@eenews.net>
Cc: Peter Behr <pbehr@eenews.net>; Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Response to EPA on interview request

Hi Hannah: Any word on this?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 8, 2016, at 2:52 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Hi Enesta, I'll get back to you tomorrow if that's OK. We're working through election coverage and will of course clear this up before the story publishes. Thanks, Hannah
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Tuesday, November 08, 2016 1:37 PM
> **To:** Hannah Northey <hnorthey@eenews.net>
> **Cc:** Peter Behr <pbehr@eenews.net>
> **Subject:** RE: Response to EPA on interview request
>
> Hi Hannah: Can you give me a quick call?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> ---
>
> **From:** Hannah Northey [mailto:hnorthey@eenews.net]
> **Sent:** Monday, November 07, 2016 1:49 PM
> **To:** Jones, Enesta <Jones.Enesta@epa.gov>
> **Cc:** Peter Behr <pbehr@eenews.net>
> **Subject:** RE: Response to EPA on interview request
>
> Enesta, we don't have an exact date. We're on final edits, discussing art, we're not at the finish line yet – thus the question about using Misha's name. Do you think that'll be possible? Thanks.
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Monday, November 07, 2016 1:46 PM
> **To:** Hannah Northey <hnorthey@eenews.net>
> **Cc:** Peter Behr <pbehr@eenews.net>
> **Subject:** Re: Response to EPA on interview request
>
> Hannah: Is the story running this week or next? Do you have an exact date?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**

Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 7, 2016, at 12:51 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Hi Enesta,
> I would like permission to use Misha Adamantiades' name in our story, is that possible? If not, how do I describe him and his reasoning for not being named? Something like "a top EPA advisor who was part of the CPP discussions surrounding nuclear power who asked not to be named"?
> Thanks, Hannah
>
> "We considered it, certainly, we thought about it. To say we didn't is false in my opinion," said one EPA official who wouldn't be named for this article. "What you're seeing here is the nuclear industry is struggling and they're looking for what they can to help the economic situation. Hanging it on the hat of the CPP is like chasing your tail."
>
> The Clean Power Plan, the official said, improves the overall standing of nuclear power in the marketplace. The industry's pitch to credit life extensions wasn't accompanied with a policy blueprint that made sense within the constraints of the Clean Air Act, said the EPA source.
>
> "A workable solution was never obvious, it was never made clear to us nor could we make it clear on our side," he said.
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Thursday, October 06, 2016 3:44 PM
> **To:** Hannah Northey <hnorthey@eenews.net>

Cc: Peter Behr <pbehr@eenews.net>;
Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Response to EPA on
interview request

Hey Hannah and Pete: Any idea when
the story will run?

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/30/2017 5:59:32 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Response to Oklahoma Bar Association investigation?
Attachments: receipt.pdf

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about the Oklahoma Bar Association opening up an investigation into EPA Administrator Pruitt over his Senate confirmation hearing testimony regarding his use of personal email for official business (please see attached). I have a few questions for you about this, which is:

- What is Administrator Pruitt's response to the Oklahoma Bar Association opening up such an investigation into him?
- Does Administrator Pruitt plan to clarify his Senate confirmation hearing testimony regarding his use of personal email for official business?

Please get back to me as soon as possible. My deadline is 4 p.m. EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

OKLAHOMA BAR ASSOCIATION

Office of the General Counsel

March 28, 2017

Kristen van de Biezenbos
c/o The University of Oklahoma College of Law
300 Timberdell Rd.
Norman, OK 73019

RE: Grievance against Edward Scott Pruitt, DC-17-70

Dear Ms. Biezenbos:

We are in receipt of your complaint against the above-named attorney. We have on this date opened this matter for investigation and written the attorney asking for a response to the grievance. We will then conduct whatever further investigation we feel is needed.

After the matter has been fully investigated, your grievance, along with the response of the attorney and the results of our investigation, will be presented to the Professional Responsibility Commission. The Commission will then decide what further action, if any, to take.

Under the Rules of the Oklahoma Bar Association as promulgated by the Supreme Court of the State of Oklahoma, our investigation must remain confidential. Our investigation is strictly limited to the ethical and professional conduct of the lawyer. We cannot provide legal advice nor can we represent you in any pending litigation. It is therefore essential that you continue to protect your own legal interests. You will be notified in writing of the disposition of this matter. If at any time you have any further information you wish to be considered or investigated regarding your grievance, please feel free to provide the information to us.

It is imperative that you keep us advised of any change in your address. If you are unavailable to testify as a witness in the event of a trial, your grievance may be dismissed.

Sincerely,

Gina Hendryx
General Counsel

GLH/mlc

1901 North Lincoln Blvd.
P.O. Box 53036
Oklahoma City, OK 73152-3036
office 405.416.7007
fax 405.416.7003
toll free 800.522.8065

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/20/2017 6:45:25 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: Acting Deputy EPA Administrator Flynn's comments on the budget
Attachments: removed.txt

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about Acting Deputy EPA Administrator Flynn's comments on the budget, citing a copy of EPA's weekly all-agency email sent today (please see below).

I wanted to give you a heads up about the piece.

If you do wish to comment, please get back to me as soon as possible. My deadline is 4 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

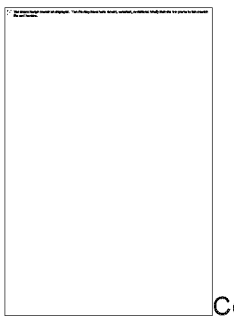
Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

P.S. – Here is the email I'm referring to:

Senior Leadership Message


Colleagues,

As an alumni of the University of North Carolina and a diehard Tar Heels basketball fan, I couldn't be more excited about the beginning of 'March Madness' last week. Every year I'm impressed by the tremendous talent, teamwork, and sheer determination displayed by the teams in this tournament. It's a strong reminder for me of the incredible EPA team that I've seen work together to tackle countless challenges – responding to emergencies, major regulatory and enforcement efforts, complex negotiations, tight deadlines, declining resources, and difficult administrative challenges. In every instance, you rose to the occasion and put your heart and soul into doing your best to help us accomplish our mission of protecting human health and the environment.

Last week you heard that the Office of Management and Budget released the President's 2018 budget blueprint. The request provides EPA with funding of $5.65 billion and approximately 3200 fewer positions, which represents a 31 percent reduction from levels contained in the annualized 2017 Continuing Resolution. Funding reductions were made across all domestic agencies to support the President's vision to increase funding for defense, homeland security, and veterans programs. If you would like to read the budget, you can find the EPA section on pages 41-42.

As we go through this time, it's important for all of us to remember several things. First, we are in the early stages of a long budget development process, and funding levels will not be finalized until Congress acts. Second, your work — the mission of the Agency — is very important, and it's critical that you continue to focus on the important work you do. And finally, remember you are part of a strong EPA team, one that has worked together to accomplish great things in the past and will continue to do so in the future.

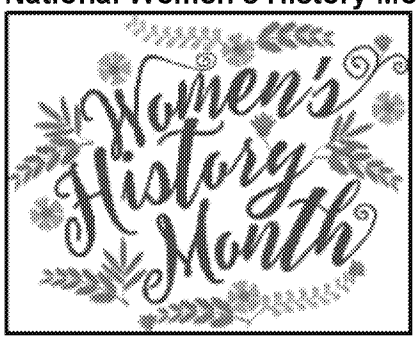
I am very proud to be one of your colleagues, and thank you again for your continued dedication and hard work.

Mike Flynn

Acting Deputy Administrator

Hot Topics

National Women's History Month Celebration



The 2017 Federal Triangle Partnership Women's History Month Celebration is scheduled for March 23, from 2 p.m.–3 p.m. EDT, in the Department of Commerce Auditorium (1401 Constitution Avenue NW, Washington, DC 20230).

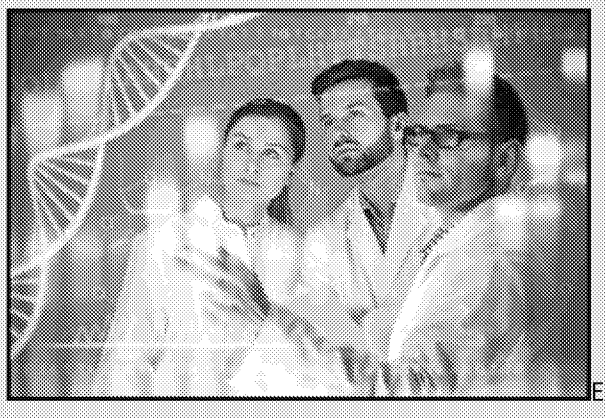
This year's theme is, "Honoring Trailblazing Women in Labor and Business". We are thrilled to have a panel discussion that will include local women business owners sharing their journey to ownership and an expert from the Small Business

Administration that will share tips on starting a small business. This event promises to be educational and impactful! We look forward to seeing you there.

The event will be broadcast through EPAtv the following day at 1 p.m. EDT.

People needing reasonable accommodations should contact Cristina Bartolomei, 202-482-8183.

Published articles can earn EPA authors prestigious STAA recognition



EPA employees have a chance to earn up to a $10,000 Level I award for their published work as part of the prestigious 2017 Scientific and Technological Achievement Awards (STAA). A Level II award can land authors $5,000, and a Level III award $2,000. The program, managed by the Office of Research and Development, is open for nominations March 20 through April 21.

Each year, EPA recognizes outstanding papers written by its staff and published in scientific and technical journals. These peer-reviewed publications represent the quality and depth of EPA science, and they provide foundational support to agency decision making and advancement of science.

Any EPA employee can recognize an EPA published peer. Nominations are being accepted via electronic submission to STAA Nomination Database.

Learn more about the nomination procedures and guidelines.

OCFO diaper drive helps families in need

In recognition of Dr. Martin Luther King, Jr. Day and as a service project for Black History Month, the Office of the Chief Financial Officer (OCFO) recently wrapped up its second annual Diaper Drive to benefit local diaper banks in DC, RTP, Cincinnati, and Las Vegas. If you didn't know that diaper banks existed, you are not alone. While they may not be as well-known as food banks or other community service initiatives,

organizations like the DC Diaper Bank TEXT and many others across the country provide a very important service by collecting and distributing diapers to social service organizations that help families in need.

This year, OCFO employees, along with colleagues from OAR and OCIR, collected 7,420 diapers and 9,176 baby wipes. These diapers and wipes will go to local diaper banks, where they will be distributed to help families in need.

Thank you to all of the employees who contributed to help make this project a

Pictured above, OCFO Senior Managers and HQ Diaper Drive Coordinators: From left to right – David Bloom, Patricia Solomon, Valerie Young, Tess Young, Denise Johnson, Nate McMichael, Malena Brookshire, Howard Osborne, & Diane Kelty.

success and for helping to make children safer, healthier, and happier!

Learn how Skills Marketplace can be a success for you

Visit Talent Hub to check out how Skills Marketplace can support your future development at EPA.

Over 500 Skills Marketplace projects have been completed since the program launched in August 2014. Its success has helped managers better meet their office's needs, while continuing to develop EPA's greatest resource – our people.

Speaking of success, we'd like to highlight a project that recently concluded in EPA's Office of Homeland Security (OHS). They needed to assess risks and vulnerabilities of chemical, biological, or radiological (CBR) threat agents and develop response policies in relation to EPA's mission – for example, ways to protect the nation's drinking water supply from a CBR attack.

The six-person team that was established through Skills Marketplace included participants from across the Agency who contributed to an analytical tool to help evaluate risks of several biological agents. The participants accessed classified threat information to assist EPA in assessing these types of threats. The Agency uses this critical information to develop priorities and recommend future investments in preparedness.

The participants gained a much deeper level of information and expertise from across government and from academicians regarding the rapidly evolving field of synthetic biology. At the same time, this effort heightened EPA's stature with a number of government partners and enhanced their understanding of EPA's expertise.

Interested in ways to develop your career? Get started by watching the short Talent Hub video and update your profile in My Stuff to be notified of new opportunities that match your interests.

Key Dates **Video Spotlight**

EPA Calendar

Click on each event below to get more details.
Click on the "Add to Calendar" button to add an event to your Outlook calendar.
If you see a log-in screen, please click on your EPA email, or if prompted, enter your email and network password.

Happening This Week:

March 21: Quick Guide to Journal Evaluation Metrics webinar

March 23: Women's History Month event

Coming Soon:

April 6: Lean Overview webinar

March 28: WCAG 2.0 and the Revised Section 508 Standards webinar

March 30: CDC 500 Cities Project webinar

May 4: Lean Overview webinar

May 30: Old versus New: Original Section 508 Standards (2000) compared to the Revised Section 508 Standards (2017) webinar

Coeur d'Alene Basin: Partnering with Community for a Successful Cleanup

(video length 08:25)

Career Corner

FY 17 required training available via e-Learning reminder

IT Corner

Webinar series aims to update workers on Section 508 Standards

On March 8, OARM Acting Assistant Administrator, Donna Vizian sent a message to all EPA staff outlining the required training for Fiscal Year (FY) 2017. Everyone has training requirements, although they differ slightly depending on the group under which an individual falls. The four groups are:

1. Current Federal Employees (including Pathways students);
2. All New Federal Employees (including Pathways students) On-boarded in FY 2017;
3. Current Contractors, SEEs, and Grantees; and

New Contractors, SEEs, and Grantees On-boarded in FY 2017.

For detailed information, please review Donna's message or visit the SharePoint EPA University Mandatory Training site.

EPA is updating its Section 508 policies, procedures, and guidance to comply with the refreshed Section 508 standards. This refresh updates and reorganizes Section 508 standards in response to market trends and innovations. The refresh also harmonizes requirements with other guidelines and standards in the United States and abroad.

The U.S. Access Board offers the following series of free trainings to help bring you up to speed:

March 28, 1-2:30 p.m. (EDT): WCAG 2.0 and the Revised Section 508 Standards
May 30, 1-2:30 p.m. (EDT): Old versus New: Original Section 508 Standards (2000) compared to the Revised Section 508 Standards (2017)
July 25, 1-2:30 p.m. (EDT): Revised Section 508 Chapter 4 Hardware (including Mobile)
Sept. 26, 1-2:30 p.m. (EDT): Revised Section 508 Chapter 5 Software (including Mobile)
Nov. 28, 1-2:30 p.m. (EDT): W3C WCAG 2.0 Resources

Webinar details and registration information is available on the Great Lakes Americans with Disabilities Act Center website (EXIT). EPA's Section 508 Program will share additional information with employees as it updates EPA's own Section 508 policies, procedures, and guidance.

We would love to hear your feedback about this newsletter. Please contact us at internalcomms@epa.gov | **http://intranet.epa.gov/internalcomms**
Looking for previous editions of the Newsletter? Go to the Newsletter Archive
Banner image credit: Crystal R. Blavos, ORD Florida Lab. Image taken in Pensacola, Florida.

Message

From: Yount, Emily [Emily.Yount@washpost.com]
Sent: 5/1/2017 6:29:00 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Washington Post request: Air quality data

Thank you!

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Monday, May 1, 2017 at 1:28 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Thanks, Emily. I am checking.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On May 1, 2017, at 2:20 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Enesta,
>
> Do you mind sending me a definition for the following column headers? I want to make sure I understand what they mean and make sure I know which value is the concentration. I assume the concentration is column Q: Arithmetic Mean, but I always prefer to double check.
>
> <image001.png>

End of day Thursday is my deadline. On Friday, we are scoping out the work for the project based on our understanding of the data. If Thursday isn't doable, I'll plan based on assumptions and adjust next week.

Thank you,
Emily

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Sunday, April 30, 2017 at 10:03 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Hi Emily,

No follow-up questions? Just checking.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 28, 2017, at 1:24 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Enesta,
>
> Thank you for checking in. Apologies, I had a couple of high priority things come up and I wasn't able to gather my questions. I have a meeting about this project today with my editor and will send you any questions I have after that meeting.
>
> Thanks again,
> Emily

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Friday, April 28, 2017 at 12:14 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

I wanted to make sure you saw my request that you email your clarifying questions and hard deadline.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, April 24, 2017 1:04 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

Thank you again for sending this information. It has been a big help in understanding how air quality is monitored in the US. I have a couple of questions to make sure I understand the data. Are you available for a phone call?

Thanks,
Emily

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, April 18, 2017 at 11:46 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

These are prepared daily summaries for PM2.5, PM 10 and ozone. The files are separated by pollutant and zipped. Each file contains all years of data for all monitors for that pollutant.

File links:

https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_FRM.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_NonFRM.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM10.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_ozone.zip[aqsdr1.epa.gov]

The files are sorted by date, then monitor (state-county-site).

The PM2.5_FRM file contains data from FRM (federal reference method) and FEM (federal equivalent method) monitors – the data we can use for regulatory determinations.

We have also included a file for PM2.5_NonFRM data. These data are not used for regulatory determinations; however, the methods are of sufficient quality to allow for health assessments, thus we calculate an AQI for these data. We use a different parameter code, 88502 vs 88101, to distinguish the NonFRM data from the FRM data so that it is not accidentally confused.

The PM10 and ozone data comes only from FRMs and FEMs (there is no NonFRM equivalent).

The files only include valid days – that is, days in which we have enough measurements to consider the data complete enough to calculate a valid AQI. The AQI is EPA's color-coded tool for communicating air quality to the public. Concentrations are then converted to an index value. For ozone the index is an 8-hour index; for PM, it is a 24-hour index. We determine the AQI for any geographic region by taking the highest AQI from any monitor in that region for the day. AQI is recalculated for all historical data whenever the standard changes, so all AQI values reflect the current standards.

The files also include "event" data. States are allowed to request that EPA not consider high measurements caused by an event out of their control (e.g., wildfires) in our assessment of their compliance with the national ambient air quality standards. Thus, for regulatory determinations, we sometimes exclude events. However, for the AQI, those events generally are included, to ensure the public is alerted about concentrations of pollution in the air they breathe.

You might notice that some monitors do not operate every day. Some PM monitors operate only every third day or every sixth day (or even every twelfth day). This allows us to obtain the data we need while reducing the burden for lab analyses. The sampling

calendars are synchronized (so that a 1-in-3 day monitor will collect the same day a 1-in-6 day monitor does).

We understand that you are looking for the best/worst daily average for PM2.5, PM10 and ozone. EPA would caution against the use of a single day over multiple years to determine a trend, merely because that single air quality day might be influenced by an unusual event (like a wildfire or fireworks) and might not represent typical air quality in an area.

If you have questions about using or interpreting the data, we would be happy to walk you through our methods. We would also be willing to review any infographics for accuracy.

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, April 10, 2017 10:44 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Thanks, Enesta. I have a couple of follow-up questions.

It looks like the CSV files you sent over have an arithmetic mean and 1st max value.

- Is the 1st max value the worst daily average for that year?
- Is it possible to re-send the data but include the best daily average for that year?

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Friday, April 7, 2017 at 3:24 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.

The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. Data handling procedures consistent with the most recent national ambient air quality standards for ozone and PM.
3. All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/13/2017 1:44:59 PM
To: Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]; Press [Press@epa.gov]
Subject: Mandy Gunsaekara joining EPA

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working a piece about Mandy Gunasekara, majority counsel on the Senate Environment and Public Works, joining EPA as a senior policy adviser to Administrator Pruitt on air and climate issues. I have several sources telling me this. Bloomberg BNA also reported it this weekend (https://www.bna.com/senate-aide-named-n57982085074/).

I wanted to give you a heads up about the piece and I don't need a comment from you. That said, I would be happy to add any thoughts that you want to share in the piece.

If you do have any thoughts to share, please get me back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Also, since I'm working from home today, please email me here or call my cell phone at 202-247-7844. Thank you for your help.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 1/23/2017 6:58:18 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: EPA landing team

Hi Enesta,

I had a couple of logistical questions about the landing team at EPA, who is the best person to talk to on this?

Thanks,

Niina Heikkinen
E & E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Amanda Reilly [areilly@eenews.net]
Sent: 1/23/2017 5:23:17 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Header

Hi Enesta,

Happy New Year. I am just seeing this now. Apologies – I may have said something about the headline but I was out of the country and didn't get a chance to read through the edit of the story before it went live. But looks like you were able to get this resolved.

Best,
Amanda

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 3:04 PM
To: Amanda Reilly <areilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Header

Happy New Year, Amanda! Hope you had nice Holidays. I did; just returning to work today.

We saw the story on Janet; looks good!

One thing: Can we please get a more straight forward, less "cute" headline? "Pollyanna " doesn't sit well here.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Emily Holden [eholden@eenews.net]
Sent: 3/15/2017 7:43:31 PM
To: Press [Press@epa.gov]
Subject: Budget briefing?

Hi,
Will there be any briefing (or extra explanatory documents) from EPA after the president's budget proposal comes out tomorrow?
Thanks!

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 1/12/2017 5:38:16 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Today's public hearing on proposed rule for implementation of the 2015 ozone NAAQS

Thanks again.

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, January 12, 2017 12:37 PM
To: Sean Reilly <sreilly@eenews.net>
Subject: RE: Today's public hearing on proposed rule for implementation of the 2015 ozone NAAQS

Hi Sean: it's here:
https://www.epa.gov/ozone-pollution/proposed-nonattainment-area-classifications-and-state-implementation-plan

Last item in the list....

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Thursday, January 12, 2017 12:27 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Today's public hearing on proposed rule for implementation of the 2015 ozone NAAQS

Hi Enesta:

Do you have list of organizations/individuals who testified?

Thanks,
Sean

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)

sreilly@eenews.net

Message

From: Jean Chemnick [jchemnick@eenews.net]
Sent: 3/15/2017 7:02:40 PM
To: Milbourn, Cathy [Milbourn.Cathy@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Pruitt meeting with McKenna tomorrow

Did you ever get an answer to this? When did they meet.

From: Milbourn, Cathy [mailto:Milbourn.Cathy@epa.gov]
Sent: Tuesday, March 14, 2017 4:10 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Cc: Jean Chemnick <jchemnick@eenews.net>; Press <Press@epa.gov>
Subject: Re: Pruitt meeting with McKenna tomorrow

Checking

Sent from my iPhone
Cathy Milbourn
Office of Media Relations
202-564-7849
Ex. 6 Personal Privacy (PP)

On Mar 14, 2017, at 3:57 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

> Hi Jean,
>
> Adding Cathy Milbourn who is your contact.
>
> Thanks
>
> Julia P. Valentine
> Office of Media Relations
> 202.564.2663
> Sent from USEPA iPhone
>
> On Mar 14, 2017, at 3:51 PM, Jean Chemnick <jchemnick@eenews.net> wrote:
>
> What is that schedule? Thanks.

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/20/2017 1:46:06 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Budget

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

Myself and my colleagues are working on a piece about how agency leaders at EPA as well as at the departments of Energy and the Interior have handled the budget process so far. I have talked to several Obama-era EPA officials who are critical of Administrator Pruitt over the budget process, which will be mentioned in my piece. I will also mention EPA's defense of President Trump's proposed budget in the piece, which I used in a piece published Thursday (http://www.eenews.net/greenwire/stories/1060051590) as well as Administrator Pruitt's recent tweet on water infrastructure (https://twitter.com/EPAScottPruitt/status/842771900606627841).

I wanted to give you a heads up about the piece.

If you do wish to comment, please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 1/12/2017 4:02:04 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
CC: Lynn, Tricia [lynn.tricia@epa.gov]
Subject: RE: Coffee?

Ok, I'll be here!

Ariel

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, January 12, 2017 11:01 AM
To: Ariel Wittenberg <awittenberg@eenews.net>
Cc: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: Re: Coffee?

Good morning! We need to resked. Our apologies. Let's figure out sometime the week of 1/23. I'll reach out when I am back on 1/24.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 11, 2017, at 10:23 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Looking forward to it!
>
> Ariel
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Wednesday, January 11, 2017 9:04 AM
> **To:** Ariel Wittenberg <awittenberg@eenews.net>
> **Cc:** Lynn, Tricia <lynn.tricia@epa.gov>
> **Subject:** Re: Coffee?
>
> Good morning! Tricia and I can do java on Tues. 1/17 at 10 a.m., at Timgad. See you then!
>
> **Enesta Jones**
> **U.S. EPA**

Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 10, 2017, at 9:01 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> That works too. What time?
>
> Sent from my iPhone
>
> On Jan 10, 2017, at 9:00 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:
>
> > Can you come to Timgad?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 10, 2017, at 8:59 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> That should work. Just tell me what time. I think last time we were thinking of meeting at the Starbucks by the Archives Metro, if that still works for you?
>
> Ariel
>
> Sent from my iPhone
>
> On Jan 10, 2017, at 8:56 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:
>
> > Hi Ariel: Are you free on 1/17?

Enesta Jones

U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 9, 2017, at 10:09 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi Enesta and Tricia,
>
> Hope you both had happy holidays! Now that we are getting back in the swing of things here, I wanted to reach out again about scheduling a time to grab coffee with the both of you.
>
> Let me know what works!
>
> Thanks,
>
> Ariel
>
> Ariel Wittenberg
> E&E News reporter
> awittenberg@eenews.net
> Ex. 6 Personal Privacy (PP)
> @arielwittenberg
>
> **E&E NEWS**
> 122 C Street NW 7th Floor Washington, DC 20001
> www.eenews.net | @EENewsUpdates
> Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/8/2017 6:27:45 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: EPA Administrator Pruitt attending strategic affairs lunch on infrastructure?

And a White House official confirmed the attendee list for the strategic affairs lunch on infrastructure, so Administrator Pruitt is there. What did Administrator Pruitt say at this lunch? Please let me know before 3 pm EST today, which is my deadline. Thank you for your help.

-Kevin

From: Kevin Bogardus
Sent: Wednesday, March 08, 2017 1:15 PM
To: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: EPA Administrator Pruitt attending strategic affairs lunch on infrastructure?

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

Quick question: Can you confirm that EPA Administrator Pruitt is attending President Trump's strategic affairs lunch on infrastructure? Is that accurate? Please see below.

Strategic Affairs Lunch re Infrastructure (w POTUS and VP)

Internal Participants:
Elaine Chao, Secretary of Transportation
Rick Perry, Secretary of Energy
Scott Pruitt, Administrator of Environmental Protection Agency

External Participants:
Richard LeFrak, CEO, LeFrak
Steve Roth, CEO, Vornado Realty Trust
Josh Harris, Co-Founder of Apollo Global Management
Bill Ford, CEO of General Atlantic
Lynn Scarlett, Managing Director, Nature Conservancy
Tyler Duvall, Partner, McKinsey & Company
Elon Musk, SpaceX

Please let me know as soon as possible. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Joseph Erbentraut [joseph.erbentraut@huffingtonpost.com]
Sent: 3/3/2017 5:32:54 PM
To: Milbourn, Cathy [Milbourn.Cathy@epa.gov]; Jones, Enesta [Jones.Enesta@epa.gov]; Daguillard, Robert [Daguillard.Robert@epa.gov]
Subject: Huffington Post reporter inquiry - re: East Chicago petition

Hi Cathy, Enesta and Robert--

I'm a reporter at HuffPost working on a story re: the East Chicago petition from NRDC, residents and other groups.

I wasn't sure which press contact would make the most sense for this but wanted to reach out to ask if the EPA had any response to this petition, or response to concerns that the proposed budget cuts for the agency might negatively impact progress on addressing lead contamination in East Chicago?

Looking at a deadline of EOD today, thank you.

Best,
Joe

--
JOSEPH ERBENTRAUT
SENIOR REPORTER, THE HUFFINGTON POST
joseph.erbentraut@huffingtonpost.com
office: 312-803-5070

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/30/2017 3:00:44 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Letter to the editor of The New York Times?

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about this letter to the editor of *The New York Times* from Michael Kravitz, an EPA scientist, who says he is "saddened" to see what is happening at the agency (https://www.nytimes.com/2017/03/29/opinion/trumps-effort-to-undo-climate-policies.html?_r=0). Does EPA have any response to this letter?

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 5/3/2017 8:21:02 PM
To: Press [Press@epa.gov]
Subject: Pruitt meetings with House members

Hi,

I saw on Twitter that Administrator Pruitt met with a number of House members today. I saw Reps. Richard Hudson, Greg Waldman and John Shimkus, am I missing anyone? And can you help me put these meetings into broader context for me, in terms of how these meetings fit in with EPA's new direction?

If you could get back to me as soon as possible, my deadline is 6 pm Eastern.

Best,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/30/2017 2:46:11 PM
To: Konkus, John [konkus.john@epa.gov]; Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Thanks John. I will quote you on the record from your email below in my piece. Thanks again.

-Kevin

From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Thursday, March 30, 2017 10:43 AM
To: Kevin Bogardus <kbogardus@eenews.net>; Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Kevin,

An internal draft was mistakenly sent with a quote that belonged to Senator Carper but was wrongly attributed to Senator Capito, whom we originally meant to quote. Senator Capito's quote should have read:

President Trump kept his promise to roll back one of the most harmful acts of overreach by the Obama administration – the so-called Clean Power Plan. If fully implemented, the Clean Power Plan would have completely decimated West Virginia's vital coal industry while having no meaningful climate impact. Stopping this disastrous plan will preserve America's coal industry, expand our manufacturing renaissance that is reliant upon affordable energy, and protect American families from unprecedented hikes in their electric bills. I was honored to join the president for the signing of this Executive Order, and I look forward to continuing working with the Trump administration to advance environmentally responsible policies that grow the economy – not kill jobs. (Press Release, 03/28/17)

We apologize for the error and are making sure that our process is improved as we build our team.

John Konkus

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, March 30, 2017 10:41 AM
To: Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Doug, John and Julia,

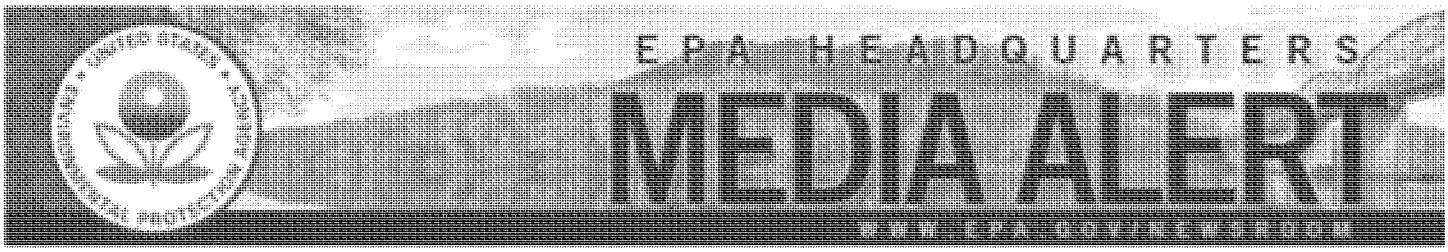
Hi, it's Kevin Bogardus with E&E News.

I'm writing a piece about the below. What happened with the press release? The first quote is misattributed to Sen. Capito – it's from Sen. Carper.

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

-Kevin

From: U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Thursday, March 30, 2017 9:05 AM
To: Kevin Bogardus <kbogardus@eenews.net>
Subject: What They Are Saying About President Trump's Executive Order on Energy Independence



FOR IMMEDIATE RELEASE
March 30, 2017

What They Are Saying About President Trump's Executive Order on Energy Independence

Senator Shelly Moore Capito (W.Va)
With this Executive Order, President Trump has chosen to recklessly bury his head in the sand. Walking away from the Clean Power Plan and other climate initiatives, including critical resiliency projects is not just irresponsible -- it's irrational. Today's executive order calls into question America's credibility and our commitment to tackling the greatest environmental challenge of our lifetime. With the world watching, President Trump and Administrator Pruitt have chosen to shirk our responsibility, disregard clear science and undo the significant progress our country has made to ensure we leave a better, more sustainable planet for generations to come.

Governor Matt Bevin (Ky.) Issues Statement on the American Energy Independence Executive Order Yesterday
I applaud President Trump's signing of the American energy independence executive order. This order will roll back former President Obama's job killing and deceptively named "Clean Power Plan" (CPP), which was not based on sound science. Even the former EPA administrator admitted that the CPP would have had negligible effect on global temperatures. In stark contrast, President Trump's American energy independence executive order will require the EPA to remain within the legal boundaries of the Clean Air Act in the actions it takes. This order demonstrates a more common sense approach to the role that our abundant fossil fuel resources can play in our nation's energy portfolio.

Attorney General Patrick Morrisey (W.Va.)
We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness -- but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations.

American Coalition for Clean Coal Electricity
ACCCE commends President Trump for withdrawing bad regulations that are hurting our economy. The Clean Power Plan is the poster child for regulations that are unnecessarily expensive and have no meaningful environmental benefit. We look forward to working with EPA Administrator Pruitt to develop sensible policies that protect the environment without shutting down more coal-fueled power plants, one of our most resilient and affordable sources of electricity. President Trump's executive order should be welcome news for America's middle class and those living in poverty, who would be hardest hit by the previous administration's harmful climate regulations. Americans depend on affordable, reliable electricity for their livelihood, but regulations like the Clean Power Plan would send electricity prices skyrocketing.

American Petroleum Institute welcomes the Trump administration's executive order on Energy Independence
API President and CEO Jack Gerard called President Trump's "Energy Independence" executive order an important step forward in restoring common sense regulations that are needed to advance the U.S. energy renaissance. Today's action by President Trump is an important step toward increasing American competitiveness and recognizing that our industry is part of the solution to advancing U.S. economic and national security goals. Smart, common sense and science-based

guidance and regulations will help our nation's energy renaissance continue to provide benefits for American consumers, workers and the environment.

American Public Power Association Statement on President Trump's American Energy Independence Executive Order
The American Public Power Association supports President Trump's executive order calling for a reexamination of the Environmental Protection Agency's rules regulating greenhouse gas emissions from new and existing fossil fuel-fired power plants. Few disagree that these rules envisioned broad and transformative changes to the electricity industry. As the voice of utilities that are units of state and local government, the Association firmly believes that states should maintain the authority to plan and implement generation and energy policies that are suitable for their circumstances. Public power has previously voiced its legal objection to the rule for requiring utilities to fundamentally alter the way they generate electricity. In some cases, utilities would have been forced to abandon functional power plants while continuing to pay them off.

Electric Co-ops Applaud Trump Clean Power Plan Executive Order
National Rural Electric Cooperative Association (NRECA) CEO Jim Matheson today issued the following statement on President Trump's executive order on the Clean Power Plan:
Affordable and reliable power is fundamental to a successful economy. We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness – but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations. Today's announcement is an important step toward protecting our cooperatives and millions of Americans from the costly impacts of the CPP as co-ops continue innovating and moving toward cleaner energy production.

Energy & Environment Legal Institute
President Trump's decisive action lets everyone know this unlawful, job-killing regulation will find no support in his administration. That's a tremendous relief for every coal miner and family that depends upon coal's success. It also underscores the importance of our achievement in halting the rule's enforcement, while reinforcing the Supreme Court's message -- proponents of the Power Plan should put their pencils down.

IPAA Welcomes President Trump's Executive Order Tackling Costly, Duplicative Energy Regulations
Independent Petroleum Association of America (IPAA) President and CEO Barry Russell today joined President Donald Trump for the signing ceremony of the Energy Independence executive order. Mr. Russell issued the following statement after the ceremony: Today's action by President Trump calls on his administration to review existing federal agency policies that have held back American energy production, rescinding rules that have limited our economic growth with little benefit. This common sense action stands to provide clear benefits for the economy, consumers, and the environment.

Indiana Coal Council Reaction to President's Executive Order on the Clean Power Plan
Bruce Stevens, president of the Indiana Coal Council, released this statement today following President Trump's executive action regarding the Clean Power Plan. Stevens was invited by the White House to be present for the signing of the executive order. Today is a victory that extends far beyond just the coal industry. This is a victory for the state's economy and every Hoosier household. It's the beginning of relief from regulations that have intentionally disadvantaged the coal industry and our electric-energy generation. The Clean Power Plan provided no real environmental advantage, yet posed significant harm to our economy. There is a better way forward, and today's action helps to re-energize a focus on innovation over costly and unnecessary regulations.

NMA Applauds Executive Order Targeting the Costly Power Plan and the Coal Moratorium
The National Mining Association (NMA) today applauded President Trump's executive order on the costly Clean Power Plan (CPP) and the Department of the Interior moratorium on federal coal leasing. The order begins the process to unwind the CPP, the Obama administration's signature climate change regulation that was stayed by the Supreme Court one year ago. Lifting the federal coal moratorium would remove the cloud over future investments in a coal region responsible for 40 percent of the U.S. coal supply. The clean power plan and the moratorium served the interests of political activists, not the American people. The president's actions today help to restore common sense priorities and the important balance between costs and benefits that have been missing from federal regulatory policies.

Ohio Coal Association -- President Trump Dismantles Job Killing "Clean Power Plan"
The following statement may be attributed to Christian Palich, President of the Ohio Coal Association, regarding President Trump's Executive Order today dismantling the "Clean Power Plan": With today's executive order President Trump has honored his pledge to stand with energy consumers and Ohio coal country over radical environmentalists. Mr. Obama's alleged "Clean Power Plan" would've done virtually zero to protect the environment while at the same time destroying thousands of jobs and costing families billions of dollars for decades to come. It's a much brighter future for the coal

industry as this administration continues to systematically end the war on coal.

President Trump Delivers Decisive Win on Regulations: NAM CEO Joins President Trump at EPA for Executive Order Signing

National Association of Manufacturers (NAM) President and CEO Jay Timmons today joined President Donald Trump at the Environmental Protection Agency (EPA) where the president signed an executive order rolling back several energy regulations impeding manufacturers' ability to succeed: Manufacturers use one-third of the energy in the United States, which means we need an all-of-the-above policy approach to energy, not one that picks winners and losers. President Trump just delivered a decisive win for every American who wants to see more manufacturing jobs in our country and true energy security. For years, Washington has sold a false choice to the American people: choose the environment or jobs. That false choice today gives way to a 'show-and-tell' story—about our ability to protect the environment and create jobs simultaneously—that manufacturers are eager to lead. American families have suffered at the hands of far-reaching regulations; 297,696 federal restrictions on manufacturers alone have stifled job creation and reduced the capital that is spent on innovating new technologies to improve our environment even more.

U.S. Chamber's Donohue Praises President Trump's Commitment to Making Regulatory Relief and Energy Security a Top Priority

U.S. Chamber of Commerce President and CEO Thomas J. Donohue issued the following statement today on President Trump's Energy Independence executive order: America got good news today when President Trump took bold steps to make regulatory relief and energy security a top priority. American energy resources give us a competitive advantage in the global economy, and the president's effort to capitalize on those resources is vital to stimulating economic growth. These executive actions are a welcome departure from the previous administration's strategy of making energy more expensive through costly, job-killing regulations that choked our economy. There is every reason to believe that the federal government will no longer seek to punish American consumers and businesses for using the energy resources that fuel our economy. It is clear that the new administration will not be in the business of picking winners and losers in America's energy portfolio.

R045

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/17/2017 7:08:36 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: RELEASE: Carper Leads Senators in Asking Pruitt to Correct the Record and Commit to Transparency at the EPA
Attachments: removed.txt

Hey guys, any response to this? Let me know. Thanks for your help.

-Kevin

From: Kevin Bogardus
Sent: Friday, March 17, 2017 1:46 PM
To: 'Press' <Press@epa.gov>; 'Ericksen, Doug' <ericksen.doug@epa.gov>; 'Konkus, John' <konkus.john@epa.gov>; 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: FW: RELEASE: Carper Leads Senators in Asking Pruitt to Correct the Record and Commit to Transparency at the EPA

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about the below. Does Administrator Pruitt plan to correct the record regarding his use of a personal email address for official business?

Please get back to me as soon as possible. My deadline is 3:30 pm EST today but the sooner you get back to me, the more it helps my reporting. Please email me here or call my office line at 202-446-0401. Thank you for your help.

-Kevin

From: DemPress (EPW) [mailto:DemPress_DemPress@epw.senate.gov]
Sent: Friday, March 17, 2017 1:23 PM
To: DemPress (EPW) <DemPress_DemPress@epw.senate.gov>
Subject: RELEASE: Carper Leads Senators in Asking Pruitt to Correct the Record and Commit to Transparency at the EPA

FOR RELEASE: March 17, 2017
CONTACT: Meghan Pennington or Christine Brennan – (202) 224-8832

Carper Leads Senators in Asking Pruitt to Correct the Record and Commit to Transparency at the EPA

WASHINGTON, D.C. – Today, Senator Tom Carper (D-Del.), top Democrat on the Environment and Public Works Committee, along with his colleagues Senators Bernie Sander (I-Vt.), Sheldon Whitehouse (D-R.I.), Edward J. Markey (D-Mass.) and Tammy Duckworth (D-Ill.), requested that Environmental Protection Agency (EPA) Administrator Scott Pruitt clarify answers he gave during the confirmation process in light of new information that shows Mr. Pruitt was not fully forthcoming in his responses. In a letter, senators asked that Pruitt also commit to prioritizing transparency at the agency under his leadership.

"Recent reporting and long-delayed disclosure of emails and documents from your time as the Oklahoma Attorney General show that you were not fully forthcoming and truthful with the Committee in advance of your confirmation," the lawmakers wrote. **"As members of the Environment and Public Works Committee, we respectfully request that you provide clarification by answering several questions and make specific commitments to promote transparency and accountability at the EPA as preceding Administrators have done before you."**

The senators made five specific requests of Administrator Pruitt to ensure continued transparency at EPA. In line with longstanding agency policies, they asked that he:

- Correct the record regarding his use of a personal email address to conduct official business,
- Comply with the EPA policy regarding the use of personal email addresses,
- Release his calendar at the end of each month,
- Address concerns about secrecy associated with transition and other political appointees, and
- Commit to transparent and timely review of Freedom of Information Act (FOIA) requests

Full text of the letter to Administrator Pruitt can be found below and in pdf form here.

March 17, 2017

Dear Administrator Pruitt:

Recent reporting and long-delayed disclosure of emails and documents from your time as the Oklahoma Attorney General show that you were not fully forthcoming and truthful with the Committee in advance of your confirmation. As members of the Environment and Public Works Committee, we respectfully request that you provide clarification by answering several questions and make specific commitments to promote transparency and accountability at the EPA as preceding Administrators have done before you. Our concerns and requests are described below, and we ask that you respond to us by April 7, 2017.

1. **Correcting the Record Regarding Your Use of Personal Email Address to Conduct Official Business**

In response to questions from Senator Whitehouse about your personal email address and use of it for official business, you stated three separate times that you only used your official Oklahoma Attorney General email address to conduct official business. Yet an examination of the documents the Oklahoma Attorney General's Office released to the *New York Times,* Fox 25 in Oklahoma, and the Center for Media and Democracy (CMD) reveal several instances in which your personal email address was used for official business. Fox 25 also received confirmation from the Oklahoma Attorney General's Office that you used your personal email address for official business and released a video showing documents proving you both received and sent official emails via your personal email address.

Request: Based on this new information, we request that you correct the record, and provide an answer to one of the email-related questions posed to you during your confirmation process: "Have you ever conducted business using your personal email accounts, non-official Oklahoma Attorney General email accounts, text messages, instant messenger, voicemails, or any other medium? If yes, please provide all business-related emails, texts, from those mediums and any others used you used to conduct official business while Attorney General of Oklahoma."

Additionally, upon review of the documents responsive to the previously mentioned Open Records Act requests, the extent of your personal email use and whether your personal email accounts were adequately searched to respond to those requests remains unclear. Moreover, the use of a personal email address to conduct official business could violate the Presidential and Federal Records Act Amendments of 2014.

Request: Please respond to the following questions:

- Were your personal email accounts searched for emails and documents that were responsive to the recently-released partial production of documents related to CMD's Open Records Act request? If so, how many responsive documents were found and how many were released?
- Dozens of Oklahoma Open Records Act requests, including nine from CMD, are currently pending before the Oklahoma Attorney General's Office, including some for text messages. Do you commit to allowing the Oklahoma Attorney General's Office to search your personal email account(s) and phone(s) for responsive documents?
- Have you retained all official emails and texts you sent and received on your personal email accounts and phones while Attorney General of Oklahoma?
- Since January 20, 2017, have you or any political appointees at EPA used non-official electronic messaging accounts, including email addresses, personal phones, and any encrypted messaging applications (e.g., Confide, Signal, Whisper) to send or receive official messages? If so, have complete copies of those records been forwarded to the corresponding official accounts within the 20 days after the creation or transmission of the record, as required by the Presidential and Federal Records Act Amendments of 2014?
- What steps are you taking to ensure you and all political appointees at EPA comply with the Presidential and Federal Records Act Amendments of 2014?
- In a question for the record following your confirmation hearing, Senator Whitehouse asked you to notify the Committee of all of the email addresses you plan to use in your role as EPA Administrator, including aliases or pseudonyms, which you agreed to do. The Committee has not yet received this information, and we request that you promptly provide it.

2. Affirm and Comply with the EPA Policy Regarding the Use of Personal Email Accounts

As you may know, during the confirmation process of your predecessor, Regina A. McCarthy, then Ranking Member David Vitter requested that the agency "issue new guidance … that outlines … standards and procedures to ensure that all official business is conducted solely on official government email accounts …" In response, then Acting Administrator Robert Perciasepe put into place CIO 2155.3, "Records Management Policy." The policy provides for full compliance by EPA and its personnel with records management and access requirements, and includes detailed implementation procedures and requirements for agency officials, management, staff and contractors.

Request: We ask that you commit to maintain the Records Management Policy and its rigorous implementation. We also ask that you direct staff to follow the spirit and intent of the policy as well as its express requirements, and that you ensure that devices, such as PIN-protected email or document transmission or other encryption applications not be used by political appointees. In addition, in light of

your own failure to respond truthfully to Senator Whitehouse's question, we ask that you affirm in writing your commitment to never use any personal email account to conduct professional business for the entirety of your tenure at EPA.

3. **Release of Your Calendar**

During your confirmation process, Senator Carper asked you to "list all public speeches or presentations you have made that included references to any issue related to energy or the environment since 1998, and please provide copies (written, audio, or video) of any such speeches or presentations." In your responses to the Committee[1], you provided a list of such events, but an examination of the documents the Oklahoma Attorney General released to the Center for Media and Democracy indicate that the material you provided the Committee was incomplete. For example, the list you provided does not include: a June 27, 2014 breakfast panel sponsored by the Americans for Prosperity; a July 15, 2014 Four Star Leadership event; an August 4, 2014 telephonic briefing entitled "States Push Back: Curbing EPA's Power Grab"; and a May 20, 2014 discussion entitled "Scott Pruitt Presents 'The Oklahoma Attorney General's Plan: The Clean Air Act Section 111(d) Framework that Preserves States' Rights'" that was sponsored by the Federalist Society and held at the National Press Club. The Oklahoma Attorney General has not yet agreed to release all of the documents requested by the Center for Media and Democracy and additional discrepancies between the events you told the Committee you participated in and what you appear to have actually done may yet be revealed.

Moreover, an examination of the documents that were released by the Oklahoma Attorney General demonstrate a disturbing pattern of coordination with the oil and gas sector as you planned your efforts to oppose EPA's regulations. For example, the American Fuel & Petrochemical Manufacturers, which opposed EPA's Renewable Fuel Standard (RFS) Program and ozone regulations, provided you with suggested language for an Oklahoma AG-authored petition, noting in 2013 that "this argument is more credible coming from a State." Later that year, you filed letters in opposition to both the RFS and ozone limits. In 2013, Devon Energy organized a meeting between your office, Leonard Leo of the Federalist Society and coal industry lawyer Paul Seby to plan the creation of a "clearinghouse" that would "assist AGs in addressing federalism issues." Melissa Houston, your then chief of staff, emailed Devon Energy saying "this will be an amazing resource for the AGs and for industry."

Request: The combination of your failure to disclose all of your speaking engagements to the Committee and your record of close coordination with the oil and gas sector raise concerns about whether such coordination will continue in your current role as EPA Administrator. So that we may better perform our oversight roles, we request that at the end of each month, you provide the Committee with a copy of your calendar that lists all meetings, calls, and events in which you participated, and the participants and subject of each such meeting, call, or event. We note that former Administrator McCarthy routinely released copies of her calendar under Freedom of Information Act requests,[2] and former Administrator Jackson made her own, and other EPA appointees' calendars, publicly available each day.[3]

4. **Address Concerns about Secrecy Associated with Transition and Other Political Appointees**

A February 24, 2017 article in E&E News titled "Trump team kept some transition members secret" described a "broader 'action team' responsible for producing an 'action plan' for the agency whose members were never publicly disclosed." One of these members was reportedly Steve Milloy, who lists himself as the author of "Scare Pollution: Why and How to Fix the EPA," as well as a member of the Trump EPA transition

[1] https://www.epw.senate.gov/public/_cache/files/daf68bcb-f572-4a90-b0bb-6da7c4790603/scott-pruitt-qfr-supplemental-materials-01.18.2017.pdf
[2] http://www.eenews.net/stories/1060022093
[3] https://www.epa.gov/sites/production/files/2014-02/documents/transparency_in_epas_operations.pdf

team on his twitter biography.[4] According to the article, one of his lawsuits against the EPA "likened tests exposing people to diesel engine particulate emissions to medical experiments performed in Nazi concentration camps." His name does not appear on the official transition team list[5] for the agency. Other reports of personnel working on the EPA transition team raise conflicts of interest questions. For example, David Schnare, who is listed on the official transition team, is still identified as the General Counsel on the website of the E&E Legal Institute, which has sued the agency on both the Clean Power Plan and Waters of the United States rule (which is currently being weakened at the recent direction of the President).

According to the Office of Government Ethics (OGE) regulations,[6] there are several categories of employee who are subject to public financial disclosure requirements, including "Employees in positions which are excepted from the competitive service because of their confidential or policy-making character, unless the position has been excluded from the public financial disclosure requirements by the Director of the Office of Government Ethics."

Moreover, even if an employee is excluded from having to file public financial disclosures, OGE rules state that new entrant reports are required to be submitted by "An individual who has assumed the duties of a position for which public financial disclosure is required ("covered position"), unless the individual is expected to serve no more than 60 days in any single calendar year or unless the individual is transferring from one covered position to another without a break in service of more than 30 days." The Designated Agency Ethics Official (DAEO) would be expected to work to address any conflicts of interest that were revealed in those reports.

Request: We request that you provide the Committee with the following materials, along with monthly updates to these materials, until all political appointments to non-confirmed positions at EPA have been made:

- A list of all individuals who have at any time served on the Trump EPA transition and/or beach-head teams, including members of the "broader action team" referenced in the E&E News article, along with their affiliation(s) prior to their appointments.
- For each individual who has served or expects to serve as a member of the EPA transition and/or beach-head teams for longer than 60 days, including individuals who are serving as consultants, contractors or experts, a copy of the new entrant report that was filed with the DAEO, any conflicts analysis that was prepared for the individual, and documentation detailing any recusals or other measures designed to mitigate such conflicts. If no such report, analysis or documentation was prepared, please explain why not.
- A list of all individuals who are serving in, or plan to serve in, non-confirmed political appointments at the EPA, along with their affiliation(s) prior to their appointments.
- For each individual who is currently serving in a non-confirmed political appointment, please provide a copy of the new entrant report that was filed with the DAEO, any conflicts analysis that was prepared for the individual, and documentation detailing any recusals or other measures designed to mitigate such conflicts. If no such report, analysis or documentation was prepared, please explain why not.

5. Commit to Transparent and Timely Review of Freedom of Information Act (FOIA) Requests

[4] https://twitter.com/JunkScience
[5] https://greatagain.gov/agency-landing-teams-54916f71f462#.cjg5vn69r
[6] https://www.oge.gov/Web/278eGuide.nsf/2cf9ac792bc0654a85257ea1005f838a/b03cd8fb3320588b85257f450074047f?OpenDocument and https://www.oge.gov/Web/278eGuide.nsf/Content/Definitions~Officers+and+Employees+Subject+to+Public+Financial+Disclosure

While you were Attorney General of Oklahoma, your office accumulated a significant backlog of Open Records Act requests from the media and public, and in some cases it took your office over two years to produce responsive documents.

Request: To ensure the EPA is responding to FOIA requests in a transparent and timely manner, we ask that you provide the Committee with a list of open FOIA requests submitted to EPA (and the date on which each was submitted) at the end of each month.

We very much appreciate your prompt attention to this matter. Thank you for your consideration of our requests.

Sincerely,

Tom Carper
U.S Senator

Bernard Sanders
U.S. Senator

Sheldon Whitehouse
U.S. Senator

Edward J. Markey
U.S. Senator

Tammy Duckworth
U.S. Senator

###

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 3/8/2017 4:25:21 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: follow-up on Admin. Pruitt cancelling ICR for methane

Hi Enesta,

I hope you are well. I'm following up about Administrator Pruitt canceling the information collection request on methane emissions for the oil and gas industry. To many people this looks like he will stop the process of regulating methane emissions entirely. Can you comment on whether that is his intention? And if so, is that legal to do under the Clean Air Act?

My deadline today is 4 pm Eastern.

Thanks as always for your help.

Sincerely,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Rod Kuckro [rkuckro@eenews.net]
Sent: 3/28/2017 3:32:58 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Media inquiry on CPP EO

Thanks Enesta

Rod Kuckro
E&E News Reporter
Managing Editor, E&E's Power Plan Hub eepowerplanhub.com
Ex. 6 Personal Privacy (PP)
rkuckro@eenews.net
http://www.eenews.net/staff/Rod_Kuckro
www.twitter.com/Rodkuckro
www.linkedin.com/in/rodkuckro

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, March 28, 2017 11:32 AM
To: Rod Kuckro <rkuckro@eenews.net>
Subject: RE: Media inquiry on CPP EO

Hi Rod,
Hope all is well.
I sent your inquiry to press@epa.gov

Cathy Milbourn and John Konkus are handling inquiries on CPP.

Feel free to send it there too if you haven't heard back.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/27/2017 6:30:10 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Q on reports to Congress

The Congressional Review Act, 5 U.S. § 801(a)(1)(A) states: "Before a rule can take effect, the Federal agency promulgating such rule shall submit to each House of the Congress and to the Comptroller General a report containing—(i) a copy of the rule; (ii) a concise general statement relating to the rule, including whether it is a major rule; and (iii) the proposed effective date of the rule."

Since all the rules I mentioned, including the CWR, have taken effect (judicial stays aside), EPA must have submitted these reports to Congress and GAO.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, January 27, 2017 1:24 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Q on reports to Congress

Hi Alex, hope all is well. RE: the CWR,
where are you getting information that we submitted a report to Congress? What report are you referring to?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 27, 2017, at 12:14 PM, Alex Guillen <aguillen@politico.com> wrote:

> Hi Julia,
>
> Can you please tell me when EPA submitted the reports to Congress for the following regulations, as required under the Congressional Review Act? The rules are the Clean Power Plan, the 111(b) carbon dioxide rule for new power plants, the Clean Water Rule and the Mercury and Air Toxics Standard and its supplemental finding.
>
> Thank you!
>
> Alex Guillén
> Energy Reporter
> POLITICO *Pro*
> (o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
> aguillen@politico.com | @alexcguillen

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/30/2017 2:41:08 PM
To: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Doug, John and Julia,

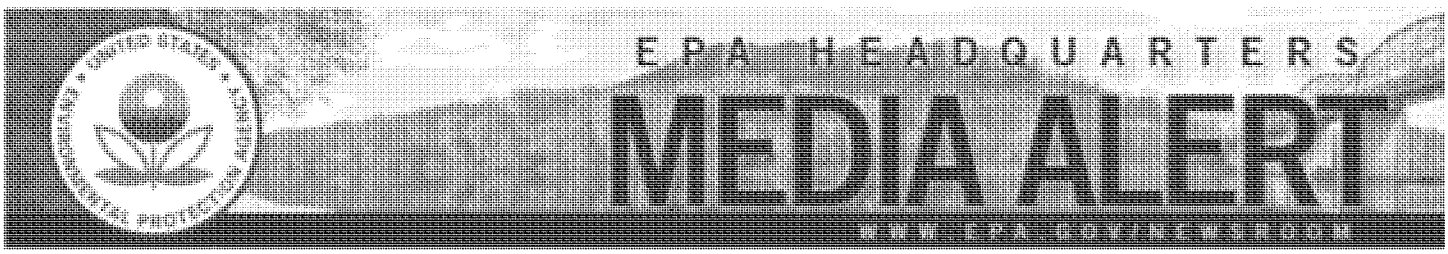
Hi, it's Kevin Bogardus with E&E News.

I'm writing a piece about the below. What happened with the press release? The first quote is misattributed to Sen. Capito -- it's from Sen. Carper.

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

-Kevin

From: U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Thursday, March 30, 2017 9:05 AM
To: Kevin Bogardus <kbogardus@eenews.net>
Subject: What They Are Saying About President Trump's Executive Order on Energy Independence



FOR IMMEDIATE RELEASE
March 30, 2017

What They Are Saying About President Trump's Executive Order on Energy Independence

Senator Shelly Moore Capito (W.Va)
With this Executive Order, President Trump has chosen to recklessly bury his head in the sand. Walking away from the Clean Power Plan and other climate initiatives, including critical resiliency projects is not just irresponsible -- it's irrational. Today's executive order calls into question America's credibility and our commitment to tackling the greatest environmental challenge of our lifetime. With the world watching, President Trump and Administrator Pruitt have chosen to shirk our responsibility, disregard clear science and undo the significant progress our country has made to ensure we leave a better, more sustainable planet for generations to come.

Governor Matt Bevin (Ky.) Issues Statement on the American Energy Independence Executive Order Yesterday
I applaud President Trump's signing of the American energy independence executive order. This order will roll back former President Obama's job killing and deceptively named "Clean Power Plan" (CPP), which was not based on sound science. Even the former EPA administrator admitted that the CPP would have had negligible effect on global temperatures. In stark contrast, President Trump's American energy independence executive order will require the EPA to remain within the legal boundaries of the Clean Air Act in the actions it takes. This order demonstrates a more common sense approach to the role that our abundant fossil fuel resources can play in our nation's energy portfolio.

Attorney General Patrick Morrisey (W.Va.)
We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness -- but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations.

American Coalition for Clean Coal Electricity
ACCCE commends President Trump for withdrawing bad regulations that are hurting our economy. The Clean Power Plan is the poster child for regulations that are unnecessarily expensive and have no meaningful environmental benefit. We look forward to working with EPA Administrator Pruitt to develop sensible policies that protect the environment without shutting down more coal-fueled power plants, one of our most resilient and affordable sources of electricity. President Trump's executive order should be welcome news for America's middle class and those living in poverty, who would be hardest hit by the previous administration's harmful climate regulations. Americans depend on affordable, reliable electricity for their livelihood, but regulations like the Clean Power Plan would send electricity prices skyrocketing.

American Petroleum Institute welcomes the Trump administration's executive order on Energy Independence
API President and CEO Jack Gerard called President Trump's "Energy Independence" executive order an important step forward in restoring common sense regulations that are needed to advance the U.S. energy renaissance. Today's action by President Trump is an important step toward increasing American competitiveness and recognizing that our industry is part of the solution to advancing U.S. economic and national security goals. Smart, common sense and science-based guidance and regulations will help our nation's energy renaissance continue to provide benefits for American consumers, workers and the environment.

American Public Power Association Statement on President Trump's American Energy Independence Executive Order
The American Public Power Association supports President Trump's executive order calling for a reexamination of the Environmental Protection Agency's rules regulating greenhouse gas emissions from new and existing fossil fuel-fired power plants. Few disagree that these rules envisioned broad and transformative changes to the electricity industry. As the voice of utilities that are units of state and local government, the Association firmly believes that states should maintain the authority to plan and implement generation and energy policies that are suitable for their circumstances. Public power has previously voiced its legal objection to the rule for requiring utilities to fundamentally alter the way they generate electricity. In some cases, utilities would have been forced to abandon functional power plants while continuing to pay them off.

Electric Co-ops Applaud Trump Clean Power Plan Executive Order
National Rural Electric Cooperative Association (NRECA) CEO Jim Matheson today issued the following statement on President Trump's executive order on the Clean Power Plan:
Affordable and reliable power is fundamental to a successful economy. We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness – but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations. Today's announcement is an important step toward protecting our cooperatives and millions of Americans from the costly impacts of the CPP as co-ops continue innovating and moving toward cleaner energy production.

Energy & Environment Legal Institute
President Trump's decisive action lets everyone know this unlawful, job-killing regulation will find no support in his administration. That's a tremendous relief for every coal miner and family that depends upon coal's success. It also underscores the importance of our achievement in halting the rule's enforcement, while reinforcing the Supreme Court's message -- proponents of the Power Plan should put their pencils down.

IPAA Welcomes President Trump's Executive Order Tackling Costly, Duplicative Energy Regulations
Independent Petroleum Association of America (IPAA) President and CEO Barry Russell today joined President Donald Trump for the signing ceremony of the Energy Independence executive order. Mr. Russell issued the following statement after the ceremony: Today's action by President Trump calls on his administration to review existing federal agency policies that have held back American energy production, rescinding rules that have limited our economic growth with little benefit. This common sense action stands to provide clear benefits for the economy, consumers, and the environment.

Indiana Coal Council Reaction to President's Executive Order on the Clean Power Plan
Bruce Stevens, president of the Indiana Coal Council, released this statement today following President Trump's executive action regarding the Clean Power Plan. Stevens was invited by the White House to be present for the signing of

the executive order. Today is a victory that extends far beyond just the coal industry. This is a victory for the state's economy and every Hoosier household. It's the beginning of relief from regulations that have intentionally disadvantaged the coal industry and our electric-energy generation. The Clean Power Plan provided no real environmental advantage, yet posed significant harm to our economy. There is a better way forward, and today's action helps to re-energize a focus on innovation over costly and unnecessary regulations.

NMA Applauds Executive Order Targeting the Costly Power Plan and the Coal Moratorium
The National Mining Association (NMA) today applauded President Trump's executive order on the costly Clean Power Plan (CPP) and the Department of the Interior moratorium on federal coal leasing. The order begins the process to unwind the CPP, the Obama administration's signature climate change regulation that was stayed by the Supreme Court one year ago. Lifting the federal coal moratorium would remove the cloud over future investments in a coal region responsible for 40 percent of the U.S. coal supply. The clean power plan and the moratorium served the interests of political activists, not the American people. The president's actions today help to restore common sense priorities and the important balance between costs and benefits that have been missing from federal regulatory policies.

Ohio Coal Association -- President Trump Dismantles Job Killing "Clean Power Plan"
The following statement may be attributed to Christian Palich, President of the Ohio Coal Association, regarding President Trump's Executive Order today dismantling the "Clean Power Plan": With today's executive order President Trump has honored his pledge to stand with energy consumers and Ohio coal country over radical environmentalists. Mr. Obama's alleged "Clean Power Plan" would've done virtually zero to protect the environment while at the same time destroying thousands of jobs and costing families billions of dollars for decades to come. It's a much brighter future for the coal industry as this administration continues to systematically end the war on coal.

President Trump Delivers Decisive Win on Regulations: NAM CEO Joins President Trump at EPA for Executive Order Signing
National Association of Manufacturers (NAM) President and CEO Jay Timmons today joined President Donald Trump at the Environmental Protection Agency (EPA) where the president signed an executive order rolling back several energy regulations impeding manufacturers' ability to succeed: Manufacturers use one-third of the energy in the United States, which means we need an all-of-the-above policy approach to energy, not one that picks winners and losers. President Trump just delivered a decisive win for every American who wants to see more manufacturing jobs in our country and true energy security. For years, Washington has sold a false choice to the American people: choose the environment or jobs. That false choice today gives way to a 'show-and-tell' story—about our ability to protect the environment and create jobs simultaneously—that manufacturers are eager to lead. American families have suffered at the hands of far-reaching regulations; 297,696 federal restrictions on manufacturers alone have stifled job creation and reduced the capital that is spent on innovating new technologies to improve our environment even more.

U.S. Chamber's Donohue Praises President Trump's Commitment to Making Regulatory Relief and Energy Security a Top Priority
U.S. Chamber of Commerce President and CEO Thomas J. Donohue issued the following statement today on President Trump's Energy Independence executive order: America got good news today when President Trump took bold steps to make regulatory relief and energy security a top priority. American energy resources give us a competitive advantage in the global economy, and the president's effort to capitalize on those resources is vital to stimulating economic growth. These executive actions are a welcome departure from the previous administration's strategy of making energy more expensive through costly, job-killing regulations that choked our economy. There is every reason to believe that the federal government will no longer seek to punish American consumers and businesses for using the energy resources that fuel our economy. It is clear that the new administration will not be in the business of picking winners and losers in America's energy portfolio.

R045

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 4/2/2017 7:47:48 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi John:

Just wanted to let you know that I'll be quoting some critics of H.R. 1430 who say that (based on what CBO says it was told by EPA) the agency's implementation approach would either significantly limit the number of studies that EPA would use in crafting new regulations and/or rely on scientists to make their studies' underlying scientific and technical information publicly available online. Either way, these critics believe that the effect would be to hinder EPA's ability to tap the full body of available scientific research when drafting new rules. If you have any response to those specific concerns, apart from your previous comment, please let me know. Deadline is 4 p.m. Monday.

Thanks,
Sean Reilly

From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Friday, March 31, 2017 5:25 PM
To: Sean Reilly <sreilly@eenews.net>; Valentine, Julia <Valentine.Julia@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Sean here's our response:

"We fully support the underlying principles of the legislation (HONEST Act), and look forward to working with Congress throughout the legislative process to learn more about EPA's legal requirements under the HONEST Act, if passed into law."

Thank you,

John Konkus

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Friday, March 31, 2017 2:57 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi Julia:

FYI, the story's been pushed back a day, so we've got a little more time than first anticipated. My revised deadline for an on-the-record response from EPA is 4 p.m. Monday.

Thanks,
Sean

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, March 31, 2017 11:11 AM
To: Sean Reilly <sreilly@eenews.net>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi Sean,

Just letting you know we've received your request.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP) m/txt

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Friday, March 31, 2017 10:59 AM
To: Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi John:

This bill (https://www.congress.gov/115/bills/hr1430/BILLS-115hr1430eh.pdf) which passed the House on Wednesday, would require EPA to ensure the online availability of all scientific and technical information used to support new regulations "**in a manner that is sufficient for independent analysis and substantial reproduction of research results e**xcept that any personally identifiable information, trade secrets, or commercial or financial information obtained from a person and privileged or confidential, shall be redacted prior to public availability."

But in a newly released analysis (https://www.cbo.gov/publication/52545), the Congressional Budget Office says that "EPA officials have explained to CBO that the agency would implement H.R. 1430 with minimal funding and generally would not disseminate information for the scientific studies that it uses to support covered actions."

On the surface, CBO's description of how EPA would implement the legislation appears to be at odds with the requirements in the bill. Can you briefly spell out exactly what information EPA would post online if the bill so as to allow for "independent analysis and substantial reproduction of research results"?

My deadline is 6 p.m. today.

Thanks,

Sean Reilly
Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ph: Ex. 6 Personal Privacy (PP) Cell)

sreilly@eenews.net

Message

From: Cy Zaneski [czaneski@eenews.net]
Sent: 1/3/2017 9:33:44 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Header for Janet McCabe article

I'm always happy to engage with readers on what we do. And I'm ready to make corrections when we're wrong.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 4:21 PM
To: Cy Zaneski <czaneski@eenews.net>
Subject: RE: Header for Janet McCabe article

Thanks, Cy!

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Hannah Hess [hhess@eenews.net]
Sent: 4/2/2017 6:35:45 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: Pruitt's comments - Scientific Integrity Policy

Thank you, Liz. Appreciate the reply.

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP) (mobile)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

On Apr 2, 2017, at 12:20 PM, Bowman, Liz <Bowman.Liz@epa.gov> wrote:

> Hi Hannah- Administrator Pruitt makes no apologies for having a candid dialogue about climate science and commonsense regulations that will protect our environment, without creating unnecessary regulatory burdens that kill jobs. In fact, differing views and opinions on scientific and technical matters is a legitimate and necessary part of EPA's decision-making process, which is consistent with EPA's Scientific Integrity Policy that was in place even during the Obama administration. The Administrator is focused on President Trump's goal of returning the Agency to its core mission of partnering with our states to protect our nation's air, land, and water.
>
> Thank you, Liz
>
> Sent from my iPhone
>
>> On Apr 2, 2017, at 10:18 AM, Hannah Hess <hhess@eenews.net> wrote:
>>
>> Good morning,
>>
>> I'm working on a story with 6pm deadline today about OIG's referral of a recent complaint to the Scientific Integrity Officer for review. Specifically, this was a complaint from Sierra Club re: Administrator Pruitt's statements on carbon dioxide and climate change. Does EPA believe his statements violated the policy?
>>
>> Thank you,
>>
>> Hannah

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP) (mobile)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 5/3/2017 5:31:55 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Lawsuit to force compliance with Clean Air Act anti-smog protections in DC and Philly

Good deal. Thanks.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, May 03, 2017 1:31 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Press <Press@epa.gov>
Subject: Re: Lawsuit to force compliance with Clean Air Act anti-smog protections in DC and Philly

I see it now; thanks Sean.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On May 3, 2017, at 1:29 PM, Sean Reilly <sreilly@eenews.net> wrote:

> Hi Enesta:
>
> I refiled immediately after I received your email. Let me know if the updated version still hasn't shown up on your end.
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Wednesday, May 03, 2017 1:24 PM
> **To:** Sean Reilly <sreilly@eenews.net>
> **Cc:** Press <Press@epa.gov>
> **Subject:** Re: Lawsuit to force compliance with Clean Air Act anti-smog protections in DC and Philly
>
> Hi Sean,
>
> Can you please update your story?
>
> I just saw this:
>
> "EPA press aides did not reply to an emailed request this morning for comment on the complaint."

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On May 3, 2017, at 1:08 PM, Sean Reilly <sreilly@eenews.net> wrote:

Got it , Enesta.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, May 03, 2017 1:06 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Bowman, Liz <Liz_Bowman@americanchemistry.com>; Konkus, John <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: Re: Lawsuit to force compliance with Clean Air Act anti-smog protections in DC and Philly

Hi Sean,

Please attribute to an agency spokesperson:

"EPA does not comment on pending lawsuits."

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On May 3, 2017, at 9:36 AM, Sean Reilly <sreilly@eenews.net> wrote:

Hi folks:

Please let me know if you have any comment on the attached suit. A press release from the plaintiffs is below. Deadline is noon today.

Thanks,
Sean Reilly
Reporter
E&E News
202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

For Immediate Release, May 3, 2017

Contact: Bill Snape, Center for Biological Diversity, (202) 536-9351, bsnape@biologicaldiversity.org

Lawsuit Challenges EPA Chief Scott Pruitt to Keep D.C., Philadelphia on Track to Clean Air

WASHINGTON— Environmental and public-health groups filed a lawsuit today against Environmental Protection Agency Administrator Scott Pruitt for his failure to finalize deadlines by which the District of Columbia and Philadelphia must meet 2008 clear-air standards to control smog.
Smog — also known as ground-level ozone pollution — poses serious threats to public health, wildlife and ecosystems.

"Every day Scott Pruitt delays cleaning up the air will result in more people dying from smog-induced asthma attacks, heart attacks and strokes," said Bill Snape, senior counsel at the Center for Biological Diversity. "Pruitt has a history of fighting common sense rules to protect the air we breathe. But clean air is not an option. It's the law."

The Clean Air Act requires the EPA to identify and set "national ambient air quality standards" for pollutants such as ozone. In 2008 the agency set clean-air standards for ozone. But more than eight years later it has failed to finalize deadlines to ensure that Washington, D.C. and Philadelphia have reduced ozone pollution to healthy levels.

The EPA is supposed to determine by late this year which cities across the country meet a more protective smog standard put in place in 2015. But lawyers for the EPA told an appeals court earlier this month the agency is now considering simply rolling back the new standard and returning to the 2008 benchmark moving forward.

Pruitt has a history of obstructing environmental laws on behalf of industry. In response to a formal ethics complaint by the Center for Biological Diversity, the Oklahoma Bar Association has opened an investigation into whether Pruitt lied to Congress, while under oath, about his connections to the oil and gas industry.

As attorney general of Oklahoma, Pruitt sued to block the updated 2015 ozone standards, which reduce the threshold to 70 parts per billion to better protect public health. The 2008 standard is 75 parts per billion.

Pruitt sued the agency he now heads 14 times in an attempt to roll back protections for clean water, clean air and climate pollution.

"Ozone pollution leads to the needless deaths of thousands of people," said Caroline Cox, research director at the Center for Environmental Health. "We're going to fight the Trump administration to ensure clean air for all American children and families."

Today's lawsuit, brought by the Center for Biological Diversity and Center for Environmental Health, demands that the EPA finalize findings that Philadelphia and Washington D.C. have reduced ozone levels.

Background
People exposed to excess ozone are at risk of reduced lung function and increased respiratory problems like asthma, increasing emergency room visits, premature deaths, and reproductive damage. Cumulative ozone exposure can not only stunt the growth of trees and damage leaves but also causes increased susceptibility to disease, damage from insects and harsh weather.
An EPA study found that Clean Air Act programs to reduce ozone pollution prevented more than 4,300 deaths, tens of thousands of heart attacks and
3.2 million lost school days in 2010 alone. The Clean Air Act has also helped to keep the U.S. economy healthy by creating jobs, with more than
1.7 million Americans employed in the environmental technology industry helping to keep our air clean.

The Center for Biological Diversity is a national, nonprofit conservation organization with more than 1.2 million members and supporters dedicated to the protection of endangered species and wild places.

The Center for Environmental Health works with parents, communities, businesses, workers, and government to protect children and families from toxic chemicals in homes, workplaces, schools, and neighborhoods.

--
Bill Snape
bsnape@biologicaldiversity.org

<Ozonesuit.pdf>

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 1/19/2017 9:04:13 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Regional haze program

Got it, Enesta. Thanks.

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) Cell)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, January 19, 2017 4:00 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Regional haze program

HI Sean: Our responses are below. Please attribute to US EPA:

Question: Has EPA ever done any kind of national evaluation that seeks to quantify the volume of pollution reductions that have occurred (or are expected to occur) as a result of the haze plans promulgated either by the states or EPA?

Response: The EPA has not conducted a national evaluation of emission reductions resulting from haze plans finalized by the states or EPA. In mid-2014, our federal partners in the National Park Service conducted such an evaluation of BART controls. Their evaluation resulted in an estimate of approximately 500,000 tons/year of SO_2 and 300,000 tons/year of NOx reductions.[1] Actions in several states have been finalized since these estimates (e.g., Arkansas and Arizona); final actions in other states have yet to be taken (e.g., BART in Texas and Louisiana).

Question: During her interview with Janet McCabe last month, Amanda asked about EPA's reliance on Federal Implementation Plans (FIPs) to implement haze programs. In response, Ms. McCabe said that "It's actually far fewer FIPs, relatively speaking, than people might think because the FIPs are the ones that get the attention. But when you look across the country at the states and all the decisions that they've made, for the most part in great degree we have approved way more of the state plans than we have put FIPs in place."

How many FIPs has EPA promulgated in connection with the haze program?

Response: Approximately 12 states have partial FIPs in place that address portions of state plans that the EPA could not approve. In addition, there are other FIPs in place that were necessary when the Cross State Air Pollution Rule (CSAPR) replaced the Clean Air Interstate Rule (CAIR) as an acceptable BART alternative; when states could not or did not submit plans; and for sources on tribally owned lands not required to submit plans.

[1] *Brewer, Pat; Shepherd, Don; Johnson, Susan; Hand, Jenny; and Schichtel, Bret; Implementation of the Regional Haze Rule, AWMA EM, May 2014.*

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Tuesday, January 17, 2017 5:31 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Regional haze program

OK

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 17, 2017 5:30 PM
To: Sean Reilly <sreilly@eenews.net>
Subject: Re: Regional haze program

Hi Sean: I'm on it.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 17, 2017, at 5:29 PM, Sean Reilly <sreilly@eenews.net> wrote:

Hi Enesta:

I'm working on an overview story of the haze program and how it's played out in the last few years. Two questions:

1) Has EPA ever done any kind of national evaluation that seeks to quantify the volume of pollution reductions that have occurred (or are expected to occur) as a result of the haze plans promulgated either by the states or EPA?

2) During her interview with Janet McCabe last month, Amanda asked about EPA's reliance on Federal Implementation Plans (FIPs) to implement haze programs. In response, Ms. McCabe said that *"It's actually far fewer FIPs, relatively speaking, than people might think because the FIPs are the ones that get the attention. But when you look across the country at the states and all the decisions that they've made, for the most part in great degree we have approved way more of the state plans than we have put FIPs in place."*

   How many FIPs has EPA promulgated in connection with the haze program?

My deadline is 5 p.m. Thursday, Jan. 19.

Thanks,
Sean

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

Message

From: Cy Zaneski [czaneski@eenews.net]
Sent: 1/3/2017 9:16:49 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Header for Janet McCabe article

Done.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 4:15 PM
To: Cy Zaneski <czaneski@eenews.net>
Subject: RE: Header for Janet McCabe article

Thank you. Please let me know when it is updated, Cy.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Cy Zaneski [mailto:czaneski@eenews.net]
Sent: Tuesday, January 03, 2017 4:14 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Header for Janet McCabe article

That would indeed not be accurate in this case. ... I will revise that headline.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 4:12 PM
To: Cy Zaneski <czaneski@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Header for Janet McCabe article

This is the other side that obviously gives us pause:
A person regarded as being foolishly or blindly optimistic. [After the heroine of the novel **Pollyanna**, , by Eleanor Hodgman Porter (1868-1920), American writer.].

This is not true nor appropriate when referring to Mrs. Janet McCabe.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Cy Zaneski [mailto:czaneski@eenews.net]
Sent: Tuesday, January 03, 2017 4:00 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Header for Janet McCabe article

I'm thinking about this request. When I wrote the headline I consulted Merriam-Webster which offers this definition of "Pollyanna" : "a person characterized by irrepressible optimism and a tendency to find good in everything."

That definition seems spot on.

But you guys see it as pejorative.

What would most readers think? I'm weighing that now.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 3:20 PM
To: Cy Zaneski <czaneski@eenews.net>; Josh Kurtz <jkurtz@eenews.net>
Subject: RE: Header for Janet McCabe article

Thanks for understanding our concerns on how it can be interpreted. That said, can we can get the headline edited, please?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Cy Zaneski [mailto:czaneski@eenews.net]
Sent: Tuesday, January 03, 2017 3:19 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>; Josh Kurtz <jkurtz@eenews.net>
Subject: RE: Header for Janet McCabe article

I understand your concerns about "Pollyanna," but I don't see it as cute since Ms. McCabe herself used it to explain – in part – the pride she feels in being called to testify on the Hill even though some of those hearings have been quite rough. She does not come off as anybody's pushover. Quite the opposite.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 3:06 PM
To: Cy Zaneski <czaneski@eenews.net>; Josh Kurtz <jkurtz@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Header for Janet McCabe article

Hi Cy and Josh, can one of you please help with the request below since Amanda is away for a few weeks?

Happy New Year, Amanda! Hope you had nice Holidays. I did; just returning to work today.

We saw the story on Janet; looks good!

One thing: Can we please get a more straight forward, less "cute" headline? "Pollyanna " doesn't sit well here.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 3/31/2017 10:43:13 PM
To: Press [Press@epa.gov]
Subject: request for comment

Hi,

I am following up on the decision of the OIG's office to refer Sierra Club's request for an investigation into Administrator Pruitt's comments about CO2 and climate change to EPA's scientific integrity office. Do you have any comment about the significance of this move. Does this indicate that there may be a finding against the administrator?

My deadline is noon on Sunday. I can also be reached at my cell phone, Ex. 6 Personal Privacy (PP)

Best,

Niina Heikkinen
E&E News

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 3/31/2017 9:29:26 PM
To: Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Received, John. Thanks.

From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Friday, March 31, 2017 5:25 PM
To: Sean Reilly <sreilly@eenews.net>; Valentine, Julia <Valentine.Julia@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Sean here's our response:

"We fully support the underlying principles of the legislation (HONEST Act), and look forward to working with Congress throughout the legislative process to learn more about EPA's legal requirements under the HONEST Act, if passed into law."

Thank you,

John Konkus

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Friday, March 31, 2017 2:57 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi Julia:

FYI, the story's been pushed back a day, so we've got a little more time than first anticipated. My revised deadline for an on-the-record response from EPA is 4 p.m. Monday.

Thanks,
Sean

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, March 31, 2017 11:11 AM
To: Sean Reilly <sreilly@eenews.net>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi Sean,

Just letting you know we've received your request.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Friday, March 31, 2017 10:59 AM
To: Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi John:

This bill (https://www.congress.gov/115/bills/hr1430/BILLS-115hr1430eh.pdf) which passed the House on Wednesday, would require EPA to ensure the online availability of all scientific and technical information used to support new regulations "in **a manner that is sufficient for independent analysis and substantial reproduction of research results e**xcept that any personally identifiable information, trade secrets, or commercial or financial information obtained from a person and privileged or confidential, shall be redacted prior to public availability."

But in a newly released analysis (https://www.cbo.gov/publication/52545), the Congressional Budget Office says that "EPA officials have explained to CBO that the agency would implement H.R. 1430 with minimal funding and generally would not disseminate information for the scientific studies that it uses to support covered actions."

On the surface, CBO's description of how EPA would implement the legislation appears to be at odds with the requirements in the bill. Can you briefly spell out exactly what information EPA would post online if the bill so as to allow for "independent analysis and substantial reproduction of research results"?

My deadline is 6 p.m. today.

Thanks,

Sean Reilly
Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ph: Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 3/29/2017 8:17:57 PM
To: Press [Press@epa.gov]
CC: Konkus, John [konkus.john@epa.gov]; Grantham, Nancy [Grantham.Nancy@epa.gov]
Subject: RE: WOTUS conflict of interest -- E&E News

Hi John and Nancy,

Just wanted to check back in with you on this.

Ariel

From: Ariel Wittenberg
Sent: Wednesday, March 29, 2017 12:51 PM
To: 'Press@epa.gov' <Press@epa.gov>
Cc: 'konkus.john@epa.gov' <konkus.john@epa.gov>; 'Grantham.Nancy@epa.gov' <Grantham.Nancy@epa.gov>
Subject: WOTUS conflict of interest -- E&E News

Hi John and Nancy,

I am hearing from Senate Environment and Public Works Committee Democrats that they have not yet received a response from Administrator Pruitt regarding their March 21 letter asking about how he is handling potential conflicts of interest related to the review of the Clean Water Rule. That letter had asked Administrator Pruitt to respond by today, March 29. I wanted to know if Administrator Pruitt intends to respond to the letter? If so, when? And can I get a copy of his response?

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
Ex. 6 Personal Privacy (PP)
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Chris DAngelo [chris.dangelo@huffingtonpost.com]
Sent: 2/3/2017 2:16:29 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: REQUEST FOR COMMENT: H.B. 637

Hi Enesta,

Not sure you're the best person to contact for this, but interested in speaking with someone from EPA about a bill introduced last week by Rep. Gary Palmer. Dubbed the Stopping EPA Overreach Act of 2017, it seeks to repeal federal climate change regulation and exclude greenhouse gases from the list of known air pollutants.

Hoping you have time to chat or can point me in the right direction.

Thanks,

Chris D'Angelo
Reporter, The Huffington Post
m: Ex. 6 Personal Privacy (PP)
Twitter: @c_m_dangelo

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 5/3/2017 4:04:51 PM
To: Press [Press@epa.gov]
Subject: reporter on deadline

Hi,

I am going to be working on an article for tomorrow about the Bible study groups a number of Cabinet secretaries are participating in every Wednesday including Administrator Pruitt. I am looking for a comment from EPA about his participation in this group and some more detail about the participants and the Bible study itself.

My deadline is today at 5 pm Eastern. You can also reach me at Ex. 6 Personal Privacy (PP)

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 5/3/2017 1:35:12 PM
To: Bowman, Liz [Liz_Bowman@americanchemistry.com]; Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: FW: Lawsuit to force compliance with Clean Air Act anti-smog protections in DC and Philly
Attachments: Ozonesuit.pdf

Hi folks:

Please let me know if you have any comment on the attached suit. A press release from the plaintiffs is below. Deadline is noon today.

Thanks,
Sean Reilly
Reporter
E&E News
202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

For Immediate Release, May 3, 2017

Contact: Bill Snape, Center for Biological Diversity, (202) 536-9351, bsnape@biologicaldiversity.org

Lawsuit Challenges EPA Chief Scott Pruitt to Keep D.C., Philadelphia on Track to Clean Air

WASHINGTON— Environmental and public-health groups filed a lawsuit today against Environmental Protection Agency Administrator Scott Pruitt for his failure to finalize deadlines by which the District of Columbia and Philadelphia must meet 2008 clear-air standards to control smog.
Smog — also known as ground-level ozone pollution — poses serious threats to public health, wildlife and ecosystems.

"Every day Scott Pruitt delays cleaning up the air will result in more people dying from smog-induced asthma attacks, heart attacks and strokes," said Bill Snape, senior counsel at the Center for Biological Diversity. "Pruitt has a history of fighting common sense rules to protect the air we breathe. But clean air is not an option. It's the law."

The Clean Air Act requires the EPA to identify and set "national ambient air quality standards" for pollutants such as ozone. In 2008 the agency set clean-air standards for ozone. But more than eight years later it has failed to finalize deadlines to ensure that Washington, D.C. and Philadelphia have reduced ozone pollution to healthy levels.

The EPA is supposed to determine by late this year which cities across the country meet a more protective smog standard put in place in 2015.
But lawyers for the EPA told an appeals court earlier this month the agency is now considering simply rolling back the new standard and returning to the 2008 benchmark moving forward.

Pruitt has a history of obstructing environmental laws on behalf of industry. In response to a formal ethics complaint by the Center for Biological Diversity, the Oklahoma Bar Association has opened an investigation into whether Pruitt lied to Congress, while under oath, about his connections to the oil and gas industry.

As attorney general of Oklahoma, Pruitt sued to block the updated 2015 ozone standards, which reduce the threshold to 70 parts per billion to better protect public health. The 2008 standard is 75 parts per billion.

Pruitt sued the agency he now heads 14 times in an attempt to roll back protections for clean water, clean air and climate pollution.

"Ozone pollution leads to the needless deaths of thousands of people,"
said Caroline Cox, research director at the Center for Environmental Health. "We're going to fight the Trump administration to ensure clean air for all American children and families."

Today's lawsuit, brought by the Center for Biological Diversity and Center for Environmental Health, demands that the EPA finalize findings that Philadelphia and Washington D.C. have reduced ozone levels.

Background
People exposed to excess ozone are at risk of reduced lung function and increased respiratory problems like asthma, increasing emergency room visits, premature deaths, and reproductive damage. Cumulative ozone exposure can not only stunt the growth of trees and damage leaves but also causes increased susceptibility to disease, damage from insects and harsh weather.
An EPA study found that Clean Air Act programs to reduce ozone pollution prevented more than 4,300 deaths, tens of thousands of heart attacks and
3.2 million lost school days in 2010 alone. The Clean Air Act has also helped to keep the U.S. economy healthy by creating jobs, with more than
1.7 million Americans employed in the environmental technology industry helping to keep our air clean.

The Center for Biological Diversity is a national, nonprofit conservation organization with more than 1.2 million members and supporters dedicated to the protection of endangered species and wild places.

The Center for Environmental Health works with parents, communities, businesses, workers, and government to protect children and families from toxic chemicals in homes, workplaces, schools, and neighborhoods.

--
Bill Snape
bsnape@biologicaldiversity.org

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

CENTER FOR BIOLOGICAL DIVERSITY 1212 Broadway, Suite 800 Oakland, CA 94612 and CENTER FOR ENVIRONMENTAL HEALTH 2201 Broadway, Suite 302 Oakland, CA 94612 Plaintiffs, v. SCOTT PRUITT, in his official capacity as Administrator of the United States Environmental Protection Agency, 1200 Pennsylvania Avenue, NW Washington, D.C. 20460 Defendant.	CIVIL FILE ACTION NO. _____

COMPLAINT FOR INJUNCTIVE AND DECLARATORY RELIEF

INTRODUCTION

1. Ground-level ozone is the principle component of what people commonly refer to as smog. Ozone pollution can cause decreased lung function, increased respiratory symptoms, emergency department visits, hospital admissions for respiratory causes, and even premature mortality. Those most at risk from ozone pollution are children; active people, *e.g.,* runners and

ED_004607_00000577-00001

people who do manual labor outside; people with pre-existing lung and heart diseases such as asthma; and older people.

2. Ozone also damages vegetation, both native vegetation and commercial crops. Damage to native vegetation results in ecosystem damage, including diminished ecosystem services, that is, the life sustaining services that ecosystems provide to people for free, such as clean air, clean water and carbon sequestration.

3. To better protect the public from the damage caused by ozone pollution, the Administrator of the United States Environmental Protection Agency (EPA) promulgated revised ozone National Ambient Air Quality Standards (NAAQS) in 2008. EPA then designate areas with ambient air monitors showing ozone above the NAAQS as "nonattainment" and assign these nonattainment areas a level of nonattainment and a date by which the area must attain the 2008 ozone NAAQS.

4. The promulgation of revised ozone NAAQS creates various mandatory duties which EPA must perform in order to effectively implement the ozone NAAQS.

5. For nonattainment areas which fail to attain the 2008 ozone NAAQS by their attainment date, EPA has a mandatory duty to find that the areas failed to attain the 2008 ozone NAAQS by their attainment date, thus "bumping up" the nonattainment to the next level of nonattainment.

6. For the Metro-Philadelphia and Metro Washington D.C. marginal 2008 ozone NAAQS nonattainment areas, EPA is in violation of its mandatory duty to issue a final determination as to whether the areas have attained the 2008 ozone NAAQS by their attainment date and if not, to bump these areas up to moderate 2008 ozone NAAQS nonattainment areas.

7. Accordingly, Plaintiffs CENTER FOR BIOLOGICAL DIVERSITY and CENTER FOR

ED_004607_00000577-00002

ENVIRONMENTAL HEALTH bring this action against Defendant SCOTT PRUITT, in his official capacity as Environmental Protection Agency Administrator, to compel him to perform his mandatory duties with respect to the 2008 ozone NAAQS.

JURISDICTION

8. This case is a Clean Air Act citizen suit. Therefore, the Court has jurisdiction over this action pursuant to 28 U.S.C. § 1331 (federal question jurisdiction) and 42 U.S.C. § 7604(a) (Clean Air Act citizen suits).

9. An actual controversy exists between the parties. This case does not concern federal taxes, is not a proceeding under 11 U.S.C. §§ 505 or 1146, and does not involve the Tariff Act of 1930. Thus, this Court has jurisdiction to order declaratory relief under 28 U.S.C. § 2201. If the Court orders declaratory relief, 28 U.S.C. § 2202 authorizes this Court to issue injunctive relief.

NOTICE

10. On February 14, 2017, Plaintiffs mailed to EPA by certified mail, return receipt requested, a written notice of intent to sue regarding the violations alleged in this Complaint. EPA received Plaintiffs' notice of intent to sue letter by no later than February 21, 2017. More than sixty days have passed since EPA received this notice of intent to sue letter. EPA has not remedied the violations alleged in this Complaint. Therefore, a present and actual controversy exists between the parties.

ED_004607_00000577-00003

VENUE

11. A substantial part of the alleged events or omissions giving rise to Plaintiffs' claims occurred in the District of Columbia. In addition, Defendant EPA resides in this judicial district. Accordingly, venue is proper in this Court pursuant to 28 U.S.C. § 1391(e).

PARTIES

12. Plaintiff **CENTER FOR BIOLOGICAL DIVERSITY** is a non-profit 501(c)(3) corporation incorporated in California. The Center for Biological Diversity has approximately 52,000 members throughout the United States and the world. The Center for Biological Diversity's mission is to ensure the preservation, protection, and restoration of biodiversity, native species, ecosystems, public lands and waters, and public health through science, policy, and environmental law. Based on the understanding that the health and vigor of human societies and the integrity and wildness of the natural environment are closely linked, the Center for Biological Diversity is working to secure a future for animals and plants hovering on the brink of extinction, for the ecosystems they need to survive, and for a healthy, livable future for all of us.

13. The Center for Biological Diversity's members enjoy, on an ongoing basis, the biological, scientific, research, educational, conservation, recreational, and aesthetic values of the Metro-Philadelphia and Metro-Washington, D.C. 2008 ozone NAAQS marginal nonattainment areas. The Center for Biological Diversity's members and staff observe and study native species and their habitat in the Metro-Philadelphia and Metro-Washington, D.C. 2008 ozone NAAQS marginal nonattainment areas, and derive professional, scientific, educational, recreational, aesthetic, inspirational, and other benefits from these activities and have an interest in preserving

ED_004607_00000577-00004

the possibility of such activities in the future. The Center for Biological Diversity and its members have participated in efforts to protect and preserve natural areas, including the habitat essential to the continued survival of native species, and to address threats to the continued existence of these species, including the threats posed by air pollution. EPA's compliance with its mandatory duties would redress these injuries to the Center for Biological Diversity's members

14. Plaintiff the **CENTER FOR ENVIRONMENTAL HEALTH** is an Oakland, California based non-profit organization that helps protect the public from toxic chemicals and promotes business products and practices that are safe for public health and the environment. The Center for Environmental Health works in pursuit of a world in which all people live, work, learn, and play in healthy environments.

15. Plaintiffs' members live, work, recreate, travel and engage in other activities throughout the areas at issue in this complaint and will continue to do so on a regular basis. Pollution in the affected areas threatens and damages, and will continue to threaten and damage, the health and welfare of Plaintiffs' members as well as their ability to engage in and enjoy their other activities. Plaintiffs' members are compelled to breathe air less pure than that mandated by the Clean Air Act because of EPA's violation of its mandatory duties. Pollution diminishes Plaintiffs' members' ability to enjoy the aesthetic qualities and recreational opportunities of the affected areas.

16. EPA's failure to timely perform the mandatory duties described herein also adversely affects Plaintiffs, as well as their members, by depriving them of procedural protection and opportunities, as well as information that they are entitled to under the Clean Air Act. The

ED_004607_00000577-00005

failure of EPA to perform the mandatory duties also creates uncertainty for Plaintiffs' members as to whether they are exposed to excess air pollution.

17. The above injuries will continue until the Court grants the relief requested herein.

18. Defendant **SCOTT PRUITT** is sued in his official capacity as the Administrator of the United States Environmental Protection Agency. In that role Administrator Pruitt has been charged by Congress with the duty to administer the Clean Air Act, including the mandatory duties at issue in this case.

LEGAL BACKGROUND AND FACTS

19. Congress enacted the Clean Air Act to "speed up, expand, and intensify the war against air pollution in the United States with a view to assuring that the air we breathe throughout the Nation is wholesome once again." H.R.Rep. No. 1146, 91st Cong., 2d Sess. 1,1, 1970 U.S.Code Cong. & Admin. News 5356, 5356. To promote this, the Act requires EPA to set National Ambient Air Quality Standards for certain pollutants, including ozone. National Ambient Air Quality Standards establish maximum allowable concentrations in the air of these pollutants.

20. Each National Ambient Air Quality Standard is supposed to be stringent enough to protect public health and welfare. Effects on welfare include, but are not limited to, effects on soils, water, vegetation, manmade materials, wildlife, visibility (*i.e.*, haze), climate, damage to property, economic impacts and effects on personal comfort and well-being.

21. In 2008, EPA strengthened the primary and secondary ozone NAAQS from 0.08 to 0.075 parts per million. 73 Fed.Reg. 16,436 (Mar. 27, 2008).

22. After EPA promulgates a National Ambient Air Quality Standard, the Clean Air Act

ED_004607_00000577-00006

requires that EPA designate each area of the country as either a clean air area for that standard, which is known as "attainment" in Clean Air Act jargon, or a dirty air area, which is known as "nonattainment" in Clean Air Act jargon. See 42 U.S.C. § 7407(d).

23. EPA designated the Metro-Philadelphia and Metro-Washington, D.C. areas as marginal nonattainment areas for the 2008 ozone NAAQS.

24. The attainment date for areas designated as marginal nonattainment areas for the 2008 ozone NAAQS was originally July 20, 2015. 80 Fed. Reg. 51,992 (Aug. 27, 2015). However, for the Philadelphia-Wilmington-Atlantic City, PA-NJ-MD-DE and Washington, DC-MD-VA nonattainment areas, EPA extended the attainment date to July 20, 2016. 81 Fed. Reg. 26,697, 26,700 – 26,701 (May 4, 2016).

25. On April 18, 2017 EPA proposed to determine that the Philadelphia-Wilmington-Atlantic City, PA-NJ-MD-DE marginal ozone nonattainment area has attained the 2008 ozone national ambient air quality standard (NAAQS) by the July 20, 2016 attainment date. 82 Fed. Reg. 18,268 (April 18, 2017). On April 25, 2017 EPA proposed to determine that the Washington, DC-MD-VA marginal ozone nonattainment area has attained the 2008 ozone national ambient air quality standard (NAAQS) by the July 20, 2016 attainment date. 82 Fed. Reg. 19,011 (April 25, 2017). As of the date of this filing EPA has not finalized these proposed rules. These proposed rules create no environmental benefit and have no legal impact.

ED_004607_00000577-00007

CLAIMS FOR RELIEF

CLAIM ONE

(Failure to make Bump Up determination for Metro-Philadelphia)

26. Plaintiffs incorporate by reference all paragraphs listed above.

27. Pursuant to 42 U.S.C. §§ 7509(c)(1) & 7511(b)(2)(A), EPA has a nondiscretionary duty to make a final determination by no later than six months after the attainment date, that is January 20, 2017, whether the Philadelphia-Wilmington-Atlantic City, PA-NJ-MD-DE 2008 ozone NAAQS marginal nonattainment area attained the 2008 ozone NAAQS by its July 20, 2016 attainment date.

28. EPA has failed to make such a final determination

29. Furthermore, pursuant to 42 U.S.C. §§ 7509(c)(2) & 7511(b)(2)(B), EPA has a nondiscretionary duty to publish a final notice in the Federal Register no later than January 20, 2017 identifying whether the Philadelphia-Wilmington-Atlantic City, PA-NJ-MD-DE marginal nonattainment areas attained the 2008 ozone NAAQS by its attainment date.

30. EPA has failed to publish such a notice.

31. Accordingly, EPA is violation of its mandatory duties under 42 U.S.C. §§ 7509(c)(1), 7511(b)(2)(A) and 42 U.S.C. §§ 7509(c)(2) & 7511(b)(2)(B), to determine whether the Philadelphia-Wilmington-Atlantic City, PA-NJ-MD-DE marginal 2008 ozone NAAQS nonattainment area attained the 2008 ozone NAAQS by its attainment date and publish notice of such determination.

CLAIM TWO

(Failure to make Bump Up determination for Metro-Washington D.C.)

32. Plaintiffs incorporate by reference all paragraphs listed above.

ED_004607_00000577-00008

33. Pursuant to 42 U.S.C. §§ 7509(c)(1) & 7511(b)(2)(A), EPA has a nondiscretionary duty to determine by no later than six months after the attainment date, that is January 20, 2017, whether the Washington, DC-MD-VA 2008 ozone NAAQS marginal nonattainment area attained the 2008 ozone NAAQS by its July 20, 2016 attainment date.

34. EPA has failed to make such a final determination

35. Furthermore, pursuant to 42 U.S.C. §§ 7509(c)(2) & 7511(b)(2)(B), EPA has a nondiscretionary duty to publish a final notice in the Federal Register no later than January 20, 2017 identifying whether the Washington, DC-MD-VA marginal nonattainment areas attained the 2008 ozone NAAQS by its attainment date.

36. EPA has failed to publish such a notice.

37. Accordingly, EPA is violation of its mandatory duties under 42 U.S.C. §§ 7509(c)(1), 7511(b)(2)(A) and 42 U.S.C. §§ 7509(c)(2) & 7511(b)(2)(B), to determine whether the Washington, DC-MD-VA marginal 2008 ozone NAAQS nonattainment area attained the 2008 ozone NAAQS by its attainment date and publish notice of such determination.

REQUEST FOR RELIEF

WHEREFORE, Plaintiffs respectfully request that the Court:

A. Declare that the Administrator is in violation of the Clean Air Act with regard to his failure to perform each mandatory duty listed above;

B. Issue a mandatory injunction requiring the Administrator to perform his mandatory duties by certain dates;

C. Retain jurisdiction of this matter for purposes of enforcing and effectuating the Court's

ED_004607_00000577-00009

order;

D. Grant Plaintiffs their reasonable costs of litigation, including attorneys' and expert fees; and

E. Grant such further relief as the Court deems just and proper.

Respectfully submitted,

/s/ Robert Ukeiley

Robert Ukeiley
DDC Bar No. MD 14062
Law Office of Robert Ukeiley
255 Mountain Meadows Road
Boulder, CO 80302
(303) 442-4033
rukeiley@igc.org

Counsel for Plaintiffs Center for Biological Diversity and Center for Environmental Health

Dated: May 3, 2017

ED_004607_00000577-00010

Message

From: Lydia O'Connor [lydia.oconnor@huffingtonpost.com]
Sent: 1/25/2017 6:34:18 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: HuffPost inquiry re: climate change page

Hi Enesta,
I'm a reporter with The Huffington Post wondering if you can confirm reports that the EPA's page on climate change will stay live while the Office of General Counsel reviews the implications of removing it.
Thanks for your time.
Best,
Lydia
--
Lydia O'Connor
The Huffington Post | San Francisco

Message

From: Yount, Emily [Emily.Yount@washpost.com]
Sent: 3/29/2017 6:50:06 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Washington Post request: Air quality data

Is it looking like 4/7 for all of my questions or for sending me data? Putting all of the questions in one place since some of them transferred over from Victoria. If #5 and #6, highlighted below, could be answered sooner that would be great. If the answer to those is no, I need to drastically change my approach for this project.

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

4. How are cities chosen for the State Dept. partnership program? (https://airnow.gov/index.cfm?action=airnow.global_summary)

5. Is the State Dept. partnership data is available via an API, like the U.S. AirNow data is? (https://docs.airnowapi.org/webservices)

6. Is data from the Shanghai pilot program available through AirNow or only on the Shanghai Environmental Monitoring site? (http://www.semc.gov.cn/aqi/home/Index.aspx)

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Wednesday, March 29, 2017 at 1:37 PM

To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Hi Emily, it's looking like 4/7.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 2:23 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Okay, great. Thank you!
>
> Emily Yount
> Interaction designer
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Tuesday, March 28, 2017 at 1:16 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** Re: Washington Post request: Air quality data
>
> Yes. She wanted me to let you know that EPA is best equipped to address your questions.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**

On Mar 28, 2017, at 2:15 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

Okay, thank you. I've been in touch with Victoria Peabody for that. Did she reach out to you?

Emily Yount
Interaction designer
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 12:35 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Emily,
We can also address your AirNow questions below.

I would like to understand how cities are chosen for the program. I'm referring to the cities seen here:https://airnow.gov/index.cfm?action=airnow.global_summary[airnow.gov]

Also, whether the above data is available via an API, like the U.S. AirNow data is here:https://docs.airnowapi.org/webservices[docs.airnowapi.org]

Lastly, whether data from the Shanghai pilot program is available through AirNow or only on the Shanghai Environmental Monitoring site:http://www.semc.gov.cn/aqi/home/Index.aspx[semc.gov.cn]

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 12:27 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

Thank you! I really appreciate it.

Emily Yount
Interaction designer
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 11:26 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Washington Post request: Air quality data

Thanks, Emily. I'll get started right now.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:26 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

I would like answers to #1 and #2 by Friday. If #3 is something I can get from AQS with a little guidance, Friday would also be great. If it's something you all have to download and email to me, next Friday, April 7 would work.

Thank you,
Emily

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 11:21 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Washington Post request: Air quality data

Hi Emily,
What's your hard deadline?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/7/2017 5:57:56 PM
To: Press [Press@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Arcaute, Francisco [Arcaute.Francisco@epa.gov]
Subject: EPA Region 5 sexual harassment allegations
Attachments: EPA Closed Investigation CASE 15.pdf

Doug, John, Julia and Francisco,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about sexual harassment allegations in EPA's Region 5 office. Under the Freedom of Information Act, I obtained the closing report on CASE 15, as listed in the "Summary of Closed Employee Integrity Cases October 1, 2015, to March 31, 2016" report (please see attached). Also, on page 3 of this document (https://www.epa.gov/sites/production/files/2016-06/documents/_epaoig_oi-summary_of_closed_employee_integrity_cases_march-31-2016.pdf) is the original summary of CASE 15. I have a few questions about this, which are:

- On page 2 of the attached document, EPA IG special agents spoke to individuals and found information that was "significant enough" to open a new case, numbered OI-HQ-2016-ADM-0028. In addition, on page 3 of the attached document, an EPA IG special agent opened a complaint, numbered COMP-2016-6. CASE 15 was transferred to the Office of Audit, as seen on page 2 and 3. What is EPA's reaction to the fact that one sexual harassment investigation has now turned into three such investigations?

- EPA under the Obama administration was criticized for its response or lack thereof to such sexual harassment allegations. What has EPA under the Trump administration done to better respond to such sexual harassment allegations?

Please get back to me as soon as possible. My deadline is noon EST on Wednesday, March 8, but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP) (c)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL
77 WEST JACKSON BOULEVARD
CHICAGO, ILLINOIS 60604

Date: February 11, 2016 **Prepared by:** [redacted]

Case #: OI-CH-2015-ADM-0128 **Cross Reference #:**

TITLE: [redacted]

CASE CLOSING REPORT

Subject(s)	Location	Other Data
[redacted]	Chicago, IL	

VIOLATION(s): 5 USC § 2302 Prohibited Personnel Practices.

ALLEGATION(s): On September 10, 2015, Special Agent [redacted], Office of Investigations (OI), Office of Inspector General (OIG), U.S. Environmental Protection Agency (EPA), Chicago, IL Field Office, received a hotline complaint #2015-354. The complaint initiated from the House of Representatives, Committee on Oversight and Government Reform. The letter stated, "We request that you investigate whether Region 5 managers appropriately handled allegations of sexual harassment, and whether managers retaliated against employees who raised concerns."

FINDINGS: On [redacted] 2015, SA [redacted] and SA [redacted], OI OIG EPA Chicago Field Office, spoke to [redacted] EPA Region [redacted] delineated [redacted] knowledge of the sexual harassment that occurred in EPA Region 5 in 2011 and the response of management to this sexual harassment. [redacted] stated management ignored prior reports of sexual harassment and minimized the reported cases of sexual harassment in the [redacted]

On [redacted] 2015, SA [redacted] and SA [redacted] spoke to [redacted] EPA Region [redacted] [redacted] became aware of the sexual harassment occurring in [redacted] in March 2011, [redacted] EPA Region [redacted] details of the sexual harassment charges and management's inaction to these allegations. Shortly after this investigation, [redacted]

This report is the property of the Office of Investigations and is loaned to your agency: it and its contents may not be reproduced without written permission. The report is FOR OFFICIAL USE ONLY and its disclosure to unauthorized persons is prohibited. Public availability to be determined under 5 U.S.C. 552.

[redacted]. The EPA [redacted]

On [redacted] 2015, SA [redacted] and SA [redacted] spoke to [redacted] [redacted] stated that when [redacted] the sexual harassment allegations in [redacted] in March 2011, [redacted] investigation uncovered an on-going sexual harassment issue and [redacted] not handling it correctly. When [redacted] concerns, [redacted]

On [redacted] 2015, SA [redacted] and SA [redacted] spoke to [redacted] EPA Region 5. [redacted] was a witness of the sexual harassment which occurred in [redacted]

On [redacted] 2015, SA [redacted] and SA [redacted] spoke to [redacted], [redacted] EPA Region 5. [redacted] was also a witness to the sexual harassment which occurred in [redacted]

On [redacted], 2015, SA [redacted] and SA [redacted], OI OIG, EPA, Office of Professional Responsibility (OPR), spoke to [redacted], Office [redacted], EPA Region [redacted], [redacted] discussed [redacted] and [redacted] knowledge of any [redacted] problems. [redacted] information was not related to this case. This information was significant enough to necessitate opening a new case on the matter. The case is titled: [redacted] EPA Region [redacted] et al" with a case number of OI-HQ-2016-ADM-0028.

On December 1, 2015, a meeting was conducted in Washington DC, which involved the following people:

- Charles Sheehan, Deputy Inspector General (DIG), OIG EPA
- Patrick Sullivan, Assistant Inspector General for Investigations, OI OIG EPA
- Kevin Christensen, Assistant Inspector General for Audit (AIGA), Office of Audit, OIG EPA
- Alan Larsen, Counsel to the Inspector General OIG EPA
- [redacted], Special Agent in Charge (SAC), OI OIG EPA OPR
- [redacted] Special Agent, OI OIG EPA OPR (via telephone)
- [redacted], Special Agent, Chicago, IL OI OIG EPA (via telephone)

The purpose of the meeting was to discuss the future plans of the case. [redacted] put forth a proposal (see attachment) to DIG Sheehan that the case may be more successfully addressed by the Office of Audit. DIG Sheehan agreed and made the decision to turn the case over to the Office of Audit. [redacted] completed a verbal briefing to AIGA Christensen and further action on the matter will be handled by the Office of Audit.

On [redacted] 2015, SA [redacted] and SA [redacted] spoke to [redacted], EPA Region [redacted] stated what [redacted] knew regarding the sexual harassment allegations in [redacted] [redacted] also spoke of [redacted]

This report is the property of the Office of Investigations and is loaned to your agency: it and its contents may not be reproduced without written permission. The report is FOR OFFICIAL USE ONLY and its disclosure to unauthorized persons is prohibited. Public availability to be determined under 5 U.S.C. 552.

(b)(7)(A) necessitate a (b)(7)(A) complaint. SA opened a complaint titled: (b)(7)(A) numbered COMP-2016-6.

DISPOSITION: This case is transferred over to the Office of Audit which will handle all further matters on this case.

This report is the property of the Office of Investigations and is loaned to your agency: it and its contents may not be reproduced without written permission. The report is FOR OFFICIAL USE ONLY and its disclosure to unauthorized persons is prohibited. Public availability to be determined under 5 U.S.C. 552.

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 1/9/2017 7:45:49 PM
To: Press [Press@epa.gov]
Subject: science advisory board question

Hello,

I had a question about the tenure of EPA's Science Advisory Board. Are all members appointed by an administration at the same time, or will there be a mix of old and new appointees under a Trump administration as some members finish out their three year terms later than others?

Thanks very much for your help,

Sincerely,

Niina Heikkinen
E & E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 3/31/2017 3:13:20 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Thanks for the acknowledgment, Julia. Do you or someone else at EPA plan to provide an on-the-record response?

Sean

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, March 31, 2017 11:11 AM
To: Sean Reilly <sreilly@eenews.net>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi Sean,

Just letting you know we've received your request.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Friday, March 31, 2017 10:59 AM
To: Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Question regarding CBO cost estimate for H.R. 1430, the "Honest and Open New EPA Science Treatment (HONEST) Act"

Hi John:

This bill (https://www.congress.gov/115/bills/hr1430/BILLS-115hr1430eh.pdf) which passed the House on Wednesday, would require EPA to ensure the online availability of all scientific and technical information used to support new regulations "in **a manner that is sufficient for independent analysis and substantial reproduction of research results e**xcept that any personally identifiable information, trade secrets, or commercial or financial information obtained from a person and privileged or confidential, shall be redacted prior to public availability."

But in a newly released analysis (https://www.cbo.gov/publication/52545), the Congressional Budget Office says that "EPA officials have explained to CBO that the agency would implement H.R. 1430 with minimal funding and generally would not disseminate information for the scientific studies that it uses to support covered actions."

On the surface, CBO's description of how EPA would implement the legislation appears to be at odds with the requirements in the bill. Can you briefly spell out exactly what information EPA would post online if the bill so as to allow for "independent analysis and substantial reproduction of research results"?

My deadline is 6 p.m. today.

Thanks,

Sean Reilly
Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ph: Ex. 6 Personal Privacy (PP))
sreilly@eenews.net

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 1/9/2017 7:42:15 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: question about science advisory board staff

Hi Enesta,

Happy New Year! I know you must be very busy but we should try to get coffee sometime in the near future. This may also be a question for Melissa Harrison, but do you happen to know if EPA's Science Advisory Board will remain mostly intact going into the new administration? I understand members serve three year terms, but didn't know if everyone is appointed at the same time, or if there will be a mix of new and old appointments at the start of the new administration.

Thanks!
Niina

Niina Heikkinen
E & E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Mike Lee [mlee@eenews.net]
Sent: 3/10/2017 1:11:05 AM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: StClair, Christie [StClair.Christie@epa.gov]; Press [Press@epa.gov]
Subject: RE: EPA Statement

Thanks -- I got this from Christie earlier and forgot to respond.
Can you help with a couple follow-up questions.
The administrator says there are still questions about the extent of climate change the role of CO2 in causing climate change. Has he talked to any of EPA's science staff about those questions? And if so, what have the staffers told him?

Thanks,

Mike Lee
E&E News Dallas-Fort Worth reporter
mlee@eenews.net
Ex. 6 Personal Privacy (PP)
@mikeleefw

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: Thursday, March 09, 2017 6:31 PM
To: Mike Lee
Cc: StClair, Christie; Press
Subject: EPA Statement

Hi Mike,

I understand you were asking about the Administrator's comments.

The following is attributable to an agency spokesperson:

"Administrator Pruitt has said repeatedly and consistently that he believes the climate is warming and that it is in part due to human activity. Many questions remain however that should be debated: how much is the climate changing, to what extent is human activity involved, and what to do about it?"

Thanks

Julia P. Valentine
Associate Director/Acting Dir.
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

Message

From: Hannah Hess [hhess@eenews.net]
Sent: 3/31/2017 2:49:41 PM
To: Press [Press@epa.gov]
Subject: Petition for reconsideration of 2009 endangerment finding - inquiry

Good morning,
Could I get a copy of the petition filed last month by the conservative Competitive Enterprise Institute last month regarding the greenhouse gas endangerment finding?

Thanks!

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 5/2/2017 2:50:53 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: EPA Promotes Cooperation with States to Facilitate Safe Disposal of Coal Ash

Thanks, Liz. We'll update the story.

Sean

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Tuesday, May 02, 2017 10:42 AM
To: Sean Reilly <sreilly@eenews.net>; Press <Press@epa.gov>
Subject: RE: EPA Promotes Cooperation with States to Facilitate Safe Disposal of Coal Ash

Hi Sean – Georgia has submitted its plan and it is being reviewed. Thanks – Liz

---

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Monday, May 1, 2017 5:08 PM
To: Press <Press@epa.gov>
Subject: FW: EPA Promotes Cooperation with States to Facilitate Safe Disposal of Coal Ash

Hi folks:

At this point, have any states applied for authorization to create their own CCR disposal programs? If so, which ones and have any of these requests been approved?

My deadline is 7:30 this evening.

Thanks,

Sean Reilly

Reporter

E&E News

Subject: EPA Promotes Cooperation with States to Facilitate Safe Disposal of Coal Ash

EPA HEADQUARTERS
NEWS RELEASE
WWW.EPA.GOV/NEWSROOM

CONTACT:
press@epa.gov

FOR IMMEDIATE RELEASE
May 1, 2017

EPA Promotes Cooperation with States to Facilitate Safe Disposal of Coal Ash

WASHINGTON – U.S. Environmental Protection Agency Administrator Scott Pruitt sent a **letter (attached)** today informing states that EPA is working on guidance for implementing state permitting programs that allow flexibility in individual permits to manage the safe disposal of coal combustion residuals, known as CCR or "coal ash." EPA expects that its new guidance will allow for the safe disposal and continued beneficial use of coal ash, while enabling states to decide what works best for their environment.

"EPA continues to support the environmentally sound recycling of coal ash," said EPA Administrator Scott Pruitt. "Through the authority granted by Congress in the WIIN Act, EPA is issuing this guidance to promote the swift submission and review of state permit programs, make state and federal management of coal ash more consistent, and place enforcement in the hands of state regulators – those who best know the needs of local communities."

Based on the concept of cooperative federalism that is the hallmark of our environmental laws, section 2301 of the Water Infrastructure Improvements for the Nation Act (WIIN Act) authorizes state permit programs to manage coal combustion residuals. Through the WIIN Act, Congress provided authority for states to operate permit programs, as long as the EPA determines that the state's requirements are at least as protective as the federal standards.

Legislation was necessary to better-facilitate implementation of EPA's 2014 CCR Final Rule. On December 19, 2014, EPA's CCR Final Rule was issued, but did not grant EPA or states the authority to directly regulate and permit safe coal ash disposal, making citizen lawsuits the primary enforcement mechanism for disposal of coal ash under the rule. In December of 2016, Congress passed the WIIN Act, which included language giving state agencies the authority to implement and enforce coal ash under the 2014 CCR Final Rule through EPA-approved state permit programs. The WIIN Act also gives EPA the authority to regulate coal ash in states that choose not to implement state permitting programs and in states whose permitting programs are determined to be inadequate by EPA.

###

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/14/2017 12:12:50 AM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: Konkus, John [konkus.john@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Press [Press@epa.gov]
Subject: Re: E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest

Will do. Thanks Julia.

-Kevin

Sent from my iPhone

On Mar 13, 2017, at 7:42 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

> Hi Kevin,
>
> On this, please contact the IG press folks:
>
> Jennifer Kaplan Kaplan.Jennifer@epa.gov
> Jeffrey Lagda Lagda.Jeffrey@epa.gov
>
> Thanks
>
> Julia P. Valentine
> Office of Media Relations
> 202.564.2663
> Sent from USEPA iPhone
>
> On Mar 13, 2017, at 5:57 PM, Kevin Bogardus <kbogardus@eenews.net> wrote:
>
> Doug, John and Julia,
>
> Hi, it's Kevin Bogardus with E&E News.
>
> Does EPA have any reaction and/or response to the below?
>
> Please get back to me as soon as possible since I'm writing now. Also, since I'm working from home, please email me here or call my cell phone at 202-247-7844. Thank you for your help.
>
> **Kevin Bogardus**
> E&E News Reporter
> kbogardus@eenews.net
> 202-446-0401 (p)
> Ex. 6 Personal Privacy (PP) c)
> 202-737-5299 (f)
>
> Follow me @KevinBogardus
>
> ---
>
> **E&E News**
> 122 C Street, NW, Suite 722, Washington, DC 20001
> www.eenews.net • www.eenews.tv

From: E&C Dem News [ecdemnews@mail.house.gov]
Sent: Monday, March 13, 2017 5:36 PM
To: E&C Dem News
Subject: E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest

<image001.png>

FOR IMMEDIATE RELEASE
March 13, 2017

CONTACT
CJ Young — (202) 225-5735

E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest

Washington, D.C. – Energy and Commerce Committee Democrats sent a letter to Inspector General Arthur A. Elkins, Jr. of the Environmental Protection Agency (EPA) today requesting an investigation into the policies and procedures designed to safeguard the agency from conflicts of interest. The request comes after Administrator Scott Pruitt, the top U.S. environmental official, raised additional concerns about potential conflicts of interest by rejecting clear scientific evidence that human activity is a primary contributor to global warming. As part of the investigation, the letter includes a series of questions on what policies exist and how these policies ensure Administrator Pruitt is recused from agency enforcement actions where potential conflicts of interest exist.

The letter was signed by Ranking Member Frank Pallone, Jr. (D-NJ), Energy Subcommittee Ranking Member Bobby Rush (D-IL), Environment Subcommittee Ranking Member Paul Tonko (D-NY), Oversight and Investigations Ranking Member Diana DeGette (D-CO), Vice Ranking Member Kathy Castor (D-FL), and Rep. John Sarbanes (D-MD).

"It is critical that EPA and all federal agencies maintain effective conflict of interest policies and ethics requirements in order to ensure government operates in an honest and transparent manner," the members wrote. **"Your investigation will help us better understand the role your office will play in ensuring strict adherence to such rules and guidelines, and how EPA and its new management will address these concerns."**

The letter follows a succession of recent reports by *The New York Times* and *The Wall Street Journal* suggesting that Administrator Pruitt closely coordinated with the oil and gas industry during his tenure as Attorney General of Oklahoma. The reports note that Administrator Pruitt was part of a coalition of mainly Republican state attorney generals who regularly sued the government to undermine environmental rules. As EPA Administrator, Mr. Pruitt is now charged with safeguarding the environment and implementing these very same rules.

As part of the investigation request, the Committee Democrats are seeking answers to several questions including:

- What conflict of interest policies, procedures, and laws exist to ensure Mr. Pruitt and all other current political appointees do not have conflicts of interest with their positions at EPA or with EPA enforcement actions?
- Do these policies specifically consider whether Mr. Pruitt or other political appointees or their spouses maintain any financial holdings (including but not limited to stock holdings or mutual fund holdings) in the oil and gas industry or electric utility industry?
- What agency ethics trainings and certifications are Mr. Pruitt and all other current political appointees required to complete in order to join the agency?

- How do agency conflict of interest policies, procedures, and any relevant laws restrict Mr. Pruitt's ability to coordinate, fundraise, or otherwise support organizations in which Mr. Pruitt previously served in a leadership capacity?

A copy of the letter is available here.

###

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/9/2017 7:07:00 PM
To: StClair, Christie [StClair.Christie@epa.gov]
CC: Press [Press@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: NEWS: Schatz Slams EPA Administrator Scott Pruitt on Comments Denying Climate Change Facts

Thanks Christie. I appreciate it. I will drop this in the story. Thanks again.

-Kevin

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Thursday, March 09, 2017 2:05 PM
To: Kevin Bogardus <kbogardus@eenews.net>
Cc: Press <Press@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: NEWS: Schatz Slams EPA Administrator Scott Pruitt on Comments Denying Climate Change Facts

Hi Kevin,

Please attribute the following to an agency spokesperson. If you need a name, you can use Julia Valentine.

"Administrator Pruitt has said repeatedly and consistently that he believes the climate is warming and that it is in part due to human activity. Many questions remain however that should be debated: how much is the climate changing, to what extent is human activity involved, and what to do about it?"

Thanks,
Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, March 09, 2017 11:09 AM
To: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: FW: NEWS: Schatz Slams EPA Administrator Scott Pruitt on Comments Denying Climate Change Facts

Hey Doug, John and Julia, Hi, it's Kevin Bogardus with E&E News. Administrator Pruitt is getting a lot of pushback on his CNBC interview this morning, which I'm writing up. Please let me know if you have thoughts. My deadline is 12:30 pm EST today. Thanks for your help.

-Kevin

From: Inacay, Michael (Schatz) [mailto:michael_inacay@schatz.senate.gov]
Sent: Thursday, March 09, 2017 10:55 AM
To: Inacay, Michael (Schatz) <michael_inacay@schatz.senate.gov>
Subject: NEWS: Schatz Slams EPA Administrator Scott Pruitt on Comments Denying Climate Change Facts

BRIAN SCHATZ
United States Senator

For Immediate Release
March 9, 2017

Contact:
Michael Inacay (202) 224-3123

SCHATZ SLAMS EPA ADMINISTRATOR SCOTT PRUITT ON COMMENTS DENYING CLIMATE CHANGE FACTS

WASHINGTON – U.S. Senator Brian Schatz (D-Hawai'i), co-chair of the Senate Climate Action Task Force, released the following statement in response to Environmental Protection Agency (EPA) Administrator Scott Pruitt's comments denying facts about climate change.

"If there was ever any doubt that Scott Pruitt is a climate denier, this settles it. Anyone who denies over a century's worth of established science and basic facts is unqualified to be the administrator of the EPA. Now more than ever, the Senate needs to stand up to Scott Pruitt and his dangerous views. We will do this through the appropriations process, through oversight of his agency, and by making sure that the Clean Air and Clean Water Acts are followed. His views are extreme, but he cannot change the law by virtue of his irresponsible views. He is still obligated to follow the law."

###

Message

From: Robin Bravender [rbravender@eenews.net]
Sent: 1/25/2017 3:09:50 PM
To: Press [Press@epa.gov]
Subject: Climate pages

Hello,

I'm told that EPA staff have been directed to remove climate change references from the agency's webpage. Can you give me details about which references those include and when they might be removed? Will this be part of a broader website overhaul?

My deadline is 12 p.m. EST.

Thank you,

Robin Bravender
E&E News Enterprise Reporter
rbravender@eenews.net
202-446-0410 (desk)
Ex. 6 Personal Privacy (PP)
@rbravender

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Rod Kuckro [rkuckro@eenews.net]
Sent: 3/28/2017 3:13:38 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Media inquiry on CPP EO

Hi Enesta,
Is there any documentation, data or studies you can provide or point to that can speak to the Administrator's claim on TV Sunday and assertions by the administration as to the deleterious effects of the CPP on electricity prices?
Obviously, I'd like to speak with someone about it if possible.
Thanks,
Rod

Rod Kuckro
E&E News Reporter
Managing Editor, E&E's Power Plan Hub eepowerplanhub.com
Ex. 6 Personal Privacy (PP)
rkuckro@eenews.net
http://www.eenews.net/staff/Rod_Kuckro
www.twitter.com/Rodkuckro
www.linkedin.com/in/rodkuckro

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/28/2017 12:31:37 PM
To: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
CC: Valentine, Julia [Valentine.Julia@epa.gov]; Konkus, John [konkus.john@epa.gov]; Press [Press@epa.gov]
Subject: Re: President Trump signing executive order at EPA

Thanks for getting back to me, Cathy. Appreciate it. So are you saying there are other reporters, not just the White House pool, who will be in the room for President Trump's signing at EPA today? Let me know. Thanks.

-Kevin

Sent from my iPhone

On Mar 28, 2017, at 8:22 AM, Milbourn, Cathy <Milbourn.Cathy@epa.gov> wrote:

> Kevin
>
> > It's White House pool access with a few additional reporters. We had very little space so couldn't accommodate everyone.
>
> Cathy
>
> Sent from my iPhone
> Cathy Milbourn
> Office of Media Relations
> 202-564-7849
> Ex. 6 Personal Privacy (PP)
>
> On Mar 28, 2017, at 8:08 AM, Kevin Bogardus <kbogardus@eenews.net> wrote:
>
> > Hey guys, any idea if the press will be allowed in to cover President Trump's event today at EPA? Let me know. Thanks.
> >
> > -Kevin
> >
> > Sent from my iPhone
> >
> > On Mar 27, 2017, at 12:23 PM, Kevin Bogardus <kbogardus@eenews.net> wrote:
> >
> > > Great. Thanks, Julia. Cathy and John, let me know what you need.
> > > Thanks again.
> > >
> > > -Kevin
> > >
> > > ---
> > >
> > > **From:** Valentine, Julia [mailto:Valentine.Julia@epa.gov]
> > > **Sent:** Monday, March 27, 2017 12:05 PM
> > > **To:** Kevin Bogardus <kbogardus@eenews.net>; Konkus, John <konkus.john@epa.gov>; Milbourn, Cathy <Milbourn.Cathy@epa.gov>
> > > **Cc:** Press <Press@epa.gov>
> > > **Subject:** RE: President Trump signing executive order at EPA

Hi Kevin,

Cathy Milbourn and John Konkus, copied here are your contacts on this.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Monday, March 27, 2017 11:09 AM
To: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: President Trump signing executive order at EPA

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

President Trump is signing his "energy independence" executive order at EPA tomorrow. When will this event be happening? Is it open press? If so, what information do you need from me so I can cover the event?

For your information, I'm also reaching out to the White House about this as well.

Please let me know. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Rod Kuckro [rkuckro@eenews.net]
Sent: 3/27/2017 10:31:47 PM
To: Press [Press@epa.gov]
Subject: EO on CPP

Who is best to talk with tomorrow on the EO? Can I get some phone time with the administrator?

Sent from my iPhone

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 3/27/2017 8:32:48 PM
To: Press [Press@epa.gov]
Subject: attending executive order signing

Hello,

I would like to attend the executive order signing tomorrow. Would you be able to tell me for planning purposes when the signing will be?

Thanks for your help,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 5/1/2017 2:51:30 PM
To: Bowman, Liz [Liz_Bowman@americanchemistry.com]; Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: Statement from Center for Biological Diversity on Consent Decree to Update Sulfur, Nitrogen Pollution Standards

Liz, John:

Do you have any comment on the statement below (in italics) from the Center for Biological Diversity on the finalization of the consent decree reached under the Obama administration setting deadlines for EPA's reviews of the NO2 and SO2 NAAQS? My deadline is 12:45 today.

Thanks,
Sean Reilly
E&E News

U.S. District Court Judge Vince Chhabria signed a consent decree Friday afternoon ordering Environmental Protection Agency Administrator Scott Pruitt to update air-pollution thresholds for the dangerous air pollutants known as sulfur oxides and nitrogen oxides.

Under the consent decree the EPA must update the National Ambient Air Quality Standards for nitrogen oxides by April 6, 2018 and sulfur dioxides by January 28, 2019.

"This agreement prevents the Trump administration from pandering to coal companies to delay life-saving updates to our air quality standards," said Jonathan Evans, environmental health legal director for the Center for Biological Diversity. "Setting concrete deadlines informed by the strong science underpinning the Clean Air Act will quite literally save lives threatened by dangerous sulfur and nitrogen pollution."

Message

From: Dominique Mosbergen [dominique.mosbergen@huffingtonpost.com]
Sent: 4/28/2017 2:23:41 AM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Press Query: Fact-checking plastic stats

Hi Enesta, thanks for checking in! If you did have updated stats, I'd be grateful for them. Our stories on plastics are still in the works. Thanks!

On Thu, Apr 27, 2017 at 8:13 PM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:

> Hi Dominique,
> Are you still seeking this info?
>
> **From:** Dominique Mosbergen [mailto:dominique.mosbergen@huffingtonpost.com]
> **Sent:** Thursday, April 13, 2017 10:10 AM
> **To:** StClair, Christie <StClair.Christie@epa.gov>
> **Cc:** Press <Press@epa.gov>
> **Subject:** Re: Press Query: Fact-checking plastic stats
>
> Hi Christie, my deadline is tomorrow but the story will be going through a few rounds of edits. If you could get back to me as soon as possible, I'd be very grateful. Thanks so much,
>
> Dominique
>
> On Thu, Apr 13, 2017 at 9:35 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:
>
> > Hi Dominique,
> >
> > What is your deadline?
> >
> > Christie

Christie St. Clair

Office of Public Affairs

Environmental Protection Agency

Washington, DC

o: 202-564-2880

m: Ex. 6 Personal Privacy (PP)

From: Dominique Mosbergen [mailto:dominique.mosbergen@huffingtonpost.com]
Sent: Wednesday, April 12, 2017 11:17 PM
To: StClair, Christie <StClair.Christie@epa.gov>; Press <Press@epa.gov>
Subject: Press Query: Fact-checking plastic stats

Hi there,

I'm Dominique, a reporter with The Huffington Post and I'm working on a story about plastic bags and another on plastic pollution in general. They're going to be a part of a larger series we're rolling out about ocean plastics pollution.

I was hoping the EPA might be able to help me with double-checking a couple of statistics.

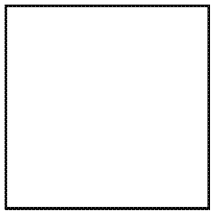
First, I've been seeing this figure floating around: that "less than 1 percent of plastic bags are recycled each year." I was wondering if you could confirm that stat, or if you had updated/other information on that?

Secondly, I was wondering if there was data on what percentage of plastic waste, in general, is recycled in the U.S. every year?

Finally, this might be out of your wheelhouse, but would you happen to know what the market share of plastic bag use is in U.S. supermarkets? There's an outdated stat from 2007 that says 90 percent of grocery bags in the U.S. are plastic, but I haven't been able to find anything more recent.

Thank you so much for your time and input. I look forward to hearing from you,

Dominique



--

Dominique Mosbergen

Reporter, *The Huffington Post*

@dmosbergen

--

Dominique Mosbergen

Reporter, *The Huffington Post*

@dmosbergen

--
Dominique Mosbergen
Reporter, *The Huffington Post*
@dmosbergen

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/23/2017 7:54:44 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Law enforcement investigation into EPA employees' use of Signal

Hey guys, Any thoughts on the below? Please let me know as soon as possible. Thanks for your help.

-Kevin

From: Kevin Bogardus
Sent: Thursday, March 23, 2017 2:46 PM
To: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: Law enforcement investigation into EPA employees' use of Signal

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about a law enforcement investigation into EPA employees' use of Signal, according to an EPA letter sent to the Cause of Action Institute (http://causeofaction.org/assets/uploads/2017/03/EPA-Response-2017-3-22.pdf). That letter says that Signal records created or received by EPA employees are "part of one or more open law enforcement file(s)." In addition, EPA claims the records are exempt from disclosure under the Freedom of Information Act's Exemption 7, which bars disclosure of records that were compiled for "law enforcement purposes" and their disclosure "could reasonably be expected to interfere with ongoing enforcement proceedings." I have one question for you, which is:

- Is there an open law enforcement investigation into EPA employees' use of Signal?

Please get back to me as soon as possible. My deadline is 4 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 3/17/2017 2:20:57 PM
To: Press [Press@epa.gov]
Subject: Lawsuit over Clean Air Act Title V operating permit for Hanford site
Attachments: TitleVsuit.pdf

Hello:

Please let me know if you have any comment on the attached suit. Deadline is 12:30 this afternoon.

Thanks,
Sean Reilly

Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

Richard Smith – WSBA # 21788
Marc Zemel – WSBA # 44325
Smith & Lowney, PLLC
2317 East John Street
Seattle, Washington 98112
(206) 860-2124

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

BILL GREEN Plaintiff, v. SCOTT PRUITT, in his official capacity as Administrator, United States Environmental Protection Agency, Defendant.	)	Civil Case No._____ COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF UNDER 42 U.S.C. § 7604. (Environmental)

Plaintiff, Bill Green, through the undersigned counsel, complains of Defendant, Scott Pruitt, as follows:

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

INTRODUCTION

1. This is a civil action for declaratory and injunctive relief, and costs and fees, under the Clean Air Act ("the Act" or "CAA"), 42 U.S.C. §§ 7401, *et seq*.

2. Plaintiff, Mr. Bill Green, seeks an order declaring that Defendant, the Administrator of the Environmental Protection Agency ("Administrator"), is required, under CAA § 505 (b)(2), 42 U.S.C. § 7661d (b)(2), to grant or deny petitions filed by Green to object to the proposed CAA Title V operating permits for the United States Department of Energy Hanford Site, Permit No. 00-05-006, Renewal 2, Revision B ("Permit Revision B").

3. Green seeks an order requiring defendant Administrator to perform his non-discretionary duty to grant or deny the petition submitted to the Administrator by Green under CAA § 505 (b)(2), 42 U.S.C. § 7661d (b)(2).

JURISDICTION AND VENUE

4. This action arises under the citizen suit provision of the CAA. 42 U.S.C. § 7604(a)(2). This Court has subject matter jurisdiction over the claims set forth in this complaint under 42 U.S.C. § 7604(a)(2), 28 U.S.C. § 1331, and 28 U.S.C. § 2201. The relief requested by Green is authorized by 42 U.S.C. § 7604, 28 U.S.C. §§ 2201 and 2202.

5. Venue is proper in this Court under 28 U.S.C. § 1391(e)(1) and 42 U.S.C. § 7604(c) because the U.S. Department of Energy's Hanford Site is located

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

within the Eastern District of Washington, the permits at issue are site specific, local permits and Green resides within the Eastern District of Washington.

6. A copy of this Complaint will be served upon the Attorney General of the United States and the Administrator as required by 42 U.S.C. § 7604(c)(3).

NOTICE

7. Green gave notice pursuant to and in compliance with the requirements in CAA § 304 (b)(2), 42 U.S.C. § 7604 (b)(2), and 40 C.F.R. Part 54. On December 29, 2016, Green notified the Administrator, via certified mail as well as other required recipients, via first class mail, of Plaintiff's intent to file this action through a Notice of Intent to Sue Pursuant to § 304 (b)(2) of the Clean Air Act. See Exhibit A. The certified mail receipt shows the notice letter was post marked on December 29, 2016 and received by the Administrator's office on January 9, 2017. See Exhibit B.

8. More than 60 days have passed since Green provided his Notice of Intent to File Suit to the Administrator and others which was postmarked on December 29, 2016.

9. Defendant has neither granted nor denied Green's petition. Thus, upon information and belief, Defendant's failure to perform his nondiscretionary duty to grant or deny Green's petition is ongoing and will continue until enjoined and restrained by this Court. Therefore an actual controversy exists between the parties.

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

PARTIES

10. Bill Green, 424 Shoreline Court, Richland, WA 99354-1938, is a natural born citizen of the United States of America and has resided in Richland, Washington, for more than twenty years.

11. Green owns real property and lives within five miles of the Hanford Site, 300 Area. For many years the 300 Area has been the source for slightly more than ninety-eight percent (98%) of the total dose from all of Hanford's point source radionuclide air emissions received by the public according to Department of Energy-certified reports required by 40 C.F.R. 61 subpart H. Green's health and use of the air is harmed by the radionuclide pollutants released into the air by the Hanford Site.

12. The release of pollutants into the air from the Hanford Site impairs Green's use and enjoyment of his property as well as his ability to conduct his daily life activity free from concerns related to exposure to harmful pollutants.

13. Green is also adversely affect by the Administrator's delay in responding to his petitions. The Administrator's failure to respond deprives Green of his procedural rights to protect his interests and rights codified by Congress in the Clean Air Act.

14. Defendant Scott Pruitt is the Administrator of the United States Environmental Protection Agency ("U.S. EPA"). The Administrator is responsible

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

for directing the activities of the U.S. EPA and implementing the requirements of the CAA. Specifically, the Administrator is statutorily required to respond to petitions under CAA § 505 (b)(2), 42 U.S.C. § 7661d (b)(2).

LEGAL BACKGROUND

15. The primary purpose of the Clean Air Act is to "protect and enhance the quality of the Nation's air resources." 42 U.S.C. § 7401(b)(1). To help meet this goal, the 1990 amendments to the Clean Air Act added Title V, creating an operating permit program that applies to the Hanford Site. See 42 U.S.C. §§ 7661-7661f.

16. In enacting the CAA, Congress decided that "air pollution control at its source is the primary responsibility of States and local governments." 42 U.S.C. § 7401(a)(3). Section 502(d)(1) of the CAA calls upon each state to develop and submit to EPA an operating permit program to improve compliance with, and enforcement of, federal air quality requirements. 42 U.S.C. § 7661a(d). Correctly implemented, the Title V program "will enable the source, States, EPA, and the public to understand better the requirements to which the source is subject, and whether the source is meeting those requirements." 57 Fed. Reg. 32,251 (July 21, 1992).

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

17. Permits issued under the Title V program ("Title V permits") are required to "set forth inspection, entry, monitoring, compliance certification, and reporting requirements to assure compliance." 42 U.S.C. § 7661c(c).

18. Before a state can issue a Title V permit, the state must forward the proposed Title V permit to EPA for review. 42 U.S.C. § 7661d(a)(1)(B). EPA then has 45 days to review the proposed permit. 42 U.S.C. § 7661d(b)(1). EPA must object to the permit issuance if EPA finds that the permit does not comply with all applicable provisions of the CAA. Id. If EPA does not object to the permit issuance, then "any person may petition the Administrator within 60 days" of the end of EPA's review period to request that EPA object. 42 U.S.C. § 7661d(b)(2).

19. Once EPA has received a petition requesting that it object to the issuance of a permit, the Administrator has a non-discretionary duty to grant or deny the petition within 60 days and may not delegate action on the petition. Id. If a state issues a final Title V permit and EPA subsequently objects to the permit, then EPA "shall modify, terminate, or revoke such permit." 42 U.S.C. § 7661d(b)(3).

20. The Clean Air Act authorizes citizen suits "against the Administrator where there is alleged failure of the Administrator to perform any act or duty under this chapter which is not discretionary with the Administrator." 42 U.S.C. § 7604(a)(2).

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

FACTUAL BACKGROUND

21. The 586-square-mile Hanford site is a legacy of World War II and the Cold War. In 1943, the federal government selected Hanford as a Manhattan Project site, to enrich plutonium for nuclear weapons. Major site activities included the fabrication of nuclear reactor fuel assemblies in the 300 Area, irradiation of the fuel assemblies in reactors in the 100 Areas, dissolution of fuel assemblies and chemical separations in the 200 Areas, and the storage of waste primarily in the 200 Areas. During Hanford's operation, the federal government deposited hundreds of millions of gallons of radioactive waste directly into the ground in injection wells, trenches, and buried drums, as well as placing waste in 177 large underground tanks. Since 1989, Hanford has become one of the world's largest environmental remediation projects as the Department of Energy develops new waste treatment and disposal technologies as well as demolishes buildings and contains waste from historical operations.

22. The Hanford Site is a major stationary source of air pollution in eastern Washington State. As a major source as defined by CAA § 112(a)(1), 42 U.S.C. § 7712(a)(1), Hanford is required to obtain a Clean Air Act Permit Program Title V Permit ("Title V Permit").

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

CAUSE OF ACTION

23. On April 22, 2015 Green submitted public comments regarding the Hanford Site Title V Permit, Permit No. 00-05-006, Renewal 2, Revision B ("Permit Revision B") to the Washington State Department of Ecology ("Ecology") and the United States Environmental Protection Agency ("EPA"). Green's comments were received by Ecology within the time provided for such comments under Washington State and federal law.

24. Ecology submitted the proposed version of Permit Revision B for the Hanford Site to the U.S. EPA on or about June 10, 2016. This submission commenced a 45-day period for the U.S. EPA to review the permit under CAA § 505 (b)(1), 42 U.S.C. § 7661d (b)(1).

25. The Administrator did not object to the proposed operating permit (Permit 1) for the Hanford Site within the 45-day period provided by CAA § 505 (b)(1), 42 U.S.C. § 7661d (b)(1).

26. On September 1, 2016, within the 60-day petition period provided by CAA § 505 (b)(2), 42 U.S.C. § 7661d (b)(2), Green petitioned the Administrator to object to Permit Revision B ("Petition "). See Exhibit C.

27. Green provided a copy of the Petition to the applicant, the U.S. Department of Energy, and to Ecology, the issuing permitting authority, as required by CAA § 505 (b)(2), 42 U.S.C. § 7661d (b)(2).

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

28. Under CAA § 505 (b), the Administrator had 60 days to grant or deny Green's Petition. This 60-day period expired on or about November 1, 2016.

29. The Administrator's duty to grant or deny Green's Petition within 60 days, by November 1, 2016, is not discretionary.

30. As of the date of this Complaint, the Administrator has not granted or denied Green's Petition , notwithstanding the fact that the deadline to do so has past.

31. The CAA provides Green with a cause of action to compel the Administrator's nondiscretionary duty to grant or deny Mr. Green's timely petition in CAA § 304 (a), 42 U.S.C. § 7604 (a).

PRAYER FOR RELIEF

WHEREFORE, Green respectfully prays for this Court to:

A. Declare that the Administrator has a non-discretionary duty to grant or deny Plaintiff's Petition within 60 days of receiving Plaintiff's petition;

B. Declare that the Administrator's failure to grant or deny Mr. Green's Petition within 60 days is a violation of CAA § 505 (b), 42 U.S.C. § 7661d (b);

C. Order the Administrator to grant or deny Petition immediately, or at a time set by the Court;

D. Award Green his costs of this action, with reasonable attorney fees, pursuant to CAA § 304 (d), 42 U.S.C. § 7604 (d); and

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WA 98112
(206) 860-2883

E. Grant such other relief as the Court deems just and proper.

RESPECTFULLY SUBMITTED this 16th day of March, 2017.

Smith & Lowney, PLLC

By: s/Richard Smith
Richard A. Smith, WSBA # 21788
2317 E. John Street, Seattle, WA 98112
Tel: (206) 860-2883; Fax: (206) 860-4187
Email: rasmithwa@igc.org

s/Marc Zemel
Marc Zemel, WSBA # 44325
2317 E. John Street, Seattle, WA 98112
Tel: (206) 860-2883; Fax: (206) 860-4187
Email: marcz@igc.org

Attorneys for plaintiff Bill Green.

EXHIBIT A TO COMPLAINT

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WASHINGTON 98112
(206) 860-2883, FAX (206) 860-4187

December 29, 2016

Via Certified Mail - Return Receipt Requested
Administrator Gina McCarthy
United States Environmental Protection Agency
Ariel Rios Building, Mail Code 1101A
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Re: **Notice of intent to sue for failure to perform non-discretionary duty under the Clean Air Act to respond to petitions requesting that the Administrator object to the Title V operating permit for the U.S. Department of Energy Hanford Site, Permit No. 00-05-006, Renewal 2, Revision B**

Dear Administrator McCarthy:

This letter is served upon you under Section 304(b) of the Clean Air Act, 42 U.S.C. § 7604(b), and 40 C.F.R. § 54, and provides you with sixty days notice of intent to sue by Bill Green ("Petitioner"), 424 Shoreline Ct., Richland, WA 99354, (509) 375-5443, for your failure to respond within sixty days to the above-referenced timely submitted petition. Any response to this notice of intent to sue should be directed to Petitioner's counsel, the undersigned.

You have violated your non-discretionary duty by failing to grant or deny the Petitioner's request that you object to Title V Air Operating Permit No. 00-05-006, Renewal 2, Revision B for the U.S. Department of Energy Hanford Site, which was received by EPA from the Washington Department of Ecology on or about June 10, 2016. EPA did not object to the proposed permit within 45 days of receipt and, on September 1, 2016, Petitioner submitted a petition requesting that EPA object within the next 60 days. Section 505(b)(2) of the Clean Air Act, 42 U.S.C. § 7661d(b)(2), instructs the Administrator of EPA to respond to such a petition within sixty days of receipt. It is now nearly 60 days past the sixty-day deadline, and you and the EPA have failed to act on Petitioner's request and are thus in violation of your non-discretionary duty to respond. 42 U.S.C. § 7661d(b)(2).

Section 505(b)(2) of the Clean Air Act provides that if the "Administrator does not object to the issuance of a permit pursuant to paragraph (1), any person may petition the Administrator within 60 days after the expiration of the 45-day review period specified in paragraph (1) to take such action." 42 U.S.C. § 7661d(b)(2). Following receipt of such a petition, "the Administrator shall grant or deny such petition within 60 days after the petition is filed." *Id.*

Where there is a failure by the Administrator to perform a non-discretionary act or duty under the Clean Air Act, a civil action is available to enjoin such action. 42 U.S.C. § 7604(a)(2). Accordingly, at the close of sixty days from the postmark date of this notice of intent to sue, the Petitioner intends to file suit against you, or your successor as Administrator, and EPA in federal district court under Section 304 of the Clean Air Act, 42 U.S.C. § 7604(a)(2), seeking declaratory relief, an injunction requiring prompt action on the Petitioner's petitions that is overdue, and an award of litigation expenses.

If you have questions or would like to discuss this matter, please contact me.

Very truly yours,

SMITH & LOWNEY, PLLC

By: _____

Richard Smith
(206) 860-2124
rasmithwa@igc.org

cc: Dennis McLerran, Region 10 Administrator, U.S. EPA
Maia Bellon, Director, Washington Department of Ecology

EXHIBIT B TO COMPLAINT

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WASHINGTON 98112
(206) 860-2883, FAX (206) 860-4187

December 29, 2016

Via Certified Mail - Return Receipt Requested
Administrator Gina McCarthy
United States Environmental Protection Agency
Ariel Rios Building, Mail Code 1101A
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Re: **Notice of intent to sue for failure to perform non-discretionary duty under the Clean Air Act to respond to petitions requesting that the Administrator object to the Title V operating permit for the U.S. Department of Energy Hanford Site, Permit No. 00-05-006, Renewal 2, Revision B**

Dear Administrator McCarthy:

This letter is served upon you under Section 304(b) of the Clean Air Act, 42 U.S.C. § 7604(b), and 40 C.F.R. § 54, and provides you with sixty days notice of intent to sue by Bill Green ("Petitioner"), 424 Shoreline Ct., Richland, WA 99354, (509) 375-5443, for your failure to respond within sixty days to the above-referenced timely submitted petition. Any response to this notice of intent to sue should be directed to Petitioner's counsel, the undersigned.

You have violated your non-discretionary duty by failing to grant or deny the Petitioner's request that you object to Title V Air Operating Permit No. 00-05-006, Renewal 2, Revision B for the U.S. Department of Energy Hanford Site, which was received by EPA from the Washington Department of Ecology on or about June 10, 2016. EPA did not object to the proposed permit within 45 days of receipt and, on September 1, 2016, Petitioner submitted a petition requesting that EPA object within the next 60 days. Section 505(b)(2) of the Clean Air Act, 42 U.S.C. § 7661d(b)(2), instructs the Administrator of EPA to respond to such a petition within sixty days of receipt. It is now nearly 60 days past the sixty-day deadline, and you and the EPA have failed to act on Petitioner's request and are thus in violation of your non-discretionary duty to respond. 42 U.S.C. § 7661d(b)(2).

Section 505(b)(2) of the Clean Air Act provides that if the "Administrator does not object to the issuance of a permit pursuant to paragraph (1), any person may petition the Administrator within 60 days after the expiration of the 45-day review period specified in paragraph (1) to take such action." 42 U.S.C. § 7661d(b)(2). Following receipt of such a petition, "the Administrator shall grant or deny such petition within 60 days after the petition is filed." *Id.*

7016 0340 0000 7094 9990

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®

OFFICIAL USE

Certified Mail Fee
$

Extra Services & Fees (check box, add fee as appropriate)
- ☐ Return Receipt (hardcopy) $
- ☐ Return Receipt (electronic) $
- ☐ Certified Mail Restricted Delivery $
- ☐ Adult Signature Required $
- ☐ Adult Signature Restricted Delivery $

Postmark Here

Postage
$

Total Postage and Fees
$

Sent To: G. McCarthy

Street and Apt. No., or PO Box No.: 1200 Pennsylvania Ave NW

City, State, ZIP+4®: Washington DC 20460

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

---

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Gina McCarthy
U.S. Environmental Protection Agency
William Jefferson Clinton Bldg.
1200 Pennsylvania Ave NW
Mail Code 1101A
Washington, DC 20460

9590 9403 0327 5155 6045 93

2. Article Number (Transfer from service label)

7016 0340 0000 7094 9990

PS Form 3811, April 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Mail Room ☐ Agent ☐ Addressee

B. Received by (Printed Name) JAN 9 2017 C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

7016 0340 0000 7095 0026

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee
$

Extra Services & Fees (check box, add fee as appropriate)
- ☐ Return Receipt (hardcopy) $
- ☐ Return Receipt (electronic) $
- ☐ Certified Mail Restricted Delivery $
- ☐ Adult Signature Required $
- ☐ Adult Signature Restricted Delivery $

Postage
$

Total Postage and Fees
$

Postmark Here

Sent To: D. McLerran

Street and Apt. No., or PO Box No.: 1200 Sixth Ave Ste 900

City, State, ZIP+4®: Seattle, WA 98101

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Dennis J. McLerran, Regional Administrator,
U.S. EPA, Region 10
1200 Sixth Ave. Ste. 900
Seattle, WA 98101

9590 9403 0327 5155 6045 86

2. Article Number (Transfer from service label)
7016 0340 0000 7095 0026

COMPLETE THIS SECTION ON DELIVERY

A. Signature
x Douglas B Laughton ☐ Agent ☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery
1/3

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☑ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

PS Form 38 ..., April 2015 PSN 7530-02-000-9053 Domestic Return Receipt

7016 0340 0000 7095 0002

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee
$

Extra Services & Fees (check box, add fee as appropriate)
- ☐ Return Receipt (hardcopy) $
- ☐ Return Receipt (electronic) $
- ☐ Certified Mail Restricted Delivery $
- ☐ Adult Signature Required $
- ☐ Adult Signature Restricted Delivery $

Postmark Here

Postage
$

Total Postage and Fees
$

647

Sent To M. Bellon

Street and Apt. No., or PO Box No.
PO Box 47600

City, State, ZIP+4®
Olympia WA 98504-7600

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Maia D. Bellon, Director
Washington State Dept. of Ecology
PO Box 47600
Olympia, WA 98504-7600

9590 9403 0327 5155 6045 79

7016 0340 0000 7095 0002

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X
☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

JAN 03 2017

PO Box 41050
Olympia, WA 98504-1050

3. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☑ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

PS Form 3811, April 2015 PSN 7530-02-000-9053 Domestic Return Receipt

CERTIFICATE OF SERVICE

I, Jessie Sherwood, certify under penalty of perjury of the laws of the State of Washington that on December 29, 2016, I served a Notice of Intent to Sue under the Clean Water Act via certified United States Mail, postage prepaid with return receipt requested, upon the following:

Gina McCarthy, Administrator
U.S. Environmental Protection Agency
William Jefferson Clinton Building
1200 Pennsylvania Avenue, N.W.
Mail Code 1101A
Washington, DC 20460

Dennis J. McLerran, Regional Administrator
U.S. Environmental Protection Agency, Region 10
1200 Sixth Ave., Suite 900
Seattle, WA 98101

Maia D. Bellon, Director
Washington State Department of Ecology
PO Box 47600
Olympia, WA 98504-7600

This certificate is being prepared and maintained according to standard protocol for this office.

Jessie Sherwood — 12/30/16
Jessie Sherwood — Date

SMITH & LOWNEY, P.L.L.C.
2317 EAST JOHN STREET
SEATTLE, WASHINGTON 98112
(206) 860-2883

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 1/3/2017 7:16:06 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Near road question

Thanks, Enesta.

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 1:59 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Near road question

Sean: EPA used data from the most recent Census (http://www.census.gov/population/metro/data/) to estimate 53 Core Based Statistical Areas (CBSAs) having populations between 500,000 and 1,000,000 persons.

It may be worth noting that the 53 is not really subtractive from the 126, as that 126 was an estimate based on 2010 Census data.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Tuesday, January 03, 2017 1:16 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Near road question

Thanks, Enesta. Just out of curiosity, is that number somewhere in the final rule or fact sheet? (I couldn't find it in either.) Also, when EPA created the network in the 2010 rule, it projected that a total of 126 monitors would be needed for all three phases. Did that baseline projection increase slightly at some point?

The reason I ask is that the revision published Friday says that, as of November, there were an estimated 69 monitors in operation, with another ten in the process of installation, for a total of 79 under Phases 1 and 2 of the network. If the total number of monitors under all three phases of the program were still 126, that would indicate that the number

now relieved under the cancellation of Phase 3 is 47 (126 minus 79), not 53. This is not a big deal, but I always prefer to have the most up-to-date information, particularly when it comes to numbers.

Sean

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 12:44 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Near road question

Sean: The number of near-road NO2 monitors now relieved from having to be installed due to our removal of Phase 3 requirements is 53.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 3, 2017, at 12:42 PM, Sean Reilly <sreilly@eenews.net> wrote:

> Hi Enesta:
>
> Happy New Year to you as well! The story's already moved; based on data in the final rule, the revision will reduce the number of NOx monitoring stations envisioned under the 2010 rule from about 126 to 79, but if you could confirm for future reference, I'd appreciate it.
>
> Thanks,
> Sean
>
> Sean Reilly
> Reporter
> Greenwire/E&E News
> 202-446-0433 (Direct)
> Ex. 6 Personal Privacy (PP)
> sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, January 03, 2017 12:38 PM
To: Sean Reilly <sreilly@eenews.net>
Subject: Near road question

Hi Sean: Happy New Year! Can you tell me your specific question and hard deadline? Also, are you status checking or writing an actual story?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/22/2017 6:47:52 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: RE: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Thanks Julia. Big help. I got that in the story. Thanks again.

-Kevin

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, March 22, 2017 1:04 PM
To: Kevin Bogardus <kbogardus@eenews.net>
Cc: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>
Subject: Re: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Hi Kevin,

EPA declines to comment at this time.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 22, 2017, at 11:57 AM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Hey guys, any thoughts on the below? Let me know. Thanks.

-Kevin

From: Kevin Bogardus
Sent: Wednesday, March 22, 2017 10:59 AM
To: 'Press' <Press@epa.gov>; 'Ericksen, Doug' <ericksen.doug@epa.gov>; 'Konkus, John' <konkus.john@epa.gov>; 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: FW: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about Cause of Action Institute suing EPA for failing to respond to its FOIA request on records of EPA employees using Signal, the encrypted messaging app. Does EPA have any response to this lawsuit (please see below)?

Please get back to me as soon as possible. My deadline is 12:30 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

-Kevin

From: COA Media [mailto:media@causeofaction.org]
Sent: Wednesday, March 22, 2017 9:29 AM
To: Zachary Kurz <zachary.kurz@causeofaction.org>
Subject: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Washington, D.C. – Cause of Action Institute ("CoA Institute") has filed a lawsuit in the U.S. District Court for the District of Columbia after the Environmental Protection Agency ("EPA") failed to disclose records about its employees' use of an encrypted messaging application, "Signal," to discuss the Trump administration's expected changes to the agency's policy agenda.

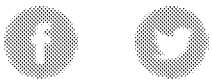
The lawsuit follows a February 2, 2017 Freedom of Information Act ("FOIA") request, which sought all records of Signal communications created or received by EPA officials, as well as records concerning the EPA's efforts, if any, to retriever, recover, or retain such work-related correspondence in accordance with federal records management laws.

Cause of Action Institute Assistant Vice President Henry Kerner: "Career employees at the EPA appear to be using Signal to avoid transparency laws and vital oversight by the Executive Branch, Congress, and the public. Communications on this encrypted application, however, which relate to agency business must still be preserved under the Federal Records Act and be made available for disclosure under the FOIA. Taxpayers have a right to know if the EPA's leadership is meeting its record preservation obligations."

According to media reports, at least a dozen EPA career employees have been using Signal to communicate about work-related issues, including how to prevent President Trump's political appointees from "undermin[ing] their agency's mission to protect public health and the environment" or "delet[ing] valuable scientific data." CoA Institute's investigation into this matter has been widely discussed in the press, along with Congress's request for the EPA's watchdog to independently investigate the matter. To date, the EPA has failed to issue a timely determination on CoA Institute's FOIA request, let alone produce any responsive records.

The full complaint can be found here.

For information regarding this press release, please contact Zachary Kurz, Director of Communications: zachary.kurz@causeofaction.org

 <image004.jpg>

Message

From: Erika Bolstad [ebolstad@eenews.net]
Sent: 12/29/2016 1:23:37 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Milbourn, Cathy [Milbourn.Cathy@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Alaska infrastructure study

Just circling back. Hoping to write this tomorrow, thanks!
Erika

Ex. 6 Personal Privacy (PP)

From: Erika Bolstad
Sent: Wednesday, December 21, 2016 5:02 PM
To: Valentine, Julia
Cc: Milbourn, Cathy
Subject: RE: Alaska infrastructure study

Thanks.
Some questions:

1. What was the impetus for this study?
2. Does it help with budgeting? With making a case for additional congressional funding for infrastructure projects? Or with making an even stronger case for curtailing GHG emissions?
3. There appears to be a good case for spending adaptive money to prevent additional infrastructure costs down the road. Was that a surprising outcome, and what does it suggest about the future approaches to adaptation in Alaska and elsewhere?
4. Is this study scalable? Can the techniques and economic analysis here be applied to other places that face adaptation challenges, like the Louisiana or South Florida coastlines?
5. As a follow up to that question, one of the main sources of damages outlined in the study is from increased precipitation. Is anyone else in the agency or elsewhere looking at quantifying how the possibility of increased severe rain events might impact infrastructure as built in other parts of the U.S.? And what it means for future projects as they're planned?
6. Alaska is well known for some improbable and expensive infrastructure schemes. Examples that come to mind include the infamous bridge-to-nowhere, the experimental hydrofoil ferries and other pricey, subsidized air transport methods. This report suggests a lot of money will have to be spent in the state to protect existing infrastructure. Does the state have an uphill fight on its hands to maintain what it has?
7. What do the authors want this study to lead to next?

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, December 21, 2016 4:42 PM
To: Erika Bolstad <ebolstad@eenews.net>
Cc: Milbourn, Cathy <Milbourn.Cathy@epa.gov>
Subject: RE: Alaska infrastructure study

Hi Erika,

Not sure whether April will be in. So please send along your questions. That way we can try to get answers to you in writing in case an interview isn't possible.

You'll hear back from Cathy Milbourn, me, or Robert Daguillard.

Thanks!

Julia P. Valentine
Acting Director
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Erika Bolstad [mailto:ebolstad@eenews.net]
Sent: Wednesday, December 21, 2016 4:26 PM
To: Press <Press@epa.gov>
Subject: FW: Alaska infrastructure study

Hey there, it's Erika Bolstad with Climatewire. I'm hoping to do a story about the Alaska infrastructure study that'll be appearing in PNAS on Monday. We don't publish next week, so it'll be in our Jan. 3 edition. I was hoping to connect with the lead author on the study, April Melvin. I'm free through the rest of the week (on my cell phone on Friday) and I'll also be available the 27-30, also via cell phone. Tomorrow or Friday would probably be ideal for all involved, though!

Thanks!
Erika Bolstad

Erika Bolstad
Reporter, E&E News
202-446-0460 office
Ex. 6 Personal Privacy (PP)
@erikabolstad

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 4/24/2017 2:26:26 PM
To: Konkus, John [konkus.john@epa.gov]; Freire, JP [Freire.JP@epa.gov]; Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Open data website?

Thanks John. I will quote you from your email in my piece.

One more question, which is:

- EPA would not update its open data website IF there was a government shutdown because there would be a lack of funds but once the government reopened, EPA would be updating its open data website once again. Is that accurate?

Let me know ASAP. Thanks again.

-Kevin

From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Monday, April 24, 2017 10:19 AM
To: Kevin Bogardus <kbogardus@eenews.net>; Freire, JP <Freire.JP@epa.gov>; Bowman, Liz <Bowman.Liz@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Open data website?

Kevin: Rumors about the website, opendata.epa.gov are just that - rumors. The site is up and not going anywhere. A an outside contractor posted the pop-up with the misleading message.

Thank you,

John Konkus

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Monday, April 24, 2017 9:42 AM
To: Konkus, John <konkus.john@epa.gov>; Freire, JP <Freire.JP@epa.gov>; Bowman, Liz <Bowman.Liz@epa.gov>
Subject: Open data website?

J.P., Liz and John,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about EPA's plan to shut down its open data website (please see attached). I had a few questions about this, which are:

- Does EPA plan to shut down its open data website permanently? I have also seen on Twitter that this is a warning that EPA will not update its open data website if there is a government shutdown. Which is it?

Please let me know as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/21/2017 11:01:59 AM
To: tstecker@eenews.net
CC: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: EPA Inquiry

Hi Tiffany
Hope all is well.
I am covering for Robert today. Do you still need your inquiry below answered?

From: Stecker, Tiffany
Sent: Tuesday, April 04, 2017 4:37 PM
To: Press <Press@epa.gov>
Cc: Robert Daguillard (Daguillard.Robert@epa.gov) <Daguillard.Robert@epa.gov>
Subject: FTEs for ORD and OPP in FY 2014 and FY 2015

Hello Robert,

For my background: Where can I find the FTE numbers for the Office of Pesticide Programs and the Office of Research and Dev. For FY 2014 and 2015?

If I could get this info by the end of the day, that would be great.

Many thanks,

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cel Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 4/20/2017 1:54:35 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]; Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Teleconference

OK. We can update the story as needed.

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Thursday, April 20, 2017 9:52 AM
To: Sean Reilly <sreilly@eenews.net>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Teleconference

Hi Sean – We can take a look at this, but won't be able to get back to you until this afternoon b/c a lot of our folks are traveling.

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Thursday, April 20, 2017 9:44 AM
To: Bowman, Liz <Bowman.Liz@epa.gov>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Teleconference

Liz, John:

I'm writing something about this this morning. Can you let me know how EPA defines "stakeholder" in this case and approximately how many people/organizations this was sent to? Also, are other EPA branches (e.g., the Office of Water) holding similar events and what is OAR's next step after this teleconference in regard to compliance with E.O. 13777?

My deadline is 11:45 this morning.

Thanks,
Sean Reilly

Reporter
E&E News
202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: EPA Office of Transportation & Air Quality <OTAQ@epa.gov>
Subject: Invitation: Office of Air and Radiation Regulatory Reform Public Teleconference
Date: April 20, 2017 at 9:02:00 AM EDT

Dear Stakeholder,
Consistent with Executive Order 13777, The U.S. Environmental Protection Agency's Office of Air and Radiation (OAR) is hosting a public teleconference on April 24, 2017 from 11:00am to 2:00pm EDT to solicit input on specific air and radiation actions that could be repealed, replaced, or modified to make them less burdensome.

On February 24, 2017, President Donald Trump issued Executive Order 13777 on Enforcing the Regulatory Agenda. The Executive Order (EO) establishes the "policy of the United States to alleviate unnecessary regulatory burdens placed on the American people." Among other things, it requires each agency to create a Regulatory Reform Task Force to evaluate existing regulations and to identify regulations that should be repealed, replaced, or modified.
OAR is holding a public meeting via teleconference on April 24, 2017 so that we can listen and learn from those directly impacted by our regulations. The focus of this teleconference will be on air and radiation actions only. We invite you to provide input on these actions during the public teleconference or by submitting comments to the EPA-wide docket using docket number: EPA-HQ-OA-2017-0190. The docket, which is accessible through www.regulations.gov, will remain open through May 15, 2017. OAR will give equal consideration to input provided through either of these methods. Additional information on joining the teleconference and submitting comments through the docket are below. For questions about this process, please contactoarinvitations@epa.gov. For more information about this effort, please visit https://www.epa.gov/laws-regulations/regulatory-reform.

Teleconference Details:

OAR's public teleconference will be an operator assisted call. The call with start with brief remarks from EPA and the remainder of the call will be dedicated to listening to public input. Participants wishing to speak or listen do not need to register in advance for the teleconference. To hear the opening remarks, please dial in 10 minutes before the start time. You may call into the teleconference at any time during the three-hour period.
If you wish to speak, at any time, you may nominate yourself to speak by hitting *1 on your phone. Your name will be added to a queue. Speakers will be asked to deliver 3 minutes of remarks and will be called on a first come, first served basis. OAR will do our best to hear from everyone who wishes to speak. The teleconference will be transcribed and will be added to the docket. If you do not have the opportunity to speak on the call, please submit your input to the docket(docket number: EPA-HQ-OA-2017-0190). OAR will give equal consideration to input provided through either of these methods.

Date: April 24, 2017
Time: 11:00 – 2:00 p.m. EDT
Participant Dial-in Number: (800) 305-3182
Conference ID#: 8535873

Providing Input through the Docket:
Comments can be submitted to the public docket, EPA-HQ-OA-2017-0190, which is available at www.regulations.gov. The docket will be open until May 15, 2017.
We also recommend that you clearly include the subject area on which you are providing input at the beginning of your comment. The subject area could include, but is not limited to, a reference to any of the following:

- Code of Federal Regulations regulatory cite or Part/Subpart cite (e.g., 40 CFR part 1900, 40 CFR 1900.10(b), etc.);
- Federal Register citation;
- Regulatory program or rulemaking title;
- Title of guidance document.

Detailed instructions on how to submit comments to the docket are available at: https://www.regulations.gov/help.
Also, EPA's Tips for Effective Comments can be found at: https://www.epa.gov/dockets/commenting-epa-dockets#tips.

Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

Reporter

E&E News
Ph: 202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 4/20/2017 1:42:20 PM
To: Press [Press@epa.gov]
Subject: follow up on comments about EPA regulations to repeal

Hi,

I am looking through the public comments about what regulations should be repealed, and it looks like there is overwhelming support to keep regulations in place. Can you tell me how this public input will factor into EPA's decision making going forward, if by the end of the comment period in May people are still overwhelmingly calling for the current regulations to stay?

My deadline is 3 pm Eastern today.

Thanks,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 4/20/2017 1:30:38 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Comment from stakeholder meeting today--E&E News

Thanks, Liz. Just wanted to circle back with you to let you know I was sent the slideshow EPA presented at the meeting yesterday and to double check that you didn't want to offer more detailed comments. In particular, my article will mention slides 8 and 9 which describe approaches to regulating relatively permanent waters and wetlands to be consistent with Justice Scalia's Rapanos opinion. I'm working remotely today, so feel free to email or call my cell if you need to reach me - Ex. 6 Personal Privacy (PP)

Thanks,

Ariel

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: Thursday, April 20, 2017 8:20 AM
To: Ariel Wittenberg
Cc: Press
Subject: RE: Comment from stakeholder meeting today--E&E News

Hi Ariel -- The meeting was an opportunity for EPA to hear from stakeholders early in the process. We are encouraged by the wide-ranging feedback we received and look forward to working with these and other partners moving forward, as we seek to define "Waters of the U.S." in a way that strikes the proper balance among local, state and federal protections for the environment and the communities that rely on these waters.

Thanks – Liz

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, April 19, 2017 5:32 PM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Comment from stakeholder meeting today--E&E News

Hi Liz,

Just wanted to circle back with you about getting some sort of comment or statement from EPA about the meeting held today with the intergovernmental organizations and the discussions that were held about repealing and replacing WOTUS. I'm writing for a 10 a.m. deadline tomorrow.

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
Ex. 6 Personal Privacy (PP)
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Christa Marshall [cmarshall@eenews.net]
Sent: 3/22/2017 4:56:15 PM
To: Press [Press@epa.gov]
Subject: FW: Press Inquiry about Climate Change

Hello,

I'm a reporter for E&E News. I'm writing a short story on Stephen Hawking calling for Pruitt to no longer head EPA because of his climate change views. I'd love to get a statement if possible. My deadline is 3 pm. Thanks much!

Best Regards,

Christa Marshall
Reporter
cmarshall@eenews.net
202-446-0466
Ex. 6 Personal Privacy (PP)

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Christa Marshall [cmarshall@eenews.net]
Sent: 3/22/2017 4:55:46 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Press Inquiry about Climate Change

Hello,

I'm a reporter for E&E News. I'm writing a short story on Stephen Hawking calling for Pruitt to no longer head EPA because of his climate change views. I'd love to get a statement if possible. My deadline is 3 pm. Thanks much!

Best Regards,

Christa Marshall
Reporter
cmarshall@eenews.net
202-446-0466
Ex. 6 Personal Privacy (PP)

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 4/19/2017 4:25:52 PM
To: Press [Press@epa.gov]
Subject: question on NSPS review

Hi,

I wanted to double check to make sure I'm understanding why EPA is reviewing the methane rule finalized last year.

EPA's argument for reviewing the rule is that the final rule included aspects that were included were not part of the proposed rule. But didn't the final rule have to undergo a period of public comment as well? Why then is this considered a reason to review the rule? Isn't EPA supposed to make changes to the proposed rule based on the comments it receives, if it deems the change necessary?

Thanks for your clarification. My deadline is 5 pm Eastern today.

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/22/2017 3:57:12 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Hey guys, any thoughts on the below? Let me know. Thanks.

-Kevin

From: Kevin Bogardus
Sent: Wednesday, March 22, 2017 10:59 AM
To: 'Press' <Press@epa.gov>; 'Ericksen, Doug' <ericksen.doug@epa.gov>; 'Konkus, John' <konkus.john@epa.gov>; 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: FW: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about Cause of Action Institute suing EPA for failing to respond to its FOIA request on records of EPA employees using Signal, the encrypted messaging app. Does EPA have any response to this lawsuit (please see below)?

Please get back to me as soon as possible. My deadline is 12:30 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

-Kevin

From: COA Media [mailto:media@causeofaction.org]
Sent: Wednesday, March 22, 2017 9:29 AM
To: Zachary Kurz <zachary.kurz@causeofaction.org>
Subject: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Washington, D.C. – Cause of Action Institute ("CoA Institute") has filed a lawsuit in the U.S. District Court for the District of Columbia after the Environmental Protection Agency ("EPA") failed to disclose records about its employees' use of an encrypted messaging application, "Signal," to discuss the Trump administration's expected changes to the agency's policy agenda.

The lawsuit follows a February 2, 2017 Freedom of Information Act ("FOIA") request, which sought all records of Signal communications created or received by EPA officials, as well as records concerning the EPA's efforts, if any, to retriever, recover, or retain such work-related correspondence in accordance with federal records management laws.

Cause of Action Institute Assistant Vice President Henry Kerner: "Career employees at the EPA appear to be using Signal to avoid transparency laws and vital oversight by the Executive Branch, Congress, and the public. Communications on this encrypted application, however, which relate to agency business must still be preserved under the Federal Records Act and be made available for disclosure under the FOIA. Taxpayers have a right to know if the EPA's leadership is meeting its record preservation obligations."

According to media reports, at least a dozen EPA career employees have been using Signal to communicate about work-related issues, including how to prevent President Trump's political appointees from "undermin[ing] their agency's mission to protect public health and the environment" or "delet[ing] valuable scientific data." CoA Institute's investigation into this matter has been widely discussed in the press, along with Congress's request for the EPA's watchdog to independently investigate the matter. To date, the EPA has failed to issue a timely determination on CoA Institute's FOIA request, let alone produce any responsive records.

The full complaint can be found here.

For information regarding this press release, please contact Zachary Kurz, Director of Communications: zachary.kurz@causeofaction.org

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 4/19/2017 1:27:27 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Clean water rule -- E&E News

Hi Liz,

Just to clarify, does that mean you are not contracting currently with an outside firm, or also that you do not have plans to do so in the future?

Thanks,

Ariel

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: Tuesday, April 18, 2017 5:26 PM
To: Ariel Wittenberg
Subject: RE: Clean water rule -- E&E News

We are not contracting with an outside firm for WOTUS

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Tuesday, April 18, 2017 3:57 PM
To: Press <Press@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Clean water rule -- E&E News

Hi Everyone,

I'm working on an article about a report in Politico about EPA being in active discussions with the Waters Advocacy Coalition about how the EPA might draw on the private sector to rewrite the Clean Water Rule. I wanted to see if EPA had any comment on these reports, and also the letter Sen. Carper sent to Administrator Pruitt regarding this report (https://www.epw.senate.gov/public/_cache/files/22b83110-e862-4430-8c3d-c601eb7c34bb/carper-calls-on-pruitt-to-disavow-reports-of-plan-to-outsource-clean-water-rules-to-industry.pdf) . My deadline is 10 a.m. tomorrow morning.

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
202-737-4557
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 4/26/2017 8:45:50 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Office of Water listening session next week -- E&E News

May 1… I'm not asking for a story, I'm asking because I want to be able to attend the meeting.

Thanks,

Ariel

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, April 26, 2017 4:45 PM
To: Ariel Wittenberg <awittenberg@eenews.net>
Cc: Press <Press@epa.gov>
Subject: RE: Office of Water listening session next week -- E&E News

Hi Ariel,

We have your request. What's your firm deadline?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, April 26, 2017 1:44 PM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Office of Water listening session next week -- E&E News

Hi all,

Just wanted to get in touch regarding the Office of Water's public listening session on May 2. I was wondering whether there is a separate process for press to ensure that we can actually listen in and cover the meeting.

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
202-737-4557

@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Joseph Erbentraut [joseph.erbentraut@huffingtonpost.com]
Sent: 4/18/2017 9:27:42 PM
To: Milbourn, Cathy [Milbourn.Cathy@epa.gov]; Jones, Enesta [Jones.Enesta@epa.gov]; Daguillard, Robert [Daguillard.Robert@epa.gov]
Subject: Huffington Post reporter inquiry - re: Administrator Pruitt's East Chicago visit and Region 5 reports

Hello,

I'm a senior reporter at The Huffington Post based in Chicago. I wanted to reach out again ahead of Administrator Pruitt's visit to East Chicago on Wednesday to ask if the agency has any comment yet on the petition submitted last month on behalf of East Chicago residents and community groups re: the lead contamination issues, or to concerns that proposed budget cuts to the agency could hurt East Chicago's efforts to address these issues.

I also wanted to ask if the agency can offer any additional response to the reports in Sun-Times and elsewhere that the agency's Region 5 Chicago office may shutter.

Thank you for your help - I'm looking at a deadline of EOD Wednesday with this.

Best,
Joe

--
JOSEPH ERBENTRAUT
SENIOR REPORTER, THE HUFFINGTON POST
joseph.erbentraut@huffingtonpost.com
office: 312-803-5070

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/21/2017 7:47:52 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Oklahoma Bar ethics complaint against Administrator Pruitt?

Hey guys, any thoughts on the below? Please let me know ASAP. Thanks.

-Kevin

From: Kevin Bogardus
Sent: Tuesday, March 21, 2017 2:52 PM
To: 'Press' <Press@epa.gov>; 'Ericksen, Doug' <ericksen.doug@epa.gov>; 'Konkus, John' <konkus.john@epa.gov>; 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: Oklahoma Bar ethics complaint against Administrator Pruitt?

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about this Oklahoma Bar ethics complaint filed against Administrator Pruitt by the Center for Biological Diversity (http://www.biologicaldiversity.org/news/press_releases/2017/scott-pruitt-03-21-2017.php). The complaint centers on Administrator Pruitt's testimony at his confirmation hearing regarding his use of personal email for official business as Oklahoma attorney general.

Does EPA have any response to this complaint?

Please get back to me as soon as possible. My deadline is 4 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 4/26/2017 5:26:59 PM
To: Press [Press@epa.gov]
Subject: please disregard email about government shutdown.

It was sent prematurely.

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 4/26/2017 5:12:27 PM
To: Press [Press@epa.gov]
Subject: if the federal government shuts down

I see EPA has a shut down plan from 2011 on the books in case the federal government runs out of funds. Is that document the guidelines you will be using if necessary, or is there something more recent?

The document's title is " U.S. Environmental Protection Agency Contingency Plan for Shutdown" April 2011.

My deadline is 4 pm Eastern as I have to head out of the office early today.

Thanks!

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 4/26/2017 3:25:35 PM
To: Press [Press@epa.gov]
Subject: Pruitt in Cabinet prayer group?

Hi,

I'm not sure if this is true or not, but I saw something on my Google alerts about Scott Pruitt being part of a Cabinet level Bible study, that may or may not involve the president.

I wanted to check in with you about whether that story was 1. true, and 2. If it would be possible to arrange an interview with the administrator about how faith plays a role in his work.

Thanks for your help.

Sincerely,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 4/12/2017 12:55:09 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: D.C. Circuit Court's order in ozone litigation
Attachments: ozoneorder411.pdf

Hi John:

Do you have any on-the-record comment on the court's decision released late yesterday to postpone oral arguments and hold the litigation in abeyance, per EPA's earlier motion? My deadline is 11:40 this morning.

Thanks,
Sean Reilly

Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 15-1385 **September Term, 2016**

EPA-80FR65292

Filed On: April 11, 2017

Murray Energy Corporation,

Petitioner

v.

Environmental Protection Agency,

Respondent

American Lung Association, et al.,
Intervenors

Consolidated with 15-1392, 15-1490, 15-1491, 15-1494

BEFORE: Griffith, Pillard, and Wilkins, Circuit Judges

ORDER

Upon consideration of respondent's motion to continue oral argument and the opposition thereto, it is

ORDERED that the motion be granted, and these consolidated cases are hereby removed from the April 19, 2017 oral argument calendar. It is

FURTHER ORDERED that these consolidated cases be held in abeyance pending further order of the court. EPA is directed to file status reports on the agency's review of the 2015 Rule at 90-day intervals beginning 90 days from the date of this order. Within 30 days of the agency notifying the court and the parties what action it has or will be taking with respect to the 2015 Rule, the parties are directed to file motions to govern future proceedings in these consolidated cases.

The court disfavors motions to postpone oral argument and reminds respondent it is imperative that the court be notified promptly when a potential issue arises that affects the date of oral argument.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Michael C. McGrail
Deputy Clerk

Message

From: Jean Chemnick [jchemnick@eenews.net]
Sent: 4/17/2017 9:01:43 PM
To: Press [Press@epa.gov]
Subject: for today

Hey there,

Will Pruitt be in town tomorrow or no? And who will represent EPA at the White House meeting on the Paris deal?

Jean Chemnick
Reporter
E&E News international beat
Ex. 6 Personal Privacy (PP)

Message

From: Yount, Emily [Emily.Yount@washpost.com]
Sent: 4/17/2017 2:24:14 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Washington Post request: Air quality data

Thanks! sa-hamburg 0507

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Monday, April 17, 2017 at 10:16 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Hi Emily,
Hope all is well. Our response is still under review. I hope to have it to you tomorrow.

Thanks for your patience.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 17, 2017, at 10:14 AM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Enesta,
>
> Checking in to see if my last email made sense. I'm happy to call and speak on the phone today too.
>
> Thanks,
> Emily

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Yount, Emily" <Emily.Yount@washpost.com>
Date: Tuesday, April 11, 2017 at 5:00 PM
To: "Jones, Enesta" <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

Apologies for missing your call. I was in a meeting.

The goal of this project is to help people understand their current air quality conditions in the context of historical air quality in their area as well as air quality around the world — hence the really large data set request. This isn't a traditional written story. It will be a visual interactive that incorporates the data you provide. We will credit the source and also explain any caveats that are necessary to include. I am aware the AirNow data is unverified, for example.

To recap, I know I can get the current condition data from AirNow. The historical data I'm looking for is …

For each monitoring station (all 2,304 stations), I'm looking for the following data:

- Best daily average of PM 10
- Best daily average of PM 2.5
- Best daily average of Ozone
- Worst daily average of PM 10
- Worst daily average of PM 2.5
- Worst daily average of Ozone

For the following time blocks:

- 1980 – 1989
- 1990 – 1999
- 2000 – 2009
- 2010 – present

The number of data points would be:
2,304 stations X 4 time blocks X 3 measurements (PM10, PM 2.5, Ozone) X 2 (best and worst) = 41,472 data points

Thank you,
Emily

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, April 11, 2017 at 4:37 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: "Jones, Enesta" <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

As a follow-up to my call, Emily, knowing the gist of your story would help us determine the best data for your purposes. You are wanting to figure out the best and worst air quality day in the U.S. for each decade? So just four data points?

We're still working on pulling the daily summaries, but understanding how you plan to use the data will help us in 1) giving you the data that best fits your needs and 2) explaining how you can and can't use the data we provide (e.g., how exceptional events impact daily values, how you can't determine if an area is in compliance without design values, etc.).

Thanks.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 10, 2017, at 3:55 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thanks, Enesta. Tomorrow is fine.

Yes, I heard back from the State Dept. today.

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Monday, April 10, 2017 at 3:24 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Hi Emily, we'll need until tomorrow to address your follow-up.

Did you get the responses from the State Department?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 10, 2017, at 10:44 AM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thanks, Enesta. I have a couple of follow-up questions.
>
> It looks like the CSV files you sent over have an arithmetic mean and 1st max value.
>
> - Is the 1st max value the worst daily average for that year?
> - Is it possible to re-send the data but include the best daily average for that year?
>
> Thank you,
> Emily

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Friday, April 7, 2017 at 3:24 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.

The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. Data handling procedures consistent with the most recent national ambient air quality standards for ozone and PM.
3. All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 4/10/2017 7:50:55 PM
To: Press [Press@epa.gov]; Freire, JP [Freire.JP@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: RELEASE: Carper Leads Call for Pruitt to Address Likely Conflicts of Interest Regarding Clean Power Plan
Attachments: removed.txt

Hey guys, any thoughts on the below? Please let me know. Thanks for your help.

-Kevin

From: Kevin Bogardus
Sent: Monday, April 10, 2017 2:42 PM
To: Press <Press@epa.gov>; 'Freire, JP' <Freire.JP@epa.gov>; Konkus, John <konkus.john@epa.gov>; 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: FW: RELEASE: Carper Leads Call for Pruitt to Address Likely Conflicts of Interest Regarding Clean Power Plan

JP, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about Senate Democrats asking EPA Administrator Pruitt about his ethics plans regarding the Clean Power Plan. Does EPA have any response to this letter?

Please get back to me as soon as possible. My deadline is 4 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: DemPress (EPW) [mailto:DemPress_DemPress@epw.senate.gov]
Sent: Monday, April 10, 2017 2:17 PM
To: DemPress (EPW) <DemPress_DemPress@epw.senate.gov>
Subject: RELEASE: Carper Leads Call for Pruitt to Address Likely Conflicts of Interest Regarding Clean Power Plan

FOR RELEASE: April 10, 2017
CONTACT: Meghan Pennington and Christine Brennan – (202) 224-8832

Carper Leads Call for Pruitt to Address Likely Conflicts of Interest Regarding Clean Power Plan

WASHINGTON, D.C. – Today, U.S. Senator Tom Carper (D-Del.), top Democrat on the Environment and Public Works Committee, led his colleagues in calling for Environmental Protection Agency (EPA) Administrator Scott Pruitt to address the apparent conflict of interest regarding his participation in EPA's review of the Clean Power Plan, which Mr. Pruitt formerly challenged in court as Oklahoma's Attorney General.

Senator Carper, along with Senators Richard Blumenthal (D-Conn.), Cory Booker (D-N.J.), Maria Cantwell (D-Wash.), Dick Durbin (D-Ill.), Kamala Harris (D-Calif.), Patrick Leahy (D-Vt.), Edward J. Markey (D-Mass.), Jeff Merkley (D-Ore.) and Sheldon Whitehouse (D-R.I.) requested information on Mr. Pruitt's efforts to mitigate the likely conflicts of interest.

The Senators wrote, **"Beginning in August 2014, you filed actions in both the U.S. Circuit Court of Appeals for the District of Columbia *(West Virginia v. EPA)* and the Northern District of Oklahoma challenging the Clean Power Plan on behalf of the State of Oklahoma…We all continue to believe that you should have committed to recuse yourself extensively from a number of matters during your confirmation process. Nevertheless, your anticipation of, and preparation for, signing of the Federal Register Notice and filing of the Motion in the DC Circuit should have triggered the more limited recusal policy to which you have already and repeatedly agreed."**

Prior to his confirmation as EPA Administrator, Mr. Pruitt said he would "seek authorization [from the EPA's Designated Agency Ethics Officer] to participate personally and substantially in particular matters involving specific parties in which [he] know[s] the State of Oklahoma is a party or represents a party." Last month, Senator Carper led lawmakers in calling on Pruitt to address similar conflicts of interest regarding EPA's review of the Clean Water Rule, which Mr. Pruitt also sought to overturn as Oklahoma's Attorney General. Mr. Pruitt has yet to respond to that March 21 request.

Full text of the letter to Administrator Pruitt can be found below and in pdf form here.

April 7, 2017

The Honorable Scott Pruitt
Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Dear Administrator Pruitt:

Prior to your confirmation as Administrator, you committed to avoid actual or apparent conflicts of interest. We write to request information on the actions you have taken to address likely conflicts created by your role in representing the State of Oklahoma in litigation challenging the EPA's Clean Power Plan. On the same day that President Trump issued his March 28, 2017 Executive Order on Energy Independence you took two significant actions with respect the Clean Power Plan. You signed a Federal Register "Notice of Review of the Clean Power Plan." You also filed a Motion to Hold Cases in Abeyance in *State of West Virginia, et al. v. United States Environmental Protection Agency, et al.* (Circuit Court of Appeals for the District of Columbia, USCA Case #15-1363), the very case in which you represented the State of Oklahoma. Two days later, on March 30, you sent a letter to 47 governors propounding a legal interpretation of the effect of the Supreme Court's stay of the Clean Power Plan, a stay which you yourself sought in your capacity as Attorney General of Oklahoma. We believe you are required to have secured authorization from the Environmental Protection Agency's Designated Agency Ethics Officer (DAEO) to participate in these matters. We seek your written confirmation that such authorization has been granted, or that you will recuse yourself from these matters going forward.

In your January 3, 2017, Ethics Agreement,[1] you stated that for a one-year period, you "will seek authorization to participate personally and substantially in particular matters involving specific parties in which I know the State of Oklahoma is a party or represents a party." This commitment was reiterated in a January 16, 2017 response to a January 12 letter sent by nine Members of the Environment and Public Works Committee from Kevin Minoli, EPA's Designated Agency Ethics Official (DAEO) and Principal Deputy General Counsel, which also stated:

> "Pursuant to the impartiality rules, any court case is considered a specific party matter. Thus, if the State of Oklahoma is a party or represents a party in a particular piece of litigation, Mr. Pruitt's ethics agreement includes a commitment to seek authorization to participate personally and substantially in that litigation. Should Mr. Pruitt seek authorization to participate in any litigation in which a person with whom he has a covered relationship is a party or represents a party, as stated above, the EPA Designated Agency Ethics Official would consider the factors set forth in 5 C.F.R. section 2635.502(d)(1)-(6) for purposes of compliance with the federal ethics rules."

Additionally, in response to questions for the record submitted to the Committee on Environment and Public Works you stated:

> "As EPA Administrator I will recuse [sic] from participation in litigation in matters in which I represented the State of Oklahoma, unless I receive informed consent from the State of Oklahoma and the permission of relevant federal ethics officials."

Beginning in August 2014, you filed actions in both the U.S. Circuit Court of Appeals for the District of Columbia *(West Virginia v. EPA)* and the Northern District of Oklahoma challenging the Clean Power Plan on behalf of the State of Oklahoma.

In the March 28 Notice you state that "EPA is initiating … review of the CPP", and that "EPA's review will be followed by a rulemaking process" if the review determines that a rulemaking is appropriate. In part on the basis of that Notice, the EPA moved the D.C. Circuit Court of Appeals on March 28 to hold cases consolidated under *West Virginia v. EPA* in abeyance.

We all continue to believe[2] that you should have committed to recuse yourself extensively from a number of matters during your confirmation process. Nevertheless, your anticipation of, and preparation for, signing of the Federal Register Notice and filing of the Motion in the DC Circuit should have triggered the more limited recusal policy to which you have already and repeatedly agreed.

---

[1] https://extapps2.oge.gov/201/Presiden.nsf/PAS+Index/C3B4C444EB20D1FD852580C1002C7A75/$FILE/Pruitt,%20Edward%20Scott%20%20%20finalAMENDEDEA.pdf

[2] http://www.markey.senate.gov/imo/media/doc/Pruitt%20recusal%20letter%2002.16.17.pdf

In light of: 1) your Ethics Agreement; 2) the response of EPA's DAEO to the January 12 letter; 3) your representations to the Environment and Public Works Committee during your confirmation process; 4) your role representing the State of Oklahoma in litigation challenging the Clean Power Plan; and 5) the March 28 Notice and the March 28 Motion, please respond to the following requests in writing and provide copies of all documentation supporting your responses:

1. Other than the actions you took on March 28, have you recused yourself from the actions concerning the Clean Power Plan specified in the March 28 Notice, and, if so, to what extent have you done so?
2. If not, why not? If you have recused yourself from these matters, please provide the name(s) and identify the position(s) of the individual(s) you have directed to act in your stead.
3. Have you sought authorization to participate in those actions from the DAEO – and if you have done so, when did you do so? Please provide a copy of any written material submitted to the DAEO in making, or following up on, that request.
4. Has the DAEO granted such authorization, and if so, has the authorization included any restrictions or limitations on your participation? Please provide a copy of any written material conveying the DAEO's response.
5. If you have neither been recused from participation in this matter nor sought authorization from the DAEO to participate in the actions specified in the March 28 Notice with respect to the Clean Power Plan, please explain why you have not.
6. Have you requested or received a waiver to participate personally and substantially in any other particular matters involving specific parties in which the State of Oklahoma is a party or represents a party? If so, please provide copies of all such requests and all such grants from the DAEO.

Please provide your responses to these inquiries and requests by no later than April 21, 2017. We very much appreciate your prompt attention to this matter.

###

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/14/2017 2:17:23 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: coffee?

Can we resked?

--
Eric Wolff
Energy Reporter
POLITICO
Ex. 6 Personal Privacy (PP)
ewolff@politico.com
@ericwolff

Message

From: Annie Snider [asnider@politico.com]
Sent: 4/25/2017 9:06:07 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Media inquiry: perchlorate

Got it, thanks!

Sent from my iPhone

On Apr 25, 2017, at 4:58 PM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:

Hi Annie,

Here's our response, attributable to an agency spokesperson.

EPA is on track to meet the schedules outlined in the consent decree.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 25, 2017, at 2:06 PM, Annie Snider <asnider@politico.com> wrote:

Hello, all,

I'm working on a story for our policy magazine, The Agenda, about the challenges of setting new regulations under the Safe Drinking Water Act, looking specifically at perchlorate.

EPA signed a consent decree with NRDC last year setting a timeline for acting on perchlorate, with the external peer review process to be completed by Oct 18, 2017, a proposed Maximum Contaminant Level Goal and regulation due out by Oct 31, 2018 and final ones by Dec. 19, 2019.

Can you tell me if EPA is on track to meet these deadlines? Might EPA reconsider the 2011 regulatory determination to regulate perchlorate?

My deadline is 2pm tomorrow.

Thanks,
Annie

Annie Snider
Reporter
POLITICO
asnider@politico.com
703-672-2819 - desk
Ex. 6 Personal Privacy (PP) cell
@AnnElizabeth18

Message

From: Hannah Hess [hhess@eenews.net]
Sent: 4/13/2017 3:29:17 PM
To: Press [Press@epa.gov]
Subject: Comment on PEER lawsuit over CO2 comments

Good morning,
Wondering if EPA is commenting on the complaint filed by Public Employees for Environmental Responsibility in US District Court today seeking data Administrator Scott Pruitt relied upon in making statements that human activity is not a "primary contributor" to climate change.

I am on a 12:30pm deadline.

Thanks!

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Emily Holden [eholden@eenews.net]
Sent: 4/13/2017 3:45:08 AM
To: Graham, Amy [graham.amy@epa.gov]
CC: Press [Press@epa.gov]; pressrsvp [pressrsvp@epa.gov]
Subject: Re: RSVP for Sycamore

No, it will just be me. Sorry about that!

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

On Apr 12, 2017, at 10:59 PM, Graham, Amy <graham.amy@epa.gov> wrote:

> Hi Emily – I noticed you and Kevin Bogardus have both RSVP'd from E&E. Will you both be attending tomorrow?
>
> Thank you,
> Amy
>
> ---
>
> **From:** Emily Holden [mailto:eholden@eenews.net]
> **Sent:** Wednesday, April 12, 2017 8:50 PM
> **To:** Valentine, Julia <Valentine.Julia@epa.gov>
> **Cc:** Press <Press@epa.gov>; pressrsvp <pressrsvp@epa.gov>
> **Subject:** Re: RSVP for Sycamore
>
> Thanks all! See some of you tomorrow.
>
> **Emily Holden**
> Reporter at E&E News
> Content Editor, E&E's Power Plan Hub
> Desk: (202) 446-0408
> Cell: Ex. 6 Personal Privacy (PP)
> eholden@eenews.net
> @emilyhholden
> @EENewsUpdates
>
> On Apr 12, 2017, at 8:48 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:
>
>> Hi Emily, we received your email, thanks.
>>
>> Julia P. Valentine
>> Office of Media Relations
>> 202.564.2663
>> Sent from USEPA iPhone

On Apr 12, 2017, at 8:09 PM, Emily Holden <eholden@eenews.net> wrote:

Hi Julia. Not sure who else to email at this point, but I'm planning to start driving to PA at 6 a.m. Would love to have confirmation that someone got my RSVP before I set out. Thanks!

Emily Holden
ClimateWire Reporter at E&E Publishing
Cell: Ex. 6 Personal Privacy (PP)
Desk: (202) 446-0408
eholden@eenews.net
@emilyhholden

From: Emily Holden
Sent: Wednesday, April 12, 2017 6:17 PM
To: pressrsvp@epa.gov
Cc: press@epa.gov
Subject: Re: RSVP for Sycamore

Hi. Can you confirm I'm on your list? Want to make sure I'm all set before I make the early morning drive. Thanks.

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

On Apr 12, 2017, at 4:00 PM, Emily Holden <eholden@eenews.net> wrote:

> Hi,
> I would like to attend for the visit at the mine tomorrow. Is there any other info you need from me?
> Thanks,
> Emily
>
> **Emily Holden**
> Reporter at E&E News
> Content Editor, E&E's Power Plan Hub
> Desk: (202) 446-0408
> Cell: Ex. 6 Personal Privacy (PP)
> eholden@eenews.net
> @emilyhholden
> @EENewsUpdates

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 11/10/2016 4:04:48 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Ozone

OK; I appreciate your checking.

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, November 10, 2016 10:57 AM
To: Sean Reilly <sreilly@eenews.net>
Subject: Re: Ozone

Hi Sean: No we don't.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 10, 2016, at 10:45 AM, Sean Reilly <sreilly@eenews.net> wrote:

> Hi Enesta:
>
> Does EPA have any summary data compiled based on these recommendations—for example, the total number of counties (or parts of counties) on a state-by-state basis proposed for nonattainment with the 2015 ozone NAAQS versus those currently in nonattainment with the 2008 ozone NAAQS?
>
> Thanks,
> Sean
>
> Sean Reilly
> Reporter
> Greenwire/E&E News
> 202-446-0433 (Direct)
> Ex. 6 Personal Privacy (PP) (Cell)

sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Thursday, November 10, 2016 8:36 AM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Ozone

Hi Sean: All of the letters we've received are posted at: https://www.epa.gov/ozone-designations/ozone-designations-regulatory-actions.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 11/10/2016 1:38:57 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Ozone

Thanks for following up, Enesta. Were they posted this morning?

Sent from my iPhone

On Nov 10, 2016, at 8:36 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:

> Hi Sean: All of the letters we've received are posted at: https://www.epa.gov/ozone-designations/ozone-designations-regulatory-actions.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 4/12/2017 8:07:08 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: RE: D.C. Circuit Court's order in ozone litigation

Hi Liz:

Just to be clear, the only deadlines that I see in the court's order are those requiring status reports every 90 days, coupled with a requirement for all parties to file motions, etc. within 30 days after EPA provides notification of what it intends to do. If I'm missing something that requires EPA to make a decision by a certain date on whether to reconsider the 2015 ozone NAAQS, please let me know. Also, I'm still interested in knowing whether EPA at this point intends to pursue continued implementation of the 2015 NAAQS.

Thanks,
Sean

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Wednesday, April 12, 2017 2:35 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>
Subject: RE: D.C. Circuit Court's order in ozone litigation

Hi Sean -- We are carefully reviewing the standard and its implications to determine whether to reconsider it, and will be following the deadlines set by the court's order.

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Wednesday, April 12, 2017 9:34 AM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Cc: Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>
Subject: RE: D.C. Circuit Court's order in ozone litigation

Got it, Liz. Two quick follow-ups: Does EPA have any timetable for making a decision on its reconsideration of the 2015 ozone NAAQS and does the agency meanwhile plan to continue with implementation of the NAAQS, including the nonattainment determinations currently scheduled to be finalized by October?

Thanks,
Sean

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Wednesday, April 12, 2017 9:22 AM
To: Sean Reilly <sreilly@eenews.net>
Cc: Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>
Subject: RE: D.C. Circuit Court's order in ozone litigation

Hi Sean - Our statement is below. Thank you.

"We are thankful to the court for granting our motion to postpone oral argument. In light of President Trump's pro-growth agenda, EPA continues to carefully review the broad implications of the 2015 ozone

standard and ensure that we are supporting American jobs and protecting human health and the environment."

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Wednesday, April 12, 2017 8:55 AM
To: Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: D.C. Circuit Court's order in ozone litigation

Hi John:

Do you have any on-the-record comment on the court's decision released late yesterday to postpone oral arguments and hold the litigation in abeyance, per EPA's earlier motion? My deadline is 11:40 this morning.

Thanks,
Sean Reilly

Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ph: Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 4/12/2017 7:37:51 PM
To: Press [Press@epa.gov]
Subject: Pruitt visit to PA tomorrow

Hi,

I wanted to follow up on the release you just sent out.

Is this Administrator Pruitt's first trip to a coal mine since taking on the EPA leadership role? How many trips has he taken so far as administrator?

Can you offer more detail on what the "Back to Basics" agenda is? Can we expect Administrator Pruitt to provide some substantive detail about how EPA will increase jobs and return power back to states?

Thanks!

Niina

Message

From: Emily Holden [eholden@eenews.net]
Sent: 4/12/2017 7:16:15 PM
To: Press [Press@epa.gov]
Subject: RE: PA visit?

Now seeing this. Could you please add me to this list? Thanks! https://www.epa.gov/newsreleases/epa-administrator-visit-pennsylvania-coal-mine-launch-back-basics-agenda-0

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

From: Emily Holden
Sent: Wednesday, April 12, 2017 3:14 PM
To: Press <Press@epa.gov>
Subject: PA visit?

Hi,
Do you have any more details on this trip?
.@EPA head Scott Pruitt headed to @CONSOL_Energy coal mine in Pa. tomorrow to launch agency's "Back-to-Basics" agenda.
https://twitter.com/AriNatter/status/852232985390796800
On deadline for 5 p.m.
Thanks,
Emily

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 4/12/2017 6:51:19 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: WOTUS plans -- E&E News

Thanks, Liz. I appreciate it. I'm going to write this up for our PM edition to make sure your perspective is out there as I didn't get it in the first story.

Ariel

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Wednesday, April 12, 2017 2:45 PM
To: Ariel Wittenberg <awittenberg@eenews.net>
Cc: Press <Press@epa.gov>
Subject: RE: WOTUS plans -- E&E News

Hi Ariel – The list of organizations receiving the letter is below. The reason we didn't get back to you right away earlier is because I was trying to track down this information for you, along with a copy of the letter. I apologize if it took a bit to get back to you. Thanks for understanding – Liz

EPA is contacting the National Governors' Association, the National Conference of State Legislatures, the Council of State Governments, the National League of Cities, the U.S. Conference of Mayors, the National Association of Counties, the International City/County Management Association, the National Association of Towns and Townships, the County Executives of America, and the Environmental Council of States to request their input on this rulemaking. Additionally, EPA is inviting several state and local water associations, such as the National Association of Clean Water Agencies, the Association of Clean Water Administrators, and the Association of State Wetland Managers, to participate.

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, April 12, 2017 1:57 PM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: WOTUS plans -- E&E News

Hi Liz,

Thanks for sending! Just wanted to clarify who this letter was sent to. Was it the Association of State Wetland Managers or another association?

Thanks,

Ariel

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Wednesday, April 12, 2017 1:50 PM
To: Ariel Wittenberg <awittenberg@eenews.net>

Cc: Press <Press@epa.gov>
Subject: FW: WOTUS plans -- E&E News

Hi Ariel – That letter is attached, which explains our plans with regard to WOTUS. Thank you – Liz

---

From: Ariel Wittenberg
Sent: Wednesday, April 12, 2017 8:20 AM
To: press@epa.gov
Cc: Grantham.Nancy@epa.gov; konkus.john@epa.gov
Subject: WOTUS plans -- E&E News

Hi John and Nancy,

Was hoping to confirm something I've been hearing from a few people that someone from the EPA spoke at a meeting of the Association of State Wetland Managers yesterday and discussed plans to repeal and revise WOTUS. What I've heard is that someone from EPA Headquarters (It was scheduled to be Benita Best-Wong but someone else came instead) said that the EPA intends to hold two separate rulemaking processes to fulfill President Trump's Executive Order. The first would issue a proposal to rescind WOTUS and replace it with the 1986 regulations. The second would begin a new rulemaking to issue a new definition of "Waters of the U.S.". I was hoping you could please confirm this and also tell me who it was that replaced Benita at the meeting. Also, any further comment would be appreciated. My deadline is 11:30 today,

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
202-737-4557
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: David Ferris [dferris@eenews.net]
Sent: 11/9/2016 7:59:29 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: reporter from NARUC panel

Thanks, Enesta.

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: Wednesday, November 09, 2016 1:43 PM
To: David Ferris
Cc: Jones, Enesta
Subject: Re: reporter from NARUC panel

Hi David: Our response is below. Please attribute to US EPA:

EPA's Energy Star applies a source conversion factor to grid-based electricity used in a building in order to calculate the 1-100 Energy Starscore within Portfolio Manager. This single, national conversion factor accounts for generation and transmission losses.

· As the contribution of non-combustible renewable energy sources to the electric grid increases, EPA believes it is important for this source conversion factor to reflect that contribution.

· Therefore, EPA is changing from the "fossil fuel equivalency" approach to the "captured energy" approach described in the Department of Energy paper as the more appropriate method for the Energy Star score (as DOE EERE is doing for many of its products and reports). The underlying data for this calculation will continue to be from the Energy Information Administration.

· This change will not take effect until EPA releases its updated Energy Star scores in early 2018.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 8, 2016, at 1:42 PM, David Ferris <dferris@eenews.net> wrote:

Hi Ernesta. Yes, I do have a hard deadline -- EOD Thursday.

Thanks,

David

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: Tuesday, November 08, 2016 1:27 PM
To: David Ferris
Cc: Jones, Enesta
Subject: reporter from NARUC panel

Hi David: We received your inquiry below. We are working on a response. I'll be back in touch with it soon. Do you have a hard deadline?

I'm a reporter from EnergyWire. I'm at work on another story where I need EPA input, but I am not sure whom to ask this sort of question. Can you advise?

The question I have related to EnergyStar Portfolio Manager. I'm writing a story about a new white paper from EERE at DOE. In that paper, EERE says that Portfolio Manager plans to change the way it calculates offsite renewable energy (page 6). But it doesn't cite a source, and I'm trying to determine what EPA's plans are on this (obscure but important) issue.

Thanks for the referral, and I hope all is well!

Best regards,

David

David Ferris
Reporter
E&E News

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 11/9/2016 7:37:06 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Uranium mill emissions regs

OK

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, November 09, 2016 2:36 PM
To: Sean Reilly <sreilly@eenews.net>
Subject: Re: Uranium mill emissions regs

Hi Sean: This one is for Tricia Lynn. She's at Lynn.Tricia@epa.gov

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 9, 2016, at 2:09 PM, Sean Reilly <sreilly@eenews.net> wrote:

> Hi Enesta:
>
> According to the reginfo.gov site, OMB completed its review of the final rule (http://www.reginfo.gov/public/do/eAgendaViewRule?pubId=201604&RIN=2060-AP26) yesterday. Can you let me know whether it's been signed yet or if not, when the signing is expected? My deadline is 3:15 today.
>
> Thanks,
> Sean
>
> Sean Reilly
> Reporter
> Greenwire/E&E News
> 202-446-0433 (Direct)
> Ex. 6 Personal Privacy (PP)

sreilly@eenews.net

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 4/12/2017 6:23:14 PM
To: Press [Press@epa.gov]; Freire, JP [Freire.JP@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: FW: Judicial Watch Sues EPA for Communications Records of Officials Who May Have Used Cell Phone Message Encryption App to Thwart Government Oversight

JP and John,

Hi, it's Kevin Bogardus with E&E News.

Does EPA have any response to this lawsuit below?

Please get back to me as soon as possible. My deadline is 4 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: Judicial Watch [mailto:jw@pr.judicialwatch.org]
Sent: Wednesday, April 12, 2017 2:16 PM
To: Kevin Bogardus <kbogardus@eenews.net>
Subject: Judicial Watch Sues EPA for Communications Records of Officials Who May Have Used Cell Phone Message Encryption App to Thwart Government Oversight

Web Version | Unsubscribe

Judicial Watch
Because no one is above the law!

FOR IMMEDIATE RELEASE
Contact: 202-646-5188
April 12, 2017

Judicial Watch Sues EPA for Communications Records of Officials Who May Have Used Cell Phone Message Encryption App to Thwart Government Oversight

Suit seeks to determine whether officials used software app known as "Signal" to secretly send and receive official messages

(Washington, DC) — Judicial Watch today announced it filed a Freedom of Information Act (FOIA) lawsuit for communications sent or received by EPA officials who may have used the cell phone encryption application "Signal" to thwart government oversight and transparency. The suit was filed in the United States District Court for the District of Columbia (*Judicial Watch v. Environmental Protection Agency* (No. 1:17-cv-00533)).

The lawsuit was filed after the EPA failed to respond to Judicial Watch's February 3, 2017 FOIA request seeking:

. Any and all work-related communications sent to or from the following EPA officials using the app known as "Signal," for the period February 3, 2016 to the present:

- Administrator (or Acting);
- Deputy Administrator (or Acting);
- Assistant Administrator (or Acting), Office of Air and Radiation;
- Assistant Administrator (or Acting), Office ofChemical Safety and Pollution Prevention;
- Assistant Administrator (or Acting), Office ofEnforcement and Compliance Assurance;
- Assistant Administrator (or Acting), Office of Landand Emergency Management;
- Assistant Administrator (or Acting), Office ofInternational and Tribal Affairs; and
- Chief Financial Officer (or Acting).

2. Any and all records requesting or approving the use of the messaging app known as "Signal" by any EPA personnel for official business. The time frame for the requested records is July 1, 2014 to the present.

The use of Signal by EPA officials to prevent government oversight was reported in a February 2, 2017, *Politico* article entitled "Federal workers turn to encryption to thwart Trump." According to the article:

> Whether inside the Environmental Protection Agency, within the Foreign Service, on the edges of the Labor Department or beyond, employees are using new technology … to organize letters, talk strategy, or contact media outlets and other groups to express their dissent.

***

> Fearing for their jobs, the employees began communicating incognito using the app Signal shortly after Trump's inauguration.

***

> [T]he goal is to "create a network across the agency" of people who will raise red flags if Trump's appointees do anything unlawful.

"This new lawsuit could expose how the anti-Trump 'deep state' embedded in EPA is working to undermine the rule of law," said Judicial Watch President Tom Fitton. "Let's hope the Trump administration enforces FOIA and turns over these records. Given EPA's checkered history on records retention and transparency, it is disturbing to see reports that career civil servants and appointed officials may now be attempting to use high-tech blocking devices to circumvent the Federal Records Act and the Freedom of Information Act altogether."

Signal has long been touted within the high-tech community as an encryption device particularly effective for blocking government access to smartphone messaging. In a 2015 article entitled "Signal Keeps Your I-Phone Calls and Texts Safe from Government Oversight," TechCrunch.com advised, "Don't want someone else handing your text messages, pictures, video or phone conversations over to the government? There's an app for that. An iOS app called Signal is a project out of Open Whisper Systems, a not-for-profit collective of hackers dedicated to making it harder for prying government eyes to get a hold of your information."

The use of private encryption software such as Signal by federal officials and employees not only may make it difficult for their work to be overseen; it also may make it impossible for federal agencies to fulfill their record-keeping and transparency obligations under the Federal Records and Freedom of Information Acts. The Federal Records Act requires federal employees to preserve all records of work-related communications on government servers, even if such communications occur over non-government emails, phones or text messages. The records must be forwarded on to the agency for preservation and archiving, and the records are subject to release under the Freedom of Information Act, unless specifically exempted.

The Environmental Protection Agency has a history of employees' failing to preserve records and using private emails to conduct agency business or conducting official business through non-official communications channels:

- According to a September 20, 2016, report put out by the Energy and Environment Legal Institute, which was based upon emails obtained under FOIA: "Moving select correspondence about EPA-related business to non-official email accounts was an understood, deliberate and widespread practice in the Obama EPA."

- According to a December 21, 2016, Inspector General Report, the EPA's "mobile device-management processes do not prevent employees from changing the device's configuration settings for retaining text messages on all government-issued mobile devices." Apparently, at least one EPA employee set his phone to delete messages automatically after 30 days.
- Although excluded from the body of the IG report, the Inspector General reportedly told the chairman of the House Committee on Science, Space and Technology, Lamar Smith, who requested the IG investigation, that EPA officials archived only 86 text messages out of 3.1 million messages sent and received by agency employees in 2015.
- Chairman Smith originally requested the IG report in November 2014 after it was revealed that high-ranking EPA officials, including then-EPA Administrator Gina McCarthy, may have deleted texts to hide official business.

###

Unsubscribe

Judicial Watch
425 Third Street SW
Suite 800
Washington, DC 20024

Judicial Watch is a 501(c)(3) nonprofit organization. Contributions are received from individuals, foundations, and corporations and are tax-deductible to the extent allowed by law.
judicialwatch.org

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 11/8/2016 6:59:26 PM
To: Janie Boschma [jboschma@politico.com]; Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Aviation GHG data

Janie, for attribution to U.S. EPA. Thanks, R.

"The correct aircraft GHG numbers are in our fact sheet as follows:

- 12 percent of GHG emissions from the transportation sector in the U.S.
- 3 percent of total U.S. GHG emissions.
- 29 percent of all global aircraft GHG emissions.
- 0.5 percent of total global GHG emissions

The U.S. numbers are from the 2016 EPA GHG and Sinks Report. The global numbers are from the IPCC 5th Assessment. The full references are below.

U.S. EPA, 2016: *Inventory of U.S. Greenhouse Gas Emissions and Sinks: 1990–2014*, 1,052 pp., U.S. EPA Office of Air and Radiation, EPA 430–R–16–002, April 2016. Available at: www3.epa.gov/climatechange/ghgemissions/usinventoryreport.html (last accessed June 14,2016).

IPCC, 2014: *Climate Change 2014: Mitigation of Climate Change. Contribution of Working Group III to the Fifth Assessment Report of the Intergovernmental Panel on Climate Change* [Edenhofer, O., R. Pichs-Madruga, Y. Sokona, E. Farahani, S. Kadner, K. Seyboth, A. Adler, I. Baum, S. Brunner, P. Eickemeier, B. Kriemann, J. Savolainen, S. Schlo¨mer, C. von Stechow, T.
Zwickel and J.C. Minx (eds.)]. Cambridge University Press, 1435 pp."

From: Janie Boschma [mailto:jboschma@politico.com]
Sent: Monday, November 07, 2016 11:07 AM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>; Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Aviation GHG data

Good morning, and thank you both!

From: "Daguillard, Robert" <Daguillard.Robert@epa.gov>
Date: Monday, November 7, 2016 at 11:06 AM
To: "Jones, Enesta" <Jones.Enesta@epa.gov>, Janie Boschma <jboschma@politico.com>
Subject: RE: Aviation GHG data

Good morning all and thanks to Enesta for forwarding.

Very best, R.

From: Jones, Enesta
Sent: Monday, November 07, 2016 11:05 AM
To: Janie Boschma <jboschma@politico.com>
Cc: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: RE: Aviation GHG data

Hi Janie: Robert Daguillard, looped here, will be back in touch with you. This issue falls on his portfolio.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Janie Boschma [mailto:jboschma@politico.com]
Sent: Monday, November 07, 2016 10:49 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Aviation GHG data

Of course. I'm working on an infographic overview, I guess you could call it a primer, on the ICAO airline emissions standards including the United States' role as an emitter for Pro. I'm trying to wrap up before Election Day so COB today would be the soft deadline, with a hard deadline of COB Wednesday.

Thank you!

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Monday, November 7, 2016 at 10:45 AM
To: Janie Boschma <jboschma@politico.com>
Subject: RE: Aviation GHG data

Hi Janie: Can you tell me what you are working on and your hard deadline?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Janie Boschma [mailto:jboschma@politico.com]
Sent: Monday, November 07, 2016 10:45 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Aviation GHG data

Good morning, Enesta,

I've been hunting around for the data confirming the bulleted stats the EPA highlighted in its aviation press releases, copied here:

U.S. aircraft emit:

&#8226 **11 percent** of GHG emissions from the transportation sector in the U.S.
&#8226 **3 percent** of total U.S. GHG emissions.
&#8226 **29 percent** of GHG emissions from all aircraft globally.
&#8226 **0.5 percent** of total global GHG emissions.

So far I haven't had much luck. Could you help point me in the right direction if it's posted on the EPA site somewhere, or let me know if it might be available elsewhere as part of the findings?

Thank you so much, I appreciate it.

Janie

--

Janie Boschma
Data Editor
POLITICOPRO
(703) 236-7923 (w)
Ex. 6 Personal Privacy (PP)
Jboschma@politico.com

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/29/2017 1:50:10 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: JP Freire

Hey guys, any thoughts on JP Freire being expected to join EPA as its new communications director? Let me know. Thanks.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: Kevin Bogardus
Sent: Tuesday, March 28, 2017 10:50 AM
To: Press; Ericksen, Doug; Konkus, John; Valentine, Julia
Subject: JP Freire

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I had a quick question for you, which is:

- I have seen reports that JP Freire, Sen. Hatch's communications director, is expected to join EPA as its communications director. Is that accurate?

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS

122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Marc Heller [mheller@eenews.net]
Sent: 11/7/2016 3:11:30 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Urban Air Initiative

writing for noon. And, I guess, is EPA doing the bidding of the big oil companies, as these folks allege?

Marc Heller
Agriculture Reporter
Greenwire/E&E News
(202) 446-0411
mheller@eenews.net

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: Monday, November 07, 2016 10:10 AM
To: Marc Heller
Subject: Re: Urban Air Initiative

Hi Marc: What's your hard deadline? And what's your specific question?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 7, 2016, at 10:08 AM, Marc Heller <mheller@eenews.net> wrote:

> Hi Enesta,
>
> Is this your thing? I'm knocking out a quick story this morning, and if you had any perspective to add, I'd surely use it...
>
> Thanks,.
> marc
>
> Marc Heller
> Agriculture Reporter
> Greenwire/E&E News
> (202) 446-0411
> mheller@eenews.net
>
> <urbanairreport.pdf>

Message

From: Marc Heller [mheller@eenews.net]
Sent: 11/7/2016 3:08:42 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Urban Air Initiative
Attachments: urbanairreport.pdf

Hi Enesta,

Is this your thing? I'm knocking out a quick story this morning, and if you had any perspective to add, I'd surely use it...

Thanks,.
marc

Marc Heller
Agriculture Reporter
Greenwire/E&E News
(202) 446-0411
mheller@eenews.net

BOYDEN GRAY & ASSOCIATES PLLC
801 17TH STREET, NW, SUITE 350
WASHINGTON, DC 20006
(202) 955-0620

November 2, 2016

To: Urban Air Initiative

From: Boyden Gray & Associates

Re: Evidence of Collusion between EPA and the Oil Industry in the EPAct study

On behalf of the Urban Air Initiative, Boyden Gray & Associates has reviewed over four thousand EPA documents related to the design of an influential fuel effects study known as the EPAct study. The documents, obtained through litigation under the Freedom of Information Act, include many emails sent between EPA and oil company employees. Thanks to these documents, we have learned many technical details about the EPAct study that will help support subsequent challenges to EPA models based on the EPAct study. In addition, and perhaps more importantly, we have collected evidence demonstrating EPA's collusion with the oil industry to generate scientific data favorable to oil.

During this process, we have learned that the oil industry, and the Coordinating Research Council or "CRC", an organization funded by the American Petroleum Institute,[1] exercised significant influence over the design of the EPAct study, and the test fuels used in the study in particular.

EPA's emails show that oil company employees affiliated with CRC were "very eager to provide input" to EPA.[2] EPA made it clear to these oil company employees that it "was definitely seeking their input, especially on the fuel matrix," and that it would not finalize the test fuels without CRC's approval.[3] As result of the oil industry's significant influence over the EPAct study, EPA decided to use match-blended test fuels similar to the test fuels used in prior CRC studies.[4]

The emails show that EPA's open door policy to oil company employees has a simple explanation. EPA wanted oil money.[5] EPA proposed using CRC as a clearinghouse to "pool money" and other forms of support for the EPAct study.[6] EPA aggressively solicited oil company employees affiliated with CRC, asking them to "lay the groundwork for higher level discussions" about funding "with member companies and/or trade associations."[7] EPA emphasized that the study would "be critical to future policy decisions," providing examples of how the resulting data would support future regulatory initiatives affecting biofuels.[8]

EPA's solicitations worked. Oil company employees provided technical input to EPA free of cost. EPA, for example, hosted several phone conferences with BP and Chevron consultants to "resolve several outstanding issues related to" the test fuels.[9] Based on this feedback, EPA re-designed the test fuels and proposed several test fuel design options to BP and Chevron employees, asking them which fuels they would "prefer to see tested" in the EPAct study.[10] A Chevron employee responded by reaching out to EPA to discuss possible "compromises."[11] And in response to this input, EPA changed the fuel parameters to "allay" the oil company employee's concerns.[12]

Later, the same Chevron re-designed the test fuels, adding two new match-blended test fuels to the EPAct study.[13] And when EPA ran out funds because it mismanaged the study, CRC purchased the test vehicles for EPA free of cost, so EPA could finalize the EPAct study.[14]

The evidence also shows that EPA and its oil industry collaborators expected the test fuels to produce bad results for ethanol. When preliminary tests of fuels that were not closely match-blended showed that higher ethanol fuels lowered emissions of nitrogen oxides and other pollutants, EPA considered "changing the program midstream" to obtain different results "if we continue seeing no NO_X effect" for ethanol.[15] EPA decided to cut these test fuels from the study entirely, instead using only test fuels that were closely match-blended to EPA's arbitrary parameters.[16]

The emails also show that EPA made a series of arbitrary changes to the fuels that lacked any plausible scientific rationale, in response to EPA management's directive to "emphasiz[e] ethanol's effects" as the goal of the study.[17] As a result of this directive and the oil industry's involvement, the statistical quality of the study deteriorated significantly, falling below the level of quality that EPA initially said was acceptable.[18]

In sum, the email records collected by Urban Air Initiative paint a very grim picture of EPA's partnership with the oil industry.

All of the EPA documents cited in this press release are available at this link.

---

[1] CRC, CRC Organizational Overview 8 (June 22, 2015), http://bit.ly/1T2nlfD.

[2] E-mail from John Koupal, Dir., Air Quality and Modeling Ctr., Assessment and Standards Division ("ASD"), Office of Transportation and Air Quality ("OTAQ"), EPA, to Michael Christianson, ASD, OTAQ, EPA, et al., EPA-RED-000270 (June 7, 2007) ("The CRC members are very eager to provide input to us . . . . I made it clear that . . . we are definitely seeking their input to finalize, especially on the fuel matrix.").

[3] *Id.*

[4] *Compare* EPA, EPAct Light Duty Fuel Effects Program, Experimental Design Proposals, Presentation to CRC, EPA-RIF-000320, at -000324 (Sept. 14, 2007), *with* Thomas Durbin, *Effects of Ethanol and Volatility Parameters on Exhaust Emissions*, CRC Project No. E-67 (2006).

[5] John Koupal & Rick Rykowski, ASD, OTAQ, EPA, EPA Perspective on Fuel Effects Data Needs, Briefing for CRC Board, EPA-RIF-000775, at -000786, -000788 (Sept. 28, 2006) (requesting that CRC "pool money" from "member companies")

[6] *Id.* at -000786.

[7] *Id.* at -000786, -000788

[8] *Id.* at -000778, -000790–793.

[9] E-mail from Rafal Sobotowski, ASD, OTAQ, EPA, to Frank S. Gerry, BP Products, et al., EPA-RIF-004017 (Feb. 12, 2008) ("In order to resolve several outstanding issues related to this fuel matrix, we would like to propose a conference call between fuel experts from EPA, BP, and NREL to discuss" "T50 ranges at the different ethanol content levels" and "RVP ranges at ethanol content/T50 combinations selected for the test fuels."); E-mail from Rafal Sobotowski, ASD, OTAQ, EPA, to Frank S. Gerry, BP Products, et al., EPA-RIF-004040 (Feb. 13, 2008) ("The EPAct Fuel Matrix conference will take place today[.]").

[10] E-mail from Rafal Sobotowski, ASD, OTAQ, EPA, to Wendy Clark, NREL, DOE, et al., EPA-RED-000209 (Feb. 19, 2008).

[11] E-mail from James P. Uihlein, Chevron Products Co., to Rafal Sobotowski, ASD, OTAQ, EPA, et al., EPA-RIF-003001 (Feb. 22, 2008) (stating that EPA had agreed "that whatever fuel matrix is selected, there will be compromises involved.").

[12] *See* "Response to Uihlein.doc," EPA-RIF-003014, *attachment to* E-mail from Rafal Sobotowski ASD, OTAQ, EPA, to Rafal Sobotowski, EPA-RIF-003013 (Feb. 24, 2008) (informing a consultant from Chevron that EPA was changing the test fuel parameters "to allay [his] concerns").

[13] James P. Uihlein, Proposed CRC Addition to EPA Fuel Effects Study, CRC Emissions Committee Meeting, EPA-RIF-000411, at 000415–16 (May 22, 2008) (proposing the addition of two new test fuels); E-mail from James P. Uihlein, Chevron Products Co., to

---

Rafal Sobotowski, ASD, OTAQ, EPA, EPA-RIF-012841 (Sept. 15, 2008) (selecting two new test fuels, following CRC's re-design of the study's test fuels).

[14] EPA, EPAct/V2/E-89: Assessing the Effect of Five Gasoline Properties on Exhaust Emissions from Light-Duty Vehicles Certified to Tier 2 Standards: Final Report on Program Design and Data Collection 46 (Apr. 2013) ("The Coordinating Research Council then purchased the test vehicles and made them available to the test program for the remainder of its duration.").

[15] EPA, E0-E10-E15 Results from Phase 1 of EPAct Program, EPA-RIF-009068, at -009082 (Sept. 4, 2008) ("If we continue seeing no NO_X effect, should we . . . [a]dd some tests with fuels that have exactly the same properties except for ethanol[?]").

[16] EPAct/V2/E-89: Final Report on Program Design, App'x A: Re-Design of the Fuel Matrices for EPAct Program, at A-12 ("Fuels 26, 27 and 28 were removed from the matrix design #4.") (hereinafter EPAct Appendix A, Re-Design).

[17] E-mail from Catherine Yanca, to Rich Cook, & Joseph Somers, ASD, OTAQ, EPA, EPA-RED-000537, at -000537–38 (Feb. 24, 2009).

[18] *Compare* EPA, Fuel Matrix Design Options, EPA-RED-001086, at -001087 (Jul. 18, 2007) (">60% considered satisfactory") *with* EPAct Appendix A, Re-Design, *supra* note 16, A-2 (Apr. 2013) ("50-60% is considered adequate for prediction purposes."); *see also id.* at A-13 (lowering the quality of the test fuel matrix to 51.6%).

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 4/12/2017 2:36:28 PM
To: Press [Press@epa.gov]
CC: Grantham, Nancy [Grantham.Nancy@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: RE: WOTUS plans -- E&E News

Hi All,

Just wanted to make sure you got me email from earlier this morning.

Thanks,

Ariel

From: Ariel Wittenberg
Sent: Wednesday, April 12, 2017 8:20 AM
To: press@epa.gov
Cc: Grantham.Nancy@epa.gov; konkus.john@epa.gov
Subject: WOTUS plans -- E&E News

Hi John and Nancy,

Was hoping to confirm something I've been hearing from a few people that someone from the EPA spoke at a meeting of the Association of State Wetland Managers yesterday and discussed plans to repeal and revise WOTUS. What I've heard is that someone from EPA Headquarters (It was scheduled to be Benita Best-Wong but someone else came instead) said that the EPA intends to hold two separate rulemaking processes to fulfill President Trump's Executive Order. The first would issue a proposal to rescind WOTUS and replace it with the 1986 regulations. The second would begin a new rulemaking to issue a new definition of "Waters of the U.S.". I was hoping you could please confirm this and also tell me who it was that replaced Benita at the meeting. Also, any further comment would be appreciated. My deadline is 11:30 today,

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
202-737-4557
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Arianna Skibell [askibell@eenews.net]
Sent: 4/12/2017 1:49:43 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
CC: McGonagle, Kevin [mcgonagle.kevin@epa.gov]; So, Katherine [so.katherine@epa.gov]
Subject: RE: press list

Many thanks

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, April 12, 2017 9:49 AM
To: Arianna Skibell <askibell@eenews.net>
Cc: McGonagle, Kevin <mcgonagle.kevin@epa.gov>; So, Katherine <so.katherine@epa.gov>
Subject: Re: press list

Hi Arianna,

We will add you.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 12, 2017, at 9:38 AM, Arianna Skibell <askibell@eenews.net> wrote:

> Hi, I was hoping to be added to your press list. What's the best way to do that?
>
> Thank you,
> Arianna
>
> **Arianna Skibell**
> E&E News reporter
> askibell@eenews.net
> 202-446-0409 (office)
> Ex. 6 Personal Privacy (PP)
> @AriannaSkibell
>
> ---
>
> **E&E NEWS**
> 122 C Street NW 7th Floor Washington, DC 20001
> www.eenews.net | @EENewsUpdates
> Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 4/7/2017 4:50:30 PM
To: Press [Press@epa.gov]
Subject: confirming closure of EPA programs

Hi,

I saw reporting that EPA is now closing programs on adaptation and sustainability even before the budget has been finalized, and about 40 or so employees are being assigned to new positions. Can you confirm this?

My deadline is 5 pm today.

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Hannah Hess [hhess@eenews.net]
Sent: 4/7/2017 4:46:04 PM
To: Press [Press@epa.gov]; Bowman, Liz [Bowman.Liz@epa.gov]
Subject: Staff reassigned - E&E News

Hi Liz,
Can you confirm 40+ EPA staff will be reassigned as the administration closes programs on smart growth, regulatory innovation and climate change adaptation? I am looking for details on closure plans.

On a 3:15pm deadline.

Thank you,
Hannah

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Christa Marshall [cmarshall@eenews.net]
Sent: 4/7/2017 2:31:39 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: EPA press releases

Thanks! I've stopped getting EPA releases so I appreciate it.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, April 07, 2017 10:26 AM
To: Christa Marshall <cmarshall@eenews.net>
Subject: Re: EPA press releases

Hi Christa,
Sure thing!

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 7, 2017, at 10:24 AM, Christa Marshall <cmarshall@eenews.net> wrote:

> Hello,
>
> I'm a reporter for E&E News. I cover energy issues and would like to receive EPA press releases. Can you add me to the list? Thanks!
>
> **Best Regards,**
>
> **Christa Marshall**
> **Reporter**
> **cmarshall@eenews.net**
> **202-446-0466**
> Ex. 6 Personal Privacy (PP) **(c)**
>
> ---
>
> **E&E NEWS**
> 122 C Street NW 7th Floor Washington, DC 20001
> www.eenews.net | @EENewsUpdates

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 2/17/2017 10:33:46 PM
To: Press [Press@epa.gov]
Subject: RE: Scott Pruitt Confirmed and Sworn in as EPA Administrator

Hi:

Please confirm that he has in fact been sworn in.

Sean Reilly

Reporter
E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: U.S. Environmental Protection Agency [mailto:noreply-subscriptions@epa.gov]
Sent: Friday, February 17, 2017 4:19 PM
To: Sean Reilly <sreilly@eenews.net>
Subject: Scott Pruitt Confirmed and Sworn in as EPA Administrator

EMBARGOED UNTIL 5:30 P.M. EST FEB. 17, 2017

CONTACT:
Press@epa.gov

Scott Pruitt Confirmed and Sworn in as EPA Administrator

WASHINGTON--Today, Oklahoma Attorney General Scott Pruitt was confirmed and sworn in as the 14th administrator of the U.S. Environmental Protection Agency (EPA).

Administrator Pruitt believes promoting and protecting a strong and healthy environment is one of the lifeblood priorities of the government, and EPA is a vital part of that mission.

Pruitt became a national leader through a career of advocating to keep power in the hands of hardworking Americans. He has a proven record of working with industry, farmers, ranchers, landowners, small business owners and others to protect our natural resources.

As a dedicated civil servant, Pruitt created policies that serve the people. He strongly believes environmental law, policy, and progress are all based on cooperation among the states, cooperation between the states and EPA, and cooperation between regulators and the public.

As Administrator, Mr. Pruitt will lead EPA in a way that our future generations inherit a better and healthier environment while advancing America's economic interests. He is committed to working with the thousands of dedicated public servants at EPA who have devoted their careers to helping realize this shared vision, while faithfully administering environmental laws.

Most recently, Administrator Pruitt served as the Attorney General for Oklahoma. He worked with his Democratic

counterpart in Arkansas to reach agreement to study the water quality of the Illinois River that crosses between the two states and has been enjoyed by generations of Oklahomans and Arkansans. The Statement of Joint Principles provided for a best science study using EPA-approved methods, with both states agreeing, for the first time, to be bound by the outcome.

During his tenure as Oklahoma's Attorney General, Mr. Pruitt led an historic water rights settlement between the State of Oklahoma, Oklahoma City and the Choctaw and Chickasaw Nations that preserved the ecosystems of scenic lakes and rivers on native lands. The agreement, which required Congressional approval, was signed into law on December 2016.

The Law provides a framework that fosters intergovernmental collaboration on significant water resource concerns while protecting existing water rights and affirming the State's role in water rights permitting and administration. Water settlement cases can be lengthy, costly, divisive and disruptive, however under Pruitt's forward thinking leadership the process was hailed by all parties as one of commitment, hard work, perseverance and cooperation.

As Attorney General for Oklahoma, he also led the State's legal challenges against property rights intrusion while protecting Oklahoma's natural resources and environment.

Administrator Pruitt is recognized as a national leader in the cause to restore the proper balance between the states and federal government, and established common sense regulations that are fair and provide relief where needed. Before being elected attorney general, he served eight years in the Oklahoma State Senate where he was a leading voice for fiscal responsibility.

After earning his Bachelor's Degree from Georgetown College and graduating from the University of Tulsa law school, Pruitt went into private legal practice, specializing in Constitutional Law.

In addition to his life as a civil servant, Administrator Pruitt is a successful entrepreneur. As a co-owner and managing general partner of Oklahoma City's Triple-A minor league baseball affiliate, the Oklahoma City RedHawks, Mr. Pruitt took over the team's marketing operations and helped the team become one of the league's leaders in attendance and merchandise sales.

Scott Pruitt is, first and foremost, a family man. Scott and Marlyn, his wife of 27 years, proudly raised their daughter, McKenna, and son, Cade, in Tulsa. Scott has made it a priority to pass on to his children the same principled, family values with which he was raised.

To see Administrator Pruitt's biography, visit: https://www.epa.gov/aboutepa/epas-administrator

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, Fountain Place 12th Floor, Suite 1200 1445 Ross Avenue, Dallas, TX 75202-2733 United States

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 2/16/2017 7:51:48 PM
To: Press [Press@epa.gov]
CC: Lynn, Tricia [lynn.tricia@epa.gov]
Subject: RE: Response to your request to EPA

Thanks for this. Just to clarify, are you saying that the 2017 CGP was never delayed or subject to the regulatory freeze, or that it has been exempted from that freeze and therefore there was not a delay in its implementation? If the CGP was exempted, when did that occur?

Thanks again,

Ariel

From: Press [mailto:Press@epa.gov]
Sent: Thursday, February 16, 2017 2:45 PM
To: Ariel Wittenberg <awittenberg@eenews.net>
Cc: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: Response to your request to EPA

Hi Ariel,

The 2017 CGP was not delayed and is effective today, February 16, 2017.

Thanks

Office of Public Affairs
US EPA Headquarters
Washington, DC

Hi Enesta and Tricia,

Hope you're both doing well. I just wanted to check in with you regarding the Construction General Permits, which I believe are set to expire today if they are not renewed. I've heard some rumors that they have been granted an exemption from the Trump Administration's regulatory freeze, and I wanted to check in and see if you can confirm that. If so, I'm wondering when they were exempt. I'm working on a noon deadline.

Message

From: Lynn, Tricia [lynn.tricia@epa.gov]
Sent: 2/16/2017 6:36:07 PM
To: Ariel Wittenberg [awittenberg@eenews.net]; Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: Construction General Permits-- E&E News

Ariel—

Just FYI, I haven't heard anything yet, and I'll be leaving for the week within the next half hour.

Enesta is my backup for the rest of the day, so she'll be able to get back to you if something comes in later this afternoon.

Thanks for your patience,

Tricia

From: Lynn, Tricia
Sent: Thursday, February 16, 2017 10:24 AM
To: 'Ariel Wittenberg' <awittenberg@eenews.net>; Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Construction General Permits-- E&E News

Hi Ariel—

That's a really tight deadline (though the question seems simple enough). I'll get back to you as soon as possible.

Enesta and I will talk about coffee and get back to you.

Thanks!

--Tricia

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Thursday, February 16, 2017 10:18 AM
To: Lynn, Tricia <lynn.tricia@epa.gov>; Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Construction General Permits-- E&E News

Hi Enesta and Tricia,

Hope you're both doing well. I just wanted to check in with you regarding the Construction General Permits, which I believe are set to expire today if they are not renewed. I've heard some rumors that they have been granted an exemption from the Trump Administration's regulatory freeze, and I wanted to check in and see if you can confirm that. If so, I'm wondering when they were exempt. I'm working on a noon deadline.

Also, I wanted to follow up with you about meeting for coffee sometime. Let me know when would work for you!

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net

202-737-4557
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/6/2017 1:50:15 AM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: coffee?

Sounds great! See you there.

- Eric

On Wed, Apr 5, 2017 at 6:03 PM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:
Hey Eric,
Java sounds good.

Can you do next Thursday, at Timgad at 9 a.m.?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 5, 2017, at 5:52 PM, Eric Wolff <ewolff@politico.com> wrote:

Hi Enesta --

I know it's been a while since we worked on anything together, thought it might be good to touch base again. Want to meet up for coffee some time?

- Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

--

Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Christa Marshall [cmarshall@eenews.net]
Sent: 4/5/2017 6:07:35 PM
To: Press [Press@epa.gov]
Subject: reporter request

Hello,

I'm a reporter for E&E News. I seem to no longer be getting EPA press releases. Could someone add me? My email is cmarshall@eenews.net Thanks!

Best Regards,

Christa Marshall
Reporter
cmarshall@eenews.net
202-446-0466
Ex. 6 Personal Privacy (PP)

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 4/5/2017 5:50:00 PM
To: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: EPA Administrator Pruitt visiting USS Lead Superfund site

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about EPA Administrator Pruitt visiting the USS Lead Superfund site on April 19 (https://www.donnelly.senate.gov/newsroom/press/epa-administrator-pruitt-to-visit-east-chicago-with-indiana-elected-officials).

Please let me know if you have any other thoughts you want to add. I would be happy to add them to the piece.

Please get back to me as soon as possible. My deadline is 4 pm EST today but the sooner you get back to me, the more it helps my reporting. In addition, since I'm working from home today, please email me here or call my cell phone at Ex. 6 Personal Privacy (PP) Ex. 6 Personal Privacy (PP) Thank you for your help.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Yount, Emily [Emily.Yount@washpost.com]
Sent: 4/5/2017 1:54:35 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Re: Washington Post request: Air quality data

Enesta,

Welcome back.

The information we would like to show is the best and worst air quality day for each decade (1980-1989, 1990-1999, 2000-2009, 2010-present). Typically, we ask for the raw data to do the analysis ourselves, but I could see in this case why that may not be the best. So I think we could go one of two ways:

- You all could provide the best and worst air quality day for each decade
- You all could provide the annual data

My main concern with the annual data is that I know air quality can fluctuate from day to day and even hour to hour. So I'm not sure the annual data will give us what we need.

Any word on these other questions?

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

4. How are cities chosen for the State Dept. partnership program? (https://airnow.gov/index.cfm?action=airnow.global_summary)[airnow.gov]

5. Is the State Dept. partnership data is available via an API, like the U.S. AirNow data is? (https://docs.airnowapi.org/webservices)[docs.airnowapi.org]

6. Is data from the Shanghai pilot program available through AirNow or only on the Shanghai Environmental Monitoring site? (http://www.semc.gov.cn/aqi/home/Index.aspx)[semc.gov.cn]

Thanks,
Emily

Emily Yount
Interaction designer

The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Wednesday, April 5, 2017 at 7:58 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Hi Emily,

Hope all is well. I'm back.

This is going to be a lot of data. We are looking at daily summaries for thousands of monitors over a large timeframe. You'll be looking at almost a million rows of data.

Can we instead point you to the annual data?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 30, 2017, at 3:29 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Okay, no problem. Whichever is more efficient for your team.
>
> Emily Yount
> Interaction designer
> The Washington Post
> 202-334-7726
> @emilyyount

From: "StClair, Christie" <StClair.Christie@epa.gov>
Date: Thursday, March 30, 2017 at 2:28 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: "Jones, Enesta" <Jones.Enesta@epa.gov>
Subject: RE: Washington Post request: Air quality data

Great. Thanks, Emily.

However, I don't think it will take long to pull this – it might be harder to just pull a single page, and then get that through the review process, and then do it again with the full set.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Thursday, March 30, 2017 3:25 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: Washington Post request: Air quality data

Christie,

Thanks for calling and asking for clarification on the historical data. A daily summary of PM 2.5, PM 10 and Ozone for all U.S. monitoring stations from 1980 – present is what we're looking for. Do you mind sending a sample CSV before sending the whole batch? I think that will ensure we're on the same page.

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "StClair, Christie" <StClair.Christie@epa.gov>
Date: Thursday, March 30, 2017 at 1:20 PM

To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Can you give me a quick call? 202-564-2880

Thanks,
Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Jones, Enesta
Sent: Wednesday, March 29, 2017 3:04 PM
To: Yount, Emily <Emily.Yount@washpost.com>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Re: Washington Post request: Air quality data

Hi Emily,

I just checked with the program. They are working on responses, aiming to meet your deadline and understand your desire to have the AirNow responses sooner rather 4/7.

After today, I am out until 4/4 on a mini vacation and not checking email regularly at all, so I am looping two people on my team who will be your POCs on this inquiry and its status: Christie St. Clair and Julia Valentine.

Thanks in advance for your patience.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 29, 2017, at 2:52 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

Thank you!

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Wednesday, March 29, 2017 at 1:51 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Checking right now.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 29, 2017, at 2:50 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

Is it looking like 4/7 for all of my questions or for sending me data? Putting all of the questions in one place since some of them transferred over from Victoria. If #5 and #6, highlighted below, could be answered sooner that would be great. If the answer to those is no, I need to drastically change my approach for this project.

1. How many monitoring stations are there in the United States?
2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

4. How are cities chosen for the State Dept. partnership program? (https://airnow.gov/index.cfm?action=airnow.global_summary)[airnow.gov]

5. Is the State Dept. partnership data is available via an API, like the U.S. AirNow data is? (https://docs.airnowapi.org/webservices)[docs.airnowapi.org]

6. Is data from the Shanghai pilot program available through AirNow or only on the Shanghai Environmental Monitoring site? (http://www.semc.gov.cn/aqi/home/Index.aspx)[semc.gov.cn]

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Wednesday, March 29, 2017 at 1:37 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Hi Emily, it's looking like 4/7.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 2:23 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

Okay, great. Thank you!

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 1:16 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Yes. She wanted me to let you know that EPA is best equipped to address your questions.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 2:15 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

Okay, thank you. I've been in touch with Victoria Peabody for that. Did she reach out to you?

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 12:35 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Emily,
We can also address your AirNow questions below.

I would like to understand how cities are chosen for the program. I'm referring to the cities seen here:https://airnow.gov/index.cfm?action=airnow.global_summary[airnow.gov]

Also, whether the above data is available via an API, like the U.S. AirNow data is here:https://docs.airnowapi.org/webservices[docs.airnowapi.org]

Lastly, whether data from the Shanghai pilot program is available through AirNow or only on the Shanghai Environmental Monitoring

site:http://www.semc.gov.cn/aqi/home/Index.aspx[semc.gov.cn]

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 12:27 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thank you! I really appreciate it.
>
> Emily Yount
> Interaction designer
> The Washington Post
> 202-334-7726
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Tuesday, March 28, 2017 at 11:26 AM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Cc:** Press <Press@epa.gov>
> **Subject:** RE: Washington Post request: Air quality data

Thanks, Emily. I'll get started right now.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:26 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

I would like answers to #1 and #2 by Friday. If #3 is something I can get from AQS with a little guidance, Friday would also be great. If it's something you all have to download and email to me, next Friday, April 7 would work.

Thank you,
Emily

Emily Yount

The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 11:21 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Washington Post request: Air quality data

Hi Emily,
What's your hard deadline?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a

reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the

best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 4/4/2017 10:03:19 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: FW: RELEASE: Carper Blasts Pruitt on Deliberate Attempt to Suppress Analysis of EPA Career Staff
Attachments: removed.txt

One other question: Does EPA plan to provide the records Sen. Carper has requested by his May 5 deadline?

From: Sean Reilly
Sent: Tuesday, April 04, 2017 6:02 PM
To: 'Konkus, John' <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: FW: RELEASE: Carper Blasts Pruitt on Deliberate Attempt to Suppress Analysis of EPA Career Staff

Hi John:

Do you have any comment on Sen. Carper's allegation that EPA leaders disregarded the recommendations of career staff and thus created the appearance of seeking to misrepresent the cost of implementing H.R. 1430?

My deadline is 8 p.m. today.

Thanks,
Sean

From: DemPress (EPW) [mailto:DemPress_DemPress@epw.senate.gov]
Sent: Tuesday, April 04, 2017 5:20 PM
To: DemPress (EPW) <DemPress_DemPress@epw.senate.gov>
Subject: RELEASE: Carper Blasts Pruitt on Deliberate Attempt to Suppress Analysis of EPA Career Staff

FOR RELEASE: April 4, 2017
CONTACT: Meghan Pennington or Christine Brennan – (202) 224-8832

Carper Blasts Pruitt on Deliberate Attempt to Suppress Analysis of EPA Career Staff

Ranking Member: Efforts to impose secrecy about analysis on a bill meant to prevent the use of so-called "secret" science is grotesquely ironic

WASHINGTON, D.C. – Following news reports that senior EPA officials deliberately withheld information from the Congressional Budget Office in order to misrepresent the impacts and cost to taxpayers of pending

legislation, Senator Tom Carper (D-Del.), top Democrat on the Environment and Public Works Committee, called on Environmental Protection Agency (EPA) Administrator Scott Pruitt to provide any and all documents related to the Agency's analysis of H.R.1430. According to news reports, EPA staff believed that the legislation, like the version analyzed in the last Congress, would cost the agency 'at least $250 million a year while undermining the agency's use of scientific data and jeopardizing personal and confidential business information.' Their comments, however, were eliminated entirely from the official EPA comments that were ultimately given to CBO.

In the letter, Senator Carper requested, **"...information regarding Environmental Protection Agency (EPA) staff's analysis of H.R. 1430 in light of reports that such analysis was prevented from being transmitted to the Congressional Budget Office (CBO) by EPA's leadership. The reporting of an alleged effort to keep EPA staff's input secret is deeply troubling. If such actions occurred, they fundamentally disregard the recommendations of career staff and create the appearance that EPA leadership sought to misrepresent the costs to taxpayers of the bill's mandates. Further, such an effort is particularly and grotesquely ironic, given the bill's purpose is to prevent EPA from using so-called 'secret' science to write regulations to protect against the effects of air, water or other environmental pollution."**

Carper continued, **"Even more disturbing, the article, which was based on emails provided to the reporter as well as interviews with EPA staff, states that an agency official who helped write the comments said that efforts to suppress staff comments is a complete disregard' that is 'consistent with everything else we've seen.' ...During your confirmation hearing, you said that you 'seek to be a good listener, to listen and to lead. You can't do one without the other. Listen to those career staff at the EPA, as I have done as Attorney General of Oklahoma...' Unfortunately, EPA's political staff seem to have taken the opposite approach when they stifled and suppressed the analysis of other EPA staff."**

Senator Carper asked that the agency provide the committee with a copy of all documents related to EPA's analysis of H.R. 1430 by Friday, May 5, 2017.

Full text of the letter to Administrator Pruitt can be found below and in pdf form here.

April 4, 2017

Dear Administrator Pruitt:

I write to request information regarding Environmental Protection Agency (EPA) staff's analysis of H.R. 1430 in light of reports that such analysis was prevented from being transmitted to the Congressional Budget Office (CBO) by EPA's leadership. The reporting of an alleged effort to keep EPA staff's input secret is deeply troubling. If such actions occurred, they fundamentally disregard the recommendations of career staff and create the appearance that EPA leadership sought to misrepresent the costs to taxpayers of the bill's mandates. Further, such an effort is particularly and grotesquely ironic, given the bill's purpose is to prevent EPA from using so-called "secret" science to write regulations to protect against the effects of air, water or other environmental pollution.

H.R. 1430, which passed the House on March 29, 2017 on a largely party line vote, would require all raw data used to form the basis of EPA regulations be made public. For the most part, patients and their families only participate in scientific trials and studies once they know their privacy - and any resulting health-related information - will remain confidential and secure. This bill threatens the confidentiality agreements that exist between researchers and their subjects and limits the types of science the EPA can use when developing our health standards. The Obama Administration issued a veto threat[1] over H.R. 1030, a previous version of the legislation, stating that it "would undermine EPA's ability to protect the health of Americans, would impose expensive new mandates on EPA, and could impose substantial litigation costs on the Federal government. It

also could impede EPA's reliance on the best available science." The CBO estimated that the cost to the agency to implement H.R. 1030 would be $250 million[2].

According to an April 3, 2017 article in Bloomberg News entitled "EPA leaders trashed staff comments critical of data overhaul bill: Officials," EPA staff believed that H.R. 1430, like the version analyzed in the last Congress, would also cost the agency "at least $250 million a year while threatening agency know-how and jeopardizing personal and confidential business information." Their comments, however, were eliminated entirely from the official EPA comments that were transmitted to CBO. As a result, the article states that "based on assurances from the agency," CBO concluded that the bill would only cost $1 million annually to implement.

Even more disturbingly, the article, which was based on emails provided to the reporter as well as interviews with EPA staff, states that an agency official who helped write the comments said that efforts to suppress staff comments "is a complete disregard" that is "consistent with everything else we've seen. Basically all the actions of our organization are being curtailed from every direction. This is just another piece of that, and it doesn't take a big step to connect those dots."

During your confirmation hearing, you said that you "seek to be a good listener, to listen and to lead. You can't do one without the other. Listen to those career staff at the EPA, as I have done as Attorney General of Oklahoma…." Unfortunately, EPA senior staff seem to have taken the opposite approach when they stifled and suppressed the analysis of other EPA staff.

So that I can review for myself the EPA staff's analysis of H.R. 1430 , as well as evidence of the reported efforts to suppress their views, I ask that, no later than close of business on Friday, May 5 2017, you provide me with a copy of all documents (including but not limited to emails, legal and other memoranda, letters, telephone logs, meeting minutes and calendars, slides and presentations) sent or received by EPA (including documents sent or received by members of EPA's beach-head and transition teams) that are related to EPA's analysis of H.R. 1430.

Thank you very much for your attention to this important matter.

Sincerely,

Tom Carper
Ranking Member

###

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 4/4/2017 3:39:15 PM
To: Konkus, John [konkus.john@epa.gov]; Press [Press@epa.gov]
Subject: RE: EPA budget and states

Thanks John. I'm going to include the below in my piece. Thanks again.

Asked for comment for this story, an EPA spokesman referred E&E News to praise from Republican governors for EPA under Pruitt's leadership, including his move to roll back the Clean Power Plan and the administrator's effort to build new relationships with state leaders.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: Konkus, John [konkus.john@epa.gov]
Sent: Tuesday, April 04, 2017 11:32 AM
To: Kevin Bogardus; Press
Subject: RE: EPA budget and states

Kevin,

On Background: Many more state officials are thrilled with Administrator Pruitt's work thus far, and here's a small sample of some who have gone on the record to say so:

GOVERNOR MEAD: "Wyoming has been at the front of the fight for coal and better research on coal technologies. The Clean Power Plan shut down many research opportunities. It is my fundamental belief that advancements in coal must continue. Coal is an important resource to Wyoming and the world. We want to not only be a leader in production, but to lead in research on effective alternative uses for coal and carbon dioxide." (Tri-State Livestock News, 03/31/17)

GOVERNOR HERBERT: "Utah and many public land and energy producing states think that the Clean Power Plan was a significant overreach. It was really designed to kill off carbon-based fuels and particularly coal," he said. "The standards that they were trying to put in place, there is not even technology that allows you to meet those standards." (Deseret News, 03/28/17)

GOVERNOR OTTER: "I was extremely encouraged by my meeting with EPA Administrator Scott Pruitt today," said Governor Otter. "He clearly understands the EPA's proper role in government – educating and empowering, not proscribing and punishing. It's also refreshing to have a federal agency actually listen to a state's concerns. With Administrator Pruitt at the EPA, the people of Idaho are looking forward to building a more productive relationship with an agency that's been creeping into far too many areas of our citizens' lives." (EPA Release, 3/27/17)

GOVERNOR SNYDER: "I appreciate the EPA approving this funding to assist with Flint's recovery," Michigan Governor Rick Snyder said. "Combined with the nearly $250 million in state funding already allocated, this will help keep Flint on a solid path forward. It's great to see federal, state and local partners continuing to work together to help with infrastructure upgrades and pipe replacements for the people of Flint." (EPA Release, 3/17/17)

GOVERNOR BULLOCK: "The change in the federal administration offers us as governors the opportunity to develop new relationships and to build stronger state and federal relationships," said WGA Chairman, Governor Steve Bullock of Montana. (EPA Release, 2/26/17)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Tuesday, April 4, 2017 10:05 AM
To: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: EPA budget and states

Hey guys, any thoughts on the below? Please let me know. My deadline is noon EST today. And since I'm working from home today, please email me here or call my cell at 202-247-7844. Thanks for your help.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: Kevin Bogardus
Sent: Monday, April 03, 2017 5:32 PM
To: Press; Ericksen, Doug; Konkus, John; Valentine, Julia
Subject: EPA budget and states

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about the proposed EPA budget and EPA Administrator Pruitt's support of federalism, which is allowing states to make their own decisions when it comes to environmental protection. I talked to several leaders of state environmental agency associations who said Administrator Pruitt's support of federalism is undermined by the proposed EPA budget, which would cut nearly 45 percent or $482 million in funding from categorical grants. I had a question for you on this, which is:

- Do proposed budget cuts for EPA undermine Administrator Pruitt's support of federalism at EPA? Why or why not?

Please get back to me as soon as possible. My deadline is noon EST Tuesday, April 4, but the sooner you get back to me, the more it helps my reporting. Also, since I will be working from home tomorrow, please email me here or call my cell phone at 202-247-7844. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/28/2017 5:25:10 PM
To: Yount, Emily [Emily.Yount@washpost.com]
Subject: Re: Washington Post request: Air quality data

Thanks, Emily.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 28, 2017, at 1:24 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Enesta,
>
> Thank you for checking in. Apologies, I had a couple of high priority things come up and I wasn't able to gather my questions. I have a meeting about this project today with my editor and will send you any questions I have after that meeting.
>
> Thanks again,
> Emily
>
> Emily Yount
> The Washington Post
> 202-334-7726
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Friday, April 28, 2017 at 12:14 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** RE: Washington Post request: Air quality data
>
> Hi Emily,
>
> I wanted to make sure you saw my request that you email your clarifying questions and hard deadline.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, April 24, 2017 1:04 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

Thank you again for sending this information. It has been a big help in understanding how air quality is monitored in the US. I have a couple of questions to make sure I understand the data. Are you available for a phone call?

Thanks,
Emily

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, April 18, 2017 at 11:46 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

These are prepared daily summaries for PM2.5, PM 10 and ozone. The files are separated by pollutant and zipped. Each file contains all years of data for all monitors for that pollutant.

File links:

https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_FRM.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_NonFRM.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM10.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_ozone.zip[aqsdr1.epa.gov]

The files are sorted by date, then monitor (state-county-site).

The PM2.5_FRM file contains data from FRM (federal reference method) and FEM (federal equivalent method) monitors – the data we can use for regulatory determinations.

We have also included a file for PM2.5_NonFRM data. These data are not used for regulatory determinations; however, the methods are of sufficient quality to allow for health assessments, thus we calculate an AQI for these data. We use a different parameter code, 88502 vs 88101, to distinguish the NonFRM data from the FRM data so that it is not accidentally confused.

The PM10 and ozone data comes only from FRMs and FEMs (there is no NonFRM equivalent).

The files only include valid days – that is, days in which we have enough measurements to consider the data complete enough to calculate a valid AQI. The AQI is EPA's color-coded tool for communicating air quality to the public. Concentrations are then converted to an index value. For ozone the index is an 8-hour index; for PM, it is a 24-hour index. We determine the AQI for any geographic region by taking the highest AQI from any monitor in that region for the day. AQI is recalculated for all historical data whenever the standard changes, so all AQI values reflect the current standards.

The files also include "event" data. States are allowed to request that EPA not consider high measurements caused by an event out of their control (e.g., wildfires) in our assessment of their compliance with the national ambient air quality standards. Thus, for regulatory determinations, we sometimes exclude events. However, for the AQI, those events generally are included, to ensure the public is alerted about concentrations of pollution in the air they breathe.

You might notice that some monitors do not operate every day. Some PM monitors operate only every third day or every sixth day (or even every twelfth day). This allows us to obtain the data we need while reducing the burden for lab analyses. The sampling calendars are synchronized (so that a 1-in-3 day monitor will collect the same day a 1-in-6 day monitor does).

We understand that you are looking for the best/worst daily average for PM2.5, PM10 and ozone. EPA would caution against the use of a single day over multiple years to determine a trend, merely because that single air quality day might be influenced by an unusual event (like a wildfire or fireworks) and might not represent typical air quality in an area.

If you have questions about using or interpreting the data, we would be happy to walk you through our methods. We would also be willing to review any infographics for accuracy.

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, April 10, 2017 10:44 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Thanks, Enesta. I have a couple of follow-up questions.

It looks like the CSV files you sent over have an arithmetic mean and 1st max value.

- <!--[if !supportLists]--><!--[endif]-->Is the 1st max value the worst daily average for that year?
- <!--[if !supportLists]--><!--[endif]-->Is it possible to re-send the data but include the best daily average for that year?

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Friday, April 7, 2017 at 3:24 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.

The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. <!--[if !supportLists]--><!--[endif]-->Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. <!--[if !supportLists]--><!--[endif]-->Data handling procedures consistent with the most recent national ambient air quality standards for ozone and PM.
3. <!--[if !supportLists]--><!--[endif]-->All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/27/2017 7:51:54 PM
To: Ariel Wittenberg [awittenberg@eenews.net]
BCC: Press [Press@epa.gov]
Subject: Re: Office of Water listening session next week -- E&E News

Hi Ariel,

There is no separate process for media.

Information on our regulatory reform task force can be found here: https://www.epa.gov/laws-regulations/regulatory-reform

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 26, 2017, at 1:43 PM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi all,
>
> Just wanted to get in touch regarding the Office of Water's public listening session on May 2. I was wondering whether there is a separate process for press to ensure that we can actually listen in and cover the meeting.
>
> Thanks,
>
> Ariel
>
> Ariel Wittenberg
> E&E News reporter
> awittenberg@eenews.net
> 202-737-4557
> @arielwittenberg
>
> **E&E NEWS**
> 122 C Street NW 7th Floor Washington, DC 20001
> www.eenews.net | @EENewsUpdates
> Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 4/27/2017 12:13:05 PM
To: Dominique Mosbergen [dominique.mosbergen@huffingtonpost.com]
Subject: RE: Press Query: Fact-checking plastic stats

Hi Dominique,
Are you still seeking this info?

From: Dominique Mosbergen [mailto:dominique.mosbergen@huffingtonpost.com]
Sent: Thursday, April 13, 2017 10:10 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Re: Press Query: Fact-checking plastic stats

Hi Christie, my deadline is tomorrow but the story will be going through a few rounds of edits. If you could get back to me as soon as possible, I'd be very grateful. Thanks so much,

Dominique

On Thu, Apr 13, 2017 at 9:35 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

Hi Dominique,

What is your deadline?

Christie

Christie St. Clair

Office of Public Affairs

Environmental Protection Agency

Washington, DC

o: 202-564-2880

m: Ex. 6 Personal Privacy (PP)

From: Dominique Mosbergen [mailto:dominique.mosbergen@huffingtonpost.com]
Sent: Wednesday, April 12, 2017 11:17 PM
To: StClair, Christie <StClair.Christie@epa.gov>; Press <Press@epa.gov>
Subject: Press Query: Fact-checking plastic stats

Hi there,

I'm Dominique, a reporter with The Huffington Post and I'm working on a story about plastic bags and another on plastic pollution in general. They're going to be a part of a larger series we're rolling out about ocean plastics pollution.

I was hoping the EPA might be able to help me with double-checking a couple of statistics.

First, I've been seeing this figure floating around: that "less than 1 percent of plastic bags are recycled each year." I was wondering if you could confirm that stat, or if you had updated/other information on that?

Secondly, I was wondering if there was data on what percentage of plastic waste, in general, is recycled in the U.S. every year?

Finally, this might be out of your wheelhouse, but would you happen to know what the market share of plastic bag use is in U.S. supermarkets? There's an outdated stat from 2007 that says 90 percent of grocery bags in the U.S. are plastic, but I haven't been able to find anything more recent.

Thank you so much for your time and input. I look forward to hearing from you,

Dominique

--

Dominique Mosbergen

Reporter, *The Huffington Post*

@dmosbergen

--
Dominique Mosbergen
Reporter, *The Huffington Post*
@dmosbergen

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/25/2017 4:07:02 PM
To: Yount, Emily [Emily.Yount@washpost.com]
BCC: Press [Press@epa.gov]
Subject: Re: Washington Post request: Air quality data

Hi Emily,

The most efficient way to handle your follow-up is via email.

Please send me your specific clarifying questions and firm deadline -- and I would be happy to address them.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 24, 2017, at 1:04 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Enesta,
>
> Thank you again for sending this information. It has been a big help in understanding how air quality is monitored in the US. I have a couple of questions to make sure I understand the data. Are you available for a phone call?
>
> Thanks,
> Emily
>
> Emily Yount
> The Washington Post
> 202-334-7726
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Tuesday, April 18, 2017 at 11:46 AM

To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

These are prepared daily summaries for PM2.5, PM 10 and ozone. The files are separated by pollutant and zipped. Each file contains all years of data for all monitors for that pollutant.

File links:

https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_FRM.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_NonFRM.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM10.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_ozone.zip[aqsdr1.epa.gov]

The files are sorted by date, then monitor (state-county-site).

The PM2.5_FRM file contains data from FRM (federal reference method) and FEM (federal equivalent method) monitors – the data we can use for regulatory determinations.

We have also included a file for PM2.5_NonFRM data. These data are not used for regulatory determinations; however, the methods are of sufficient quality to allow for health assessments, thus we calculate an AQI for these data. We use a different parameter code, 88502 vs 88101, to distinguish the NonFRM data from the FRM data so that it is not accidentally confused.

The PM10 and ozone data comes only from FRMs and FEMs (there is no NonFRM equivalent).

The files only include valid days – that is, days in which we have enough measurements to consider the data complete enough to calculate a valid AQI. The AQI is EPA's color-coded tool for communicating air quality to the public. Concentrations are then converted to an index value. For ozone the index is an 8-hour index; for PM, it is a 24-hour index. We determine the AQI for any geographic region by taking the highest AQI from any monitor in that region for the day. AQI is recalculated for all historical data whenever the standard changes, so all AQI values reflect the current standards.

The files also include "event" data. States are allowed to request that EPA not consider high measurements caused by an event out of their control (e.g., wildfires) in our assessment of their compliance with the national ambient air quality standards. Thus, for regulatory determinations, we sometimes exclude events. However, for the AQI, those events generally are included, to ensure the public is alerted about concentrations of pollution in the air they breathe.

You might notice that some monitors do not operate every day. Some PM monitors operate only every third day or every sixth day (or even every twelfth day). This allows us to obtain the data we need while reducing the burden for lab analyses. The sampling calendars are synchronized (so that a 1-in-3 day monitor will collect the same day a 1-in-6 day monitor does).

We understand that you are looking for the best/worst daily average for PM2.5, PM10 and ozone. EPA would caution against the use of a single day over multiple years to determine a trend, merely because that single air quality day might be influenced by an unusual event (like a wildfire or fireworks) and might not represent typical air quality in an area.

If you have questions about using or interpreting the data, we would be happy to walk you through our methods. We would also be willing to review any infographics for accuracy.

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, April 10, 2017 10:44 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Thanks, Enesta. I have a couple of follow-up questions.

It looks like the CSV files you sent over have an arithmetic mean and 1st max value.

- <!--[if !supportLists]--><!--[endif]-->Is the 1st max value the worst daily average for that year?
- <!--[if !supportLists]--><!--[endif]-->Is it possible to re-send the data but include the best daily average for that year?

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Friday, April 7, 2017 at 3:24 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.

The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. <!--[if !supportLists]--><!--[endif]-->Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. <!--[if !supportLists]--><!--[endif]-->Data handling procedures consistent with the most recent national ambient air quality standards for ozone and PM.
3. <!--[if !supportLists]--><!--[endif]-->All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,

Emily Yount

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/18/2017 4:46:37 PM
To: Yount, Emily [Emily.Yount@washpost.com]
BCC: Press [Press@epa.gov]
Subject: RE: Washington Post request: Air quality data

Hi Emily,

These are prepared daily summaries for PM2.5, PM 10 and ozone. The files are separated by pollutant and zipped. Each file contains all years of data for all monitors for that pollutant.

File links:

https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_FRM.zip
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_NonFRM.zip
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM10.zip
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_ozone.zip

The files are sorted by date, then monitor (state-county-site).

The PM2.5_FRM file contains data from FRM (federal reference method) and FEM (federal equivalent method) monitors – the data we can use for regulatory determinations.

We have also included a file for PM2.5_NonFRM data. These data are not used for regulatory determinations; however, the methods are of sufficient quality to allow for health assessments, thus we calculate an AQI for these data. We use a different parameter code, 88502 vs 88101, to distinguish the NonFRM data from the FRM data so that it is not accidentally confused.

The PM10 and ozone data comes only from FRMs and FEMs (there is no NonFRM equivalent).

The files only include valid days – that is, days in which we have enough measurements to consider the data complete enough to calculate a valid AQI. The AQI is EPA's color-coded tool for communicating air quality to the public. Concentrations are then converted to an index value. For ozone the index is an 8-hour index; for PM, it is a 24-hour index. We determine the AQI for any geographic region by taking the highest AQI from any monitor in that region for the day. AQI is recalculated for all historical data whenever the standard changes, so all AQI values reflect the current standards.

The files also include "event" data. States are allowed to request that EPA not consider high measurements caused by an event out of their control (e.g., wildfires) in our assessment of their compliance with the national ambient air quality standards. Thus, for regulatory determinations, we sometimes exclude events. However, for the AQI, those events generally are included, to ensure the public is alerted about concentrations of pollution in the air they breathe.

You might notice that some monitors do not operate every day. Some PM monitors operate only every third day or every sixth day (or even every twelfth day). This allows us to obtain the data we need while reducing the burden for lab analyses. The sampling calendars are synchronized (so that a 1-in-3 day monitor will collect the same day a 1-in-6 day monitor does).

We understand that you are looking for the best/worst daily average for PM2.5, PM10 and ozone. EPA would caution against the use of a single day over multiple years to determine a trend, merely because that single air quality day might be influenced by an unusual event (like a wildfire or fireworks) and might not represent typical air quality in an area.

If you have questions about using or interpreting the data, we would be happy to walk you through our methods. We would also be willing to review any infographics for accuracy.

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, April 10, 2017 10:44 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Thanks, Enesta. I have a couple of follow-up questions.

It looks like the CSV files you sent over have an arithmetic mean and 1st max value.

- <!--[if !supportLists]--><!--[endif]-->Is the 1st max value the worst daily average for that year?
- <!--[if !supportLists]--><!--[endif]-->Is it possible to re-send the data but include the best daily average for that year?

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Friday, April 7, 2017 at 3:24 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.

The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. <!--[if !supportLists]--><!--[endif]-->Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. <!--[if !supportLists]--><!--[endif]-->Data handling procedures consistent with the most recent national ambient air quality standards for ozone and PM.
3. <!--[if !supportLists]--><!--[endif]-->All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount

The Washington Post
202-334-7726
@emilyyount

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/18/2017 4:35:26 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
Subject: Re: architect of Methane Challenge Program

I missed it. When?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 18, 2017, at 12:34 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

> It already ran. I thought I had told you, I had an interview set up with Janet McCabe. Of course if someone is willing to chat, I'm always open for a conversation!
>
> **From:** Jones, Enesta [Jones.Enesta@epa.gov]
> **Sent:** Tuesday, April 18, 2017 12:24 PM
> **To:** Niina Heikkinen
> **Subject:** Re: architect of Methane Challenge Program
>
> Is your story still going to publish?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Apr 4, 2017, at 4:53 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:
>
> > Sure.
> >
> > **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> > **Sent:** Tuesday, April 04, 2017 4:53 PM

To: Niina Heikkinen
Subject: Re: architect of Methane Challenge Program

Written responses. Want them still?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 4, 2017, at 4:52 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

> Depends, who do you have? I already spoke to Janet McCabe on this.
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Tuesday, April 04, 2017 4:44 PM
> **To:** Niina Heikkinen
> **Subject:** Re: architect of Methane Challenge Program
>
> Hi Niina, is it too late for a response?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Mar 13, 2017, at 11:21 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:
>
> > Hi Enesta,
> >
> > I was wondering if you could connect me with the person/people involved in creating the Methane Challenge Program, I'm interested in revisiting it and would like to speak people involved from the beginning. If these people are Obama appointees, I'd be interested in just their names so I can track them down.

Best,
Niina

E&E News
Ex. 6 Personal Privacy (PP)

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/17/2017 2:33:51 PM
To: Yount, Emily [Emily.Yount@washpost.com]
Subject: Re: Washington Post request: Air quality data

Lol. No problem!

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 17, 2017, at 10:24 AM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Sorry about that. Some how my keyboard pasted in what I had in my clipboard! Just meant to say, thanks!
>
> Emily Yount
> The Washington Post
> 202-334-7726
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Monday, April 17, 2017 at 10:16 AM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** Re: Washington Post request: Air quality data
>
> Hi Emily,
> Hope all is well. Our response is still under review. I hope to have it to you tomorrow.
>
> Thanks for your patience.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**

Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 17, 2017, at 10:14 AM, Yount, Emily <Emily.Yount@washpost.com> wrote:

Enesta,

Checking in to see if my last email made sense. I'm happy to call and speak on the phone today too.

Thanks,
Emily

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Yount, Emily" <Emily.Yount@washpost.com>
Date: Tuesday, April 11, 2017 at 5:00 PM
To: "Jones, Enesta" <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

Apologies for missing your call. I was in a meeting.

The goal of this project is to help people understand their current air quality conditions in the context of historical air quality in their area as well as air quality around the world — hence the really large data set request. This isn't a traditional written story. It will be a visual interactive that incorporates the data you provide. We will credit the source and also explain any caveats that are necessary to include. I am aware the AirNow data is unverified, for example.

To recap, I know I can get the current condition data from AirNow. The historical data I'm looking for is ...

For each monitoring station (all 2,304 stations), I'm looking for the following data:

- <!--[if !supportLists]--><!--[endif]-->Best daily average of PM 10
- <!--[if !supportLists]--><!--[endif]-->Best daily average of PM 2.5
- <!--[if !supportLists]--><!--[endif]-->Best daily average of Ozone
- <!--[if !supportLists]--><!--[endif]-->Worst daily average of PM 10
- <!--[if !supportLists]--><!--[endif]-->Worst daily average of PM 2.5
- <!--[if !supportLists]--><!--[endif]-->Worst daily average of Ozone

For the following time blocks:

- <!--[if !supportLists]--><!--[endif]-->1980 – 1989
- <!--[if !supportLists]--><!--[endif]-->1990 – 1999
- <!--[if !supportLists]--><!--[endif]-->2000 – 2009
- <!--[if !supportLists]--><!--[endif]-->2010 – present

The number of data points would be:
2,304 stations X 4 time blocks X 3 measurements (PM10, PM 2.5, Ozone) X 2 (best and worst) = 41,472 data points

Thank you,
Emily

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, April 11, 2017 at 4:37 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: "Jones, Enesta" <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

As a follow-up to my call, Emily, knowing the gist of your story would help us determine the best data for your purposes. You are wanting to figure out the best and worst air quality day in the U.S. for each decade? So just four data points?

We're still working on pulling the daily summaries, but understanding how you plan to use the data will help us in 1) giving you the data that best fits your needs and 2) explaining how you can and can't use the data we provide (e.g., how

exceptional events impact daily values, how you can't determine if an area is in compliance without design values, etc.).

Thanks.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 10, 2017, at 3:55 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thanks, Enesta. Tomorrow is fine.
>
> Yes, I heard back from the State Dept. today.
>
> Emily Yount
> The Washington Post
> 202-334-7726
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Monday, April 10, 2017 at 3:24 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** Re: Washington Post request: Air quality data
>
> Hi Emily, we'll need until tomorrow to address your follow-up.
>
> Did you get the responses from the State Department?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 10, 2017, at 10:44 AM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thanks, Enesta. I have a couple of follow-up questions.
>
> It looks like the CSV files you sent over have an arithmetic mean and 1st max value.
>
> - <!--[if !supportLists]--><!--[endif]-->Is the 1st max value the worst daily average for that year?
> - <!--[if !supportLists]--><!--[endif]-->Is it possible to re-send the data but include the best daily average for that year?
>
> Thank you,
> Emily
>
> Emily Yount
> The Washington Post
> 202-334-7726
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Friday, April 7, 2017 at 3:24 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** RE: Washington Post request: Air quality data
>
> Hi Emily,
>
> Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.
>
> The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common

pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. <!--[if !supportLists]--><!--[endif]-->Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. <!--[if !supportLists]--><!--[endif]-->Data handling procedures consistent with the most

recent national ambient air quality standards for ozone and PM.

3. <!--[if !supportLists]--><!--[endif]-->All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/11/2017 8:55:59 PM
To: Yount, Emily [Emily.Yount@washpost.com]
Subject: Re: Washington Post request: Air quality data

Emily,
We use different data sets for different things. Knowing the general direction of your story, or the question(s) you want to answer, will help us give you the best data. It will also help us in explaining how to use and interpret it.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 11, 2017, at 4:36 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Enesta,
>
> The data will be used in a longer term project that will run in June. I need to make decisions about the direction of the project, which is why I requested the data. The longer I spend getting the data, the less time I have to work with it.
>
> Apologies for the ambiguity. It would be a really big help to have answers by tomorrow.
>
> Thank you,
> Emily
>
> Emily Yount
> Interaction designer
> The Washington Post
> 202-334-7726
> @emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, April 11, 2017 at 3:41 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Thanks for your patience, Emily. I am hoping to have the follow-up to you tonight or in the morning.

Any idea when the piece is slated to run?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 10, 2017, at 3:55 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thanks, Enesta. Tomorrow is fine.
>
> Yes, I heard back from the State Dept. today.
>
> Emily Yount
> Interaction designer
> The Washington Post
> 202-334-7726
> @emilyyount
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Monday, April 10, 2017 at 3:24 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** Re: Washington Post request: Air quality data
>
> Hi Emily, we'll need until tomorrow to address your follow-up.
>
> Did you get the responses from the State Department?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 10, 2017, at 10:44 AM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thanks, Enesta. I have a couple of follow-up questions.
>
> It looks like the CSV files you sent over have an arithmetic mean and 1st max value.
>
> - <!--[if !supportLists]--><!--[endif]-->Is the 1st max value the worst daily average for that year?
> - <!--[if !supportLists]--><!--[endif]-->Is it possible to re-send the data but include the best daily average for that year?
>
> Thank you,
> Emily
>
> Emily Yount
> Interaction designer
> The Washington Post
> 202-334-7726
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Friday, April 7, 2017 at 3:24 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** RE: Washington Post request: Air quality data
>
> Hi Emily,
>
> Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.
>
> The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common

pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. <!--[if !supportLists]--><!--[endif]-->Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. <!--[if !supportLists]--><!--[endif]-->Data handling procedures consistent with the most recent national ambient air quality standards for ozone and PM.
3. <!--[if !supportLists]--><!--[endif]-->All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM

To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/28/2017 5:35:27 PM
To: Yount, Emily [Emily.Yount@washpost.com]
Subject: Re: Washington Post request: Air quality data

Emily,
We can also address your AirNow questions below.

I would like to understand how cities are chosen for the program. I'm referring to the cities seen here:https://airnow.gov/index.cfm?action=airnow.global_summary

Also, whether the above data is available via an API, like the U.S. AirNow data is here:https://docs.airnowapi.org/webservices

Lastly, whether data from the Shanghai pilot program is available through AirNow or only on the Shanghai Environmental Monitoring site:http://www.semc.gov.cn/aqi/home/Index.aspx

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 12:27 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thank you! I really appreciate it.
>
> Emily Yount
> Interaction designer
> The Washington Post
> 202-334-7726
> @emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 11:26 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Washington Post request: Air quality data

Thanks, Emily. I'll get started right now.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:26 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

I would like answers to #1 and #2 by Friday. If #3 is something I can get from AQS with a little guidance, Friday would also be great. If it's something you all have to download and email to me, next Friday, April 7 would work.

Thank you,
Emily

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 11:21 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Washington Post request: Air quality data

Hi Emily,
What's your hard deadline?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/25/2017 11:42:47 PM
To: saki.knafo@huffingtonpost.com
CC: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: EPA Interview Request for Climate Change Staff

Hi Saki,
I am back from vacation. I see you reached out to Tricia Lynn who was covering for me.

Can you tell me more about your request, your story and hard deadline, please?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/7/2017 2:04:47 PM
To: Murphy, Zoeann [Zoeann.Murphy@washpost.com]
Subject: Re: Can you give me a ring?

Ok thanks.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 7, 2017, at 9:04 AM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

> Yes
>
> Sent from my iPhone
>
> On Mar 7, 2017, at 12:44 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:
>
> > Hi Zoeann,
> > My apologies for the delay. Are you still seeking this info?
> >
> > **Enesta Jones**
> > **U.S. EPA**
> > **Office of Media Relations**
> > **Office: 202.564.7873**
> > **Cell:** Ex. 6 Personal Privacy (PP)
> >
> > **"The root of all joy is gratefulness."**
> >
> > On Feb 16, 2017, at 4:01 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:
> >
> > > Hi Enesta,
> > >
> > > No problem.

Thank you,

Zoeann

From: "Jones, Enesta"
Date: Thursday, February 16, 2017 at 3:51 PM
To: Zoeann Murphy
Cc: "Jones, Enesta"
Subject: Re: Can you give me a ring?

Hi Zoeann,
We need a little extra time. I'll be back in touch on Tues., 2/21.

Hope this isn't problematic for you.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 16, 2017, at 12:09 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

> Hi Enesta
>
> SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS.
>
> http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/[usatoday.com]
>
> ---
>
> **From:** "Jones, Enesta"
> **Date:** Thursday, February 16, 2017 at 11:21 AM
> **To:** Zoeann Murphy
> **Cc:** "Jones, Enesta"
> **Subject:** RE: Can you give me a ring?
>
> Hi Zoeann,

If it is found to not be true – the 350 number – would you give us an opportunity to refute it? Also, can you tell me again where you got it?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Murphy, Zoeann [mailto:Zoeann.Murphy@washpost.com]
Sent: Wednesday, February 15, 2017 3:17 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Can you give me a ring?

Hi Enesta,

Ok, I'll give you a call now.

The specific question is: Do you have a list of American cities impacted by high levels that you can give to me?

Thank you,

Zoeann

From: "Jones, Enesta"
Date: Wednesday, February 15, 2017 at 3:15 PM
To: Zoeann Murphy
Subject: Re: Can you give me a ring?

Hi Zoeann,
Feel free to call my cell: Ex. 6 Personal Privacy (PP) And specific questions in writing would be so helpful.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 15, 2017, at 3:14 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

Hi Enesta,

I've been out on assignment but will give you a call shortly. I've read many different numbers and am not looking for an exact number but more a list of cities and towns that have lead issues. Here's a few article below. Thank you!

"A Reuters examination of lead testing results across the country found almost 3,000 areas with poisoning rates far higher than in the tainted Michigan city." http://www.reuters.com/investigates/special-report/usa-lead-testing/[reuters.com]

SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS. http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/[usatoday.com]

From: "Jones, Enesta"
Date: Wednesday, February 15, 2017 at 11:35 AM
To: Zoeann Murphy
Subject: Can you give me a ring?

On my landline or cell. We just spoke yesterday on the piece you are working on RE: "Flint like" cities.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 2/22/2017 8:30:40 PM
To: Murphy, Zoeann [Zoeann.Murphy@washpost.com]
Subject: Re: Can you give me a ring?

Hi Zoeann, still hoping to get you something today.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 16, 2017, at 4:01 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

> Hi Enesta,
>
> No problem.
>
> Thank you,
>
> Zoeann
>
> ---
>
> **From:** "Jones, Enesta"
> **Date:** Thursday, February 16, 2017 at 3:51 PM
> **To:** Zoeann Murphy
> **Cc:** "Jones, Enesta"
> **Subject:** Re: Can you give me a ring?
>
> Hi Zoeann,
> We need a little extra time. I'll be back in touch on Tues., 2/21.
>
> Hope this isn't problematic for you.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**

On Feb 16, 2017, at 12:09 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

Hi Enesta

SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS.

http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/[usatoday.com]

From: "Jones, Enesta"
Date: Thursday, February 16, 2017 at 11:21 AM
To: Zoeann Murphy
Cc: "Jones, Enesta"
Subject: RE: Can you give me a ring?

Hi Zoeann,
If it is found to not be true – the 350 number – would you give us an opportunity to refute it? Also, can you tell me again where you got it?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Murphy, Zoeann [mailto:Zoeann.Murphy@washpost.com]
Sent: Wednesday, February 15, 2017 3:17 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Can you give me a ring?

Hi Enesta,

Ok, I'll give you a call now.

The specific question is: Do you have a list of American cities impacted by high levels that you can give to me?

Thank you,

Zoeann

From: "Jones, Enesta"
Date: Wednesday, February 15, 2017 at 3:15 PM

To: Zoeann Murphy
Subject: Re: Can you give me a ring?

Hi Zoeann,
Feel free to call my cell: Ex. 6 Personal Privacy (PP) And specific questions in writing would be so helpful.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 15, 2017, at 3:14 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

> Hi Enesta,
>
> I've been out on assignment but will give you a call shortly. I've read many different numbers and am not looking for an exact number but more a list of cities and towns that have lead issues. Here's a few article below. Thank you!
>
> "A Reuters examination of lead testing results across the country found almost 3,000 areas with poisoning rates far higher than in the tainted Michigan city." http://www.reuters.com/investigates/special-report/usa-lead-testing/[reuters.com]
>
> SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS. http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/[usatoday.com]
>
> ---
>
> **From:** "Jones, Enesta"
> **Date:** Wednesday, February 15, 2017 at 11:35 AM
> **To:** Zoeann Murphy
> **Subject:** Can you give me a ring?
>
> On my landline or cell. We just spoke yesterday on the piece you are working on RE: "Flint like" cities.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)

“The root of all joy is gratefulness.”

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 12/5/2016 11:29:42 PM
To: Sean Reilly [sreilly@eenews.net]
Subject: Re: Interview Request with Janet McCabe

Thanks Sean.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 5, 2016, at 6:28 PM, Sean Reilly <sreilly@eenews.net> wrote:

Hi Enesta:

You can drop my request. Amanda will handle this.

Thanks,
Sean

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Monday, December 05, 2016 12:15 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Interview Request with Janet McCabe

Hi Sean: Amanda Peterka has requested an interview with Janet McCabe.

Please let me know how yours will be different. Please send specific questions and hard deadline.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 11/30/2016 9:04:29 PM
To: Tiffany Stecker [tstecker@eenews.net]
Subject: RE: Drinking Water plan

On it.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Tiffany Stecker [mailto:tstecker@eenews.net]
Sent: Wednesday, November 30, 2016 4:00 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Drinking Water plan

Sorry, tomorrow at noon. Thanks!

Separate issue is for background.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, November 30, 2016 3:58 PM
To: Tiffany Stecker <tstecker@eenews.net>
Subject: Re: Drinking Water plan

Hi Tiffany: Deadline please?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 30, 2016, at 3:56 PM, Tiffany Stecker <tstecker@eenews.net> wrote:

Hi Enesta,

I'm writing a story on the drinking water plan for tomorrow. I'm wondering how to tie this report in with the UCMR 4 rule pending review. Will the rule satisfy in part the goals of the plan? Do you expect the revisions to the Lead and Copper Rule next year will satisfy the lead-in-drinking-water goals of the report?

On a separate issue: I'm wondering if there is a difference between the press officials on the OPA website and those on the Media Contacts website. Is OPA for political appointees? Thanks.

Tiffany Stecker
Water reporter
E&E News
(202) 446-0465 - Desk
Ex. 6 Personal Privacy (PP) – Cell
http://www.eenews.net
@TiffanyStecker

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 2/16/2017 9:03:39 PM
To: Murphy, Zoeann [Zoeann.Murphy@washpost.com]
Subject: Re: Can you give me a ring?

Thanks, Zoeann.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 16, 2017, at 4:01 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

> Hi Enesta,
>
> No problem.
>
> Thank you,
>
> Zoeann
>
> ---
>
> **From:** "Jones, Enesta"
> **Date:** Thursday, February 16, 2017 at 3:51 PM
> **To:** Zoeann Murphy
> **Cc:** "Jones, Enesta"
> **Subject:** Re: Can you give me a ring?
>
> Hi Zoeann,
> We need a little extra time. I'll be back in touch on Tues., 2/21.
>
> Hope this isn't problematic for you.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**

On Feb 16, 2017, at 12:09 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

Hi Enesta

SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS.

http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/[usatoday.com]

From: "Jones, Enesta"
Date: Thursday, February 16, 2017 at 11:21 AM
To: Zoeann Murphy
Cc: "Jones, Enesta"
Subject: RE: Can you give me a ring?

Hi Zoeann,
If it is found to not be true – the 350 number – would you give us an opportunity to refute it? Also, can you tell me again where you got it?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Murphy, Zoeann [mailto:Zoeann.Murphy@washpost.com]
Sent: Wednesday, February 15, 2017 3:17 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Can you give me a ring?

Hi Enesta,

Ok, I'll give you a call now.

The specific question is: Do you have a list of American cities impacted by high levels that you can give to me?

Thank you,

Zoeann

From: "Jones, Enesta"
Date: Wednesday, February 15, 2017 at 3:15 PM

To: Zoeann Murphy
Subject: Re: Can you give me a ring?

Hi Zoeann,
Feel free to call my cell: 202.236.2426. And specific questions in writing would be so helpful.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 15, 2017, at 3:14 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

> Hi Enesta,
>
> I've been out on assignment but will give you a call shortly. I've read many different numbers and am not looking for an exact number but more a list of cities and towns that have lead issues. Here's a few article below. Thank you!
>
> "A Reuters examination of lead testing results across the country found almost 3,000 areas with poisoning rates far higher than in the tainted Michigan city." http://www.reuters.com/investigates/special-report/usa-lead-testing/[reuters.com]
>
> SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS. http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/[usatoday.com]
>
> ---
>
> **From:** "Jones, Enesta"
> **Date:** Wednesday, February 15, 2017 at 11:35 AM
> **To:** Zoeann Murphy
> **Subject:** Can you give me a ring?
>
> On my landline or cell. We just spoke yesterday on the piece you are working on RE: "Flint like" cities.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)

“The root of all joy is gratefulness.”

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 2/10/2017 5:28:49 PM
To: Kim, Young [KIMY@cbsnews.com]
Subject: Re: Press Inquiry about Environmental Education

On it, thanks.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 10, 2017, at 12:28 PM, Kim, Young <KIMY@cbsnews.com> wrote:

> No airdate is planned for this yet, so not a hard deadline, but would love to get some perspective by the EPA by the 27th?
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Friday, February 10, 2017 12:19 PM
> **To:** Kim, Young <KIMY@cbsnews.com>
> **Subject:** Re: Press Inquiry about Environmental Education
>
> Hi Young, hope all is well. What's your hard deadline and air date?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Feb 9, 2017, at 5:12 PM, Kim, Young <KIMY@cbsnews.com> wrote:
>
>> Hello, my name is Young Kim and I'm an Associate Producer for CBS Sunday Morning.
>>
>> I'm working on a story about Bernie Krause, the self-proclaimed soundscape ecologist who has recorded environments and animals for over 4 decades. I wanted to inquire

about the EPA's stance is on noise pollution and if there is a legitimate role in soundscape ecology when it comes to environmental conservation? Does anyone in the EPA know of Bernie Krause?

Thank you for any insight,
Young Kim
212-975-7842 (office)
Ex. 6 Personal Privacy (PP)

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 1/30/2017 5:32:19 PM
To: Ariel Wittenberg [awittenberg@eenews.net]
CC: Lynn, Tricia [lynn.tricia@epa.gov]
Subject: Re: Coffee this week?

Hi Ariel,
I think it's best to do it once we are done with this transitional phase.

In the meantime, is there anything we can help you with? Specific questions on an issue?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 30, 2017, at 12:29 PM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi Enesta and Tricia,
>
> Hope you both had great weekends. Just wanted to follow up and see if there was a time we could connect.
>
> Ariel
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Tuesday, January 24, 2017 10:02 AM
> **To:** Ariel Wittenberg <awittenberg@eenews.net>
> **Cc:** Lynn, Tricia <lynn.tricia@epa.gov>
> **Subject:** RE: Coffee this week?
>
> Good morning, Ariel!
> We'll be back in touch with a rescheduled date soon.
>
> Have an amazing Tuesday.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Monday, January 23, 2017 9:56 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>; Lynn, Tricia <lynn.tricia@epa.gov>
Subject: Coffee this week?

Hi Enesta and Tricia,

Hope you had a great weekend! Just wanted to circle back with you both about grabbing coffee sometime soon.

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
202-737-4557
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 1/24/2017 3:15:27 PM
To: Rod Kuckro [rkuckro@eenews.net]
Subject: RE: Press Inquiry

HI Rod: Hope all is well. Sure; let me get back to you with some proposed dates.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Rod Kuckro [mailto:rkuckro@eenews.net]
Sent: Tuesday, January 24, 2017 10:14 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Press Inquiry

Enesta,
Do you time to grab coffee in the next week or so?

Rod Kuckro
E&E News Reporter
Managing Editor, E&E's Power Plan Hub eepowerplanhub.com
202-446-0449
rkuckro@eenews.net
http://www.eenews.net/staff/Rod_Kuckro
www.twitter.com/Rodkuckro
www.linkedin.com/in/rodkuckro

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 1/10/2017 2:02:19 PM
To: Ariel Wittenberg [awittenberg@eenews.net]
CC: Lynn, Tricia [lynn.tricia@epa.gov]
Subject: Re: Coffee?

I'll confirm tomorrow.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Jan 10, 2017, at 9:01 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> That works too. What time?
>
> Sent from my iPhone
>
> On Jan 10, 2017, at 9:00 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:
>
> > Can you come to Timgad?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Jan 10, 2017, at 8:59 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

That should work. Just tell me what time. I think last time we were thinking of meeting at the Starbucks by the Archives Metro, if that still works for you?

Ariel

Sent from my iPhone

On Jan 10, 2017, at 8:56 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:

> Hi Ariel: Are you free on 1/17?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Jan 9, 2017, at 10:09 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:
>
>> Hi Enesta and Tricia,
>>
>> Hope you both had happy holidays! Now that we are getting back in the swing of things here, I wanted to reach out again about scheduling a time to grab coffee with the both of you.
>>
>> Let me know what works!
>>
>> Thanks,
>>
>> Ariel
>>
>> Ariel Wittenberg
>> E&E News reporter
>> awittenberg@eenews.net
>> 202-737-4557
>> @arielwittenberg
>>
>> **E&E NEWS**
>> 122 C Street NW 7th Floor Washington, DC 20001

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 12/7/2016 6:59:21 PM
To: Amanda Reilly [areilly@eenews.net]
Subject: Re: Janet McCabe interview

Thanks!

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 7, 2016, at 1:59 PM, Amanda Reilly <areilly@eenews.net> wrote:

> Ex. 6 Personal Privacy (PP) Thanks!
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Wednesday, December 07, 2016 1:55 PM
> **To:** Amanda Reilly <areilly@eenews.net>
> **Subject:** Re: Janet McCabe interview
>
> No probs! What's the best number to reach you on that day?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Dec 7, 2016, at 1:54 PM, Amanda Reilly <areilly@eenews.net> wrote:
>
> > Yes, that works for me. Thanks. And sorry for any confusion last week – I believe Sean reached out to you, too. That was miscommunication on our end.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Wednesday, December 07, 2016 12:27 PM
To: Amanda Reilly <areilly@eenews.net>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Janet McCabe interview

Hi Amanda: Can we do it on 12/16 at 10 a.m. by phone?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 2, 2016, at 3:13 PM, Amanda Reilly <areilly@eenews.net> wrote:

> Thanks, and that's fine -- I figured as much but had to ask. Have a good weekend!
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Friday, December 02, 2016 3:07 PM
> **To:** Amanda Reilly <areilly@eenews.net>
> **Subject:** Re: Janet McCabe interview
>
> Thanks, Amanda. I'm on it. Nothing about Trump and next Administration. 😀
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Dec 2, 2016, at 3:01 PM, Amanda Reilly <areilly@eenews.net> wrote:
>
> > I'm looking for things like what she'd say were the highlights of her tenure, her favorite part of working for EPA, her least favorite part, any ways the air office or

her job has evolved, what it's been like interacting with Congress, anything she wanted to get to but didn't have the chance, if she can divulge anything about her future plans, does she miss living full-time in Indiana, if she's willing to say anything about EPA under Trump. I'd want to also throw in some fun questions like what book she's reading, her favorite TV show, how she's dealt with SafeTrack, etc.

The week of 12/12 (with the exception of that Monday morning) and the week of 12/19 are pretty wide open for me.

I'll be out of the office all day Monday but available via email and my cell phone, Ex. 6 Personal Privacy (PP)

Thanks, and have a good weekend.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Friday, December 02, 2016 2:32 PM
To: Amanda Reilly <areilly@eenews.net>
Subject: Re: Janet McCabe interview

Hi Amanda: Please send along specific questions and proposed timing.

We can connect on Monday when I am back.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 2, 2016, at 2:31 PM, Amanda Reilly <areilly@eenews.net> wrote:

> Hi Enesta,
>
> Long time no talk! I hope you're well and had a good Thanksgiving. In our continuing coverage of the transition, we're trying to set up exit interviews with top administration officials. I wanted to reach out and see if you think it would be at all possible to set

up an interview for me with Janet McCabe to look back at her tenure as acting air chief and forward at her plans for the future. This could be in person or over the phone, and I'd look to do something this month before the holidays.

Do you think that could be arranged?

Thanks much,
Amanda

Amanda Reilly
Legal reporter
areilly@eenews.net
202-446-0476 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)
@apeterka

–

Environment & Energy Publishing, LLC
122 C St. NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 11/9/2016 7:13:12 PM
To: Sean Reilly [sreilly@eenews.net]
Subject: RE: Uranium mill emissions regs

Checking, Sean.

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Wednesday, November 09, 2016 2:09 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Uranium mill emissions regs

Hi Enesta:

According to the reginfo.gov site, OMB completed its review of the final rule (http://www.reginfo.gov/public/do/eAgendaViewRule?pubId=201604&RIN=2060-AP26) yesterday. Can you let me know whether it's been signed yet or if not, when the signing is expected? My deadline is 3: 15 today.

Thanks,
Sean

Sean Reilly
Reporter
Greenwire/E&E News
202.446.0433 (Direct)
Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

Message

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 11/8/2016 7:52:53 PM
To: Hannah Northey [hnorthey@eenews.net]
CC: Peter Behr [pbehr@eenews.net]
Subject: Re: Response to EPA on interview request

Sure thing, Hannah. Please call my cell as I won't be in the office.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 8, 2016, at 2:52 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Hi Enesta, I'll get back to you tomorrow if that's OK. We're working through election coverage and will of course clear this up before the story publishes. Thanks, Hannah
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Tuesday, November 08, 2016 1:37 PM
> **To:** Hannah Northey <hnorthey@eenews.net>
> **Cc:** Peter Behr <pbehr@eenews.net>
> **Subject:** RE: Response to EPA on interview request
>
> Hi Hannah: Can you give me a quick call?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> **From:** Hannah Northey [mailto:hnorthey@eenews.net]
> **Sent:** Monday, November 07, 2016 1:49 PM
> **To:** Jones, Enesta <Jones.Enesta@epa.gov>
> **Cc:** Peter Behr <pbehr@eenews.net>
> **Subject:** RE: Response to EPA on interview request

Enesta, we don't have an exact date. We're on final edits, discussing art, we're not at the finish line yet – thus the question about using Misha's name. Do you think that'll be possible? Thanks.

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Monday, November 07, 2016 1:46 PM
To: Hannah Northey <hnorthey@eenews.net>
Cc: Peter Behr <pbehr@eenews.net>
Subject: Re: Response to EPA on interview request

Hannah: Is the story running this week or next? Do you have an exact date?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 7, 2016, at 12:51 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Hi Enesta,
> I would like permission to use Misha Adamantiades' name in our story, is that possible? If not, how do I describe him and his reasoning for not being named? Something like "a top EPA advisor who was part of the CPP discussions surrounding nuclear power who asked not to be named"?
> Thanks, Hannah
>
> "We considered it, certainly, we thought about it. To say we didn't is false in my opinion," said one EPA official who wouldn't be named for this article. "What you're seeing here is the nuclear industry is struggling and they're looking for what they can to help the economic situation. Hanging it on the hat of the CPP is like chasing your tail."
>
> The Clean Power Plan, the official said, improves the overall standing of nuclear power in the marketplace. The industry's pitch to credit life extensions wasn't accompanied with a policy blueprint that made sense within the constraints of the Clean Air Act, said the EPA source.
>
> "A workable solution was never obvious, it was never made clear to us nor could we make it clear on our side," he said.
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Thursday, October 06, 2016 3:44 PM
> **To:** Hannah Northey <hnorthey@eenews.net>

Cc: Peter Behr <pbehr@eenews.net>; Jones, Enesta <Jones.Enesta@epa.gov>
Subject: RE: Response to EPA on interview request

Hey Hannah and Pete: Any idea when the story will run?

Message

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 11/8/2016 6:43:29 PM
To: David Ferris [dferris@eenews.net]
Subject: Re: reporter from NARUC panel

David, we are on it. Thanks.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 8, 2016, at 1:42 PM, David Ferris <dferris@eenews.net> wrote:

Hi Ernesta. Yes, I do have a hard deadline -- EOD Thursday.

Thanks,

David

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: Tuesday, November 08, 2016 1:27 PM
To: David Ferris
Cc: Jones, Enesta
Subject: reporter from NARUC panel

Hi David: We received your inquiry below. We are working on a response. I'll be back in touch with it soon. Do you have a hard deadline?

I'm a reporter from EnergyWire. I'm at work on another story where I need EPA input, but I am not sure whom to ask this sort of question. Can you advise?

The question I have related to EnergyStar Portfolio Manager. I'm writing a story about a new white paper from EERE at DOE. In that paper, EERE says that Portfolio Manager plans to change the way it calculates offsite renewable energy (page 6). But it doesn't cite a source, and I'm trying to determine what EPA's plans are on this (obscure but important) issue.

Thanks for the referral, and I hope all is well!

Best regards,

David

David Ferris
Reporter
E&E News

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/5/2017 6:06:25 PM
To: Ben.Guarino@washpost.com
BCC: Press [Press@epa.gov]
Subject: EPA Inquiry RE: Detection of neonicotinoid pesticides in drinking water

Hi Ben,

Thanks for reaching out. We see that your story has already published.

Are you still seeking responses to the questions below to update your story? If yes, please give me your firm deadline.

"While I understand that there are no regulatory limits yet in place, and this area of research is young, what should readers take away from this finding that these pesticides appear to be pervasive in water supplies in agricultural area? Is there anything we can say about neonicotinoids found at these levels (from 0.24 ng/L to 57.3 ng/L)?"

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 11/7/2016 7:48:06 PM
To: Hannah Northey [hnorthey@eenews.net]
CC: Peter Behr [pbehr@eenews.net]
Subject: RE: Response to EPA on interview request

Thanks, Hannah. We need that time. Back at you then.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Hannah Northey [mailto:hnorthey@eenews.net]
Sent: Monday, November 07, 2016 2:47 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Cc: Peter Behr <pbehr@eenews.net>
Subject: RE: Response to EPA on interview request

I can wait until tomorrow, that's fine. What are you thinking?

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Monday, November 07, 2016 2:43 PM
To: Hannah Northey <hnorthey@eenews.net>
Cc: Peter Behr <pbehr@eenews.net>
Subject: RE: Response to EPA on interview request

Hannah: Do you need to absolutely hear back from us today on the quote?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/4/2017 8:53:52 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
Subject: Re: architect of Methane Challenge Program

Ok, hopefully tomorrow. Thanks.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 4, 2017, at 4:53 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

> Sure.
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Tuesday, April 04, 2017 4:53 PM
> **To:** Niina Heikkinen
> **Subject:** Re: architect of Methane Challenge Program
>
> Written responses. Want them still?
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**
>
> On Apr 4, 2017, at 4:52 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:
>
> > Depends, who do you have? I already spoke to Janet McCabe on this.
> >
> > **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> > **Sent:** Tuesday, April 04, 2017 4:44 PM

To: Niina Heikkinen
Subject: Re: architect of Methane Challenge Program

Hi Niina, is it too late for a response?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 13, 2017, at 11:21 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

> Hi Enesta,
>
> I was wondering if you could connect me with the person/people involved in creating the Methane Challenge Program, I'm interested in revisiting it and would like to speak people involved from the beginning. If these people are Obama appointees, I'd be interested in just their names so I can track them down.
>
> Best,
> Niina
>
> E&E News
> Ex. 6 Personal Privacy (PP)

Message

From: Jones, Enesta [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=65B8E6C6E5CA4A7A9AE85D98A4C8EEDB-EJONES02]
Sent: 11/7/2016 5:52:20 PM
To: Hannah Northey [hnorthey@eenews.net]
CC: Peter Behr [pbehr@eenews.net]
Subject: Re: Response to EPA on interview request

Checking, Hannah.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Nov 7, 2016, at 12:51 PM, Hannah Northey <hnorthey@eenews.net> wrote:

> Hi Enesta,
> I would like permission to use Misha Adamantiades' name in our story, is that possible? If not, how do I describe him and his reasoning for not being named? Something like "a top EPA advisor who was part of the CPP discussions surrounding nuclear power who asked not to be named"?
> Thanks, Hannah
>
> "We considered it, certainly, we thought about it. To say we didn't is false in my opinion," said one EPA official who wouldn't be named for this article. "What you're seeing here is the nuclear industry is struggling and they're looking for what they can to help the economic situation. Hanging it on the hat of the CPP is like chasing your tail."
>
> The Clean Power Plan, the official said, improves the overall standing of nuclear power in the marketplace. The industry's pitch to credit life extensions wasn't accompanied with a policy blueprint that made sense within the constraints of the Clean Air Act, said the EPA source.
>
> "A workable solution was never obvious, it was never made clear to us nor could we make it clear on our side," he said.
>
> ---
>
> **From:** Jones, Enesta [mailto:Jones.Enesta@epa.gov]
> **Sent:** Thursday, October 06, 2016 3:44 PM
> **To:** Hannah Northey <hnorthey@eenews.net>
> **Cc:** Peter Behr <pbehr@eenews.net>; Jones, Enesta <Jones.Enesta@epa.gov>
> **Subject:** RE: Response to EPA on interview request
>
> Hey Hannah and Pete: Any idea when the story will run?

Message

From: Alexander Kaufman [alexander.kaufman@huffingtonpost.com]
Sent: 3/13/2017 12:35:39 PM
To: Daguillard, Robert [Daguillard.Robert@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Huffington Post questions about Energy Star

We published the story but I will of course update to include anything you guys want to say on the record.
On Mon, Mar 13, 2017 at 08:35 Alexander Kaufman <alexander.kaufman@huffingtonpost.com> wrote:

Tricia Lynn said she was working on it but I did not get a response after that.
On Mon, Mar 13, 2017 at 08:32 Daguillard, Robert <Daguillard.Robert@epa.gov> wrote:

Good morning Alexander,

Did you get a response on Friday?

From: Alexander Kaufman [mailto:alexander.kaufman@huffingtonpost.com]
Sent: Friday, March 10, 2017 10:29 AM
To: StClair, Christie <StClair.Christie@epa.gov>; Daguillard, Robert <Daguillard.Robert@epa.gov>

Subject: Huffington Post questions about Energy Star

Good morning,

I'm working on a story, probably coming out later today, on how multiple industries -- including real estate, building, engineering, building management and more -- depend on the Energy Star program that is reportedly on the chopping block.

I was hoping to confirm a few things:

1. Can you confirm that the program was flagged for phase out under the budget proposed by the administration?

2. The EPA funded the program last year to the tune of $50 million, with another $7 million coming from DOE, correct?

3. What private services would the EPA point to as possible alternatives or as models for how the program could function as a privatized institution?

Thank you!

--

Alexander C. Kaufman

Business & Environment Reporter

The Huffington Post

Ex. 6 Personal Privacy (PP)

@AlexCKaufman

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post

Sent from my mobile.

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post

Sent from my mobile.

Message

From: Alexander Kaufman [alexander.kaufman@huffingtonpost.com]
Sent: 3/13/2017 12:35:04 PM
To: Daguillard, Robert [Daguillard.Robert@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Huffington Post questions about Energy Star

Tricia Lynn said she was working on it but I did not get a response after that.
On Mon, Mar 13, 2017 at 08:32 Daguillard, Robert <Daguillard.Robert@epa.gov> wrote:

Good morning Alexander,

Did you get a response on Friday?

From: Alexander Kaufman [mailto:alexander.kaufman@huffingtonpost.com]
Sent: Friday, March 10, 2017 10:29 AM
To: StClair, Christie <StClair.Christie@epa.gov>; Daguillard, Robert <Daguillard.Robert@epa.gov>

Subject: Huffington Post questions about Energy Star

Good morning,

I'm working on a story, probably coming out later today, on how multiple industries -- including real estate, building, engineering, building management and more -- depend on the Energy Star program that is reportedly on the chopping block.

I was hoping to confirm a few things:

1. Can you confirm that the program was flagged for phase out under the budget proposed by the administration?

2. The EPA funded the program last year to the tune of $50 million, with another $7 million coming from DOE, correct?

3. What private services would the EPA point to as possible alternatives or as models for how the program could function as a privatized institution?

Thank you!

--

Alexander C. Kaufman

Business & Environment Reporter

The Huffington Post

Ex. 6 Personal Privacy (PP)

@AlexCKaufman

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post

Sent from my mobile.

Message

From: Kevin Bogardus [kbogardus@eenews.net]
Sent: 3/9/2017 4:30:13 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: NEWS: Schatz Slams EPA Administrator Scott Pruitt on Comments Denying Climate Change Facts

Ha! Thanks Julia. Keep me posted if you guys have anything more, Christie. Thanks again.

-Kevin

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Thursday, March 09, 2017 11:16 AM
To: Kevin Bogardus <kbogardus@eenews.net>
Cc: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: NEWS: Schatz Slams EPA Administrator Scott Pruitt on Comments Denying Climate Change Facts

Hi Kevin,

I'm out today and tomorrow - can't you tell?

Adding Christie who is acting for me.
Though she received this via press@epa, already. Wanted to connect you two.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 9, 2017, at 11:09 AM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Hey Doug, John and Julia, Hi, it's Kevin Bogardus with E&E News. Administrator Pruitt is getting a lot of pushback on his CNBC interview this morning, which I'm writing up. Please let me know if you have thoughts. My deadline is 12:30 pm EST today. Thanks for your help.

-Kevin

From: Inacay, Michael (Schatz) [mailto:michael_inacay@schatz.senate.gov]
Sent: Thursday, March 09, 2017 10:55 AM
To: Inacay, Michael (Schatz) <michael_inacay@schatz.senate.gov>
Subject: NEWS: Schatz Slams EPA Administrator Scott Pruitt on Comments Denying Climate Change Facts

BRIAN SCHATZ
United States Senator

For Immediate Release
March 9, 2017

Contact:
Michael Inacay (202) 224-3123

SCHATZ SLAMS EPA ADMINISTRATOR SCOTT PRUITT ON COMMENTS DENYING CLIMATE CHANGE FACTS

WASHINGTON – U.S. Senator Brian Schatz (D-Hawai'i), co-chair of the Senate Climate Action Task Force, released the following statement in response to Environmental Protection Agency (EPA) Administrator Scott Pruitt's comments denying facts about climate change.

"If there was ever any doubt that Scott Pruitt is a climate denier, this settles it. Anyone who denies over a century's worth of established science and basic facts is unqualified to be the administrator of the EPA. Now more than ever, the Senate needs to stand up to Scott Pruitt and his dangerous views. We will do this through the appropriations process, through oversight of his agency, and by making sure that the Clean Air and Clean Water Acts are followed. His views are extreme, but he cannot change the law by virtue of his irresponsible views. He is still obligated to follow the law."

###

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 3/1/2017 8:57:46 PM
To: Daguillard, Robert [Daguillard.Robert@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]
Subject: RFS

Hi all,

Never heard from you on my last request, but here's another: Sources are telling me that EPA was caught off guard by Bob Dinneen's assertion that an EO was coming that would change the point of obligation on the RFS. One source told me top folks at the agency were mad at Icahn for going so public on all this.

Was EPA surprised at the idea of an executive order?
Did EPA know Icahn was working on a deal with the ethanol folks?
Are you working to change the point of obligation?

This will be for Morning Energy (though it could turn into a story), so it's for tonight, but deadline is late.

Thanks!

- Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 2/28/2017 3:59:07 PM
To: Daguillard, Robert [Daguillard.Robert@epa.gov]
CC: StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Your question on the RFS

Naturally. Thanks!

On Tue, Feb 28, 2017 at 7:50 AM, Daguillard, Robert
<Daguillard.Robert@epa.gov> wrote:
> Good morning Eric,
>
> Either Christie (cc'ed here) or I will get back to you on this. I take it you're on deadline?
>
> Thanks, R.
>
> -----Original Message-----
> From: Eric Wolff [mailto:ewolff@politico.com]
> Sent: Monday, February 27, 2017 5:48 PM
> To: Press <Press@epa.gov>
> Subject:
>
> Hi,
>
> This is Eric Wolff with Politico. I'm hearing word tonight that Administrator Pruitt, Carl Icahn, and Bob Dinneen (of the Renewable Fuel Association) have agreed to a deal regarding the Point of Obligation.
>
> Can you confirm that for me?
>
> Can you also confirm that in exchange for supporting the shift in the point of obligation, Administrator Pruitt will do a vapor pressure waiver on E15, change the MOVES model, and support a biofuel producers or blending credit. Can you confirm those details? Or if it's only partly correct, the details that are true?
>
> Thank you,
>
> Eric
>
> Eric Wolff
> Energy Reporter
> POLITICO
> 760-303-1927
> ewolff@politico.com
> @ericwolff

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Overly, Steven [Steven.Overly@washpost.com]
Sent: 3/23/2017 7:09:40 PM
To: StClair, Christie [StClair.Christie@epa.gov]; Milbourn, Cathy [Milbourn.Cathy@epa.gov]
Subject: Washington Post

Hi Cathy and Christie,

I wanted to see if the folks at the EPA have seen a report released yesterday from the International Council on Clean Transportation that reviewed the cost of complying with the 2025 fuel efficiency standards. The report concluded that the costs may be up to 40 percent less than those initially expected by the EPA. I wanted to see if the agency had a response to that report or its findings. Here's a link: http://www.theicct.org/US-2030-technology-cost-assessment Thank you in advance.

Steven

--
Steven Overly
The Washington Post
202.334.9939 (w)
Twitter: @StevenOverly

Message

From: Camille von Kaenel [cvonkaenel@eenews.net]
Sent: 3/22/2017 4:19:21 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Copy of Charmley's remarks in Detroit?

Thank you!

Camille von Kaenel

On Mar 22, 2017, at 12:10 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Hi Camille,

I don't think we do but I'll check and let you know.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Wednesday, March 22, 2017 12:07 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>
Subject: Copy of Charmley's remarks in Detroit?

Hello,

I unfortunately didn't make it to Detroit this week but saw that Bill Charmley gave a keynote address at the Automotive Megatrends event. This is the only writeup I've seen so far: http://www.repairerdrivennews.com/2017/03/21/oems-suppliers-trump-epa-emssions-move-wont-significantly-halt-lightweighting/. Do you have a copy of his remarks you could provide for me?

Thanks so much,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Camille von Kaenel [cvonkaenel@eenews.net]
Sent: 3/22/2017 3:04:50 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: Ann Arbor vehicles lab

Hey,

I'm happy to chat some more about this idea! I'd like to get the ball rolling.

Best,

Camille

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Monday, March 20, 2017 1:22 PM
To: Camille von Kaenel <cvonkaenel@eenews.net>; StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: Ann Arbor vehicles lab

Hi Camille,

Not sure what we will be able to do. But today or tomorrow we will circle back with on this with you to find out more about your story.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Monday, March 20, 2017 12:54 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>
Subject: Ann Arbor vehicles lab

Hello and happy Monday!

We're doing a feature series at E&E showcasing some of the work EPA does. I, as the resident transportation wonk, am interested in the Ann Arbor vehicles lab. I'd love to visit and get a tour, probably in early April, focusing on testing procedures following the Volkswagen scandal and new automotive technologies. Could you help with that?

Cheers,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net

202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Chris Mcgonigal [chris.mcgonigal@huffingtonpost.com]
Sent: 3/16/2017 8:01:10 PM
To: Lynn, Tricia [lynn.tricia@epa.gov]
CC: StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Wetland photos for HuffPost

Cool, thank so much for the update! If you need more time, that's fine too!

On Thu, Mar 16, 2017 at 4:00 PM, Lynn, Tricia <lynn.tricia@epa.gov> wrote:

Hi Chris—

So far we don't have anything for you on this request. However, my colleague Christie St. Clair is working to see if she can get you anything and meet your deadline of tomorrow.

I'm out of the office tomorrow, but I've cc'd Christie here for your convenience.

Thanks so much,

Tricia

From: Chris Mcgonigal [mailto:chris.mcgonigal@huffingtonpost.com]
Sent: Friday, March 10, 2017 4:02 PM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: Re: Wetland photos for HuffPost

Apologies Tricia for calling you Lynn!

I think within the next week would be good, before Friday Mar. 17 if that works, if not, it's flexible. As far as specifics, it would be good to see photos of pollution in these types of waterways, like I mentioned, Cheseapeake Bay, Great Lakes. What's most important is that the photos kind of match up...

Here's an example of GIFs we did for California drought/weather last week:

http://www.huffingtonpost.com/entry/california-climate-temperature_us_58a49f38e4b03df370dca5cf?5l6o77pl9ynmnp14i

I think it would be good to do the same thing with areas that were polluted and then were cleaned up and they are thriving now due to EPA rules.

Does that help?

Thanks!

On Fri, Mar 10, 2017 at 3:53 PM, Lynn, Tricia <lynn.tricia@epa.gov> wrote:

Hi Chris—

Can you please share your hard deadline as well as anything more specific that might help us get the right information to you? For example, can you be more specific about what you're looking for?

Thanks so much,

Tricia

From: Chris Mcgonigal [mailto:chris.mcgonigal@huffingtonpost.com]
Sent: Friday, March 10, 2017 1:23 PM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: Wetland photos for HuffPost

Hey Lynn,

I'm a photo editor with Huffington Post, I'm looking to find out who is in charge of handling the EPA photo archive?

I'm looking to get some before/after pics years apart of areas that benefited from EPA intervention, like Chesapeake Bay or the Great Lakes areas. Any help would be appreciated, thank you!

--

Chris McGonigal

Photo Editor

The Huffington Post

chris.mcgonigal@huffingtonpost.com

727.742.6756

chrismcgonigal10 (AIM)

--

Chris McGonigal

Photo Editor

The Huffington Post

chris.mcgonigal@huffingtonpost.com

727.742.6756

chrismcgonigal10 (AIM)

--

Chris McGonigal
Photo Editor
The Huffington Post
chris.mcgonigal@huffingtonpost.com

727.742.6756
chrisanegonigal10 (AIM)

Message

From: Lynn, Tricia [lynn.tricia@epa.gov]
Sent: 3/16/2017 8:00:25 PM
To: Chris Mcgonigal [chris.mcgonigal@huffingtonpost.com]
CC: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: Wetland photos for HuffPost

Hi Chris—

So far we don't have anything for you on this request. However, my colleague Christie St. Clair is working to see if she can get you anything and meet your deadline of tomorrow.

I'm out of the office tomorrow, but I've cc'd Christie here for your convenience.

Thanks so much,

Tricia

From: Chris Mcgonigal [mailto:chris.mcgonigal@huffingtonpost.com]
Sent: Friday, March 10, 2017 4:02 PM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: Re: Wetland photos for HuffPost

Apologies Tricia for calling you Lynn!

I think within the next week would be good, before Friday Mar. 17 if that works, if not, it's flexible. As far as specifics, it would be good to see photos of pollution in these types of waterways, like I mentioned, Cheseapeake Bay, Great Lakes. What's most important is that the photos kind of match up...

Here's an example of GIFs we did for California drought/weather last week:

http://www.huffingtonpost.com/entry/california-climate-temperature_us_58a49f38e4b03df370dca5cf?5l6o77pl9ynmnp14i

I think it would be good to do the same thing with areas that were polluted and then were cleaned up and they are thriving now due to EPA rules.

Does that help?

Thanks!

On Fri, Mar 10, 2017 at 3:53 PM, Lynn, Tricia <lynn.tricia@epa.gov> wrote:

> Hi Chris—
>
> Can you please share your hard deadline as well as anything more specific that might help us get the right information to you? For example, can you be more specific about what you're looking for?

Thanks so much,

Tricia

From: Chris Mcgonigal [mailto:chris.mcgonigal@huffingtonpost.com]
Sent: Friday, March 10, 2017 1:23 PM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: Wetland photos for HuffPost

Hey Lynn,

I'm a photo editor with Huffington Post, I'm looking to find out who is in charge of handling the EPA photo archive?

I'm looking to get some before/after pics years apart of areas that benefited from EPA intervention, like Chesapeake Bay or the Great Lakes areas. Any help would be appreciated, thank you!

--

.....

Chris McGonigal

Photo Editor

The Huffington Post

chris.mcgonigal@huffingtonpost.com

727.742.6756

chrismcgonigal10 (AIM)

--

Chris McGonigal
Photo Editor

The Huffington Post
chris.megonigal@huffingtonpost.com
727.742.6756
chrismegonigal10 (AIM)

Message

From: Holstein, Julie [HolsteinJ@cbsnews.com]
Sent: 1/31/2017 9:41:36 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: Lead batteries

Christie -

Good morning. Any luck with my information request?

Thank you,

Julie

-----Original Message-----
From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Tuesday, January 24, 2017 12:00 PM
To: Holstein, Julie <HolsteinJ@cbsnews.com>
Subject: Lead batteries

Hi Julie,

The program forwarded me your email. Could you please send me your questions in writing, along with some context about your segment, and deadline?

Thanks,
Christie

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

Message

From: Finnegan, Kevin P. [KPF@cbsnews.com]
Sent: 1/27/2017 7:00:15 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: CBS News Request

Hi Christie ... 4pm would be the latest ....
Thanks for your help

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Friday, January 27, 2017 1:59 PM
To: Finnegan, Kevin P. <KPF@cbsnews.com>
Subject: RE: CBS News Request

Hi Kevin, I can help you with this. What time is your hard deadline?

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Finnegan, Kevin P. [mailto:KPF@cbsnews.com]
Sent: Friday, January 27, 2017 1:29 PM
To: Press <Press@epa.gov>
Subject: CBS News Request

I am one the medical producers at CBS News, working with Dr. Jon LaPook.

For tonight's *CBS Evening News with Scott Pelley,* we hope to report on the court case in California where the state is hoping be the first to label the chemical Glyphosate with warnings that it could cause cancer.

I see from the EPA website that "Glyphosate and the related acid and salt compounds are currently undergoing registration review, a program that re-evaluates all pesticides on a 15-year cycle."

My question is .. can you tell me the status of that review? Is it still ongoing? If so, do you have an estimate about when the review may be completed?

Thank you
Kevin

Kevin Finnegan

Producer

CBS Evening News with Scott Pelley

O. 212.975.7486
C. Ex. 6 Personal Privacy (PP)

kpf@cbsnews.com

Message

From: Robin Bravender [rbravender@eenews.net]
Sent: 1/25/2017 6:36:04 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: EPA statements on grants, contracts and communications

Thanks!

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Wednesday, January 25, 2017 1:33 PM
Cc: Valentine, Julia <Valentine.Julia@epa.gov>; Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: EPA statements on grants, contracts and communications

Please attribute to an agency spokesperson. Please email press@epa.gov if you have further questions. - Christie

Regarding questions about communications:

> The EPA fully intends to continue to provide information to the public. A fresh look at public affairs and communications processes is common practice for any new Administration, and a short pause in activities allows for this assessment

Regarding questions about grants:

> EPA staff have been reviewing grants and contracts information with the incoming transition team. Pursuant to that review, the Agency is continuing to award the environmental program grants and state revolving loan fund grants to the states and tribes; and we are working to quickly address issues related to other categories of grants. The goal is to complete the grants and contracts review by the close of business on Friday, January 27.

Christie St. Clair
Office of Public Affairs
Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

Message

From: Holstein, Julie [HolsteinJ@cbsnews.com]
Sent: 1/24/2017 5:12:50 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: Lead batteries

Christie - Hi, thank you for contacting me. I don't have a story yet, I'm just trying to understand the lead battery recycling industry and why the EPA proposed this rule change. What problem does this rule hope to fix? What was the motivation to introduce this rule change? These are the types of questions I have.

Thank you,

Julie

-----Original Message-----
From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Tuesday, January 24, 2017 12:00 PM
To: Holstein, Julie <HolsteinJ@cbsnews.com>
Subject: Lead batteries

Hi Julie,

The program forwarded me your email. Could you please send me your questions in writing, along with some context about your segment, and deadline?

Thanks,
Christie

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

Message

From: Conger, Nick [Conger.Nick@epa.gov]
Sent: 1/6/2017 6:17:39 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]
Subject: RE: E&E on modification

Hi Camille,

We have encouraged VW to submit test results and other elements of their proposed emissions modifications to EPA and CARB as they are available so that the agencies can evaluate the plans both thoroughly and expeditiously. We have submittals from VW on both the Gen 1 and Gen 2 vehicles that we are evaluating.

Nick Conger
U.S. Environmental Protection Agency
Office: (202) 564-6287
Cell: Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Friday, January 06, 2017 1:16 PM
To: Conger, Nick <Conger.Nick@epa.gov>
Subject: E&E on modification

Hi Nick,

Can you share whether EPA and CARB will approve a modification for the other Volkswagen vehicles caught using defeat devices? Have you received a proposed modification from Volkswagen?

Thanks! I'm writing for 2:30 pm btw (short notice, I know.)

Camille

Message

From: Camille von Kaenel [cvonkaenel@eenews.net]
Sent: 3/13/2017 4:09:46 PM
To: StClair, Christie [StClair.Christie@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Pruitt in Michigan?

Hello,

Will Pruitt travel to Michigan with President Trump on Wednesday? Can you confirm whether the event will include an announcement on vehicle emissions rules? I'm writing for a 3 pm deadline.

Many thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Cecelia Smith-Schoenwalder [csmith@eenews.net]
Sent: 12/13/2016 6:23:52 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Cool, thanks Christie!

Best,
Cecelia Smith

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Tuesday, December 13, 2016 1:07 PM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

appropriation

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: StClair, Christie
Sent: Monday, December 12, 2016 2:28 PM
To: 'Cecelia Smith-Schoenwalder' <csmith@eenews.net>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

I'll check.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Cecelia Smith-Schoenwalder [mailto:csmith@eenews.net]
Sent: Monday, December 12, 2016 1:51 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Hi Christie,

Another question- Was this year's $10.8M a reauthorization by Congress or an appropriation? Thanks!

Best,
Cecelia Smith

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Thursday, December 08, 2016 11:39 AM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Cecelia, please attribute to an agency spokesperson:

Yes, the funds are congressionally appropriated as part of the National Environmental Education Act of 1990.

Thanks for following up.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Cecelia Smith-Schoenwalder [mailto:csmith@eenews.net]
Sent: Thursday, December 08, 2016 11:32 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Hi Christie,

Checking back in on this. Thanks!

Best,
Cecelia Smith

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Friday, December 02, 2016 4:36 PM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: Re: EPA Awards $10.8M for National Environmental Education Training Program

Sounds good, talk to you soon.

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 2, 2016, at 4:35 PM, Cecelia Smith-Schoenwalder <csmith@eenews.net> wrote:

Probably sometime early next week. It's flexible. Thanks!

Best,
Cecelia Smith

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Friday, December 02, 2016 4:34 PM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: Re: EPA Awards $10.8M for National Environmental Education Training Program

Hi Cecelia, what's your deadline?

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 2, 2016, at 4:27 PM, Cecelia Smith-Schoenwalder <csmith@eenews.net> wrote:

> Hi Christie,
>
> I wanted to check on whether the funds for this are congressionally appropriated. Writing a (late) story on it. Thanks!
>
> Cecelia Smith
> Office: (202) 446-0423
> Cell: Ex. 6 Personal Privacy (PP)
>
> ---
>
> Environment & Energy Publishing, LLC
> 122 C Street, NW, Suite 722, Washington, DC 20001
> www.eenews.net • www.eenews.tv
> EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Thursday, October 20, 2016 11:31 AM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: EPA Awards $10.8M for National Environmental Education Training Program

CONTACT:
Christie St. Clair (News Media Only)
(202) 564-2880
stclair.christie@epa.gov

FOR IMMEDIATE RELEASE
October 20, 2016

EPA Awards $10.8M for National Environmental Education Training Program

WASHINGTON - More than 4,400 environmental educators will gain training and leadership opportunities in 2017 through a new cooperative agreement between the U.S. Environmental Protection Agency (EPA) and the North American Association for Environmental Education (NAAEE).

EPA is funding up to $10.8 million over five years through the agency's teacher training program, formally known as the National Environmental Education Training Program (NEETP).

"Environmental educators help learners of all ages understand and value the ecosystems around them," said U.S. EPA Administrator Gina McCarthy. "The teacher training program gives educators access to the best classroom and out-of-classroom materials and professional development opportunities, focused on using the environment as a platform for learning science, technology, engineering and math skills to improve decision-making."

NAAEE will launch a five-year program called "ee360," starting in 2017. The association is bringing together a broad collection of partners: Antioch University, the Center for Diversity and the Environment, Earth Force, the NAAEE Affiliate Network, Project Learning Tree, Stanford University, the University of Oregon, the U.S. Fish and Wildlife Service, the U.S. Bureau of Land Management, the U.S. National Park Service, the U.S. National Oceanic and Atmospheric Administration and the U.S. Forest Service.

NAAEE and these partners will train professionals to deliver high-quality environmental education in formal and non-formal education settings. In the first year, ee360 aims to train more than 4,400 educators. The partners will also strengthen the field by building infrastructure through leadership clinics, developing state certification programs, using technology, expanding access to resources, and researching the value of environmental education.

Since 1992, EPA's teacher training program has funded training, helped universities and states develop accredited certification programs, and promoted the national Environmental Education Guidelines for Excellence.

For more information on the teacher training program, visit:
https://www.epa.gov/education/national-environmental-education-training-program

For more information on NAAEE, visit: www.naaee.org

R166

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Kate Sheppard [kate.sheppard@huffingtonpost.com]
Sent: 1/23/2017 9:26:19 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: Can anyone in EPA HQ confirm?

Hi Christie,

Trying you, even if I imagine that has to come from the administrator's or transition office. I have sent a note there as well. I have heard from some sources at the agency that there is an immediate freeze on EPA grants. Would someone in the press office be able to confirm that, and say what grant programs it includes, and whether it's an indefinite freeze or short-term during transition?

Also, can you confirm whether this is a message that went out to staff and whether it accurately summarizes the message from comms staff?

> "I just returned from a briefing for Communication Directors where the following information was provided. These restrictions are effective immediately and will remain in place until further direction is received from the new Administration's Beach Team. Please review this material and share with all appropriate individuals in your organization. If anyone on your staff receives a press inquiry of any kind, it must be referred to me so I can coordinate with the appropriate individuals in OPA.
>
> - No press releases will be going out to external audiences.
> - No social media will be going out. A Digital Strategist will be coming on board to oversee social media. Existing, individually controlled, social media accounts may become more centrally controlled.
> - No blog messages.
> - The Beach Team will review the list of upcoming webinars and decide which ones will go forward.
> - Please send me a list of any external speaking engagements that are currently scheduled among any of your staff from today through February.
> - Incoming media requests will be carefully screened.
> - No new content can be placed on any website. Only do clean up where essential.
> - List servers will be reviewed. Only send out critical messages, as messages can be shared broadly and end up in the press.
>
> I will provide updates to this information as soon as I receive it."

Trying to confirm by 5:30 today. Thanks.

-Kate

Kate Sheppard
Enterprise editor/Senior reporter
Huffington Post
@kate_sheppard
202.624.9314 (desk)
Ex. 6 Personal Privacy (PP)
http://www.huffingtonpost.com/kate-sheppard

Check out Must Reads *and subscribe to the weekly email.*

Message

From: Patterson Clark [pclark@politico.com]
Sent: 3/7/2017 8:57:49 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Brownfields

Thanks for giving it a look, Christie!

I'll make those fixes.

Nothing else needed for now.

Patterson

From: "StClair, Christie" <StClair.Christie@epa.gov>
Date: Tuesday, March 7, 2017 at 2:40 PM
To: Patterson Clark <pclark@politico.com>
Subject: RE: Brownfields

Superfund gets an initial cap, and I usually hyphenate "clean-up process."

Beyond that, though, what additional info would you like for this?

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m Ex. 6 Personal Privacy (PP)

From: Patterson Clark [mailto:pclark@politico.com]
Sent: Tuesday, March 07, 2017 2:16 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: Brownfields

Christie,

On second thought, we can always go back into this later and make corrections. I might even be able to hold this for a day if you can get back to me with comments this afternoon.

Please see attached.

Thank you,

Patterson

From: "StClair, Christie" <StClair.Christie@epa.gov>
Date: Tuesday, March 7, 2017 at 1:21 PM
To: Patterson Clark <pclark@politico.com>
Subject: Brownfields

Hi Patterson,

Sorry for the delay in getting back to you, I just received your inquiry through our program staff.

Do you still need this information?

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

Message

From: Patterson Clark [pclark@politico.com]
Sent: 3/7/2017 7:15:53 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Brownfields
Attachments: Brownfields.pdf

Christie,

On second thought, we can always go back into this later and make corrections. I might even be able to hold this for a day if you can get back to me with comments this afternoon.

Please see attached.

Thank you,

Patterson

From: "StClair, Christie" <StClair.Christie@epa.gov>
Date: Tuesday, March 7, 2017 at 1:21 PM
To: Patterson Clark <pclark@politico.com>
Subject: Brownfields

Hi Patterson,

Sorry for the delay in getting back to you, I just received your inquiry through our program staff.

Do you still need this information?

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

Message

From: Sutton, Amanda [Sutton.Amanda@epa.gov]
Sent: 3/7/2017 6:15:24 PM
To: EPA [pclark@politico.com]
Subject: RE: Form submission from: Brownfields Contact Us about Brownfields form

If you are a reporter you need to contact our Office of Public Affairs, specifically Christie StClair

StClair.Christie@epa.gov
202-564-2880

Amanda Sutton
EPA Office of Brownfields and Land Revitalization
Communications
(202) 566-2761 desk
Ex. 6 Personal Privacy (PP) mobile
Follow OLEM on Twitter!

National Brownfields Training Conference
Join us in Pittsburgh, December 5 - 7, 2017
with Pre-Conference Training December 4th

-----Original Message-----
From: drupal_admin@epa.gov [mailto:drupal_admin@epa.gov]
Sent: Friday, March 03, 2017 9:31 AM
To: Sutton, Amanda <Sutton.Amanda@epa.gov>
Subject: Form submission from: Brownfields Contact Us about Brownfields form

Submitted on 03/03/2017 9:31AM
Submitted values are:

Name: Patterson Clark
Email: pclark@politico.com
Comments:
Hi,

I am reporting on brownfields for POLITICO. Could you point me to any databases for brownfield locations and conditions?

Thank you,

Patterson Clark
Senior Graphics Editor
POLITICO Pro
202-746-7323
Web Area: Brownfields

Message

From: Overly, Steven [Steven.Overly@washpost.com]
Sent: 3/7/2017 2:30:14 PM
To: StClair, Christie [StClair.Christie@epa.gov]
CC: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
Subject: RE: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency

Thanks, Christie. Appreciate your help.

Nice to meet you, Cathy. Please let me know if you have a sense of when we might expect an announcement today. Appreciate it.

Steven

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Tuesday, March 07, 2017 9:28 AM
To: Overly, Steven <Steven.Overly@washpost.com>
Cc: Milbourn, Cathy <Milbourn.Cathy@epa.gov>
Subject: RE: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency

Hi Steven,

Cathy Milbourn, cc'd, is your contact for the fuel standards.

I'll make sure you're added to the right press lists.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Overly, Steven [mailto:Steven.Overly@washpost.com]
Sent: Tuesday, March 07, 2017 9:12 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency

Hi Christie,

I know this came over late in the day yesterday, so I just wanted to circle back on it this morning.

I'm sure you've seen the media reports about a possible announcement today on fuel efficiency standards. Do you have a sense of when that announcement might be made if it does indeed happen today?

Steven

From: Overly, Steven
Sent: Monday, March 06, 2017 5:32 PM
To: stclair.christie@epa.gov
Subject: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency

Hi Christie,

My name is Steven Overly and I am a reporter with The Washington Post. I wanted to get myself added to any press lists with news releases about fuel efficiency. Please let me know if that's something you can help with.

Thanks in advance.
Steven

--
Steven Overly
The Washington Post
Ex. 6 Personal Privacy (PP)
Twitter: @StevenOverly[twitter.com]

Message

From: Overly, Steven [Steven.Overly@washpost.com]
Sent: 3/6/2017 10:32:06 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency

Hi Christie,

My name is Steven Overly and I am a reporter with The Washington Post. I wanted to get myself added to any press lists with news releases about fuel efficiency. Please let me know if that's something you can help with.

Thanks in advance.
Steven

--
Steven Overly
The Washington Post
Ex. 6 Personal Privacy (PP) (w)
Twitter: @StevenOverly

Message

From: Camille von Kaenel [cvonkaenel@eenews.net]
Sent: 3/6/2017 6:02:25 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: DERA

I appreciate it! I believe Volkswagen is Julia but if you could also give me an update on the schedule for the doling out of the money under the mitigation trust fund, that would be great! Obviously these requests are all related!

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, March 06, 2017 1:01 PM
To: Camille von Kaenel <cvonkaenel@eenews.net>
Subject: RE: DERA

Hi Camille,

I'll do my best.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Monday, March 06, 2017 12:39 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: DERA

Hi Christie,

I'm writing a story for tomorrow (deadline Tuesday at 11:30 am) on the draft budget cuts to EPA, particularly the elimination of DERA grants. I'm wondering if you know of the rationale behind eliminating that particular program?

Also, my understanding is that DERA is funded only through the CR right now – can you give me an official number on how much money is currently available to states through DERA?

Many thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)

Ex. 6 Personal Privacy (PP) (mobile)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Niina Heikkinen [nheikkinen@eenews.net]
Sent: 3/6/2017 5:52:51 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: U.S. Greenhouse Gas Inventory

Got it. Thanks for your help Christie!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Monday, March 06, 2017 12:52 PM
To: Niina Heikkinen
Cc: StClair, Christie
Subject: RE: U.S. Greenhouse Gas Inventory

Hi Niina,

Christie St. Clair, copied here, will check on that for you.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP) m/txt

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 12:28 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: U.S. Greenhouse Gas Inventory

Hi Julia,

I had a quick question for you. Is participation in the U.S. greenhouse gas inventory voluntary on the part of fossil fuel companies or is it mandated?

Thanks very much!

Niina

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Carly Ledbetter [carly.ledbetter@huffingtonpost.com]
Sent: 1/11/2017 10:20:52 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: Huffington Post Inquiry: Humidifiers

Hi Christie,

My name is Carly Ledbetter and I'm a Lifestyle Editor at The Huffington Post. I'm reaching out about an article I'm writing about cleaning out your humidifier.

I'd love to feature you in the article (if this is the appropriate person at the EPA to talk to)! I have a few questions below I'm looking to answer for the piece, which is set to publish sometime next week.

Why is it so important to clean you humidifier?

What is the best way to clean your humidifier?

What products should you avoid when cleaning your humidifier?

What humidifiers do you recommend buying and why? Are there any brands or types you'd suggest avoiding?

My deadline is Friday.

Thank you!

Carly

--
Carly Ledbetter | Entertainment Writer | The Huffington Post
770 Broadway 5th Floor | New York, NY 10003 | @ledbettercarly

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/11/2017 8:19:38 PM
To: Conger, Nick [Conger.Nick@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]; Harrison, Melissa [Harrison.Melissa@epa.gov]
Subject: RE: Midterm review

OK, thanks Nick. (Have some nice time off this week as well)

From: Conger, Nick [mailto:Conger.Nick@epa.gov]
Sent: Wednesday, January 11, 2017 3:15 PM
To: Alex Guillen <aguillen@politico.com>; StClair, Christie <StClair.Christie@epa.gov>; Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: RE: Midterm review

Hi Alex. We continue to review comments on the proposed determination.

Sent from my Windows Phone

From: Alex Guillen
Sent: 1/11/2017 2:54 PM
To: StClair, Christie; Harrison, Melissa; Conger, Nick
Subject: Midterm review

Hi all,

I have three sources saying EPA by Friday plans to finalize the midterm auto emissions standards review by keeping them the same, as was proposed in November. I'm writing a story saying that now, with a 4 p.m. deadline (my apologies for our ever-tighter deadlines). Please let me know if EPA has any comment or reaction. If comment comes after that deadline we can include it elsewhere, as usual.

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/11/2017 7:54:26 PM
To: StClair, Christie [StClair.Christie@epa.gov]; Harrison, Melissa [Harrison.Melissa@epa.gov]; Conger, Nick [Conger.Nick@epa.gov]
Subject: Midterm review

Hi all,

I have three sources saying EPA by Friday plans to finalize the midterm auto emissions standards review by keeping them the same, as was proposed in November. I'm writing a story saying that now, with a 4 p.m. deadline (my apologies for our ever-tighter deadlines). Please let me know if EPA has any comment or reaction. If comment comes after that deadline we can include it elsewhere, as usual.

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | (c) Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Overly, Steven [Steven.Overly@washpost.com]
Sent: 5/3/2017 6:08:50 PM
To: Overly, Steven [Steven.Overly@washpost.com]
Subject: Departing The Washington Post for Politico

Hello all,

After seven fantastic years, this is my last day with The Washington Post. Thank you for helping me over the years to produce many fascinating and newsworthy stories. I will continue to speak with many of you in my new role as a technology reporter at Politico. I will be covering the tech industry's efforts to lobby and influence Washington leaders. Starting May 16th, you may reach me at soverly@politico.com and on my mobile at Ex. 6 Personal Privacy (PP) Please feel free to follow me on Twitter at @StevenOverly for news and insights.

Thank you again,
Steven

--
Steven Overly
The Washington Post

Message

From: Dylan Brown [dbrown@eenews.net]
Sent: 12/1/2016 5:21:08 PM
To: StClair, Christie [StClair.Christie@epa.gov]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: CERCLA 108(b) rule

Off the record, do you think it will be out before 1:30 p.m.?

Just figuring out if I should yank the preview I've got for Greenwire.

Thanks!

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Thursday, December 01, 2016 12:09 PM
To: Dylan Brown <dbrown@eenews.net>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Re: CERCLA 108(b) rule

Dylan, please attribute to an agency spokesperson.

> The agency is on track to meets its Dec. 1 deadline for both a proposed rule for financial responsibility requirements for the hardrock mining industry and a notice for additional classes under CERCLA section 108(b).
>
> Off the record, in addition to the EPA Newsroom, here is the page to keep an eye on for updates: https://www.epa.gov/superfund/superfund-financial-responsibility

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 1, 2016, at 10:07 AM, Dylan Brown <dbrown@eenews.net> wrote:

> Thanks Julia!
>
> Christie, just wanting to check in on the timing of this if possible. Thank you in advance.
>
> Dylan
>
> ---
>
> **From:** Valentine, Julia [mailto:Valentine.Julia@epa.gov]
> **Sent:** Thursday, December 01, 2016 9:19 AM
> **To:** Dylan Brown <dbrown@eenews.net>

Cc: Milbourn, Cathy <Milbourn.Cathy@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: CERCLA 108(b) rule

Hi, Dylan.

Christie St. Clair, copied here can help.

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

On Dec 1, 2016, at 9:14 AM, Dylan Brown <dbrown@eenews.net> wrote:

Hi Julia,

Wanted to check in on the CERCLA rulemaking and see if EPA would be putting anything out on this today? From what I understand the court set a Dec. 1 deadline for a proposed rule, but I wanted to be sure what that meant.

Thanks!
Dylan Brown
Mining Reporter
E&E News
(202) 737-4849

Message

From: Ariel Wittenberg [awittenberg@eenews.net]
Sent: 11/30/2016 5:31:01 PM
To: StClair, Christie [StClair.Christie@epa.gov]
CC: Conger, Nick [Conger.Nick@epa.gov]
Subject: RE: CAFE proposed determiniation--E&E News

Thanks for the last minute help on this, Christie!

Just wanted to reiterate that for the future, it would be good if you could include both me and Camille on any info about press calls etc. so we don't get our signals crossed and can avoid this last-minute scramble.

Thanks again!

Ariel

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: Wednesday, November 30, 2016 11:40 AM
To: Ariel Wittenberg
Subject: Re: CAFE proposed determiniation--E&E News

Janet McCabe

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Nov 30, 2016, at 11:40 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Thanks. I just got on but missed who is speaking ...
>
> ---
>
> **From:** StClair, Christie [StClair.Christie@epa.gov]
> **Sent:** Wednesday, November 30, 2016 11:35 AM
> **To:** Ariel Wittenberg
> **Subject:** Re: CAFE proposed determiniation--E&E News
>
> **Participants call number** Ex. 6 Personal Privacy (PP)
> **Use Conference ID** Ex. 6 Personal Privacy (PP)
>
> Christie St. Clair
> EPA Public Affairs
> C: Ex. 6 Personal Privacy (PP)
>
> On Nov 30, 2016, at 11:31 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:
>
>> Ok, good to know, just wanted to make sure I didn't miss anything. Still wondering about whether the timeline moved up here and why.
>>
>> Also, just to clarify, Camille and I write for different publications under E&E. We sometimes cover the same story, but we do our reporting separately, so being in touch with her doesn't get to Greenwire/E&E News PM/E&E Daily, just as being in touch with me doesn't get to Climatewire.

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: Wednesday, November 30, 2016 11:27 AM
To: Ariel Wittenberg
Subject: Re: CAFE proposed determiniation--E&E News

Ariel, Nick has been in touch with Camille. The web just went live, press release will send at 11:30.

Christie St. Clair
EPA Public Affairs
C Ex. 6 Personal Privacy (PP)

On Nov 30, 2016, at 11:26 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi Christie,
>
> Hope you had a great Thanksgiving. Just saw you guys came out with your proposed determination for the mid-term CAFE review online. Not sure if you had a press release on that, but I didn't get one emailed to me. Also, I was under the impression that the proposed determination was slated to come out in mid-2017 so I wanted to know why EPA moved it up, and if that has anything to do with the presidential transition. I'm working on a noon deadline, so anything you can send along would be great.
>
> Thanks!
>
> Ariel
>
> **Ariel Wittenberg**
> Reporter, E&E News
> awittenberg@eenews.net
> 202-737-4557

Message

From: Tiffany Stecker [tstecker@eenews.net]
Sent: 11/18/2016 5:52:00 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: Drinking Water PAG

Thanks!

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Friday, November 18, 2016 12:48 PM
To: Tiffany Stecker <tstecker@eenews.net>
Subject: RE: Drinking Water PAG

Hi Tiffany, I can help you. Back to you soon.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Tiffany Stecker [mailto:tstecker@eenews.net]
Sent: Friday, November 18, 2016 12:46 PM
To: Press <Press@epa.gov>
Subject: FW: Drinking Water PAG

Hi all, sending this to the whole press list in Enesta's absence. Thanks for your help.

From: Tiffany Stecker
Sent: Friday, November 18, 2016 12:45 PM
To: 'Jones, Enesta' <Jones.Enesta@epa.gov>
Subject: Drinking Water PAG

Hello Enesta,

Hope you're doing well. I see that the OMB review for the Drinking Water Protective Action Guide was completed last month (see below), but wasn't included in the Fall Unified Agenda. Do you know why? Does this mean it won't be finalized by the end of the Obama administration?

Deadline is 3:15. If this is a question for OIRA/OMB, do you have a contact for the press person there?

Thanks,

Tiffany

AGENCY: EPA-OAR **RIN:** 2060-ZA19 **Status:** Concluded

TITLE: Protective Action Guidance for Radiological Incidents

STAGE: Notice **ECONOMICALLY SIGNIFICANT:** No

RECEIVED DATE: 05/19/2016 **LEGAL DEADLINE:** None

COMPLETED: 10/20/2016 **COMPLETED ACTION:** Consistent with Change

Tiffany Stecker
Water reporter
E&E News
(202) 446-0465 - Desk
Ex. 6 Personal Privacy (PP) - Cell
http://www.eenews.net
@TiffanyStecker

Message

From: Cecelia Smith-Schoenwalder [csmith@eenews.net]
Sent: 12/8/2016 4:40:24 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Great, thanks Christie!

Best,
Cecelia Smith

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Thursday, December 08, 2016 11:39 AM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Cecelia, please attribute to an agency spokesperson:

Yes, the funds are congressionally appropriated as part of the National Environmental Education Act of 1990.

Thanks for following up.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Cecelia Smith-Schoenwalder [mailto:csmith@eenews.net]
Sent: Thursday, December 08, 2016 11:32 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Hi Christie,

Checking back in on this. Thanks!

Best,
Cecelia Smith

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Friday, December 02, 2016 4:36 PM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: Re: EPA Awards $10.8M for National Environmental Education Training Program

Sounds good, talk to you soon.

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 2, 2016, at 4:35 PM, Cecelia Smith-Schoenwalder <csmith@eenews.net> wrote:

> Probably sometime early next week. It's flexible. Thanks!
>
> Best,
> Cecelia Smith
>
> ---
>
> **From:** StClair, Christie [mailto:StClair.Christie@epa.gov]
> **Sent:** Friday, December 02, 2016 4:34 PM
> **To:** Cecelia Smith-Schoenwalder <csmith@eenews.net>
> **Subject:** Re: EPA Awards $10.8M for National Environmental Education Training Program
>
> Hi Cecelia, what's your deadline?
>
> Christie St. Clair
> EPA Public Affairs
> C: Ex. 6 Personal Privacy (PP)
>
> On Dec 2, 2016, at 4:27 PM, Cecelia Smith-Schoenwalder <csmith@eenews.net> wrote:
>
>> Hi Christie,
>>
>> I wanted to check on whether the funds for this are congressionally appropriated. Writing a (late) story on it. Thanks!
>>
>> Cecelia Smith
>> Office: (202) 446-0423
>> Cell: Ex. 6 Personal Privacy (PP)
>>
>> ---
>>
>> Environment & Energy Publishing, LLC
>> 122 C Street, NW, Suite 722, Washington, DC 20001
>> www.eenews.net • www.eenews.tv
>> EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV
>>
>> ---
>>
>> **From:** U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
>> **Sent:** Thursday, October 20, 2016 11:31 AM
>> **To:** Cecelia Smith-Schoenwalder <csmith@eenews.net>
>> **Subject:** EPA Awards $10.8M for National Environmental Education Training Program

EPA HEADQUARTERS
NEWS RELEAS
WWW.EPA.GOV/NEWSROOM

CONTACT:
Christie St. Clair (News Media Only)
(202) 564-2880
stclair.christie@epa.gov

FOR IMMEDIATE RELEASE
October 20, 2016

EPA Awards $10.8M for National Environmental Education Training Program

WASHINGTON - More than 4,400 environmental educators will gain training and leadership opportunities in 2017 through a new cooperative agreement between the U.S. Environmental Protection Agency (EPA) and the North American Association for Environmental Education (NAAEE).

EPA is funding up to $10.8 million over five years through the agency's teacher training program, formally known as the National Environmental Education Training Program (NEETP).

"Environmental educators help learners of all ages understand and value the ecosystems around them," said U.S. EPA Administrator Gina McCarthy. "The teacher training program gives educators access to the best classroom and out-of-classroom materials and professional development opportunities, focused on using the environment as a platform for learning science, technology, engineering and math skills to improve decision-making."

NAAEE will launch a five-year program called "ee360," starting in 2017. The association is bringing together a broad collection of partners: Antioch University, the Center for Diversity and the Environment, Earth Force, the NAAEE Affiliate Network, Project Learning Tree, Stanford University, the University of Oregon, the U.S. Fish and Wildlife Service, the U.S. Bureau of Land Management, the U.S. National Park Service, the U.S. National Oceanic and Atmospheric Administration and the U.S. Forest Service.

NAAEE and these partners will train professionals to deliver high-quality environmental education in formal and non-formal education settings. In the first year, ee360 aims to train more than 4,400 educators. The partners will also strengthen the field by building infrastructure through leadership clinics, developing state certification programs, using technology, expanding access to resources, and researching the value of environmental education.

Since 1992, EPA's teacher training program has funded training, helped universities and states develop accredited certification programs, and promoted the national Environmental Education Guidelines for Excellence.

For more information on the teacher training program, visit:
https://www.epa.gov/education/national-environmental-education-training-program

For more information on NAAEE, visit: www.naaee.org

R166

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Camille von Kaenel [cvonkaenel@eenews.net]
Sent: 3/29/2017 1:50:10 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: Ann Arbor vehicles lab

Hello,

I'd like to re-up this now that the big day is behind us.

I imagined the story as a feature of EPA's work on enforcement and testing of vehicle emissions standards in light of Volkswagen and Fiat Chrysler. My understanding is that this is an area that might be spared from budget cuts, although I'm trying to get more information on that as well.

Let me know,

Camille

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Monday, March 20, 2017 1:22 PM
To: Camille von Kaenel <cvonkaenel@eenews.net>; StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: Ann Arbor vehicles lab

Hi Camille,

Not sure what we will be able to do. But today or tomorrow we will circle back with on this with you to find out more about your story.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Monday, March 20, 2017 12:54 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>
Subject: Ann Arbor vehicles lab

Hello and happy Monday!

We're doing a feature series at E&E showcasing some of the work EPA does. I, as the resident transportation wonk, am interested in the Ann Arbor vehicles lab. I'd love to visit and get a tour, probably in early April, focusing on testing procedures following the Volkswagen scandal and new automotive technologies. Could you help with that?

Cheers,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Arianna Skibell [askibell@eenews.net]
Sent: 12/21/2016 7:30:01 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: RMP release

Great, thank you!

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Wednesday, December 21, 2016 2:30 PM
To: Arianna Skibell <askibell@eenews.net>
Subject: RE: RMP release

Absolutely, Arianna.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Arianna Skibell [mailto:askibell@eenews.net]
Sent: Wednesday, December 21, 2016 2:27 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RMP release

Hi Christie,

Would you be able to add me to your mailing list. I'm now covering regulation for E&E News.

Thank you,
Arianna

Arianna Skibell
E&E News reporter
askibell@eenews.net
202-446-0409 (office)
Ex. 6 Personal Privacy (PP)
@AriannaSkibell

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Arianna Skibell [askibell@eenews.net]
Sent: 12/21/2016 5:14:08 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: EMBARGO - media call invite

Hi Christie, I'm covering regulatory reform/regulation and will listen in. It would also be great to be added to any relevant press lists.

Thank you!
Arianna

Sent from my iPhone

On Dec 21, 2016, at 12:10 PM, Cecelia Smith-Schoenwalder <csmith@eenews.net> wrote:

> Hi Christie,
>
> No problem. Arianna's on it. Thanks!
>
> Cecelia Smith
> Office: (202) 446-0423
> Cell: Ex. 6 Personal Privacy (PP)
>
> ---
>
> Environment & Energy Publishing, LLC
> 122 C Street, NW, Suite 722, Washington, DC 20001
> www.eenews.net • www.eenews.tv
> EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV
>
> ---
>
> **From:** StClair, Christie [mailto:StClair.Christie@epa.gov]
> **Sent:** Wednesday, December 21, 2016 12:02 PM
> **To:** Cecelia Smith-Schoenwalder <csmith@eenews.net>
> **Subject:** FW: EMBARGO - media call invite
>
> Forwarding since Sean is out – can you help me get this to the right reporters at E&E?
>
> **Christie St. Clair**
> Office of Public Affairs
>
> Environmental Protection Agency
> Washington, DC
> o: 202-564-2880
> m: Ex. 6 Personal Privacy (PP)

From: StClair, Christie
Sent: Wednesday, December 21, 2016 11:50 AM
Subject: EMBARGO - media call invite

Good morning,

This information below is on embargo until 2:15 today, and is provided for your planning purposes only. Please do not disseminate.

We will hold an invitation-only call for news media today, at 1 PM, to discuss the final rule for "Accidental Release Prevention Requirements: Risk Management Programs Under the Clean Air Act, Section 112(r)(7)."

We hope you can join us. If you are unavailable and would like to refer this invite to someone else at your media outlet, please let me know or have that person contact me directly.

WHO: Mathy Stanislaus, Assistant Administrator for EPA's Office of Land and Emergency Management

WHEN: 1pm EST, Wednesday, December 21, 2016

WHERE: (877) Ex. 6 Personal Privacy (PP)

HOW: Please call in before 1pm to be sure you are in the conference when it begins. The operator will ask for your name and media outlet. The name of the call is "RMP Rule."

Thank you, and please don't hesitate to ask if you have any questions.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 12/20/2016 6:33:39 PM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: RE: Response to SCAQMD petition for rulemaking for ultra-low NOx standard for heavy-duty trucks

Yes, thanks.

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) (Cell)
sreilly@eenews.net

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Tuesday, December 20, 2016 1:33 PM
To: Sean Reilly <sreilly@eenews.net>
Subject: RE: Response to SCAQMD petition for rulemaking for ultra-low NOx standard for heavy-duty trucks

Sean – you got the statement, yes?

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Monday, December 19, 2016 9:12 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Cc: Conger, Nick <Conger.Nick@epa.gov>
Subject: RE: Response to SCAQMD petition for rulemaking for ultra-low NOx standard for heavy-duty trucks

OK. I appreciate it.

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: Monday, December 19, 2016 9:04 PM
To: Sean Reilly
Cc: Conger, Nick
Subject: Re: Response to SCAQMD petition for rulemaking for ultra-low NOx standard for heavy-duty trucks

Just a Christmas reference. You are on the list I've put together so will get the info as early as it becomes available.

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 19, 2016, at 8:46 PM, Sean Reilly <sreilly@eenews.net> wrote:

Not sure what you mean by that, Christie, but once again, I'm just asking for equal treatment.

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: Monday, December 19, 2016 8:27 PM
To: Sean Reilly
Cc: Conger, Nick
Subject: Re: Response to SCAQMD petition for rulemaking for ultra-low NOx standard for heavy-duty trucks

Totally understand, Sean. Just wanted to give Nick a chance to jump in if he wanted. That said ...

You're on my list and I've checked it twice.

:-)

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 19, 2016, at 6:43 PM, Sean Reilly <sreilly@eenews.net> wrote:

Ok--the gist of my question remains the same.

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP) ell)
sreilly@eenews.net

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, December 19, 2016 6:42 PM
To: Sean Reilly <sreilly@eenews.net>
Cc: Harrison, Melissa <Harrison.Melissa@epa.gov>; Conger, Nick <Conger.Nick@epa.gov>
Subject: Re: Response to SCAQMD petition for rulemaking for ultra-low NOx standard for heavy-duty trucks

Hi Sean,

I'm adding Nick to the thread; he covers transportation issues in the press sec's office. We can de-loop Melissa moving forward.

Christie

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 19, 2016, at 6:05 PM, Sean Reilly <sreilly@eenews.net> wrote:

Christie, Melissa:

I understand that EPA will be releasing its response to the petition tomorrow, with select news outlets getting an advance copy before the official release. If that's the case, in the interests of fairness, I am similarly requesting an advance copy on behalf of E&E News.

Thanks,
Sean

Sean Reilly
Reporter
Greenwire/E&E News
202-446-0433 (Direct)
Ex. 6 Personal Privacy (PP))
sreilly@eenews.net

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 5/2/2017 1:15:01 PM
To: Dominique Mosbergen [dominique.mosbergen@huffingtonpost.com]
Subject: RE: Press Query: Fact-checking plastic stats

Sure thing! The first piece in the series was really tremendous, by the way. Great work.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Dominique Mosbergen [mailto:dominique.mosbergen@huffingtonpost.com]
Sent: Monday, May 01, 2017 9:51 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: Press Query: Fact-checking plastic stats

Great, thanks so much for this Christie!

On Mon, May 1, 2017 at 9:38 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

Hi Dominique, thank you for your patience.

Please attribute to an agency spokesperson.

EPA collects information on solid waste generation, recycling, composting, combustion with energy recovery and landfilling for the Advancing Sustainable Materials Management report.

The following data tables from the most recent 2014 report are the most relevant for you:

- Table 8 - 9.5 percent of generated plastics in 2014 were recycled.
- Table 22 - About 4,050,000 tons (4.05 million tons) of plastic bags, sacks and wraps were generated in 2014
- Table 24 - 500,000 tons (.50 million tons) were recycled.
- Table 25 - About 12.3 percent of plastic bags, sacks and wraps were recycled in 2014.

Thanks, and please let me know if you need anything further.

Christie

Christie St. Clair

Office of Public Affairs

Environmental Protection Agency

Washington, DC

o: 202-564-2880

m: Ex. 6 Personal Privacy (PP)

From: Dominique Mosbergen [mailto:dominique.mosbergen@huffingtonpost.com]
Sent: Wednesday, April 12, 2017 11:17 PM
To: StClair, Christie <StClair.Christie@epa.gov>; Press <Press@epa.gov>
Subject: Press Query: Fact-checking plastic stats

Hi there,

I'm Dominique, a reporter with The Huffington Post and I'm working on a story about plastic bags and another on plastic pollution in general. They're going to be a part of a larger series we're rolling out about ocean plastics pollution.

I was hoping the EPA might be able to help me with double-checking a couple of statistics.

First, I've been seeing this figure floating around: that "less than 1 percent of plastic bags are recycled each year." I was wondering if you could confirm that stat, or if you had updated/other information on that?

Secondly, I was wondering if there was data on what percentage of plastic waste, in general, is recycled in the U.S. every year?

Finally, this might be out of your wheelhouse, but would you happen to know what the market share of plastic bag use is in U.S. supermarkets? There's an outdated stat from 2007 that says 90 percent of grocery bags in the U.S. are plastic, but I haven't been able to find anything more recent.

Thank you so much for your time and input. I look forward to hearing from you,

Dominique

--

Dominique Mosbergen

Reporter, *The Huffington Post*

@dmosbergen

--
Dominique Mosbergen
Reporter, *The Huffington Post*
@dmosbergen

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 5/1/2017 1:23:12 PM
To: Eric Wolff [ewolff@politico.com]
Subject: RE: RFS volumes

Eric,

Off the record, we have no updates to share at this time.

Thanks,
Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Eric Wolff [mailto:ewolff@politico.com]
Sent: Friday, April 28, 2017 4:29 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: RFS volumes

5 p.m., but sooner is better, as always.

Thanks,

Eric

On Fri, Apr 28, 2017 at 4:11 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

> Hi Eric, we have your inquiry. What is your deadline?
>
> Christie
>
> **Christie St. Clair**

Office of Public Affairs

Environmental Protection Agency

Washington, DC

o: 202-564-2880

m: Ex. 6 Personal Privacy (PP)

From: Eric Wolff [mailto:ewolff@politico.com]
Sent: Friday, April 28, 2017 3:59 PM
To: Press <Press@epa.gov>
Subject: RFS volumes

Hi,

I have multiple sources telling me that the proposed RFS volume rule will be submitted to OMB next week, possibly as soon as Monday, and that the conventional biofuels volumes will remain at 15 billion gallons.

Can EPA confirm that for me?

Thanks,

Eric

--

Eric Wolff

Energy Reporter

POLITICO

760-303-1927

ewolff@politico.com

@ericwolff

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 4/17/2017 8:05:14 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]; Hull, George [Hull.George@epa.gov]
Subject: RE: E&E on Harley-Davidson case

Camille, Tricia has your inquiry.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Monday, April 17, 2017 4:00 PM
To: Hull, George <Hull.George@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>
Subject: FW: E&E on Harley-Davidson case

Hi,

Since Julia is out, wanted to make sure you saw this too!

Many thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

From: Camille von Kaenel
Sent: Monday, April 17, 2017 3:13 PM
To: 'lynn.tricia@epa.gov' <lynn.tricia@epa.gov>
Subject: E&E on Harley-Davidson case

Hi Tricia,

I cover transportation for E&E News and I'm writing about the Harley-Davidson case for tomorrow (deadline 11:30 am). I'm wondering, why has the final consent decree not been entered in the case yet? The settlement was reached last fall. Is there a hold-up? Are you or Harley-Davidson seeking changes?

Thank you for any insight!

Cheers,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Dominique Mosbergen [dominique.mosbergen@huffingtonpost.com]
Sent: 5/3/2017 1:59:53 AM
To: StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Press Query: Fact-checking plastic stats

Thanks so much, Christie, I'm so glad you liked it.

On Tue, May 2, 2017 at 9:15 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

> Sure thing! The first piece in the series was really tremendous, by the way. Great work.
>
> **Christie St. Clair**
>
> Office of Public Affairs
>
> Environmental Protection Agency
>
> Washington, DC
>
> o: 202-564-2880
>
> m: Ex. 6 Personal Privacy (PP)
>
> **From:** Dominique Mosbergen [mailto:dominique.mosbergen@huffingtonpost.com]
> **Sent:** Monday, May 01, 2017 9:51 PM
> **To:** StClair, Christie <StClair.Christie@epa.gov>
> **Subject:** Re: Press Query: Fact-checking plastic stats
>
> Great, thanks so much for this Christie!
>
> On Mon, May 1, 2017 at 9:38 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:
>
> > Hi Dominique, thank you for your patience.

Please attribute to an agency spokesperson.

EPA collects information on solid waste generation, recycling, composting, combustion with energy recovery and landfilling for the Advancing Sustainable Materials Management report.

The following data tables from the most recent 2014 report are the most relevant for you:

- Table 8 - 9.5 percent of generated plastics in 2014 were recycled.
- Table 22 - About 4,050,000 tons (4.05 million tons) of plastic bags, sacks and wraps were generated in 2014
- Table 24 - 500,000 tons (.50 million tons) were recycled.
- Table 25 - About 12.3 percent of plastic bags, sacks and wraps were recycled in 2014.

Thanks, and please let me know if you need anything further.

Christie

Christie St. Clair

Office of Public Affairs

Environmental Protection Agency

Washington, DC

o: 202-564-2880

m: Ex. 6 Personal Privacy (PP)

From: Dominique Mosbergen [mailto:dominique.mosbergen@huffingtonpost.com]
Sent: Wednesday, April 12, 2017 11:17 PM
To: StClair, Christie <StClair.Christie@epa.gov>; Press <Press@epa.gov>
Subject: Press Query: Fact-checking plastic stats

Hi there,

I'm Dominique, a reporter with The Huffington Post and I'm working on a story about plastic bags and another on plastic pollution in general. They're going to be a part of a larger series we're rolling out about ocean plastics pollution.

I was hoping the EPA might be able to help me with double-checking a couple of statistics.

First, I've been seeing this figure floating around: that "less than 1 percent of plastic bags are recycled each year." I was wondering if you could confirm that stat, or if you had updated/other information on that?

Secondly, I was wondering if there was data on what percentage of plastic waste, in general, is recycled in the U.S. every year?

Finally, this might be out of your wheelhouse, but would you happen to know what the market share of plastic bag use is in U.S. supermarkets? There's an outdated stat from 2007 that says 90 percent of grocery bags in the U.S. are plastic, but I haven't been able to find anything more recent.

Thank you so much for your time and input. I look forward to hearing from you,

Dominique

--

Dominique Mosbergen

Reporter, *The Huffington Post*

@dmosbergen

--

Dominique Mosbergen

Reporter, *The Huffington Post*

@dmosbergen

--
Dominique Mosbergen
Reporter, *The Huffington Post*
@dmosbergen

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 3/15/2017 3:18:59 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
Subject: RE: number of voluntary climate partnership programs

Hi Niina,

Not sure we can meet your deadline, but I'll look into this.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Wednesday, March 15, 2017 10:37 AM
To: Press <Press@epa.gov>
Subject: number of voluntary climate partnership programs

Hi,

This is hopefully a quick question, how many programs does EPA classify as voluntary climate partnership programs?

I will need this by 4 pm Eastern today.

Best,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP))
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 3/10/2017 10:25:29 PM
To: Alex Guillen [aguillen@politico.com]
Subject: RE: Calls to admin's office

You too, Alex.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Friday, March 10, 2017 5:25 PM
To: StClair, Christie <StClair.Christie@epa.gov>; Konkus, John <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: RE: Calls to admin's office

Thanks so much, Christie! Have a great weekend.

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Friday, March 10, 2017 5:18 PM
To: Alex Guillen <aguillen@politico.com>; Konkus, John <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: RE: Calls to admin's office

Alex, please attribute to an agency spokesperson:

"EPA headquarters has logged about 300 calls and voicemails."

Thanks,
Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Friday, March 10, 2017 5:07 PM

To: Konkus, John <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: RE: Calls to admin's office

Hi John, just wanted to follow up on this before folks head out for the weekend.

From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Friday, March 10, 2017 3:44 PM
To: Alex Guillen <aguillen@politico.com>; Press <Press@epa.gov>
Subject: RE: Calls to admin's office

Well find out Alex. Thanks.

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Friday, March 10, 2017 3:39 PM
To: Konkus, John <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: Calls to admin's office

Hey John, thanks for checking into this for me. As I mentioned on the phone, on Twitter there are folks saying they called the administrator's public phone line to leave comments about his CO2 comment made Thursday. One tweet yesterday afternoon said the woman answering the phone identified 82 such calls, and if those calls have continued it could be well into the hundreds by now. I appreciate you looking into what the tally is; I tried calling myself and it went to a full voicemail box.

Thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | (c Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 3/10/2017 8:42:19 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
CC: Jones, Enesta [Jones.Enesta@epa.gov]
BCC: Press [Press@epa.gov]
Subject: RE: U.S. Greenhouse Gas Inventory

Hi Niina,

Appreciate your patience on this. Please attribute to an agency spokesperson.

The Inventory of U.S. Greenhouse Gas Emissions and Sinks (Inventory) is a document prepared annually by EPA (since the early '90s) that estimates total national greenhouse gas emissions across all sectors of the economy--it does not collect information from individual facilities. EPA prepares the Inventory on behalf of the U.S. Government, as a formal U.S. submission to the United Nations Framework Convention on Climate Change (UNFCCC). In preparing the Inventory each year, EPA makes the draft report available to stakeholders for review, but there are no regulatory requirements associated with it.

EPA also collects greenhouse gas data from the largest greenhouse gas emitting facilities in the United States through the Greenhouse Gas Reporting Program (GHGRP), which was mandated by Congress in 2008.

To learn more about these two complementary datasets, please see: https://www.epa.gov/ghgreporting/greenhouse-gas-reporting-program-and-us-inventory-greenhouse-gas-emissions-and-sinks

Thanks,

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Tuesday, March 07, 2017 3:07 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: U.S. Greenhouse Gas Inventory

Yes please!

Sent from my iPhone

On Mar 7, 2017, at 2:43 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

> Hi Niina, I'm sorry we weren't able to make your deadline. Do you still need this, if we can get it for you?
>
> Christie
>
> **Christie St. Clair**

Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 1:40 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: U.S. Greenhouse Gas Inventory

That's a good question.

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, March 06, 2017 1:39 PM
To: Niina Heikkinen
Subject: RE: U.S. Greenhouse Gas Inventory

Gotcha. I wonder if the food waste programs are in this category as well, even though they are in OLEM.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 1:37 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: U.S. Greenhouse Gas Inventory

Yep. I'm mainly using this as a double check on what programs are voluntary climate partnership programs. Here is how I came to U.S. GHG inventory.

1. https://www.epa.gov/clean-air-act-overview/progress-cleaning-air-voluntary-partnership-program-accomplishments
   then I clicked on the climate protection partnership programs
2. https://www.epa.gov/climatechange/what-epa-doing-about-climate-change
   which leads me to the U.S. greenhouse gas inventory.

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, March 06, 2017 1:33 PM
To: Niina Heikkinen
Subject: RE: U.S. Greenhouse Gas Inventory

Okay. If we don't meet your deadline, will you still want the info?

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC

o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 1:23 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: U.S. Greenhouse Gas Inventory

If you can find out by the end of the day today that would be great, but noon tomorrow is the actual deadline.

Niina

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, March 06, 2017 1:21 PM
To: Niina Heikkinen
Cc: Jones, Enesta; Valentine, Julia
Subject: RE: U.S. Greenhouse Gas Inventory

Hi Niina,

What is your deadline?

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Valentine, Julia
Sent: Monday, March 06, 2017 12:52 PM
To: Niina Heikkinen <nheikkinen@eenews.net>
Cc: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: U.S. Greenhouse Gas Inventory

Hi Niina,

Christie St. Clair, copied here, will check on that for you.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP) m/txt

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 12:28 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: U.S. Greenhouse Gas Inventory

Hi Julia,

I had a quick question for you. Is participation in the U.S. greenhouse gas inventory voluntary on the part of fossil fuel companies or is it mandated?

Thanks very much!

Niina

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@niinaheikkinen
Skype: niina.h.heikkinen

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 3/7/2017 7:30:38 PM
To: Patterson Clark [pclark@politico.com]
Subject: RE: Brownfields

Absolutely, please do. You can also reach out to press@epa.gov, which goes to all of the press officers. The right person will pick it up and get back to you as quickly as possible.

Thanks, Patterson.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Patterson Clark [mailto:pclark@politico.com]
Sent: Tuesday, March 07, 2017 2:12 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: Brownfields

Christie,

Thanks for getting back to me. My deadline has already passed, but can I contact you in the future with questions?

Patterson

From: "StClair, Christie" <StClair.Christie@epa.gov>
Date: Tuesday, March 7, 2017 at 1:21 PM
To: Patterson Clark <pclark@politico.com>
Subject: Brownfields

Hi Patterson,

Sorry for the delay in getting back to you, I just received your inquiry through our program staff.

Do you still need this information?

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency

Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 2/8/2017 2:29:38 PM
To: Holstein, Julie [HolsteinJ@cbsnews.com]
Subject: RE: CBS NEWS

Hi Julie,

I was out yesterday. Did you connect with someone else or do you still wish to talk? I'm at my desk all day.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Holstein, Julie [mailto:HolsteinJ@cbsnews.com]
Sent: Tuesday, February 07, 2017 12:22 PM
To: Press <Press@epa.gov>
Cc: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: CBS NEWS

Thank you.

Christie, perhaps you have a few minutes to talk about this?

Best,

jule

From: Press [mailto:Press@epa.gov]
Sent: Tuesday, February 07, 2017 12:15 PM
To: Holstein, Julie <HolsteinJ@cbsnews.com>
Cc: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: CBS NEWS

Hi Julie,

We apologize for the delay. Here is the information you requested regarding batteries.

EPA Response:

Proposed changes to clarify and streamline requirements and convert paper submittals to electronic submittals arose in part from the Agency's periodic retrospective reviews of existing regulations, as called for by Executive Order 13563.

Other proposed revisions to replace the paper process for export shipments at the port with an electronic process were needed in order to fulfill the direction set forth in Executive Order 13659 concerning the electronic management of international trade data by the U.S. Government as part of the International Trade Data System (ITDS). Lastly, EPA proposed making all hazardous waste imports and exports subject to the Organization for Economic Cooperation and Development (OECD) procedures to address concerns and recommendations to strengthen individual shipment oversight in both the 2013 Commission for Environmental Cooperation report on the export and recycling of spent lead-acid batteries (SLABs) within North America and the 2015 EPA Office of Inspector General report on hazardous waste imports.

Under OECD-based procedures, prior notice and consent is required if either the exporting or importing country control the hazardous waste shipment as an export or import of hazardous waste. This allows the country or countries that control the shipment as hazardous waste to review the proposed import or export for compliance with domestic laws and regulations prior to any actual shipment. In cases where the proposed shipment would not comply with domestic laws or regulations or where there might be an issue with the proposed receiving facility, the importing country may deny consent, thus preventing a shipment to a facility that does not have the capacity to manage the waste properly.

Please see Section II.B, Rationale for the Final Rule: https://www.federalregister.gov/documents/2016/11/28/2016-27428/hazardous-waste-export-import-revisions

For more information on SLABs, please visit: https://www.epa.gov/hwgenerators/requirements-transboundary-shipments-specific-wastes#tab-2

You may contact this email or Christie St. Clair, cc'd above, with any further questions.

Thanks

Office of Public Affairs
US EPA Headquarters
Washington, DC

From: Holstein, Julie [mailto:HolsteinJ@cbsnews.com]
Sent: Tuesday, January 24, 2017 10:59 AM
To: Coughlan, Laura <Coughlan.Laura@epa.gov>
Subject: CBS NEWS

Laura –

I'm doing some background research on lead batteries and am interested in EPA's efforts to ensure safer exports overseas. If you have a few minutes to talk, I'd greatly appreciate it.

Thank you,

Julie

Julie L Holstein / CBS 60 Minutes / 555 W. 57th St. 9th Fl, NY 10019 / 212 975 1885

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 1/27/2017 7:16:43 PM
To: Davidson, Joe [joe.davidson@washpost.com]
Subject: RE: Resending Washington Post deadline questions re: EPA cuts

Got it.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Davidson, Joe [mailto:joe.davidson@washpost.com]
Sent: Friday, January 27, 2017 1:57 PM
To: Press <Press@epa.gov>
Subject: Resending Washington Post deadline questions re: EPA cuts

EPA Press:

Forgive me if this is a repeat. I tried sending this request twice previously but it seems not to have gone through.

I write the Federal Insider column at The Washington Post. I'd like to get EPA's comment on reports that the Trump administration might make significant EPA staffing and budget cuts. I interviewed Myron Ebell, the former head of the EPA transition team who was speaking personally. He said he would like to see the current EPA workforce cut to about 5,000 at the end of four years. Is it correct that current staffing is 15,000? He also said an additional goal should be to cut the agency's budget from about $8 billion to $4 billion over that period. An AP story carries similar information.

What plans are there to reduce EPA funding and staffing?

I am on deadline.

Thank you.

Best,
Joe

Joe Davidson, columnist
The Washington Post
1301 K Street, NW
Washington, DC 20071
202.334.6415 – work
Ex. 6 Personal Privacy (PP) *cell*
joe.davidson@washpost.com
Twitter: @JoeDavidsonWP
Website: wapo.st/JoeDavidson

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 1/6/2017 4:26:11 PM
To: maura.judkis@washpost.com
Subject: Loved your Baldor piece, Maura!

Maura,

You may recognize my old byline, Christie Findlay. I'm remarried, and now with the EPA.

I'm the agency's press officer for food waste – mostly because I'm obsessed with this issue.

If you write on food waste again, did you know that the US has set a national goal of reducing food waste by 50%? There's also a huge national partnership underway to support corporations setting that same goal for themselves.

If you want another local angle, the biscuit place in Del Ray doesn't say this, but their chef is really gung ho on the issue – she and I have talked about doing a community workshop on cooking with "food waste." And there's a pilot food recovery trash pickup program in Alexandria, which borrows some of its messaging from EPA's Food: Too Good to Waste program. Then there's the faith-based effort, and … and … too many other things to list here.

Please just think of me next time you write on food waste! EPA has amazing experts who can help you.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 1/5/2017 1:37:54 PM
To: Dylan Brown [dbrown@eenews.net]
CC: Lynn, Tricia [lynn.tricia@epa.gov]
Subject: Re: In-situ uranium rule

Dylan, turns out this falls under Tricia Lynn's portfolio. She'll help you from here.

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Jan 4, 2017, at 8:08 PM, Dylan Brown <dbrown@eenews.net> wrote:

> Hi!
>
> Sorry for the late email, but just got a release from Sen. Barrasso saying that EPA has withdrawn the in-situ uranium rule. The release also says it will be re-proposed?
>
> Just wanted to confirm and see what sort of comment I could get. Hoping to file something tonight, but will probably do a follow-up tomorrow if you have time in the morning. Thanks a bunch as always!
>
> Best,
> Dylan Brown
> E&E News
> (208) 608-0212

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 1/5/2017 1:12:58 AM
To: Dylan Brown [dbrown@eenews.net]
CC: Harrison, Melissa [Harrison.Melissa@epa.gov]
Subject: Re: In-situ uranium rule

Dylan, I can't speak for Melissa, but I don't have anything on this for you tonight.

I'll look into this for you first thing in the morning.

Christie

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Jan 4, 2017, at 8:08 PM, Dylan Brown <dbrown@eenews.net> wrote:

> Hi!
>
> Sorry for the late email, but just got a release from Sen. Barrasso saying that EPA has withdrawn the in-situ uranium rule. The release also says it will be re-proposed?
>
> Just wanted to confirm and see what sort of comment I could get. Hoping to file something tonight, but will probably do a follow-up tomorrow if you have time in the morning. Thanks a bunch as always!
>
> Best,
> Dylan Brown
> E&E News
> (208) 608-0212

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 12/21/2016 7:26:32 PM
To: Timothy Cama [tcama@thehill.com]
Subject: RE: Potential sources on RMP Rule

And, off the record, the perils of an AA who wants to update things at the last minute to make them better.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Wednesday, December 21, 2016 2:12 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: Potential sources on RMP Rule

Cool. The perils of a brand new website, eh?

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Dec 21, 2016 at 2:11 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

> Yes thank you for checking. We may be a little late getting the web updated and if so the PR will also push back. But embargo lifts at 2:15
>
> Christie St. Clair
> EPA Public Affairs
> C: Ex. 6 Personal Privacy (PP)
>
> On Dec 21, 2016, at 2:09 PM, Timothy Cama <tcama@thehill.com> wrote:
>
> > Hey Christie-
> >
> > Just want to triple check, the embargo lifts at 2:15, right?
> >
> > --
> > Timothy Cama, Staff writer

The Hill
(202) 695-6245 | www.thehill.com

On Wed, Dec 21, 2016 at 1:44 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

Thanks to those of us who were able to make the call. If you were unable to make it but are interested in coverage, just reach out if you have any questions.

In case you are looking for additional sources to speak to this final rule, please see below.

Christie

State Emergency Response/Responder Contacts

Monty Elder

Former State Emergency Responder Commission representative

Ex. 6 Personal Privacy (PP)

Timothy R Gablehouse

Board Member, NASTTPO & Member Colorado SERC

303.572.0050|800.818.0050

Environmental Justice Contacts

Michele Roberts

National Co-Coordinator

Environmental Justice and Health Alliance for Chemical Policy Reform

Ex. 6 Personal Privacy (PP)

Richard Moore

Chair, NEJAC

Ex. 6 Personal Privacy (PP)

Paul Orum

Consultant on Chemical Safety and Security Policies

Ex. 6 Personal Privacy (PP)

Industry Contacts

Scott Jenson

American Chemistry Council

202-249-6511

Shakeel Kadri

Center for Process Safety

shakeel@aiche.org

Shannon Broome

Chemical Safety Advocacy Group

sbroome@hunton.com

cell Ex. 6 Personal Privacy (PP)

Christie St. Clair

Office of Public Affairs

Environmental Protection Agency

Washington, DC

o: 202-564-2880

m Ex. 6 Personal Privacy (PP)

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 12/20/2016 9:07:08 PM
To: caitlin.dewey@washpost.com
CC: Lincoln, Larry [Lincoln.Larry@epa.gov]; Lee, Monica [Lee.Monica@epa.gov]
Subject: Nitrous Oxide

Hi Caitlin,

Larry forwarded me your email so I could check agencywide. Apparently we don't track nitrous oxide.

We suggest checking with FDA or a trade organization.

Thanks,
Christie

Christie St. Clair
EPA Public Affairs
Washington, DC

From: "Dewey, Caitlin" <Caitlin.Dewey@washpost.com>
Date: December 20, 2016 at 1:39:29 PM EST
To: "'lincoln.larry@epa.gov'" <lincoln.larry@epa.gov>, "'harris-young.dawn@epa.gov'" <harris-young.dawn@epa.gov>
Subject: Inquiry from the Washington Post -- on deadline

Hey Dawn and Larry,

My name is Caitlin Dewey and I'm a reporter at the Washington Post – hope you're both well! I'm not sure the EPA has this information, but I thought I'd try it. We're working on a story about the national whipped cream shortage, which was caused by an accident at a Florida nitrous oxide plant. My editor has asked me to figure out how much of the country's nitrous oxide supply is produced at that one facility. It's one of four in the U.S., so that sort of gives me an idea, but I'm hoping more precise numbers exist publicly somewhere.

Is that something the EPA can point me to? Or can you recommend another agency? My deadline is this afternoon, so there's a bit of urgency.

Thanks very much for your time, I appreciate it.

Happy holidays!
Caitlin

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 12/20/2016 6:23:54 PM
CC: Conger, Nick [Conger.Nick@epa.gov]
BCC: jreiskin@ttnews.com; dlockridge@truckinginfo.com; james@newcom.ca; sreilly@eenews.net; awittenberg@eenews.net; clarissa.hawes@trucks.com; tcama@thehill.com; mzanona@thehill.com; Valerie.vocovici@thomsonreuters.com; david.shepardson@thomsonreuters.com
Subject: EPA statement on NOx Petitions

Please see EPA's statement below, attributable to an agency spokesperson. Don't hesitate to let me know if you need anything more.

Thanks, and happy holidays!
Christie

Desk Statement

On December 20, 2016, EPA responded to petitions submitted by 20 state and local government agencies from across the country and other organizations.

EPA's response acknowledges that there is a need for further NOx reductions from heavy duty on-road trucks, buses, and other vehicles to reduce adverse health impacts from ground-level ozone and microscopic airborne particles; that the Clean Air Act directs EPA to revise standards from time-to-time in order to protect public health; and that it has been 16 years since EPA last revised its NOx standards for heavy-duty highway engines. Technical progress has been made in developing technologies and approaches that can reduce NOx emissions beyond the standards put in place in the 2000 rule. As a result, the EPA will initiate the work necessary to issue a Notice of Proposed Rulemaking with the intention of proposing standards that could begin in Model Year 2024. This timeframe is consistent with the lead-time requirements of the Clean Air Act, and is aligned with a milestone implementation year for the EPA heavy-duty Phase 2 GHG program.

The Agency's goal is to develop a program that could be adopted by EPA and the California Air Resources Board, creating a 50-state program, which would streamline compliance for manufacturers. In developing the proposal, EPA will work with a broad range of stakeholders, including heavy-duty vehicle and engine manufacturers; the California Air Resources Board; labor groups; technology suppliers; environmental non-governmental organizations; state and local air quality agencies; truck dealerships; trucking fleets; and truck drivers and owners.

Background

The petitioners requested that the EPA take action to reduce NOx emissions from on-highway heavy-duty trucks and engines. NOx emissions are precursors to both ozone and fine particulate matter, which are air pollutants with serious impacts on health—especially for children and older Americans.

The petitioners highlighted that emissions from heavy-duty engines and trucks are a significant source of transportation NOx emissions in many areas across this nation, that States and localities need further NOx reductions to achieve EPA's public health standards for clean air, which were established in 1997, 2008, and most recently made more protective in 2015, and that technologies exist to further reduce NOx emissions from these engines. The California's South Coast region and San Joaquin Valley are already in extreme nonattainment for National Ambient Air Quality Standard for ozone, and the number of nonattainment areas in California and in other population centers in the U.S. are expected to increase in the future.

The petitioners include the States of New York, Connecticut, Washington, Rhode Island, Massachusetts, Vermont, as well as local air quality agencies from California, New York, and Ohio.

For more information: https://www.epa.gov/regulations-emissions-vehicles-and-engines/petitions-revised-nox-standards-highway-heavy-duty

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 12/13/2016 6:06:46 PM
To: Cecelia Smith-Schoenwalder [csmith@eenews.net]
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

appropriation

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: StClair, Christie
Sent: Monday, December 12, 2016 2:28 PM
To: 'Cecelia Smith-Schoenwalder' <csmith@eenews.net>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

I'll check.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Cecelia Smith-Schoenwalder [mailto:csmith@eenews.net]
Sent: Monday, December 12, 2016 1:51 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Hi Christie,

Another question- Was this year's $10.8M a reauthorization by Congress or an appropriation? Thanks!

Best,
Cecelia Smith

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Thursday, December 08, 2016 11:39 AM

To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Cecelia, please attribute to an agency spokesperson:

Yes, the funds are congressionally appropriated as part of the National Environmental Education Act of 1990.

Thanks for following up.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Cecelia Smith-Schoenwalder [mailto:csmith@eenews.net]
Sent: Thursday, December 08, 2016 11:32 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: EPA Awards $10.8M for National Environmental Education Training Program

Hi Christie,

Checking back in on this. Thanks!

Best,
Cecelia Smith

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Friday, December 02, 2016 4:36 PM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: Re: EPA Awards $10.8M for National Environmental Education Training Program

Sounds good, talk to you soon.

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 2, 2016, at 4:35 PM, Cecelia Smith-Schoenwalder <csmith@eenews.net> wrote:

> Probably sometime early next week. It's flexible. Thanks!
>
> Best,
> Cecelia Smith
>
> ---
>
> **From:** StClair, Christie [mailto:StClair.Christie@epa.gov]
> **Sent:** Friday, December 02, 2016 4:34 PM

To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: Re: EPA Awards $10.8M for National Environmental Education Training Program

Hi Cecelia, what's your deadline?

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Dec 2, 2016, at 4:27 PM, Cecelia Smith-Schoenwalder <csmith@eenews.net> wrote:

> Hi Christie,
>
> I wanted to check on whether the funds for this are congressionally appropriated. Writing a (late) story on it. Thanks!
>
> Cecelia Smith
> Office: (202) 446-0423
> Cell: Ex. 6 Personal Privacy (PP)
>
> ---
>
> Environment & Energy Publishing, LLC
> 122 C Street, NW, Suite 722, Washington, DC 20001
> www.eenews.net • www.eenews.tv
> EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Thursday, October 20, 2016 11:31 AM
To: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Subject: EPA Awards $10.8M for National Environmental Education Training Program

CONTACT:
Christie St. Clair (News Media Only)
(202) 564-2880
stclair.christie@epa.gov

FOR IMMEDIATE RELEASE
October 20, 2016

EPA Awards $10.8M for National Environmental Education Training Program

WASHINGTON - More than 4,400 environmental educators will gain training and leadership opportunities in 2017 through a new cooperative agreement between the U.S. Environmental Protection Agency (EPA) and the North American Association for Environmental Education (NAAEE).

EPA is funding up to $10.8 million over five years through the agency's teacher training program, formally known as the National Environmental Education Training Program (NEETP).

"Environmental educators help learners of all ages understand and value the ecosystems around them," said U.S. EPA Administrator Gina McCarthy. "The teacher training program gives educators access to the best classroom and out-of-classroom materials and professional development opportunities, focused on using the environment as a platform for learning science, technology, engineering and math skills to improve decision-making."

NAAEE will launch a five-year program called "ee360," starting in 2017. The association is bringing together a broad collection of partners: Antioch University, the Center for Diversity and the Environment, Earth Force, the NAAEE Affiliate Network, Project Learning Tree, Stanford University, the University of Oregon, the U.S. Fish and Wildlife Service, the U.S. Bureau of Land Management, the U.S. National Park Service, the U.S. National Oceanic and Atmospheric Administration and the U.S. Forest Service.

NAAEE and these partners will train professionals to deliver high-quality environmental education in formal and non-formal education settings. In the first year, ee360 aims to train more than 4,400 educators. The partners will also strengthen the field by building infrastructure through leadership clinics, developing state certification programs, using technology, expanding access to resources, and researching the value of environmental education.

Since 1992, EPA's teacher training program has funded training, helped universities and states develop accredited certification programs, and promoted the national Environmental Education Guidelines for Excellence.

For more information on the teacher training program, visit:
https://www.epa.gov/education/national-environmental-education-training-program

For more information on NAAEE, visit: www.naaee.org

R166

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 11/30/2016 4:35:06 PM
To: Ariel Wittenberg [awittenberg@eenews.net]
Subject: Re: CAFE proposed determiniation--E&E News

Participants call number: Ex. 6 Personal Privacy (PP)
Use Conference ID: Ex. 6 Personal Privacy (PP)

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Nov 30, 2016, at 11:31 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Ok, good to know, just wanted to make sure I didn't miss anything. Still wondering about whether the timeline moved up here and why.
>
> Also, just to clarify, Camille and I write for different publications under E&E. We sometimes cover the same story, but we do our reporting separately, so being in touch with her doesn't get to Greenwire/E&E News PM/E&E Daily, just as being in touch with me doesn't get to Climatewire.

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: Wednesday, November 30, 2016 11:27 AM
To: Ariel Wittenberg
Subject: Re: CAFE proposed determiniation--E&E News

Ariel, Nick has been in touch with Camille. The web just went live, press release will send at 11:30.

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Nov 30, 2016, at 11:26 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi Christie,
>
> Hope you had a great Thanksgiving. Just saw you guys came out with your proposed determination for the mid-term CAFE review online. Not sure if you had a press release on that, but I didn't get one emailed to me. Also, I was under the impression that the proposed determination was slated to come out in mid-2017 so I wanted to know why EPA moved it up, and if that has anything to do with the presidential transition. I'm working on a noon deadline, so anything you can send along would be great.
>
> Thanks!
>
> Ariel
>
> **Ariel Wittenberg**
> Reporter, E&E News

awittenberg@eenews.net
202-737-4557

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 11/30/2016 4:33:57 PM
To: Ariel Wittenberg [awittenberg@eenews.net]
Subject: Re: CAFE proposed determiniation--E&E News

You're welcome to join the call too, Ariel! Can Camille share the dial info?

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Nov 30, 2016, at 11:31 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Ok, good to know, just wanted to make sure I didn't miss anything. Still wondering about whether the timeline moved up here and why.
>
> Also, just to clarify, Camille and I write for different publications under E&E. We sometimes cover the same story, but we do our reporting separately, so being in touch with her doesn't get to Greenwire/E&E News PM/E&E Daily, just as being in touch with me doesn't get to Climatewire.

> **From:** StClair, Christie [StClair.Christie@epa.gov]
> **Sent:** Wednesday, November 30, 2016 11:27 AM
> **To:** Ariel Wittenberg
> **Subject:** Re: CAFE proposed determiniation--E&E News
>
> Ariel, Nick has been in touch with Camille. The web just went live, press release will send at 11:30.
>
> Christie St. Clair
> EPA Public Affairs
> C: Ex. 6 Personal Privacy (PP)
>
> On Nov 30, 2016, at 11:26 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:
>
>> Hi Christie,
>>
>> Hope you had a great Thanksgiving. Just saw you guys came out with your proposed determination for the mid-term CAFE review online. Not sure if you had a press release on that, but I didn't get one emailed to me. Also, I was under the impression that the proposed determination was slated to come out in mid-2017 so I wanted to know why EPA moved it up, and if that has anything to do with the presidential transition. I'm working on a noon deadline, so anything you can send along would be great.
>>
>> Thanks!
>>
>> Ariel
>>
>> **Ariel Wittenberg**
>> Reporter, E&E News
>> awittenberg@eenews.net
>> 202-737-4557

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 12/2/2016 3:50:01 PM
To: Dylan Brown [dbrown@eenews.net]
Subject: RE: CERCLA 108(b) rule

https://www.epa.gov/newsreleases/epa-proposes-financial-responsibility-requirements-hardrock-mining-industry

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Dylan Brown [mailto:dbrown@eenews.net]
Sent: Friday, December 02, 2016 10:46 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: CERCLA 108(b) rule

Hi Christie,

Just trying to pin down the exact status of the rule. OIRA still has it as pending, but the website you directed me to says Administrator McCarthy has signed it?

Also, wasn't the court order for a Federal Register notice to be published yesterday?

Best,
Dylan

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Thursday, December 01, 2016 12:09 PM
To: Dylan Brown <dbrown@eenews.net>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Re: CERCLA 108(b) rule

Dylan, please attribute to an agency spokesperson.

> The agency is on track to meets its Dec. 1 deadline for both a proposed rule for financial responsibility requirements for the hardrock mining industry and a notice for additional classes under CERCLA section 108(b).

Off the record, in addition to the EPA Newsroom, here is the page to keep an eye on for updates: https://www.epa.gov/superfund/superfund-financial-responsibility

Christie St. Clair
EPA Public Affairs
C Ex. 6 Personal Privacy (PP)

On Dec 1, 2016, at 10:07 AM, Dylan Brown <dbrown@eenews.net> wrote:

Thanks Julia!

Christie, just wanting to check in on the timing of this if possible. Thank you in advance.

Dylan

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Thursday, December 01, 2016 9:19 AM
To: Dylan Brown <dbrown@eenews.net>
Cc: Milbourn, Cathy <Milbourn.Cathy@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: CERCLA 108(b) rule

Hi, Dylan.

Christie St. Clair, copied here can help.

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

On Dec 1, 2016, at 9:14 AM, Dylan Brown <dbrown@eenews.net> wrote:

Hi Julia,

Wanted to check in on the CERCLA rulemaking and see if EPA would be putting anything out on this today? From what I understand the court set a Dec. 1 deadline for a proposed rule, but I wanted to be sure what that meant.

Thanks!
Dylan Brown
Mining Reporter
E&E News
(202) 737-4849

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 11/30/2016 5:37:58 PM
To: Ariel Wittenberg [awittenberg@eenews.net]
CC: Conger, Nick [Conger.Nick@epa.gov]
Subject: RE: CAFE proposed determiniation--E&E News

Understood, Ariel, thanks for clarifying.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, November 30, 2016 12:31 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Cc: Conger, Nick <Conger.Nick@epa.gov>
Subject: RE: CAFE proposed determiniation--E&E News

Thanks for the last minute help on this, Christie!

Just wanted to reiterate that for the future, it would be good if you could include both me and Camille on any info about press calls etc. so we don't get our signals crossed and can avoid this last-minute scramble.

Thanks again!

Ariel

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: Wednesday, November 30, 2016 11:40 AM
To: Ariel Wittenberg
Subject: Re: CAFE proposed determiniation--E&E News

Janet McCabe

Christie St. Clair
EPA Public Affairs
C Ex. 6 Personal Privacy (PP)

On Nov 30, 2016, at 11:40 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Thanks. I just got on but missed who is speaking ...
>
> ---
>
> **From:** StClair, Christie [StClair.Christie@epa.gov]
> **Sent:** Wednesday, November 30, 2016 11:35 AM

To: Ariel Wittenberg
Subject: Re: CAFE proposed determiniation--E&E News

Participants call number: 888-217-1175
Use Conference ID: 29754413

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Nov 30, 2016, at 11:31 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Ok, good to know, just wanted to make sure I didn't miss anything. Still wondering about whether the timeline moved up here and why.
>
> Also, just to clarify, Camille and I write for different publications under E&E. We sometimes cover the same story, but we do our reporting separately, so being in touch with her doesn't get to Greenwire/E&E News PM/E&E Daily, just as being in touch with me doesn't get to Climatewire.

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: Wednesday, November 30, 2016 11:27 AM
To: Ariel Wittenberg
Subject: Re: CAFE proposed determiniation--E&E News

Ariel, Nick has been in touch with Camille. The web just went live, press release will send at 11:30.

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Nov 30, 2016, at 11:26 AM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi Christie,
>
> Hope you had a great Thanksgiving. Just saw you guys came out with your proposed determination for the mid-term CAFE review online. Not sure if you had a press release on that, but I didn't get one emailed to me. Also, I was under the impression that the proposed determination was slated to come out in mid-2017 so I wanted to know why EPA moved it up, and if that has anything to do with the presidential transition. I'm working on a noon deadline, so anything you can send along would be great.
>
> Thanks!
>
> Ariel
>
> **Ariel Wittenberg**
> Reporter, E&E News
> awittenberg@eenews.net
> 202-737-4557

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 4/12/2017 8:18:38 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]
BCC: Press [Press@epa.gov]
Subject: RE: E&E on negotiations with California

Camille, off the record, you'd need to check with the White House.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Wednesday, April 12, 2017 9:50 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: E&E on negotiations with California

Hi Christie,

Following reports by Bloomberg (https://www.bloomberg.com/politics/articles/2017-04-11/white-house-to-seek-talks-with-california-on-auto-efficiency), can you confirm that the White House is seeking to sit down with California and federal regulators to negotiate over vehicle tailpipe emissions standards? What is a rough timeline for those talks?

I'm likely going to write about this for a noon deadline. Let me know if you have any information you can share!

Thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP) obile)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 4/4/2017 1:45:57 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]
Subject: RE: Information on vehicle certification lab

Hi Camille,

I'm not certain we can meet your deadline, but I'll do my best.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Tuesday, April 04, 2017 9:21 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Information on vehicle certification lab

Hi Christie,

I'm looking for some basic information on the Ann Arbor lab for testing and certifying vehicles. How many vehicles are tested each year? How many are certified? How many people are currently employed there? What sorts of fees do automakers/OEMs pay for certification? What is the total amount automakers/OEMs pay in fees each year?

My deadline is 4:30 pm. Let me know if you can help!

Many thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP) nobile)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 11/21/2016 5:01:50 PM
To: Marc Heller [mheller@eenews.net]
Subject: Re: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency

Adore you.

Christie St. Clair
EPA Public Affairs
C: Ex. 6 Personal Privacy (PP)

On Nov 21, 2016, at 10:49 AM, Marc Heller <mheller@eenews.net> wrote:

> Hello, Christie. So as I was having breakfast this morning (RVO announcement, when?), it must have been the (RVO announcement, how soon?) subliminal advertising on NPR (how much ethanol?) that made me think there's something I need to (how much biodiesel in 2018?) I needed to ask about.
>
> But I can't remember what it was.....
>
> marc
>
> Marc Heller
> Reporter -- Agriculture
> E&E News
> (202) 446-0411
> mheller@eenews.net

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 11/18/2016 6:49:53 PM
To: Tiffany Stecker [tstecker@eenews.net]
Subject: RE: Drinking Water PAG

Tiffany,

Please attribute to an agency spokesperson:

The PAG is not a regulation, which is why it wasn't included in the Regulatory Agenda.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: StClair, Christie
Sent: Friday, November 18, 2016 12:48 PM
To: 'Tiffany Stecker' <tstecker@eenews.net>
Subject: RE: Drinking Water PAG

Hi Tiffany, I can help you. Back to you soon.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Tiffany Stecker [mailto:tstecker@eenews.net]
Sent: Friday, November 18, 2016 12:46 PM
To: Press <Press@epa.gov>
Subject: FW: Drinking Water PAG

Hi all, sending this to the whole press list in Enesta's absence. Thanks for your help.

From: Tiffany Stecker
Sent: Friday, November 18, 2016 12:45 PM
To: 'Jones, Enesta' <Jones.Enesta@epa.gov>
Subject: Drinking Water PAG

Hello Enesta,

Hope you're doing well. I see that the OMB review for the Drinking Water Protective Action Guide was completed last month (see below), but wasn't included in the Fall Unified Agenda. Do you know why? Does this mean it won't be finalized by the end of the Obama administration?

Deadline is 3:15. If this is a question for OIRA/OMB, do you have a contact for the press person there?

Thanks,

Tiffany

AGENCY: EPA-OAR	**RIN:** 2060-ZA19	**Status:** Concluded
TITLE: Protective Action Guidance for Radiological Incidents		
STAGE: Notice	**ECONOMICALLY SIGNIFICANT:** No	
RECEIVED DATE: 05/19/2016	**LEGAL DEADLINE:** None	
COMPLETED: 10/20/2016	**COMPLETED ACTION:** Consistent with Change	

Tiffany Stecker
Water reporter
E&E News
(202) 446-0465 - Desk
Ex. 6 Personal Privacy (PP)
http://www.eenews.net
@TiffanyStecker

Message

From: StClair, Christie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=06618C5ED0E744A3BFE8443360018C26-STCLAIR, CH]
Sent: 11/10/2016 4:59:13 PM
To: Marc Heller [mheller@eenews.net]
Subject: RE: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency
Attachments: Proposed Denial of Petitions for Rulemaking, RFS Point of Obligation, 11-10-16 new.pdf

Sorry, attached!

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: StClair, Christie
Sent: Thursday, November 10, 2016 11:04 AM
To: 'Marc Heller' <mheller@eenews.net>
Subject: RE: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency

Marc,

There was no distro list, just a web update: https://www.epa.gov/renewable-fuel-standard-program/2016-announcements-renewable-fuel-standard-program

Also, the decision document is attached.

And here is a statement, please attribute to an agency spokesperson.

> Today, the U.S. Environmental Protection Agency (EPA) proposed to deny requests from petitioners to initiate a rulemaking to change the point of obligation for compliance under the Renewable Fuels Standards program. Due to the importance, complexity, and broad stakeholder interest in this issue, the agency is taking public comment on the proposed denials to ensure we receive input from the wide variety of stakeholders that could be affected.

Thanks, please holler if you have any questions.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Marc Heller [mailto:mheller@eenews.net]
Sent: Thursday, November 10, 2016 10:08 AM

To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Press Inquiry about Fuel: ethanol, RFS, fuel efficiency

Hi Christie…

So, word on the street is you'll have an announcement of some kind this morning on not changing the point of obligation for the RFS. Will you make my noon deadline, and what can you tell me? I want to be sure, sure, sure to be on the distribution list…

Thanks,
marc

Marc Heller
Reporter -- Agriculture
E&E News
(202) 446-0411
mheller@eenews.net

Proposed Denial of Petitions for Rulemaking to Change the RFS Point of Obligation
November 10, 2016

Executive Summary

The Environmental Protection Agency (EPA) has received several petitions requesting that EPA initiate a rulemaking process to reconsider or change the regulations identifying refiners and importers of gasoline and diesel fuel as the entities responsible for complying with the annual percentage standards adopted under the Renewable Fuel Standard (RFS) program.[1] This "point of obligation" for the RFS program was established through a notice-and-comment rulemaking in 2010 based on the statutory direction in Section 211(o)(3)(B)(ii)(I) and (C) of the Clean Air Act (CAA) to impose the renewable fuel obligation on "refineries, blenders and importers, as appropriate," while also "prevent[ing] the imposition of redundant obligations."

The petitioners all seek to have the point of obligation shifted from refiners and importers, but differ somewhat in their suggestions for alternatives. Some request that EPA shift the point of obligation from refiners and importers to those parties that blend renewable fuel into transportation fuel. Others suggest that it be shifted to those parties that hold title to the gasoline or diesel fuel immediately prior to the sale of these fuels at the terminal (these parties are commonly called the position holders), or to "blenders and distributors". All petitioners argue, among other things, that shifting the point of obligation to parties downstream of refiners and importers in the fuel distribution system would align compliance responsibilities with the parties best positioned to make decisions on how much renewable fuel is blended into the transportation fuel supply in the United States. Some of the petitioners further claim that changing the point of obligation would result in an increase in the production, distribution, and use of renewable fuels in the United States and would reduce the cost of transportation fuel to consumers.

After careful consideration of all relevant information available to EPA on the issue, including information submitted by petitioners, available fuels market data, and information gathered by EPA from multiple market participants and interested parties, EPA is proposing to deny requests to initiate a rulemaking process to reconsider or change the regulations at 40 CFR 80.1406. However, as an initial step, EPA believes it appropriate to open a public comment process on the requests for reconsideration or change to the point of obligation in the RFS program.

In this document, we present our rationale for proposing to deny the requests to initiate a rulemaking process to reconsider or change the regulations. We believe that the current structure of the RFS program is working to incentivize the production, distribution, and use of renewable transportation fuels in the United States, while providing obligated parties a number of options for acquiring the RINs they need to comply with the RFS standards. We do not believe that the petitioners have demonstrated that changing the point of obligation would likely result in increased use of renewable fuels. Changing the point of obligation would not address challenges associated with commercializing cellulosic biofuel technologies and the marketplace dynamics that inhibit the greater use of fuels containing higher levels of ethanol, two of the primary issues

[1] The current regulations can be found at 40 CFR 80.1406.

ED_004607_00002332-00001

that inhibit the rate of growth in the supply of renewable fuels today. Changing the point of obligation could also disrupt investments reasonably made by participants in the fuels industry in reliance on the regulatory structure the agency established in 2007 and confirmed in 2010. Any programmatic advantages to making such a change would need to be certain and substantial in light of the expected impacts on the program, discussed in more detail below. While we do not anticipate a benefit from changing the point of obligation, we do believe that such a change would significantly increase the complexity of the RFS program, which could negatively impact its effectiveness. In the short term we believe that initiating a rulemaking process to reconsider or change the point of obligation could work to counter the program's goals by causing significant confusion and uncertainty in the fuels marketplace. Such a dynamic would likely cause delays to the investments necessary to expand the supply of renewable fuels in the United States, particularly investments in cellulosic biofuels, the category of renewable fuels from which much the majority of the statutory volume increases in future years is expected.

In addition, changing the point of obligation could cause restructuring of the fuels marketplace as newly obligated parties alter their business practices to purchase fuel under contract "below the rack" instead of "above the rack" to avoid the overhead compliance costs associated with being an obligated party under the RFS program. We believe these changes would have no beneficial impact on the RFS program or renewable fuel volumes and would decrease competition among parties that buy and sell transportation fuels at the rack, potentially increasing fuel prices for consumers and profit margins for refiners, especially those not involved in fuel marketing. EPA is also not persuaded, based on our analysis of available data, including that supplied by petitioners, by their arguments that they are disadvantaged compared to integrated refiners in terms of their costs of compliance, nor that other stakeholders such as unobligated blenders are receiving windfall profits.

In light of the considerable public interest in this matter, EPA is requesting comment on the petitions and our proposed denial of the requests to initiate a rulemaking process to reconsider or to change the RFS point of obligation.

There has already been considerable interest expressed in these requests across a wide variety of stakeholders and EPA has already received a substantial amount of input, including policy arguments and data-based comments. We have had in person meetings with numerous stakeholders as well.

We believe that the public comment process we are initiating with this document will benefit from making EPA's initial thinking on the issues available to the public. EPA will consider the comments we receive carefully.

ED_004607_00002332-00002

Table of Contents

I. Introduction 5

A. Relevant Parties in the Fuel Market 7

B. Overview of RFS Obligations and Compliance 8

C. Statutory and Regulatory History of the Point of Obligation 9

II. The Current Program Structure Appears to Be Working to Achieve the Goals of the RFS Program 12

A. RINs are Providing an Incentive for Increasing Renewable Fuel Production, Distribution, and Use 13

B. Current RIN Prices Are Not Indicative of a Dysfunctional RIN Market, Nor Are They Increasing the Cost of Gasoline (E10) to Consumers 14

C. The Current Regulations do not Appear to Disproportionately Impact Merchant Refiners or Provide Windfall Profits for Unobligated Blenders 16

D. EPA Has Not Seen Evidence That High RIN Prices Have or Will Force Merchant Refiners to Decrease Production or Increase Exports of Obligated Fuels 21

E. A Relatively Small Number of Obligated Parties is Generally Advantageous 22

F. The Current Program Structure Does Not Require Market Repositioning to Achieve Compliance 24

III. Changing the Point of Obligation in the RFS Program Is Not Expected to Result in the Increased Production, Distribution, and Use of Renewable Fuels 25

A. The Proposed Changes to the Point of Obligation May Be Outside EPA's Statutory Authority 26

B. Renewable Fuel Production, Distribution, and Use Does Not Appear to Be Significantly Limited By Blending Infrastructure 27

C. Changing the Point of Obligation Is Not Expected to Significantly Impact the Retail Pricing of Fuel Blends with High Renewable Content 29

D. Changing the Point of Obligation Is Not Expected to Significantly Impact the Availability to Consumers of Fuel Blends With Higher Renewable Content 34

E. The RFS Program Continues to Create a Significant Incentive for Parties to Invest in the Infrastructure Necessary to Enable Growth in the Use of Renewable Fuels 36

F. Changing the Point of Obligation Would Not Be Expected to Increase Cellulosic Biofuel Production 37

IV. Changing the Point of Obligation Would Significantly Increase the Complexity of the RFS Program 37

ED_004607_00002332-00003

A. The Number of Obligated Parties Would Likely Increase if the Point of Obligation was shifted to "Position Holders" or "Blenders" 39

B. The Potential for Noncompliance would Likely Increase if the Point of Obligation is Changed 42

C. EPA Would Need to Address Carry-Over RINs and RIN Deficits 44

D. Changing the Point of Obligation Would Require Significant Changes to EMTS and Other Electronic Systems 45

V. Changing the Point of Obligation Could Cause Significant Market Disruption 46

A. Market Participants Have Made Significant Decisions on the Basis of the Existing Regulations 46

B. If the Point of Obligation is Changed, Parties Would be Expected To Reposition Themselves to Avoid RFS Obligations 47

VI. Conclusion 49

ED_004607_00002332-00004

I. Introduction

On March 26, 2010, the Environmental Protection Agency ("EPA") issued a final rule (the "RFS2 Rule") [2] establishing regulatory amendments to the renewable fuel standards ("RFS") program regulations to reflect statutory amendments to Section 211(o) of the Clean Air Act ("CAA" or "the Act") enacted as part of the Energy Independence and Security Act of 2007. These amended regulations included 40 CFR 80.1406, imposing the obligation for compliance with the RFS annual standards on refiners and importers of gasoline and diesel fuel.[3] These entities are referred to in the RFS regulations as "obligated parties." Beginning in 2014, some obligated parties and other stakeholders have questioned whether 40 CFR 80.1406 should be amended, and a number of them have filed formal petitions for reconsideration or revision of the definition of "obligated party" in 40 CFR 80.1406, or petitions for rulemaking to amend the provision.[4] Those parties filing petitions for reconsideration also initiated legal challenges of the 2010 rule, alleging that new grounds have arisen enabling them to do so notwithstanding expiration of the 60-day time period generally provided under CAA 307(d) for challenges to CAA rules.[5] These suits have been stayed pending final action by EPA on the administrative petitions for reconsideration.

It appears that the petitions for reconsideration of 40 CFR 80.1406 do not meet the statutory criteria for such petitions set forth in CAA 307(d)(7)(B).[6] However, we will treat all petitions suggesting a change in the RFS point of obligation as petitions for a rulemaking to accomplish the change(s) requested, and we are initiating a public comment process to aid us in evaluating

---

[2] 75 Fed. Reg. 14,670.

[3] In imposing the fundamental RFS compliance obligation on refines and importers, the 2010 rule simply continued the practice established under the original RFS program regulations adopted in 2007, See 72 Fed. Reg. 23900 (adopting 40 CFR 80.1106). However the 2010 rule broadened the number of regulatory parties somewhat to reflect the new EISA requirement imposing blending requirements on diesel fuel, in addition to gasoline, that is used as transportation fuel.

[4] On January 27, 2014, Monroe Energy LCC ("Monroe") filed a "petition to revise" 40 CFR 80.1406 to change the RFS point of obligation, and on January 28, 2016, Monroe filed a "petition for reconsideration" of the regulation. On February 11, 2016, Alon Refining Krotz Springs, Inc.; American Refining Group, Inc.; Calumet Specialty Products Partners, L.P.; Lion Oil Company; Ergon-West Virginia, Inc.; Hunt Refining Company; Placid Refining Company LLC; U.S. Oil & Refining Company (the "Small Refinery Owners Ad Hoc Coalition" or "Coalition") filed a petition for reconsideration of 40 CFR 80.1406. On February 12, 2016, Valero Energy Corporation and its subsidiaries ("Valero") filed a "petition to reconsider and revise" the rule. On June 13, 2016, Valero submitted a petition for rulemaking to change the definition of "obligated party." On August 4, 2016, the American Fuel and Petrochemical Manufacturers ("AFPM") filed a petition for rulemaking to change the definition of "obligated party." On September 2, 2016, Holly Frontier also filed a petition for rulemaking to change the definition of "obligated party." These parties are collectively referred to herein as "the Petitioners."

[5] See Monroe Energy LLC v. EPA, #14-1014. (D.C.Cir. 2014); Monroe Energy LLC v. EPA, #16-1032. (D.C.Cir. 2016); Alon Refining Krotz Springs, Inc. et al v. EPA. #16-1052. (D.C.Cir. 2016); Valero Energy Cooperation v. EPA, #16-1055 (D.C.Cir. 2016).

[6] Petitioners had an opportunity to submit comments on the point of obligation in both the 2007 and 2010 rulemakings when the current approach was adopted. The possible impact of this decision on incentivizing growth in renewable fuel use, including incentivizing growth after the clearly anticipated widespread use of ethanol at E10 levels, could have been raised in comments on those rules. Furthermore, to the extent the petitions are based on grounds arising more than 60 days after promulgation of the rule, such grounds are not a proper basis for a petition for reconsideration under CAA 307(d)(7)(B).

ED_004607_00002332-00005

the issue.[7] This evaluation will be used as a basis for a consolidated response to all petitions (however styled) and other requests we have received that seek a change in the RFS point of obligation. For the reasons stated herein, we are proposing to deny all requests to change the current regulation, and we seek public comment on this proposed denial.

In considering the petitions to change the point of obligation in the RFS program, EPA has reviewed the large amount of information submitted by the petitioners and has met with them and other interested parties on numerous occasions. EPA has also met, and heard from, other participants in the RFS program, including other obligated parties, manufacturers of renewable fuel, and fuel retailers, who are opposed to revising the regulations. This is a very controversial issue that raises complex questions about the appropriate structure of the RFS program. The various parties present a wide range of different information and analyses, and offer different interpretations of the same information and analyses. We lay out our assessment of the information in this document.

EPA's primary consideration here is whether or not the requested change would improve the effectiveness of the program to achieve Congress's goals, which are to increase energy security and reduce emissions of air pollutants contributing to climate change by requiring increasing percentages of the nation's transportation fuel be made from renewable fuels. Each of the individual elements discussed in the analysis below, such as the number and nature of the parties that would become obligated if EPA were to grant the petitioners' requests, are considered in light of how each of these elements are expected to contribute towards or detract from the overall effectiveness of the program. As described in more detail below, we believe that changing the point of obligation as proposed by petitioners and other stakeholders would likely significantly increase the number of obligated parties in the RFS program. Many of these newly obligated parties would be smaller companies, many of whom may be unfamiliar with the requirements of obligated parties under the RFS program. The administrative compliance burden of RFS obligations would also represent a proportionally greater burden to these smaller companies than they currently do for refiners and importers of gasoline and diesel who employ engineers, traders, accountants, attorneys, and auditors to demonstrate and verify compliance. It would also increase the burden associated with administering the RFS program, and would likely inhibit EPA's enforcement abilities while at the same time opening up new opportunities for additional types of fraudulent behavior in a program that has already seen instances of fraud. Additionally, while petitioners generally claim that changing the point of obligation would result in the increased production, distribution, and use of renewable fuels in the United States, we believe that changing the point of obligation would at best result in a negligible increase in the production, distribution, and use of renewable fuels in the United States, and would more likely result in a decrease in the production, distribution, and use of these fuels, particularly in the near term. EPA is also not persuaded, based on our analysis of available data, including that supplied by petitioners, by their arguments that they are disadvantaged compared to integrated refiners in terms of their costs of compliance, nor that other stakeholders are receiving windfall profits.

---

[7] We take no position at this time on whether petitions associated with judicial challenges to the RFS2 rule satisfy the criterion in CAA 307(b)(1) that they be "based solely on grounds arising after" the 60-day period following notice of promulgation of CAA rules, or whether the petitions for review were filled within 60 days after new grounds arose. We intend to consider the substance of the administrative petitions filed with the Agency whether or not the criteria specified in CAA 307(b)(1) for late challenges to Agency rules are satisfied.

ED_004607_00002332-00006

Finally, changing the point of obligation would do nothing to incentivize the research, development, and commercialization of cellulosic biofuel technologies critical for the growth of the RFS program in future years. Each of these issues is discussed in greater detail below. In light of the considerable public interest in this matter, EPA will provide an opportunity for a 60-day period following issuance of this proposal for the submission of public comments, and will review these comments before taking a final action. We welcome comment on all aspects of our analysis and discussion, and particularly welcome the submission of data to support commenters' statements.

A. Relevant Parties in the Fuel Market

Gasoline and diesel fuel are produced at domestic refineries or imported to the United States. There are a wide variety of paths and associated business models by which fuel reaches consumers. Refineries distribute some of the fuel they produce by truck directly from the refinery's loading rack. Refineries generally distribute their remaining production through pipeline, barge, or rail, in which case the fuel goes through one or more distribution terminals. This fuel may be sold by the refinery when it leaves the "refinery gate" or at a location downstream from the refinery on its distribution path. All transportation fuel moves through the "rack." The "rack" refers to the truck loading facility at a distribution terminal or refinery. Generally, wholesale purchasers, marketers or distributors receive fuel at the refinery or terminal rack and distribute that fuel to end users or retailers.[8] These parties may purchase fuel upstream of the terminal rack (e.g., directly from the refinery) and handle the logistics of fuel distribution themselves. They may instead purchase fuel at product terminals (either above or below the rack), relying on the refiner or other entity to handle all of the logistics and blending requirements, generally under contract. A "rack seller" is a party who owns fuel immediately before "the rack." The Internal Revenue Service collects excise tax from rack sellers, and refers to them as "position holders." While these terms can be used interchangeably, we have elected in this document to refer to these parties as "position holders.

Some refiners are involved in fuel distribution, blending, and/or marketing as well as refining, and these entities are referred to as "integrated refiners." In contrast, "merchant refiners" are those that market only a small portion the fuels they refine (and in some cases do not market any fuel), often selling the fuel to other parties at the refinery gate for distribution and marketing. Most refiners do both, marketing only a portion of their refined products. Choices on which market segments to participate in and to what degree continually evolve over time in the industry, as profits among the various market segments likewise vary considerably over time.

"Downstream blenders" refers to parties who blend renewable fuel into gasoline or diesel fuel after the fuel has left the refinery. Downstream blending may occur at fuel terminals, bulk storage facilities, and at retail stations; in addition, renewable fuel can be "splash blended" into trucks. Blending of renewable fuel can also occur at the refinery, and this is often referred to as

[8] Fuel marketers generally refers to parties that sell fuel to distributors or end users at the rack. Fuel wholesalers refers to parties that buy fuel in bulk, generally above the rack, and sell this fuel to retail station owners or end users, or distribute the fuel to retail stations they own. Fuel distributers refers to parties that transport fuel from the rack (either at terminals or refineries) to retail stations. Many different parties, including refiners, can operate as marketers, wholesales, and/or distributers depending on market conditions.

ED_004607_00002332-00007

"upstream blending." The term "blender" can also be used to describe parties that combine non-renewable blendstocks downstream of the petroleum refinery to create finished gasoline.

B. Overview of RFS Obligations and Compliance

Each year, to ensure that required volumes of renewable fuel are met, EPA calculates and establishes percentage standards based on the volume targets established in the CAA (which are adjusted by EPA as appropriate using its waiver authorities), and projections from the Department of Energy of gasoline and diesel consumption for the coming year. To comply, obligated parties can purchase and blend the requisite volumes of renewable fuels into the petroleum derived transportation fuels they produce. However, to allow the market to function more efficiently and avoid market disruption, in implementing the statutorily-required credit program, and assist obligated parties in meeting their individual renewable fuel volume obligations ("RVOs"), EPA established, through a transparent public rulemaking process, a system for the generation and use of Renewable Identification Numbers ("RINs"). RINs are effectively credits that are generated upon production of qualifying renewable fuel and ultimately used by obligated parties for compliance. Renewable fuel producers generate and assign RINs to the renewable fuel they produce, and the RINs specify by a "D-code" the renewable fuel category applicable to the fuel, as determined by the feedstock used, fuel type produced and GHG emissions of the fuel, among other characteristics.[9] The assigned RINs accompany the fuel sold by renewable fuel producers, and can only be separated from the fuel by a subsequent owner of the fuel who is an obligated party or a renewable fuel blender. Once separated, the RINs can be freely traded as a separate commodity from the renewable fuel. Obligated parties accumulate RINs over the course of the year, either by buying renewable fuel with assigned RINs that they separate and retain for compliance, or by buying RINs that others have separated on the open market.

The annual RVOs for a given obligated party are calculated by multiplying the obligated party's total annual production and import of gasoline and diesel fuel by the four annual percent standards.[10] Each obligated party must obtain sufficient RINs of each category to demonstrate compliance with its individual RVOs for the four annual standards. Compliance is accomplished on an annual average basis, through a single annual compliance report to EPA identifying the RINs acquired and retired for that year's compliance. Thus, compliance under the RFS program requires the obligated parties to understand how to calculate their individual obligations based on

[9] There are 5 different D-Codes for RINs in the RFS program. D3 RINs can be generated for cellulosic biofuel, which must be produced from cellulosic biomass and achieve a GHG reduction of at least 60%. D4 RINs can be generated for biomass-based diesel (including both biodiesel and renewable diesel) and must achieve a GHG reduction of at least 50%. D5 RINs can be generated for advanced biofuels, which are any renewable fuel that achieves a GHG reduction of at least 50%. D6 RINs can be generated for conventional renewable fuels (primarily corn ethanol) and must achieve a GHG reduction of at least 20%, unless the production facility is grandfathered. D7 RINs can be generated for cellulosic diesel, which is any fuel that meets the requirements for both cellulosic biofuel and biomass-based diesel.

[10] There are separate, but nested, standards for cellulosic biofuel, biomass-based diesel, advanced biofuel, and renewable fuel.

ED_004607_00002332-00008

the four standards, and then to plan for their annual compliance demonstration through RIN acquisition, through trading or through blending, over the course of the year. There are also associated registration, reporting and recordkeeping requirements.

C. Statutory and Regulatory History of the Point of Obligation

On July 29, 2005, Congress passed the Energy Policy Act of 2005, amending the Clean Air Act to create a statutory obligation for the use of renewable fuel in gasoline. The statute envisioned EPA adoption of annual percentage standards designed to increase renewable fuel use over time, and specified that the obligation for compliance with those standards would fall on "refineries, blenders, and importers, as appropriate." PL 109-58 August 8, 2005 and CAA 211(o)(3)(B)(ii)(I). Although the program was expanded to apply to diesel fuel and otherwise significantly modified in 2007 through the Energy and Independence Security Act ("EISA"), this component of the statute remained unchanged. In enacting EISA, Congress stated that the goals of the statute include moving the United States toward "greater energy independence and security," and increasing "production of clean renewable fuels."[11] The amended statute established greenhouse gas emission reduction requirements for qualifying renewable fuels, and increasing annual renewable fuel volume targets to be achieved through application of annual percentage standards by EPA that also take into account the expected consumption of gasoline and diesel fuel. The statute required EPA to establish a regulatory program, and specified that the program must include a number of program flexibilities, including a credit program for those who over-comply with the annual standards, and a temporary exemption for small refineries (through 2010) that could be extended by EPA on a case-by-case basis upon demonstration by a small refinery of disproportionate economic hardship.

On September 22, 2006, EPA published a proposed rule to establish the regulatory framework to implement the RFS program. EPA proposed that obligated parties responsible for compliance with the annual percentage standards would be parties producing or importing gasoline: i.e., refiners and importers. EPA specified that those blenders who only added renewable fuel to gasoline would not be obligated parties.[12] EPA noted that there were approximately 1,200 ethanol blenders, as compared to 100-200 refiners and importers and stated that adding these ethanol blenders as obligated parties would "greatly expand the number of regulated parties and increase the complexity of the RFS program beyond that which is necessary to carry out the renewable fuels mandate under the Act."[13]

EPA received comments supportive of EPA's proposed definition of obligated parties from the Society of Independent Gasoline Marketers of American and the National Association of Convenience Stores (SIGMA/NACS), ExxonMobil, Baker Commodities, Griffin Industries,

[11] Energy Independence and Security Act of 2007, PL 110-140, December 19, 2007.
[12] 71 Fed. Reg. 55552, 55573-4. Blenders who produce gasoline through combining blendstocks are considered refiners under EPA regulations and would therefore be obligated parties.
[13] Id. at 55573.

ED_004607_00002332-00009

Methanol Institute (MI), and API. EPA did not receive any comments suggesting a different approach.[14]

On May 1, 2007, EPA published a final rule establishing the regulatory RFS program. This rule, generally referred to as "RFS1", finalized the proposed definition of "obligated party" as refiners and importers of gasoline.[15]

Soon after establishing the final RFS1 regulations, Congress substantially amended the RFS program through the Energy Independence and Security Act of 2007.[16] Notably, Congress did not alter the provision specifying that compliance with the RFS percentage standards would be the responsibility of "refineries, blenders and importers, as appropriate." Congress did, however, expand the program to cover diesel fuels, increased the categories of renewable fuels to four, and specified additional environmental attributes for qualifying fuels, including required reductions in lifecycle greenhouse gas emissions.

On May 26, 2009, EPA proposed amendments to the RFS program regulations to reflect the significant statutory changes enacted as part of EISA.[17] EPA proposed to retain the same approach to the RFS point of obligation as had been used in RFS1, but to expand it to include diesel producers and importers as obligated parties, consistent with EISA's addition of diesel fuel as an obligated fuel. EPA also solicited comment on two possible alternatives: (1) making blenders who add oxygenate to RBOB and CBOB obligated parties with respect to those fuels rather than the refiners and importers of RBOB and CBOB,[18] and (2) moving the point of obligation for all gasoline and diesel to parties who supply finished transportation fuels to retail outlets or wholesale purchaser-consumer facilities. In raising these issues for public comment, EPA noted that the approach adopted under RFS1 was based on an expectation that there would be an excess of RINs at low cost, and that they would be freely traded between parties needing them such that obligated parties would have ample opportunity to acquire them. EPA also explained that in adopting the approach under RFS1 EPA had found that the designation of ethanol blenders as obligated parties would have greatly expanded the number of regulated parties and increased the complexity of the program beyond that which was necessary to carry out the fuels mandate required by the program. EPA questioned whether, with the expanded mandates required under EISA, parties with excess RINs would tend to retain them for future compliance rather than sell them freely, and also hypothesized that most or all blenders would be regulated as RIN holders under the new program and questioned whether also making them

---

[14] SIGMA/NACS commented that in the final rule EPA should clearly distinguish between "blenders" and "oxygenate blenders" to avoid confusion or misinterpretation as to which parties have renewable volume obligations, and also urged EPA to clarify that blending biodiesel into diesel fuel is not considered a "blender" which has an RVO. In response to this comment, EPA pointed to its regulations which clearly only placed the obligation on refiners and importers that produce gasoline or import gasoline, including the limited subset of blenders who blend petroleum blendstocks into finished gasoline. Regulation of Fuel and Fuel Additives: Renewable Fuel Standard Program Summary and Analysis of Comments. EPA420-R-07-006, 2-13—2-14.

[15] 72 Fed. Reg. 23900.

[16] Energy Independence and Security Act of 2007, PL 110-140, December 19, 2007.

[17] 74 Fed. Reg. 24904.

[18] Conventional blendstock for oxygenate blending (CBOB) and reformulated blendstock for oxygenate blending (RBOB) are produced by refineries and can be blended with 10% ethanol to produced finished conventional and reformulated gasoline respectively.

ED_004607_00002332-00010

responsible for compliance with the percentage standards would be only a small additional burden. EPA indicated that under the expanded program, there might be disparities in the ability of merchant and integrated refiners to acquire RINs. As a result of these considerations, although proposing to retain the definition of obligated party (refiners and importers) from RFS1, EPA also solicited comment on whether a change in that definition might be appropriate, and would more evenly align a party's access to RINs with that party's obligations under the RFS2 program.[19]

On March 26, 2010, EPA issued a final rule establishing the amended RFS program structure reflecting the EISA amendments.[20] EPA summarized the comments it had received on the point of obligation issue, noting that some refiners favored a change from the proposed approach of retaining the obligation on refiners and importers, while others did not. In contrast to the RFS1 proposal, EPA received many differing comments from interested stakeholders on this issue. Several parties suggested that blenders or other downstream parties should become obligated parties because they control blending and that without such a change refiners and importers would find it difficult to acquire RINs. Still others suggested that the obligation should be placed on parties who supply finished transportation fuels. Downstream blenders and other downstream parties, as well as renewable fuel producers and some members of the petroleum industry, generally opposed a change, citing the burden such a change would pose to small businesses, and the added unnecessary complexity it would add to the RFS program. EPA concluded that the concerns expressed in the NPRM and in comments suggesting a change in the definition of obligated party, did not, on balance, warrant a change, stating:

> We continue to believe that the market will provide opportunities for parties who are in need of RINs to acquire them from parties who have excess. Refiners who market considerably less gasoline or diesel than they produce can establish contracts with splash blenders to purchase RINs. Such refiners can also purchase ethanol from producers directly, separate the RINs and then sell the ethanol without RINs to blenders. Since the RFS program is based upon ownership of RINs rather than custody of volume, refiners need never take custody of the ethanol in order to separate RINs from volumes that they own. Moreover, a change in the designation of obligated parties would result in a significant change in the number of obligated parties and the movement of RINs, changes that could disrupt the operation of the RFS program during the transition from RFS1 to RFS2.[21]

Nevertheless, because concerns over the liquidity of the RIN market still existed at the time, EPA also stated that "[w]e will continue to evaluate the functionality of the RIN market [and] [s]hould we determine that the RIN market is not operating as intended, driving up prices for obligated parties and fuel prices for consumers, we will consider revisiting this provision in future regulatory efforts."[22]

---

[19] 74 Fed Reg 24904, 24963.
[20] 75 Fed. Reg. 14,670.
[21] 75 Fed. Reg. 14,670.
[22] Id.

ED_004607_00002332-00011

EPA promulgated 40 CFR 80.1406 stating that "[a]n obligated party is any refiner that produces gasoline or diesel fuel within the 48 contiguous states or Hawaii, or any importer that imports gasoline or diesel fuel into the 48 contiguous states or Hawaii during a compliance period."

As mentioned above, in requesting that EPA reconsider the point of obligation for the RFS program, petitioners claim that the justifications given by EPA in the final 2007 and 2010 rules that placed the point of obligation on the refiners and importers of gasoline and diesel are no longer valid. For the reasons described below, we disagree.

In establishing the RFS program, Congress put in place a policy to effect a substantial transformation in the fuels market; stakeholders on all sides have strongly held views on whether and how that transformation should occur. However, nearly all stakeholders have communicated to EPA about the desire for greater certainty and stability in the RFS program. As discussed further below, EPA believes that a change in the point of obligation would be a substantial disruption that has the potential to undermine the success of the RFS program simply as a result of increasing instability and uncertainty in programmatic obligations, and therefore the proponents of such a change bear the burden of demonstrating that the benefits are sufficiently large and likely that the disruption associated with such a transition would be worthwhile.

II. The Current Program Structure Appears to Be Working to Achieve the Goals of the RFS Program

In their petitions requesting that EPA change the point of obligation in the RFS program, the petitioners discuss several perceived shortcomings of the RFS program. The petitioners generally attribute these shortcomings, in whole or in part, to EPA's decision to place the point of obligation on the refiners and importers of gasoline and diesel fuel, rather than parties downstream of the refiners and importers. These claimed shortcomings include, among others, the failure of the RFS program to achieve the statutory volumes of renewable fuel (requiring the use of EPA's waiver authorities) and higher than anticipated RIN prices leading to higher fuel prices for consumers, negative impacts on merchant refiners, and windfall profits for unobligated blenders of renewable fuel. The petitioners conclude that the RIN market, and by extension the RFS program, is not operating as intended, and therefore EPA should re-visit the point of obligation in the RFS program.

After reviewing the information submitted by the petitioners, along with additional information gathered by EPA, we disagree with a number of the factual assertions and arguments put forward by the petitioners, and do not agree with their policy arguments that changing the point of obligation would enhance the effectiveness of the RFS program to achieve Congress's goals. Evidence suggests that despite the necessary use of EPA's waiver authorities in recent years, the RIN market, and the RFS program as a whole, are generally working to increase supplies of renewable fuel, albeit at a pace slower than Congress established, and that a change in the point of obligation is not likely to enhance the achievement of the program's goals. The RFS program is providing a significant incentive for the continued growth in the production, distribution, and use of renewable fuels in the transportation fuel market in the United States, and changing the point of obligation would not enhance that incentive. With the exception of cellulosic biofuels, renewable fuel production and use in the United States have increased significantly, and are

ED_004607_00002332-00012

projected to reach 99.3% of the statutory volume for non-cellulosic biofuels in 2016. RIN prices themselves have not resulted in higher transportation fuel prices for consumers or disproportionate harm for merchant refiners.[23] Finally, there is no evidence that merchant refiners have resorted to the extreme measures suggested by the petitioners, such as decreasing fuel production or exporting the fuel they produce,[24] in an effort to minimize their RFS obligations. We believe that RINs are currently available to meet compliance needs, and we see no reason to indicate that this dynamic will change in the future.

A. RINs are Providing an Incentive for Increasing Renewable Fuel Production, Distribution, and Use

Since the adoption of the current RFS regulations in 2010, the RFS program has provided a significant incentive for growth in the production, distribution, and use of renewable transportation fuels in the United States. While some commenters cited EPA's use of our waiver authorities to reduce the required volumes of renewable fuel in 2014-2016, as well as our proposed use of similar authorities with respect to required volumes for 2017, as evidence that the RFS program is not working effectively to achieve its stated goals, we believe that the RFS program has been generally successful at achieving these goals. As discussed in more detail in Section III below, we do not believe that changing the point of obligation would result in an increase in the production, distribution, or use of renewable fuels. Based on data collected through the EPA Moderated Transaction System (EMTS),[25] the production and import of renewable transportation fuel in the United States has increased from approximately 7 billion ethanol-equivalent gallons in 2010 to almost 18 billion ethanol-equivalent gallons in 2015, the most recent year for which data are available. This represents an increase of over 150% in just five years. While there are many factors that have contributed to the growth of renewable transportation fuel production and imports in the United States in recent years, including federal and state tax credits for certain types of renewable fuels and federal grants and loan guarantees for advanced biofuel production facilities, many stakeholders have regularly cited the RFS program as a primary reason for making investments in both the production and distribution of renewable fuels.[26]

Despite these successes, in our recent final rule establishing annual RFS percentage standards for 2014-2016, EPA exercised the statutory waiver authorities to reduce the required renewable fuel

---

[23] While RIN prices are expected to impact the price of fuels with relatively greater or lesser renewable content (increasing the price of fuels with low renewable content such as E0 or B0 and decreasing the price of fuels with high renewable content such as E85 or B20), on balance they are not expected to increase the total cost of fuel to consumers.

[24] While gasoline and diesel exports have increased in recent years we believe that these increases are attributable to favorable crude oil and natural gas prices in the United States relative to the rest of the world, rather than an effort to avoid RIN costs. We note that despite these higher export volumes, the supply of gasoline and diesel to the United States has not changed (see Section II.D below).

[25] RIN generation data are available publicly at https://www.epa.gov/fuels-registration-reporting-and-compliance-help/public-data-renewable-fuel-standard.

[26] For example, see comments on the proposed RFS standards for 2017 from the National Biodiesel Board (EPA-HQ-OAR-2016-0004-2904) and Dana Gustafson of Marquis Energy (EPA-HQ-OAR-2016-0004-3498) and a Letter from RaceTrac to Administrator McCarthy, received August 17, 2016.

ED_004607_00002332-00013

volumes from those specified in the statute due in part to an anticipated inadequate domestic supply of qualifying renewable transportation fuels.[27] The shortfall in the supply of renewable fuels, as compared to the statutory volume targets, is primarily a result of lower than expected production of cellulosic biofuels due to the challenges experienced with the development and commercialization of cellulosic biofuel production technologies, as well as challenges associated with increasing the supply of renewable fuel to consumers associated with distribution and use of renewable fuels. The petitioners generally focused on the limitations to the distribution and use of renewable fuels, claiming that changing the point of obligation would address these limitations and allow for greater volumes of renewable fuels to be used. They did not address the impacts that such a change would be likely to have on the production of cellulosic biofuels. The expected production and use of cellulosic biofuel in 2016, however, is just 5.4% of the statutory volume (i.e., 230 million ethanol-equivalent gallons expected production compared to a statutory volume of 4.25 billion gallons), while the expected production and use of non-cellulosic renewable transportation fuels in 2016 is 99.3% of the volume envisioned by Congress in EISA.[28] Required biodiesel volumes for 2016 are 90% greater than the statutory prescribed minimum volume, and for 2017 the required volume is 100% greater than the statutory minimum.[29] The RFS program, operating under the existing regulations, has been demonstrably effective at making significant progress towards achieving the statutory goals, and in some cases exceeding these goals. The challenges to further growth in the commercial scale production of cellulosic biofuels and the infrastructure necessary to facilitate additional biofuel use are not related to the point of obligation under the RFS program, but rather are the result of research, development, and production challenges described in detail in the final rule establishing the standards for 2014-2016 and in the proposed rule to establish standards for 2017.[30] Beyond 2016, over 85% of the growth in the statutory RFS volumes is intended to be cellulosic biofuel. With their access to capital and expertise in developing and commercializing fuel production on a large scale, we believe the current obligated parties are better positioned to address the ongoing challenges of commercializing cellulosic biofuel production than downstream parties. Changing the point of obligation of the RFS program would do nothing to address the significant challenges associated with the commercialization of cellulosic biofuel, nor would it be expected to benefit the production, distribution, and use of non-cellulosic transportation fuel in the United States, as detailed further below.[31]

B. Current RIN Prices Are Not Indicative of a Dysfunctional RIN Market, Nor Are They Increasing the Cost of Gasoline (E10) to Consumers

---

[27] For a full discussion of EPA's waiver authorities see the Final Rule establishing the 2014-2016 RFS standards (80 FR 77,420, Dec. 14, 2015).

[28] The statutory volumes for total renewable fuel and cellulosic biofuel in 2016 are 22.25 and 4.25 billion gallons respectively, with a difference of 18 billion gallons that may be satisfied by non-cellulosic biofuels. The volumes established by EPA in our December 2015 final rule for 2016 for total renewable fuel and cellulosic biofuel are 18.11 and 0.23 billion gallons respectively, with a difference of 17.88 billion gallons that may be satisfied by non-cellulosic biofuels.

[29] Compare CAA 211(o)(2)(B)(v)(1 billion gallon minimum) with 75 FR at 77496, Table III.D.5-1 (specifying volume requirements of 1.9 and 2.0 billion gallons for 2016 and 2017).

[30] 80 FR 77,420 (Dec., 14, 2015) and 81 FR 34778 (May 31, 2016).

[31] As discussed in more detail in Section III.C below, changing the point of obligation is also not expected to impact the market dynamics currently limiting the distribution and use of E85.

ED_004607_00002332-00014

One of the issues cited by the petitioners as evidence that the RIN market, and more generally the existing RFS regulations, are not operating as intended is the current price of RINs, which some petitioners have characterized as being indicative of a dysfunctional RIN market. While a low RIN price may be perceived as advantageous, especially to parties with obligations to acquire RINs, the RFS program was designed to effect a fundamental change in the fuels marketplace. The incentives provided by the price of RINs is the mechanism used to effect this change, and therefore RIN prices that effect the intended change are beneficial to program success rather than an indication of dysfunction. As discussed in a memorandum prepared in support of the proposed RFS annual standards for 2014-2016, EPA does not believe that the D6 RIN prices[32] observed in recent years are indicative of a dysfunctional RIN market.[33] Rather, there are structural reasons why D6 RIN prices increased. In 2013 the required volumes under EPA's RFS standards exceeded levels that could met via the relatively simple blending of 10% ethanol into gasoline (in addition to the blending of other biofuels such as biodiesel). Increased demand for RINs (due to higher standards), and the comparative difficulty of increasing the supply of RINs through the blending of ethanol at levels *beyond* 10% (or alternatively the purchase of more expensive non-ethanol renewable fuels) drove D6 RIN prices higher. Fuels such as biodiesel and E85 require a greater financial incentive to be offered at attractive prices to consumers, and the RFS program was designed to provide this incentive. Rather than reflecting a dysfunctional RIN market, higher RIN prices simply reflect the increasing cost of supplying additional renewable fuels to the marketplace through higher level ethanol blends and/or non-ethanol renewable fuels along with the increasing demand for RINs that results from higher RFS standards.[34] In other words, higher RIN prices reflect the greater degree of difficulty (and cost) of getting ever-greater volumes of renewable fuel into the transportation fuel pool – the explicit goal or the RFS program.[35]

EPA does not believe that changing the point of obligation would significantly impact the economics of selling E85 or non-ethanol renewable fuels, nor would it significantly impact the supply of available RINs (for reasons discussed below). We therefore do not believe that changing the point of obligation is likely to result in the lower D6 RIN prices observed in 2012 or earlier. The price of RINs will continue to vary in the marketplace in response to a variety of

---

[32] Renewable fuel producers generate different types of RINs, depending on a number of factors including the feedstocks and production processes they use to produce renewable fuels, the type of fuel they produce, and the GHG reductions for these fuels relative to the gasoline and diesel fuel they replace. D6 RINs are generated for conventional biofuel, the vast majority of which is corn ethanol, with some additional D6 RINs being generated for biodiesel from grandfathered facilities and other fuels. Prior to 2013, D6 RIN prices were generally less than 5 cents per RIN. D6 RIN prices rose significantly in 2013, and have remained higher than the prices observed prior to 2013.

[33] See "A Preliminary Assessment of RIN Market Dynamics, RIN Prices, and Their Effect," Dallas Burkholder, Office of Transportation and Air Quality, US EPA, May 14, 2015, and Letter from API to EPA Administrator McCarthy, August 18, 2016.

[34] Uncertainty, whether related to the level of the RFS standards for any given year or the RFS program as a whole, can further serve to increase the volatility of RIN prices in the market. Some volatility may be inevitable, but excessive volatility may, as discussed further below, increasing uncertainty related to the RFS program could be one likely outcome of changing the point of obligation.

[35] We note that RIN prices are influenced by a variety of factors, including underlying commodity market prices such as corn, ethanol, oil, and gasoline prices. Another factor influencing their price, as described, is the level of the standard and the ease with which higher-level ethanol blends can be produced and used in the market.

ED_004607_00002332-00015

factors. A return to the D6 RIN prices observed in 2012 would only be expected in the near term if the required volumes of renewable fuel were dramatically reduced to volumes that do not exceed those which can be satisfied by blending ethanol into gasoline to produce E10 blends.

One petitioner also implies that higher RIN prices lead to higher fuel prices for consumers.[36] When D6 RIN prices first rose substantially in 2013, attention turned to whether and how such RIN price increases affect consumer fuel prices. EPA assessed this issue using available data and concluded that while increasing RFS standards may increase transportation fuel prices if renewable fuels are more expensive than the petroleum fuels they replace on an energy-equivalent basis, *RIN prices themselves* were not expected to have a significant impact on retail fuel prices.[37] External, non-EPA assessments similarly concluded that increased RIN prices had not had a significant impact on retail gasoline (E10) prices.[38] When RIN prices rise, the price of the petroleum blendstocks produced by refineries also rise to cover the increased RIN costs, in much the same way as they would rise in response to higher crude oil prices. The effective price of renewable fuels (the price of the renewable fuel with attached RIN minus the RIN price), however, *decreases* as RIN prices increase. When renewable fuels are blended into petroleum fuels these two price impacts generally offset one another for fuel blends such as E10 with a renewable content approximately equal to the required renewable fuel percentage standard. Higher RIN prices also generally result in higher prices for fuels with lower renewable content (such as E0 or petroleum diesel) and lower prices for fuels with higher renewable content (such as E85 or B20). The cost of the RIN therefore serves as a cross-subsidy, reducing the price of renewable fuels and increasing the price of petroleum based fuels in transportation fuel blends, thus incentivizing increased blending of renewable fuels into the transportation fuel pool. In this way the RINs also help provide a price signal to consumers to help achieve the Congressional goals of greater renewable fuel production and use. Fuels with higher renewable content are relatively cheaper to consumers, while fuels with lower renewable content are relatively more expensive. The higher the RIN prices are, the more significant the potential price discounts for fuels with higher renewable content. This retail price discount for fuels with a relatively high renewable content is enabled by higher prices for fuel blends with little or no renewable fuel content.

C. The Current Regulations do not Appear to Disproportionately Impact Merchant Refiners or Provide Windfall Profits for Unobligated Blenders

In requesting that EPA change the point of obligation petitioners claim that the current point of obligation negatively impacts refiners that do not blend renewable fuels and/or do not sell fuel at the rack. They generally claim that this negative impact is due to these refiners incurring a high cost for RINs purchased to comply with their RFS obligations. They contrast this with what they say is the situation facing integrated refiners, whom they state are acquiring RINs for free by

[36] Valero Petition for Rulemaking, June 13, 2016. Page 18.
[37] "A Preliminary Assessment of RIN Market Dynamics, RIN Prices, and Their Effect," Dallas Burkholder, Office of Transportation and Air Quality, US EPA. May 14, 2015.
[38] Knittel, Christopher R., Ben S. Meiselman, and James H. Stock. The Passthrough of RIN Prices to Wholesale and Retail Fuels Under the Renewable Fuel Standard. Working Paper 21343. NBER Working Paper Series. Available online <http://www.nber.org/papers/w21343.pdf>.

ED_004607_00002332-00016

blending renewable fuels. Petitioners also argue that unobligated fuel blenders (such as large retail fuel chains or fuel distributers and refiners that market more fuel at the rack than they refine) are selling excess RINs and generating windfall profits. Several other parties have submitted documents to EPA disputing these claims.[39]

We have assessed the data available on this issue and believe that the data do not support the petitioners' arguments. We believe that merchant refiners are generally not uniquely adversely impacted (relative to integrated refiners).[40]

To understand why this is the case, we must consider the fundamental argument about cost disparities that petitioners and merchant refiners present to EPA. Merchant refiners argue that due to their position in the market as refiners with little or no blending and/or sales of fuel at the rack, their sole RFS compliance option is to purchase unattached RINs (that is, RINs that have already been separated from renewable fuel). Merchant refiners typically purchase these RINs on the market and retire them for compliance purposes; a large merchant refiner can spend considerable sums to purchase these RINs, and they typically point to these sums as an expenditure that represents a net cost to the company.[41] Some merchant refiners then argue that their integrated refiner competitors, by contrast, do not face such costs, arguing that integrated refiners acquire RINs "for free" when they purchase renewable fuel with an attached RIN. They argue that this dynamic results in a fundamental inequity between two types of RFS obligated parties: those that pay large sums to acquire RINs on the open market, and those that obtain RINs "for free." Moving the point of obligation, petitioners argue, would help address this inequity. To understand why this argument is flawed, it is helpful to examine the underlying market dynamics in more detail.

It is indeed the case that merchant refiners generally acquire the RINs necessary for compliance with their RFS obligations by purchasing separated RINs, rather than purchasing renewable fuel with assigned RINs. Because of this, merchant refiners are therefore able to directly track the costs associated with acquiring the RINs they need for compliance and cite these costs in their financial and accounting statements. When RIN prices are relatively high these apparent costs can be significant, especially for merchant refiners that refine large volumes of obligated fuels.

Less obviously apparent, however, is *the impact of the RFS program on the market price for the petroleum blendstocks that merchant refiners sell*. As discussed further below, <u>all</u> refiners and importers of gasoline and diesel fuel incur costs to comply with RFS obligations. This is true whether the refiners and importers acquire RINs by blending renewable fuels or purchasing separated RINs – meaning no fundamental inequity exists. Moreover, because all refiners and importers have RFS obligations in proportion to the fuels they produce or import, they <u>all</u> have similar costs of compliance related to the RFS program, and they all seek to recover those costs

---

[39] See Letter from RaceTrac to Administrator McCarthy, August 17, 2016; Letter from QuikTrip to Administrator McCarthy, August 17, 2016; Presentation from Murphy USA to EPA, August 16, 2016.

[40] Our reasons for not believing that merchant refiners are uniquely impacted by the RFS program are summarized below. For further detail see "A Preliminary Assessment of RIN Market Dynamics, RIN Prices, and Their Effect," Dallas Burkholder, Office of Transportation and Air Quality, US EPA. May 14, 2015.

[41] For example, see comments from CVR Energy on the 2017 RFS standards proposed rule (EPA-HQ-OAR-2016-0004-0213).

ED_004607_00002332-00017

through the pricing of their product. Stated another way: merchant refiners can indeed expend significant funds to purchase RINs needed to demonstrate compliance with the RFS program, but the cost is offset by a corresponding increase in the price of the fuel they sell. That market price reflects the cost of RINs. The same dynamic applies to both merchant and integrated refiners.

In their petition, Valero, while generally acknowledging their efforts to recover RIN costs through higher prices for their petroleum blendstocks,[42] nevertheless claims that the RFS program leaves them at a disadvantage relative to integrated refiners. They argue that while both merchant and integrated refiners receive higher prices for their petroleum blendstocks as a result of the RFS obligations, merchant refiners must use this additional income to purchase RINs for compliance while integrated refiners acquire the RINs they need for compliance "for free" by blending renewable fuels.[43] This argument is illogical as it simply ignores the cost that integrated refiners pay to acquire RINs.

Unlike merchant refiners, integrated refiners generally acquire most of their RINs by purchasing renewable fuel with attached RINs. After blending the renewable fuel with petroleum blendstocks to produce finished transportation fuel, integrated refiners separate the RINs and keep them to demonstrate compliance, or in some cases sell excess RINs to other obligated parties.

While the integrated refiners generally do not purchase RINs directly, it is not the case that they acquire these RINs for free. They no more receive the RIN for free than one receives an engine for free when purchasing a car. In examining wholesale prices for gasoline blendstocks, ethanol, and blended E10, EPA found that the listed prices for blended E10 were consistently lower than the price that would be expected based on the selling prices of the component fuels.[44] In other words if we were to ignore the RIN revenue, parties that produce E10 by blending gasoline blendstocks with ethanol would be losing money on every gallon of E10 they produce. A gallon of E10 is generally produced by blending 0.9 gallons of gasoline blendstock (usually CBOB or RBOB) with 0.1 gallons of ethanol. The listed price for E10, however, was lower than the price of 0.9 gallons of gasoline blendstock plus 0.1 gallons of ethanol. Thus integrated refiners are selling blended E10 for a lower price than they could receive for the component fuels (petroleum blendstock and ethanol) to acquire the RINs that can be separated and retained if they sell blended E10. Integrated refiners therefore experience the cost of acquiring RINs when they sell blended fuels for a lower price than the blend components, while merchant refiners experience RIN costs when they purchase separated RINs. In each case there is a cost to the refiners to acquire RINs, and in each case they recover this cost through higher petroleum blendstock prices. In a presentation to EPA, Murphy USA discussed this market reality, stating that the RIN prices supported a negative "spot-to-rack margin."[45] They are purchasing petroleum blendstocks from refiners for a higher price than they can recover for this product when sold at the rack as

---

[42] For example, see Valero Petition for Rulemaking, June 13, 2016. Page 18. In more recent communications with EPA Valero has questioned the ability for merchant refiners to recover the full cost of the RIN through the price of their petroleum blendstocks under current market conditions.
[43] For example, see Valero Petition for Rulemaking, June 13, 2016. Page 16.
[44] "A Preliminary Assessment of RIN Market Dynamics, RIN Prices, and Their Effect," Dallas Burkholder, Office of Transportation and Air Quality, US EPA. May 14, 2015.
[45] See Presentation from Murphy USA to EPA, August 16, 2016.

blended E10 but maintaining profitability through RIN sales. This observed market practice supports the findings by EPA and other parties that despite the higher prices of petroleum blendstocks resulting from higher RIN prices, the costs of transportation fuel to consumers have not increased as Valero has claimed.[46]

While EPA continues to believe that refiners, including merchant refiners, are generally able to recover the cost of RINs through the prices they receive for the petroleum blendstocks they sell, we also acknowledge that there are many diverse factors that impact each individual refiner's profitability and their ability to recover their full cost of production (including crude oil costs, labor costs, capital costs, regulatory and compliance costs, etc.). These factors include, but are not limited to, the refinery's location, their access to various types of crude oil, the local demand and competition for refined products. In recent years a number of factors have led to an oversupply of refined gasoline and diesel in the United States. In such a market we would expect significant pressure on refining margins as the supply of refined products outpaces demand and refiners compete with one another to find markets for their products (potentially including exports) and maintain market share. These market conditions are expected to result in reduced profit margins for refiners, and in some cases refiners may struggle to remain profitable. In evaluating whether or not to change the point of obligation, however, it is important to consider whether these challenges are caused by the current point of obligation in the RFS program (rather than more broad market conditions), and whether changing the point of obligation would be expected to address these challenges. Based on the information discussed above, we do not believe the challenges faced by some refiners in the current market are the direct result of their designation as obligated parties in the RFS program.

EPA also examined claims made by the petitioners that unobligated blenders were reporting windfall profits by selling RINs. The petitioners primarily supported these claims by referencing the financial statements of companies that acquire RINs by blending renewable fuels and who sell these RINs to obligated parties, but are not obligated parties themselves.[47] EPA does not believe that the information presented by the petitioners substantiates their claims that unobligated blenders are generating windfall profits from RIN sales. First, we note that the fact that companies report income for RIN sales does not indicate that these companies are receiving a windfall from the RFS program. This is equivalent to claiming a company's reported sales are equivalent to their profits, while ignoring their expenses to acquire the good sold. While it is true that for companies such as Murphy USA who sell a significant number of RINs their "revenues are impacted by [their] ability to generate revenues from activities such as blending bulk fuel with ethanol and bio-diesel to capture and subsequently sell Renewable Identification Numbers,"[48] this does not mean that these companies receive a windfall profit from RIN sales. Such an assessment ignores costs that the company realized in order to acquire these RINs, such as lower fuel margins than would have been realized if the party did not blend renewable fuels

---

[46] "A Preliminary Assessment of RIN Market Dynamics, RIN Prices, and Their Effect," Dallas Burkholder, Office of Transportation and Air Quality, US EPA. May 14, 2015 and Knittel, Christopher R., Ben S. Meiselman, and James H. Stock. The Passthrough of RIN Prices to Wholesale and Retail Fuels Under the Renewable Fuel Standard. Working Paper 21343. NBER Working Paper Series. Available online <http://www.nber.org/papers/w21343.pdf>.
[47] The parties most commonly cited by the petitioners are Murphy USA and Casey's General Stores.
[48] Murphy USA, Inc., U.S. SEC Form 10-K for the financial year ended December 31, 2015.

ED_004607_00002332-00019

and any investments in infrastructure that the company has made to enable them to blend renewable fuels and distribute these fuel blends. Statements from Murphy USA cited in the AFPM petition to support AFPM's claim that non-obligated blenders are realizing windfall profits from RIN sales in fact support EPA's views of the market. In a recent earnings call the President of Murphy USA stated "if you add the combination of the gross margin from product supply and wholesale and the RINs and divide over the total retail gallons sold, you actually see a fairly consistent incremental $0.025 per gallon over the past two years."[49] In other words, overall fuel supply margins (including RIN sales) have been relatively consistent despite the significant increase in RIN prices. This supports EPA's view that RIN costs and revenues must be viewed in combination with other product supply and wholesaling margins.

EPA recognizes that there are many factors that affect the profitability of participants in the fuels market, and disagrees that the available information supports a conclusion that RIN revenues are leading to windfall profits. In 2014 and 2015 Murphy USA reported RIN sale revenues of $93 million and $118 million respectively. If this income represented windfall profit we would expect that the net income of Murphy USA would be approximately $100 million per year higher than it was prior to the significant increase in RIN prices in 2013. In fact, while Murphy USA's profits in 2014 and 2015 of $244 million and $176 million[50] were significantly higher than in 2012 ($84 million), they were significantly less than net profits in 2011 ($324 million).[51]

Further, statements from Casey's General Stores and Murphy USA contradict the notion that RIN sales represent windfall profits for unobligated blenders. Murphy USA reported that in the third quarter of 2014 income received from RIN sales offset negative product supply and wholesale margins.[52] This statement is in line with statements from Murphy USA cited above and EPA's view of the market explained in the preceding paragraph, that companies which blend renewable fuels with petroleum blendstocks to produce finished transportation fuel must purchase petroleum blendstocks at a higher price that reflects the cost of the RIN, and sell blended transportation fuel at a lower price that reflects their ability to separate and sell the RINs associated with the renewable fuel, to offer finished fuel at a competitive price. In effect, these parties sell the finished transportation fuel at a loss (or a much smaller margin than would be sustainable in a market without RIN obligations) in order to obtain RINs. In their annual report filed in June 2015, Casey's General Stores directly stated that their general pricing practice is to price to their competition,[53] a practice EPA has repeatedly stated we expect is the general practice in competitive markets. We believe this competitive pricing behavior is incompatible with the windfall profits suggested by the petitioners.

---

[49] Transcript of Murphy USA First Quarter Earnings Call, Andrew Clyde, President, Murphy USA, Thompson Reuters (Feb. 4, 2016). Citation from AFPM's petition for rulemaking, August 4, 2016. (page 15) .

[50] Murphy USA net profit numbers for 2014 and 2015 from Murphy USA, Inc., U.S. SEC Form 10-K for the financial year ended December 31, 2015.

[51] Murphy USA net profit numbers for 2011 and 2012 from Murphy USA, Inc., U.S. SEC Form 10-K for the financial year ended December 31, 2013.

[52] *Murphy USA Inc. Reports Third Quarter 2014 Results.* Yahoo! Finance, November 5, 2014. Available online <http://finance.yahoo.com/news/murphy-usa-inc-reports-third-220006760.html>.

[53] Casey's General Stores, Inc., Annual Report (Form 10-K) (June 26, 2015).

ED_004607_00002332-00020

EPA also examined the available data to assess whether or not obligated parties that acquire RINs by purchasing separated RINs, rather than blending renewable fuels, are able to recover the cost of these RINs in the price of the petroleum blendstocks they sell. In their petition, Valero acknowledges this ability for refiners to recover the cost of acquiring RINs through higher prices for gasoline and diesel they produce than would be the case with lower RIN prices.[54] Empirical data also support this argument. Data clearly show higher market prices for RFS-obligated fuels (gasoline and diesel blendstocks sold for use in the United States) when compared to those of unobligated fuels that are very similar (such as gasoline and diesel sold for export, or heating oil and jet fuel).[55] Before accounting for any potential RIN price impacts, one would expect obligated and unobligated fuels to have very similar market prices because of their very similar fuel properties. Gasoline is nearly identical whether used domestically or sold for export, and heating oil and diesel are very similar save the fact that diesel fuel carries a RIN obligation. However, in recent years, as RIN prices have become elevated, data show a gap opening up between the price of domestic gasoline and exported gasoline, and between the price of diesel and heating oil. The price of the obligated fuels is higher and the gap corresponds, for the most part, with RIN prices. Obligated parties – whether they are merchant refiners or integrated—are charging more for domestic gasoline and diesel to ensure they recoup the costs associated with RIN prices. So while a merchant refiner is directly paying for the RINs they buy on the market, they are passing that cost along in the form of higher wholesale gasoline prices.

We believe that it is unlikely that any party, including both unobligated blenders and integrated refiners, would be able to realize windfall profits from RIN sales in the highly competitive fuel sales markets in the United States. Because we believe the cost of RINs is recovered by all obligated parties, whether they purchase separated RINs or acquire RINs along with renewable fuels they produce or purchase, we do not believe increased prices for RINs lead to competitive imbalances among different obligated parties, as suggested by petitioners.[56]

D. EPA Has Not Seen Evidence That High RIN Prices Have or Will Force Merchant Refiners to Decrease Production or Increase Exports of Obligated Fuels

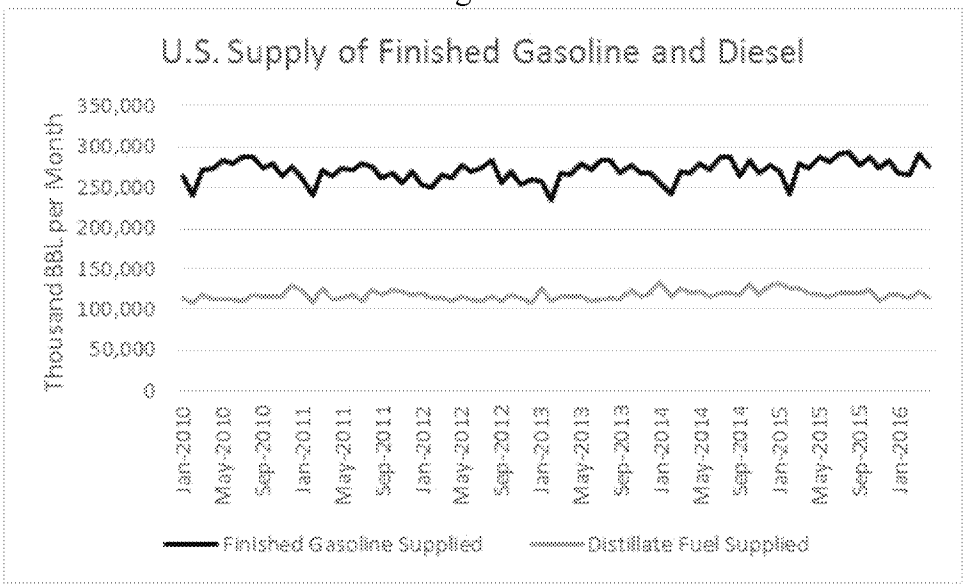
In their petition, Valero suggested that if EPA does not change the point of obligation of the RFS program it could lead to obligated parties, particularly merchant refiners, decreasing their production of obligated fuels or increasing their exports of refined products in an effort to minimize the RFS obligations. This is not a new idea, as obligated parties have been suggesting that this could be a potential outcome of increasing RFS standards since the beginning of the program. Despite these warnings, and even with increasing vehicle fuel efficiency in the United States in previous years, the significant increase in both the RFS standards and RIN prices have not resulted in obligated parties taking these actions, as seen in the following graph. Were high

[54] Valero Petition for Rulemaking, June 13, 2016. Page 18.
[55] See "A Preliminary Assessment of RIN Market Dynamics, RIN Prices, and Their Effect," Dallas Burkholder, Office of Transportation and Air Quality, US EPA. May 14, 2015 and Letter from QuikTrip to Administrator McCarthy, August 17, 2016.
[56] We also note that profitability for parties that blend renewable fuels is not necessarily an undesirable result of the RFS program, as long as this profitability is not at odds with the general goals of increased renewable fuel supply in the United States.

ED_004607_00002332-00021

RIN prices to have this effect, one would expect to see a drop in fuel supply beginning in 2013, when RIN prices spiked.

Figure 1



Data from EIA. Available at http://www.eia.gov/dnav/pet/pet_cons_psup_dc_nus_mbbl_m.htm

The lack of any impact on finished gasoline and diesel supply to the United States is not surprising, since as was discussed in Section III.B.2 above, data reviewed by EPA show that obligated parties are generally receiving higher prices for fuels they produce that are subject to an RFS obligation (gasoline and diesel fuel sold for use in the United States), which offsets the cost of compliance with the RFS program. By contrast, if they export the gasoline and diesel fuel, they would not receive the higher value resulting from the compliance costs associated with the RFS program. Companies make decisions about which market segments to participate in for a variety of reasons, but we believe the demand for transportation fuel in the United States is strong enough that refineries and importers will continue to meet demand on a competitive basis, even if participating in the market incurs RFS obligations.

E. A Relatively Small Number of Obligated Parties is Generally Advantageous

In the 2007 RFS1 rule, EPA indicated that it considered it preferable to place the point of obligation on a smaller number of refiners and importers rather than on a larger number of downstream blenders. This is primarily because placing the obligation on a smaller number of parties with significant assets generally results in a more efficient, and therefore more effective program. In the proposed RFS2 rule we noted that blenders would likely be regulated as RIN holders under the expanded program, and questioned whether also making them obligated parties would significantly increase their regulatory burden. After considering comments, we chose in the final RFS2 rule to maintain the RFS1 approach, noting, among other reasons, that changing the point of obligation to include blenders could lead to disruption of the program in the transition of RFS1 to RFS2. We have evaluated this issue anew in light of additional experience

implementing the program. Under the current system, it is renewable fuel producers who generate RINs, and it is the refiners and importers of gasoline and diesel fuel who must use them to demonstrate compliance. Obligated parties have an incentive to ensure the validity of the RINs they purchase, since if they are subsequently found to be invalid, the obligated parties may face civil penalties as well as an obligation to purchase and retire an equal volume of substitute valid RINs. While EPA is engaged in compliance and enforcement activities to ensure the validity of RINs in the marketplace, the sheer volume of RINs and RIN transactions makes it critical to also leverage the participation of obligated parties in policing the RIN market. In practice, the "buyer beware" RFS program relies considerably on the ability and commitment of obligated parties to assess the validity of RINs and each obligated party depends on the ability of the other obligated parties to assure credible RINs since the RINs can be, and often are, separated from the renewable fuel for which they were generated. In addition, refiners have significant compliance requirements related to environmental, safety, and health concerns, and the expertise they have developed in maintaining compliance contributes to the success of the RFS program.

Refiners and importers generally have greater resources that enable them to provide oversight of the RIN generators to help ensure that the RINs being traded in the marketplace are valid. They have invested significantly since the finalization of the RFS regulations to develop compliance processes and expertise in these markets. Changing the point of obligation would potentially disrupt the systems developed by these parties, and would require that newly obligated parties make the necessary investments to enable compliance with their new RFS obligations. This could take a significant amount of time and represent a significant financial burden to the new obligated parties, especially as we expect that many would be smaller companies with fewer resources than the existing obligated parties.

In contrast, we believe that many position holders and blenders are relatively small entities without the personnel or expertise available to fill the role currently played by obligated parties in policing the validity of the RINs in the market. While it is possible that they would develop this expertise over time, the relatively small size of many of these entities may mean that the important market-policing function currently performed by obligated parties could be largely compromised by changing the point of obligation. This result is more likely considering that the current obligated parties tend to have larger assets that could be put at risk from non-compliance, and therefore take compliance with the RFS very seriously. Placing the RFS compliance obligations on refiners and importers also reduces the overall cost associated with the RFS program, as these parties benefit from economies of scale and can better spread the costs associated with RIN acquisition and oversight over greater quantities of RINs.

In addition to these benefits to the program, a smaller number of obligated parties significantly decreases EPA's resource requirements associated with the administration of the RFS program. It reduces the number of annual compliance reports that must be reviewed by EPA each year, and reduces the complexity associated with determining the volumes of non-renewable fuel for which each obligated party is responsible. This allows for more effective implementation and enforcement of the RFS program. In addition, we believe it is preferable to place the RFS

ED_004607_00002332-00023

obligation on larger companies with greater resources who are better positioned to comply with the RFS standards.

We note that if we had compelling evidence in front of us that placing the RFS obligation on a larger number of renewable fuel blenders or position holders would increase the production, distribution, and use of renewable fuels, then a potentially higher number of obligated parties on its own would not be a reason to retain the current point of obligation. In light of the reasons discussed above, however, and because we don't think shifting the point of obligation would lead to higher renewable fuel production and use, we believe that placing the obligation on a smaller number of refiners and importers is preferable.

F. The Current Program Structure Does Not Require Market Repositioning to Achieve Compliance

One of the petitions EPA received requesting a change in the point of obligation in the RFS program took issue with language in previously published EPA documents suggesting that one potential avenue for obligated parties to acquire RINs is the purchase or construction of downstream blending assets. The petitioner emphasized the challenges associated with the acquisition of such assets. They further claimed that this suggestion reflects a lack of understanding of the complexities of the fuel market, and implicitly suggests that investment in blending infrastructure is the only solution for merchant refiners to comply with the RFS.

EPA strongly disagrees with the petitioner's assessments of EPA's previous statements. In the document referenced by the petitioner, EPA notes that the acquisition of downstream assets is merely one option open to obligated parties who seek an alternative to purchasing separated RINs necessary for compliance. The fact that ownership of positions at terminals and access to pipeline capacity[57] has continually changed over time suggests that similar changes are possible in the future, if parties were motivated to pursue these options. Most importantly, however, EPA disagrees with the statement that our suggestion that acquiring downstream assets as one possible option open to obligated parties implies that ownership of these assets, as well as ownership of hydrocarbon at the time when renewable fuel is blended (generally at the rack), is the only option for acquiring the RINs needed for compliance with the RFS obligations. EPA created the RIN system in accordance with Congressional direction to allow for the generation and use of credits in the RFS program.[58] Purchasing separated RINs remains an option available for all parties to acquire the RINs that are needed by obligated parties. The active market for RINs, which includes a significant stock of carryover RINs, demonstrates that RINs are available to parties who wish to purchase them. We firmly believe that the RIN market is capably fulfilling this intended purpose of creating an avenue for obligated parties to comply with their RFS obligations by purchasing RINs, rather than requiring the acquisition of distribution and blending infrastructure and/or ownership of petroleum fuels at the rack. In this way, the RIN market enables compliance with RFS obligation without disrupting the fuels marketplace. Rather than a

[57] While the ownership of positions at terminals and pipeline capacity are not necessary to enable ownership of gasoline or diesel blendstocks at the rack, ownership of these assets is one way for obligated parties to retain ownership of petroleum blendstock to the rack, where it can be blended with renewable fuels.
[58] See CAA 211(o)(5).

ED_004607_00002332-00024

necessity, the acquisition of downstream infrastructure to enable direct access to RINs through the blending of renewable fuels at the rack remains one of several options. Parties may also purchase separated RINs in the RIN market, enter into contracts with other parties that blend renewable fuels to obtain RINs, and purchase renewable fuel with attached RINs, separate the RINs, and resell the renewable fuel without RINs in order to acquire the RINs needed to comply with the RFS standards.

III. Changing the Point of Obligation in the RFS Program Is Not Expected to Result in the Increased Production, Distribution, and Use of Renewable Fuels

We have discussed in the previous section several significant concerns about the impact changing the point of obligation would have on the RFS program. Given these concerns, and our overall obligation to implement the RFS program in a way that most fully achieves Congress's goal of increasing renewable fuel use, the evidence that changing the point of obligation would substantially benefit the program should be compelling to support a change. As we discuss in this section, it is not.

In their petitions submitted to EPA requesting a change to the point of obligation in the RFS program the petitioners claim that changing the point of obligation could result in greater production, distribution, and use of renewable fuels in the United States. The petitioners suggest that changing the point of obligation could therefore reduce or even eliminate the need for EPA to exercise our waiver authorities. The petitioners generally offer only theoretical arguments to support these claims. In this section we describe our evaluation of petitioners' claims that changing the point of obligation would increase the production, distribution, and use of renewable transportation fuels in the United States.

The use of EPA's waiver authorities to reduce the required volume obligations from the statutory levels in recent years is primarily the result of the delay in the commercialization of cellulosic biofuels and subsequent shortfall in cellulosic biofuel production volumes relative to the statutory requirements. In addition to the shortfall in cellulosic biofuel production, EPA also noted challenges associated with increasing the supply of renewable fuel to consumers associated with distribution and use of renewable fuels, particularly ethanol and biodiesel in its rule establishing the RFS standards for 2014-2016 and its proposed rule for 2017. In their petitions, the parties requesting that EPA change the point of obligation did not address how changing the point of obligation might impact the shortfall in cellulosic biofuel production, but instead narrowly focus on the impacts on the distribution and use of renewable fuels, particularly ethanol and biodiesel that they believe would result from changing the point of obligation. The petitioners argue that changing the point of obligation could increase the supply of renewable fuel to consumers by increasing the blending infrastructure for renewable fuels, improving the retail pricing of fuel blends with higher renewable fuel content relative to those with lower renewable fuel content, and increasing the availability of transportation fuels with higher level blends of renewable fuels at the retail level. After reviewing the petition submissions, other available data and letters opposing changing the point of obligation from companies and associations involved in the renewable fuel production, fuel distribution and renewable fuel

ED_004607_00002332-00025

blending industries,[59] we believe that the benefits to renewable fuel blending claimed by the petitioners are highly unlikely to occur, as explained below. Notably, while we have received comments from large renewable fuel producers[60] and associations representing renewable fuel producers[61] opposing changing the point of obligation, no renewable fuel producers or associations have expressed any support for changing the point of obligation to date. Contrary to the petitioners' claims, EPA believes that the production, distribution, and use of renewable transportation fuels is unlikely to be positively impacted by changing the point of obligation in the RFS program.

Before assessing the potential impacts on renewable fuel production, distribution, and use in the subsections that follow we first address EPA's statutory authority to place the point of obligation on various suggested parties.

A. The Proposed Changes to the Point of Obligation May Be Outside EPA's Statutory Authority

In its petition for reconsideration, the Coalition recommends that EPA move the point of obligation to "blenders and distributors" without addressing EPA's authority to do so consistent with CAA 211(o)(3). See Coalition Petition, p. 14. In its petition, the Coalition cites text from CAA 211(o)(2)(A)(iii) indicating that the regulations EPA establishes to implement the RFS program "shall contain compliance provisions applicable to refineries, blenders, distributors, and importers, as appropriate." The Coalition suggests that including "distributors" in this list of entities regarding which compliance provisions may be established would authorize EPA to establish the point of obligation for compliance with the RFS annual standards on distributors. However, the Act includes a different provision specifically identifying the parties that may be required to comply with the annual percentage standards. CAA 211(o)(3) describes the requirement for EPA to establish annual standards under the Act, and provides that "[t]he renewable fuel obligation . . . shall . . . be applicable to refineries, blenders, and importers, as appropriate."[62] Distributors are excluded from this list. Reading these two provisions together, it is unclear whether EPA has authority under the Act to establish the point of obligation for the percentage standards on distributors, and this provides an additional reason we propose to deny this aspect of the Coalition's petition.[63]

---

[59] See Presentation from Murphy USA to EPA, August 16, 2016; Letter from RaceTrac to Administrator McCarthy, August 17, 2016; Letter from QuikTrip to Administrator McCarthy, August 17, 2016; Letter from Tim Columbus to Administrator McCarthy, August 15, 2016; Letter from Pilot Flying J to Administrator McCarthy, August 16, 2016; Letter from SIGMA and RFA to Congressmen Whitfield and Rush, June 30, 2016.

[60] Comments from REG on the proposed RFS standards for 2017 and the biomass based diesel standard for 2018 (EPA-HQ-OAR-2016-0004-3477).

[61] Letter from SIGMA and RFA to Congressmen Whitfield and Rush, June 30, 2016.

[62] CAA 211(o)(3)(B)(ii)(I).

[63] We believe that moving the point of obligation to distributors in addition to, or in the alternative to, blenders and position holders, would result in imposition of the obligation on a large number of new parties, including small businesses. As discussed in Sections II.E. and IV, we believe that this would be a generally undesirable result, unless it could clearly be demonstrated that such a change would result in the increased production, distribution and use of renewable fuels. However, for the same reasons discussed in Sections III.B.-E., we do not believe that this would be the case.

ED_004607_00002332-00026

In its petition for reconsideration and petition for rulemaking, Valero suggests that the point of obligation be placed on position holders.[64] Valero explains that position holders may or may not be blenders, but they argue that because all position holders could be blenders, EPA has the authority to impose the point of obligation on them. They propose that the "obligation [would attach] whether a party actually blends or not," and explains that their proposed definition of obligated party "does not even make actual blending critical."[65] It is unclear whether EPA has statutory authority to place the point of obligation on position holders who are not in fact refiners, importers, or blenders. Nevertheless, we have evaluated the merits of Valero's proposal, as described below, and believe that the merits do not support its adoption.

B. Renewable Fuel Production, Distribution, and Use Does Not Appear to Be Significantly Limited By Blending Infrastructure

One of the ways that the petitioners claim renewable fuel production, distribution, and use could be positively impacted by changing the point of obligation in the RFS program is by increasing the incentive for the installation and expansion of renewable fuel blending infrastructure, especially at terminals. The petitioners claim that the current point of obligation results in a number of position holders and/or renewable fuel blenders that are either "naturally long on RINs" (because they market more fuel than they refine or import) or are not obligated parties under the RFS program. According to the petitioners, these parties have an incentive to oppose the installation and expansion of infrastructure needed to increase the blending of renewable fuels into transportation fuel in an effort to restrict RIN availability and drive up RIN prices.

EPA spoke with several terminal owners/operators to assess the current status of renewable fuel blending infrastructure at terminals.[66] Currently all, or nearly all, terminals contain the necessary infrastructure for the onsite storage and blending ethanol with gasoline. This infrastructure is generally used to blend petroleum blendstocks with 10% ethanol by volume to produce a finished E10 blend. Some terminals have invested in additional infrastructure, such as additional ethanol storage capacity and/or larger capacity lines and nozzles, to more readily accommodate the production of fuel blends that contain a higher proportion of ethanol, such as E85. Even without this additional infrastructure, however, all of the terminal owners/operators communicated to EPA that they were capable of producing fuel blends that contain a higher proportion of ethanol with their existing equipment. They also expressed a willingness to make the relatively modest changes necessary to accommodate faster loading times[67] if the existing infrastructure resulted in loading delays for trucks at the rack.

---

[64] In its petition, Valero uses the term "rack sellers" to represent those parties who own fuel above the rack. As mentioned above, we have chosen instead to use the term "position holders" to describe these parties.
[65] Valero Petition for Rulemaking, June 13, 2016.
[66] See Magellan Meeting Notes, December 16, 2015; Independent Fuel Terminal Owners Association meeting notes, January 8, 2016; Kinder Morgan meeting notes, January 22, 2016.
[67] Because most ethanol blending infrastructure is currently designed to produce E10 blends, producing higher level blends using the existing infrastructure can require longer loading times.

ED_004607_00002332-00027

Biodiesel blending infrastructure at terminals is less universal than ethanol blending infrastructure. While we were unable to determine precisely what percentage of terminals have biodiesel blending infrastructure, the terminal owners/operators generally communicated that they were willing to install biodiesel blending infrastructure at terminals in situations where biodiesel is available and they could reasonably expect a return on these investments.[68] A review of publicly available information from OPIS suggests that approximately half of all terminals list prices for biodiesel and/or biodiesel blends.[69] This may in fact under-estimate the actual availability of biodiesel blends at terminals as diesel fuel containing up to 5% biodiesel is not required to be labeled as a biodiesel blend.[70] In situations where biodiesel blending infrastructure is not present at terminals, other parties have invested in alternative blending infrastructure to produce biodiesel blends downstream of terminals, further increasing the availability of biodiesel blends. Similarly, "jobbers" may take diesel fuel from bulk terminals and blend it with biodiesel before subsequent distribution, providing another opportunity for biodiesel blending.[71] Furthermore, several large truck stop chains, driven by a desire to offer their customers lower priced biodiesel blends, have invested in infrastructure at retail locations to provide biodiesel blends for that location, and in some cases at other nearby retail stations.[72] In these cases it is unclear what impact, if any, changing the point of obligation would have on the availability of biodiesel blends as the current regulations appear to be providing a substantial incentive for parties to invest in biodiesel infrastructure, both at terminals and at other downstream locations. As noted earlier, the required volume of biomass based diesel for 2017 is 100% greater than the statutory minimum volume. To the extent that renewable fuel use may be currently constrained by insufficient blending infrastructure we do not believe that changing the point of obligation would result in the additional investments claimed by the petitioners, as many of the parties that would become obligated if the petitioners' requests were granted are already investing in blending infrastructure. While EPA continues to believe that there may be parts of the country that have limited or no access to biodiesel or biodiesel blends, this is generally the result of the higher expense and logistical complications associated with transporting biodiesel or biodiesel blends long distances to areas with little or no local biodiesel production, rather than an inability or unwillingness to invest in the necessary blending infrastructure, either at or downstream of the terminals. Furthermore, such cases continue to decline as a result of the continuing investment in biodiesel distribution infrastructure.

Based on the above information, it appears that renewable fuels and renewable fuel blends are currently widely available across the United States. Ethanol is available at all or nearly all terminals and while much of the blending infrastructure may not currently be optimized to produce higher level ethanol blends, it is capable of doing so. Biodiesel blending infrastructure is more varied, with many terminals having blending infrastructure on-site, some receiving pre-blended biodiesel, and others having access to downstream blending infrastructure. Where biodiesel blending infrastructure does not exist we believe it is primarily the result of the higher

---

[68] Magellan Meeting Notes, December 16, 2015.
[69] See OPIS Rack City List (http://www.opisnet.com/resources/rackcode.aspx#biodiesel). Approximation made by comparing the number of cities for which OPIS lists gasoline and diesel prices to the number of cities for which OPIS lists biodiesel prices.
[70] See ASTM D 975.
[71] See National Biodiesel Board comments on 2017 Annual Standards Rule; Attachment 6 (EPA-HQ-OAR-2016-0004-2904).
[72] Ibid.

ED_004607_00002332-00028

expense associated with transporting biodiesel to locations with limited or no local biodiesel production.

In any case, no parties we spoke with (other than the petitioners) listed the lack of proper incentives to expand blending infrastructure as a factor limiting the blending of renewable fuels into transportation fuel. Given the observed sufficiency of blending infrastructure it does not appear that changing the point of obligation would result in increased use of renewable fuels in the United States as a result of additional blending infrastructure.

C. Changing the Point of Obligation Is Not Expected to Significantly Impact the Retail Pricing of Fuel Blends with High Renewable Content

One of the factors affecting the expansion of renewable fuel blending in the United States, identified both by EPA and the parties requesting a change to the point of obligation, is the retail pricing of fuel blends that contain higher concentrations of renewable fuel, such as E85. This is primarily an issue for fuels blended with ethanol. Biodiesel blends tend to be offered at a discount to petroleum based diesel fuel and this discount, which is significantly enabled by the value of the RINs associated with the biodiesel and the biodiesel blenders' tax credit, is regularly large enough to offset the very small impacts that biodiesel blends have on fuel economy. Retailers have often noted the ability to offer biodiesel blends at a discount to petroleum diesel fuel, and the consumer demand for lower priced biodiesel blends, as a primary reason for offering these fuels for retail sale.[73] The relatively high degree of competition among diesel fuel retailers and favorable pricing for biodiesel blends, together with the RFS mandates, are contributing to increasing demand for biodiesel blends and growth in biodiesel production, distribution, and use well beyond the statutory volumes.

The current retail availability and pricing for E85, however, is significantly different. E85 is currently offered for sale at approximately 3100 stations across the United States (approximately 2% of all retail fuel stations).[74] The low energy density of E85, relative to E10, means that consumers must purchase a significantly greater volume of E85 than E10, and refill their fuel tanks more frequently, to travel the same distance. While individual stations have offered E85 at a price that more than accounts for the difference in energy density between E85 and E10, this favorable pricing has not been seen for sustained time periods at a nationwide level.[75] This is despite the fact that in 2015 the relative prices of gasoline blendstocks, ethanol, and D6 RINs, as well as the limited wholesale E85 pricing information available, suggested that E85 could be offered at a price discount greater than the energy content difference between E85 and E10.[76] In a supporting document for the final rule establishing the RFS percentage standards for 2014-2016 EPA examined the potential for higher RFS standards, and the higher RIN prices that

---

[73] Letter from Pilot Flying J to Administrator McCarthy, August 16, 2016.
[74] E85 station count from the U.S. Department of Energy Alternative Fuels Data Center Alternative Fueling Station Locator. Available online at http://www.afdc.energy.gov/locator/stations/
[75] See E85 pricing information available at E85prices.com. E85 generally requires a minimum 22% price discount relative to E10 to be an equal cost fuel for consumers on a cost per mile traveled basis.
[76] See discussion in the final rule establishing the RFS standards for 2014-2016 (80 FR 77,420, Dec., 14, 2015).

ED_004607_00002332-00029

would likely be the result, to incentivize lower E85 retail prices and higher sales volumes.[77] In this document we concluded that a lack of competition among E85 retail stations limited the ability for RIN prices to effectively impact retail E85 prices, ultimately limiting the ability of the RFS standards to incentivize a significantly greater supply of E85 to consumers in the near term.

In their requests to change the point of obligation of the RFS program, the petitioners argue that if EPA changed the point of obligation the RFS standards would have a greater ability to impact the retail price of E85 and incentivize greater use of this fuel. We find no basis for the claim that changing the point of obligation would have the results suggested by the petitioners. Rather we believe changing the point of obligation would be unlikely to impact the retail pricing of E85. We believe the primary factors inhibiting the RFS program from significantly increasing the supply of E85 to consumers are the limited number of retail stations selling E85 and the relative pricing of E85 versus E10. Further, we believe that the generally poor pricing of E85 at retail is not due to the poor pricing of E85 at the wholesale level, but is instead the result of the non-competitive retail market for E85. This non-competitive market often results in an E85 pricing strategy by retail stations that seeks to maximize fuel margins through withholding RIN value leading to greater profitability, rather than a strategy that seeks to maximize sales volumes through lower retail prices by passing a greater portion of the RIN value through to consumers. Changing the point of obligation to renewable fuel blenders or position holders at the rack is not expected to affect these underlying market fundamentals at retail stations.

One of the arguments made by the petitioners for changing the point of obligation in the RFS program is that the current point of obligation creates a dis-incentive for parties with excess RINs (parties that sell more gasoline and diesel fuel at the rack than they refine or import and un-obligated blenders) to increase the use of renewable fuels by offering fuel blends with high renewable content at attractive pricing. They argue that because these parties profit from selling RINs they are incentivized to keep the RIN prices as high as possible by restricting the blending of additional renewable fuel and/or pricing fuels with higher renewable content such as E85 at levels that are unattractive to consumers, thereby restricting the supply of RINs. According to the petitioners, if EPA were to change the point of obligation in such a way that RFS obligations were proportional to the volume of gasoline and diesel fuel that a party blends with renewable fuel and/or sells at the rack, rather than the volume of gasoline and diesel a party refines or imports, these parties would have a greater incentive to pass the RIN value through to retail station owners, who would then pass the value on to E85 consumers, ultimately reducing the retail price of E85 and increasing E85 sales.

EPA believes this argument is flawed. Because parties that blend renewable fuels or sell fuel at the rack cannot dictate the retail price of the fuels they sell (unless they also own the retail stations), changing the point of obligation of the RFS program would only be expected to directly impact the wholesale pricing of fuels such as E15 and E85, and could only impact the retail pricing of these fuels indirectly. While some of the parties that would become obligated if EPA were to change the point of obligation according to the petitions we have received (the blenders or position holders) own retail stations, many do not. Parties that do not own retail stations, or own very few, primarily impact the retail price of E85, or any fuel, through the prices

[77] "An Assessment of the Impact of RIN Prices on the Retail Price of E85," Dallas Burkholder, Office of Transportation and Air Quality, US EPA. November 2015.

ED_004607_00002332-00030

at which they offer the fuel at the wholesale level. Wholesale pricing data for E85 are currently very limited. However, what information is available, such as the wholesale E85 pricing published by the Iowa Renewable Fuels Association, shows that in Iowa the wholesale price of E85 already largely reflects the discount enabled by the RIN value associated with this fuel (See Figures 2 and 3 below for wholesale pricing for E85 and E10 in Iowa). This is consistent with letters EPA has received from fuel blenders who told EPA that it is their practice to price all the fuel they sell at the wholesale level, including E85, at a level that reflects the discount enabled by the RIN value in an effort to offer competitively priced fuel.[78] The petitioners did not provide any information that would suggest that a significant portion of the RIN value was being withheld by the wholesale providers of E85. If the RIN value is already being largely reflected in the wholesale price of E85, changing the point of obligation to parties that determine the wholesale pricing of E85 would not be expected to result in improved pricing of E85 at the wholesale level.

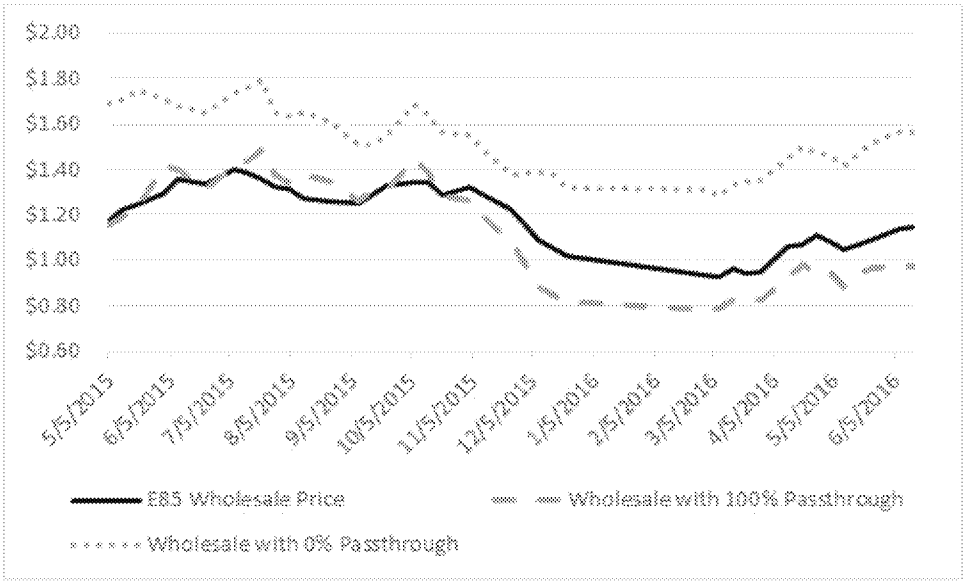
Even if changing the point of obligation as requested by the petitioners were to result in improved pricing of E85 at the wholesale level, we believe it is highly uncertain that this would result in improved pricing at the retail level. If pricing for E85 at retail stations does not improve, the constraint on E85 supply to consumers attributable to retail pricing will not be remedied, hindering the likelihood that sales volumes of E85 will increase significantly. The majority of retail stations (56.6%) are owned by parties who own only a single store.[79] These parties rarely, if ever, blend their own fuel or purchase fuel above the rack and therefore will not become obligated parties even if the point of obligation is changed as requested by the petitioners. They would therefore have no more of an incentive to offer E85 at discounted pricing than they do currently. Information reviewed by EPA for the state of Iowa shows that even in situations where E85 is available at a significant discount to E10 at the wholesale level, the retail pricing of E85 does not reflect this discount.

The data on wholesale and retail pricing of E85 in Iowa, shown in Figures 2 and 3 below, strongly suggest that the relatively small observed discount for E85 relative to E10 at the retail level is not a result of there being a small discount between these fuels at the wholesale level, and would not necessarily be expected to be improved by changing the point of obligation. It is worth noting that the average retail price discount for E85 relative to E10 in Iowa was very similar to the national average retail price discount, even with the significantly larger price discount for E85 relative to E10 at the wholesale level in Iowa (See Figure 3 below). The average retail price discount for E85 was less than the discount needed to make up for the lower energy content per gallon of E85 relative to E10 (approximately 22%) during much of this time period. If the wholesale E85 pricing data collected in Iowa are representative of the wholesale pricing for E85 nationwide, which we believe is likely, then the wholesale prices for E85 already reflect the majority of the RIN value and there is very little to no additional RIN value to be passed through at the wholesale level. Even if the nationwide wholesale E85 pricing generally does not reflect the RIN value, and changing the point of obligation could improve the pricing of E85 at wholesale, the data collected from Iowa suggest that significant discounts at the wholesale level would not necessarily be expected to be passed on to the retail level. The available data

[78] See Letter from Tim Columbus to Administrator McCarthy, August 15, 2016; Letter from QuikTrip to Administrator McCarthy, August 17, 2016; Letter from RaceTrac to Administrator McCarthy, August 17, 2016.
[79] http://www.nacsonline.com/YourBusiness/FuelsReports/GasPrices_2013/Pages/WhoSellsGas.aspx

further support the view that changing the point of obligation in the RFS program is unlikely to result in a greater portion of the RIN value being reflected in the wholesale price of E85, and ultimately the retail price of E85, and will not be an effective mechanism for increasing E85 sales volumes.

Figure 2
Observed vs. Theoretical E85 Wholesale Price



E85 and E10 wholesale prices are the average price of all wholesale sellers reported by the Iowa Renewable Fuel Association (Available online at http://iowarfa.org/retailer-center/iowa-wholesale-e85-price-listing-services/)
Ethanol price from Agricultural Marketing Resource Center (http://www.agmrc.org/renewable-energy/ethanol/midwest-ethanol-cash-prices-basis-data-and-charts-for-selected-states/)
RIN Prices from OPIS and Argus
Wholesale prices with 100% and 0% passthrough calculated using E10 and ethanol prices from the above sources and assuming the effective ethanol price is discounted by 100% and 0% of the RIN value respectively

Figure 3
E85 Pricing: Iowa Wholesale and Retail Price and National Retail Price Averages

E85 and E10 wholesale prices are the average price of all wholesale sellers reported by the Iowa Renewable Fuel Association (Available online at http://iowarfa.org/retailer-center/iowa-wholesale-e85-price-listing-services/) National and Iowa E10 and E85 average prices (used to calculated the national and Iowa discounts for E85 relative to E10) obtained from E85prices.com

Further, the petitioners rely on a faulty assumption when they argue that un-obligated blenders are incentivized to restrict RIN availability (by restricting renewable fuel blending) in an effort to keep RIN prices high. They assume that the overall price of RINs could be significantly reduced as a result of the increase in the supply of RINs that they claim would result from a greater proportion of the discount enabled by the RIN value being reflected in the retail price of E85.[80] The petitioners provide no evidence to support this argument. EPA estimates that total E85 sales were approximately 150 million gallons in 2014. In our final rule establishing the RVOs for 2014-2016 EPA estimated, based on available E85 price and sales volume data, that even if E85 were to be sold at retail at a 50% discount to E10 on a nationwide level, a discount more than twice the current national average, E85 sales would be expected to be just under 300 million gallons.[81]

Even if we assume an optimistic scenario, that if parties that are able to acquire excess RINs with the current point of obligation were able to double E85 sales to 300 million gallons per year by passing through a greater proportion of the RIN value, this would represent an opportunity to generate an additional 110 million RINs per year,[82] or less than one percent of the total number of RINs projected to be generated in 2016. We believe this number provides a perspective on the likelihood that the additional RINs that might be able to be generated by additional sales of E85

[80] In this section EPA has primarily focused on E85, rather than other ethanol blends such as E15 or E30. This is in response to the petitions we have received, which generally focus on E85. Further, there is much more market experience with E85, relative to E15 or E30, better allowing for the types of analyses shown here.
[81] 80 FR 77,420 (Dec., 14, 2015).
[82] An additional 150 million gallons of E85 contain approximately 110 million gallons of ethanol (assuming an average ethanol content of 74% for E85) and would therefore generate approximately 110 million RINs.

would significantly reduce the overall price of RINs. Petitioners provided no information to support the claim that additional RINs would depress the overall price, and we believe it would be unlikely, as the required volumes would still be above the E10 blendwall, and over time any additional renewable volume potential would be reflected in EPA's annual required volumes. Also, if any additional RINs supplied to the market through increased sales volumes of E85 are not expected to significantly reduce the market price of RINs, then any parties that profit from E85 and/or RIN sales would maximize their profit by selling as much E85 (and the associated RINs) as possible. This appears to be the case in the current market place; parties currently separating RINs in excess of their RFS obligations are seeking to acquire as many RINs as possible as long as the cost of doing so is less than the value they can recover through the sale of the RIN. Although EPA does not believe that RIN sales by un-obligated blenders lead to windfall profits, to the extent petitioners believe otherwise their own logic would suggest that these parties should be currently be incentivized to undertake efforts to increase the sale of renewable fuel blends to increase the number of RINs sold at a profit. If this were the case, changing the point of obligation to blenders could therefore reduce such sales, since blenders would retain RINs for compliance, thereby removing an incentive for them to increase renewable fuel sales and profits.

In summary, EPA does not find the arguments made by the petitioners compelling, as they do not address what we believe to be the fundamental challenges to significantly increasing the use of renewable fuels in the near term. EPA sees no evidence that changing the point of obligation would result in greater availability or price discounts for biodiesel blends. On the other hand, supply of E85 to consumers is currently inhibited by the number of retail stations selling E85, the geographic distribution of these stations, and the relative pricing of E85 versus E10 at the retail level. For the reasons discussed in this section, EPA finds no evidence to support the position that changing the point of obligation would address the relative pricing of E85 versus E10. In the next section we discuss why EPA does not believe that data support the position that changing the point of obligation would increase the availability of E85 at retail stations.

D. Changing the Point of Obligation Is Not Expected to Significantly Impact the Availability to Consumers of Fuel Blends With Higher Renewable Content

In requesting that EPA change the point of obligation in the RFS program, some parties argue that this would result in an increase in the number of retail stations offering higher level blends of renewable fuel such as E85. They generally argue that the renewable fuel blenders and/or position holders have greater influence over the decisions made by the retail station owners, either through direct ownership or through contractual relationships. If EPA were to place the point of obligation on the blenders or position holders, the petitioners argue, they would use their influence with their retail partners to increase the number of stations offering fuel blends such as E85 in an effort to increase their access to the RINs needed for compliance.

While this argument is generally consistent with the principle that the closer the point of regulation is to the party whose behavior the regulation is intended to impact (in this case the retail station owner) the more effective the regulation is, in this case it ignores the complicated relationships that exist in the fuels marketplace as well as observations from the current

ED_004607_00002332-00034

marketers of E85. Currently less than 0.5% of all fueling stations are owned by a major oil company, while approximately 50% are branded stations, selling fuel under the brand of a refiner.[83] It is unlikely that blenders and position holders would be more effective at encouraging retail stations to offer E85 than the refiners and importers of gasoline and diesel fuel who are affiliated with these stations. This is especially true for the nearly 60% of retail stations owned by single-store owners who are likely to face difficulties raising the capital required to install the equipment necessary to enable the sale of these fuels.[84]

EPA also assessed the current affiliation of stations selling E85. We found that of the approximately 3100 stations selling E85 in the United States at the end of 2015, approximately 24% of them were branded stations (stations affiliated with a refiner) despite the fact that approximately 50% of all retail fuel stations are branded. Conversely, approximately 38% of all stations selling E85 were affiliated with a large retail chain, 27% appeared to be parties that owned only a few stations or a single retail station, and the remaining 10% were private stations or stations owned by a federal, state, or local organization.[85] Large retail chains and other unbranded stations are not currently obligated parties.[86] These data appear to contradict claims that moving the point of obligation in the RFS program would result in a greater number of stations selling fuels with higher levels of renewable fuel, such as E85. If it were the case that an RFS obligation made a party more effective in encouraging their affiliated retail stations to offer fuels containing higher levels of renewable fuel such as E85 we would expect that the stations affiliated with parties with an obligation under the current RFS regulations would have proportionally more stations offering E85 than parties who are not affiliated with a party with an RFS obligation. Instead, we find that while 50% of all retail fuel stations are branded (affiliated with a refiner), only 24% of all stations that sell E85 are branded stations. While large retail chains often directly own retail stations, thus giving them control of the fuel offerings at the stations they own, the fact that a significantly higher proportion of these stations offer E85 relative to branded stations suggests that the current point of obligation provides significant incentives for these stations to offer E85 under the right market conditions.

Table 1
Retail Fuel Stations and E85 Stations by Affiliation

	Branded Stations (affiliated with refiners)	Unbranded Stations (not affiliated with refiner)	Private Stations
All Retail Fuel Stations	50%	50%	Unknown
E85 Retail Stations	24%	66%	10%

Furthermore, while only 50% of all retail fuel stations are not affiliated with refiners, 76% of all E85 stations are not affiliated with refiners. An unbranded station is therefore approximately 3

[83] http://www.nacsonline.com/YourBusiness/FuelsReports/GasPrices_2013/Pages/WhoSellsGas.aspx
[84] Ibid.
[85] E85 station ownership throughout this paragraph is from EPA assessment of data from AFDC on stations offering E85 for sale. Data retrieved on 12/29/2016.
[86] Large retail chains could become obligated parties if the point of obligation were changed to the renewable fuel blender and/or the position holder. These parties may purchase fuel above or below the rack depending on the logistics and economics of fuel purchasing at various locations.

ED_004607_00002332-00035

times more likely to offer E85 for sale than a branded station (Unbranded stations are approximately 2.5 times more likely to offer E85 than branded stations if we exclude consideration of private stations).[87] Parties requesting a change in the point of obligation in the RFS program have claimed that such a change would result in an increasing number of retail stations offering E85 for sale. The data does not bear this out, as E85 is offered for sale at a significantly higher rate at unbranded retail fuel stations relative to retail fuel stations that are affiliated with obligated parties. There is no evidence to suggest that the point of obligation is a significant factor in a retail station's decision whether or not to offer E85.

E. The RFS Program Continues to Create a Significant Incentive for Parties to Invest in the Infrastructure Necessary to Enable Growth in the Use of Renewable Fuels

We believe that the RFS as currently structured provides significant incentives for further growth in the use of these fuels and, as discussed elsewhere, we do not believe that the incentives for renewable fuel production, distribution, and use would be greater if we were to change the point of obligation. The value of the RIN that is generated when renewable fuels are produced allows fuel blends that contain renewable fuels to be sold at lower prices than would otherwise be possible in the absence of the RFS program. Terminal owners and operators, as well as parties that blend renewable fuels downstream of terminals, are already incentivized to invest in blending infrastructure in an effort to offer their customers the lowest cost fuels possible. Retailers are similarly incentivized to invest in the equipment necessary to offer renewable fuel blends to enable them to offer the widest range of fuel choices. In cases where a lack of competition may inhibit the full value of the RIN from being reflected in the retail price of the fuel, the RIN value can instead provide higher profit margins to the retail station owner to offset their investment in expanding renewable fuel infrastructure. This may ultimately result in more competing retail stations investing in the equipment necessary to offer E85, and with the increased competition retail prices for E85 would be expected to decrease (relative to E10) over time.

Despite the incentives provided by the RFS program, in the most recent rule establishing annual renewable volume obligations EPA determined it was necessary to exercise our waiver authority due to an inadequate domestic supply of renewable fuel. The primary factors contributing to this inadequate domestic supply of renewable fuels, such as low production volumes of cellulosic biofuel and a limited number of stations offering E85 for sale at prices competitive with E10 on an energy equivalent basis, are unlikely to be addressed by changing the point of obligation in the RFS program.

---

[87] Some parties have used this information to argue that refiners are actively discouraging the installation of E85 infrastructure at their branded stations in an effort to discourage renewable fuel penetration. In examining the data from AFDC, however, EPA notes that the majority of the E85 stations at unbranded fuel retail station are owned by large companies, rather than single store owners. We believe that the greater access to capital that the stations owned by large companies have relative to single store owners is likely to be a larger factor in the higher rate of adoption of E85 infrastructure at unbranded stations than any influence by refiners or the RFS point of obligation.

ED_004607_00002332-00036

F. Changing the Point of Obligation Would Not Be Expected to Increase Cellulosic Biofuel Production

While there continue to be challenges related to the distribution and use of renewable fuels in the United States, the largest single challenge to meeting the RFS program's statutory volumes is the shortfall in cellulosic biofuel production. As noted above, we expect that in 2016 the supply of non-cellulosic biofuels in the United States will be 99.3% of volume envisioned by Congress in EISA, while the supply of cellulosic biofuel will be only 5.4% of the statutory volume for these fuels. The importance of cellulosic biofuels to achieving the overall goals of the RFS program only increases in future years, as over 85% of the growth in the statutory volumes from 2016 to 2022 is expected to come from cellulosic biofuel. Changing the point of obligation would not be expected to address the current research, development, and commercialization challenges that will need to be overcome to enable the production of significant volumes of cellulosic biofuel in future years. Instead, changing the point of obligation from refiners, who have significant financial resources and experience in commercializing new fuel production technologies on a large scale, to smaller downstream parties may negatively impact the ability of the cellulosic biofuels industry overcome these challenges to the degree that it reduces the incentive of the refiners to participate in the commercialization of cellulosic biofuels. Additionally, we believe that the uncertainty surrounding the RFS program that would likely result from a change in the point of obligation would discourage potential investors from investing in new cellulosic biofuel production technologies and commercial scale production facilities at a time when many cellulosic technologies are nearing commercial-scale production.

IV. Changing the Point of Obligation Would Significantly Increase the Complexity of the RFS Program

In order to minimize the number of regulated parties and reduce programmatic complexity, EPA in the RFS1 regulations placed the RFS point of obligation on the relatively small number of refiners and importers rather than on the relatively large number of downstream blenders. We noted then that the designation of downstream ethanol blenders as obligated parties would have unnecessarily greatly expanded the number of regulated parties and increased the complexity of the RFS program.[88] The same is true now. For example, consider the current point of obligation: refiners and importers. Identifying on a continuing basis those entities who produce or import gasoline and diesel fuel is relatively straightforward, as their businesses tend to operate from fixed physical locations that change infrequently, and ownership of the companies and assets also change relatively infrequently. In addition, identification and tracking of these entities is facilitated by our regulation of them under other (non-RFS) regulatory programs. However, the situation "downstream" of refiners and importers becomes much more complicated. There are a wide variety and large number of market participants, business practices, and contract mechanisms downstream of refiners and importers and the parties, practices, and ownerships among entities downstream of refiners and importers are much more variable over time. All of these factors would make imposition of the RFS point of obligation on some subset (e.g.

[88] 72 Fed. Reg. at 23923.

ED_004607_00002332-00037

blenders or position holders) of parties downstream of refiners and importers substantially more complex than the current system.

In the RFS2 proposal, we requested comment on whether EPA should move the obligation downstream of refineries and importers to those parties who blend and supply finished transportation fuels to retail outlets or to wholesale purchaser-consumer facilities. In response to the proposal, stakeholders differed significantly. A few refiners, including Valero, expressed support for moving the obligations to downstream parties, while other refiners preferred to maintain the current approach. Blenders and other downstream parties generally expressed opposition to a change, citing the additional burden of demonstrating compliance with the standards, especially for small businesses. They also pointed to the need to implement new systems for determining and reporting compliance, the short lead time for doing so, and the fewer resources that smaller downstream companies have to manage such work in comparison to much larger entities such as refiners. We considered the comments received and concluded based upon the comments and information available to us that it was appropriate to maintain refiners and importers of gasoline and diesel as obligated parties under the amended RFS2 program. In explaining our reasoning, we noted that changing the point of obligation would likely result in significant increase in the number of obligated parties under the program.

Several of the petitions received by EPA cite text from the 2010 Final Rule acknowledging that one of the initial justifications given for placing the obligation on refiners and importers of gasoline and diesel, rather than on parties that are "downstream" of the refineries, was a desire to minimize the number of regulated parties in the RFS program.[89] As EPA stated in the 2010 Final Rule and Summary and Analysis of Comments, as a matter of regulatory design and implementation, it is desirable both to limit the number of obligated parties, and to limit burdening small businesses.[90] These considerations favored placing the point of obligation on the limited number of refiners and importers, rather than the larger number of blenders.

Additionally, as EPA projected in the proposed RFS2 rule, virtually all downstream blenders are currently subject to RFS registration, recordkeeping and reporting requirements associated with their role as RIN owners. EPA asked in that proposal whether, in light of this fact, it would be difficult administratively to move the obligation to these parties. The petitioners generally argue that moving the point of obligation to downstream parties would not be difficult. However, while it is likely the case that all, or nearly all downstream blenders are now regulated parties under the RFS program due to the increased blending of renewable fuels required by the RFS program,[91] the majority of these downstream parties are not refiners or importers and therefore are currently not obligated parties under the RFS program. There is a significant distinction between being a "regulated party" and being an "obligated party" under the RFS program.

---

[89] 75 Fed. Reg. 14721 (March 26, 2010).

[90] Id, RFS2 Summary and Analysis of Comments, at 3-216.

[91] Downstream blenders who blend renewable fuel into transportation fuel are subject to our recordkeeping and reporting requirements under 40 CFR 80.1451 and 80.1454. They must register with the EPA under 80.1450. Small blenders can also shift the compliance burdens if they qualify under 40 CFR 80.1440. In contrast, obligated parties must purchase the appropriate number of RINs in the market, practicing due diligence to ensure their validity, file annual compliance reports demonstrating compliance, and maintain records to that effect.

ED_004607_00002332-00038

A. The Number of Obligated Parties Would Likely Increase if the Point of Obligation was shifted to "Position Holders" or "Blenders"

Valero proposes to change the point of obligation to positions holders and argues that doing so would actually reduce the number of obligated parties as compared to the number of obligated party refiners and importers that exist today. Valero provided EPA with an analysis to support their argument. Valero argues that this proposed change will be relatively easy to implement because the number of obligated parties will remain relatively the same. But as discussed in more detail below, we believe that Valero's suggested change would result in a significant increase in the number of obligated parties. More importantly, we believe that the type of parties Valero seeks to shift the point of obligation to, and their experience level and available resources indicate that implementing Valero's proposed change would result in a less effective RFS program that would be more difficult for EPA to implement and enforce.

As discussed above, EPA believes that all else being equal, placing the point of obligation on a smaller number of relatively large obligated parties is preferable to placing it on a larger number of relatively small entities. This approach facilitates program effectiveness by limiting the number of entities EPA must interact with to provide guidance and to ensure compliance, and it also places the burden on the larger, more sophisticated entities that are more likely to have the personnel and systems in place to enable compliance. Valero presented an argument that shifting the point of obligation would reduce the number of obligated parties relative to today's number, and provided an analysis to support that claim.

We have reviewed Valero's analysis, and we believe it to be flawed, due principally to their reliance on an incomplete data set (obtained from the Oil Price Information Service (OPIS)). Valero's analysis attempts to quantify the number of obligated parties under their proposed change by identifying the entities who supply gasoline and diesel fuel for sale at wholesale rack terminals that post "wholesale rack prices"[92] for gasoline and diesel fuels at all terminals in the United States.[93] They cross-referenced OPIS wholesale rack list with a list of the parties registered with EPA under Title 40 CFR Part 80 to check if these parties were the same.[94] Based on this approach, Valero found that roughly 100 entities showed up both as regulated parties

[92] Wholesale rack price is the price at which gasoline or diesel is sold to wholesalers, typically at a terminal or truck rack. The rack price could include the cost of the gas itself, as well as transportation, overhead and profit costs, among other factors such as whether the fuel is branded or unbranded. The price can vary from terminal to terminal and depends on the cost of crude and related refining costs.

[93] In Valero's July 13, 2016 Petition for Rulemaking, they compiled a the list of "rack sellers" from five sources, as of April 2016: (1) OPIS Terminal Price Posting; (2) OPIS Active Supplier List; (3) Valero's Market research on bulk and rack activity; (4) Review of federal excise tax forms (637S) obtained by Valero; and (5) Market information received in the course of discussing the RFS issues with others in the business.

[94] EPA publishes a list of all companies and facilities registered to participate in EPA's Fuel Programs under 40 CFR Part 80 that includes gasoline, diesel fuel and RFS programs. The list can be located at https://www.epa.gov/fuels-registration-reporting-and-compliance-help/registered-companies-and-facilities-fuel-programs.

ED_004607_00002332-00039

under EPA's RFS program and as suppliers of wholesale rack price data to OPIS.[95] They assumed that this approach identified the full list of parties that would be regulated as obligated parties if the point of obligation were shifted to position holders.

EPA independently contacted OPIS, who could not provide independent verification of Valero's estimate and further cautioned that using their client list of who posts wholesale rack price to estimate a count of position holders would likely be an underestimation because their client list only represents those parties who publicly report fuel prices at terminals (and not parties that sell fuel at the rack without publicly posting prices or who purchase fuel above the rack for their own use rather than for resale).[96] OPIS provided EPA their client list of conventional gasoline suppliers who are rack sellers. There were 77 suppliers on this list. This list does not include suppliers of reformulated gasoline or diesel.[97]The information from OPIS confirms that their client list should not be used as the sole source of information to account for all potential parties that sell fuel at the rack, and that could become potential obligated parties if the point of obligation were moved. Further, Valero's count does not include many parties that purchase fuel above the rack, but do not offer this fuel for re-sale at the rack. For example, there are hundreds of end users (e.g., railroads, delivery truck fleets), big store chains (e.g., Costco, Walmart), or retailers (e.g., Sheets, WaWa, Costco, Quiktrip) that purchase bulk fuel from refiners for use in their own fleets, or for sale at retail that would not be posting wholesale rack price and therefore would not be counted in the OPIS rack seller list. There are many other smaller parties such as fuel retailers and traders that also purchase fuel from refiners for one-off transactions. Each of these parties would become obligated parties if the obligation was placed on position holders, but would not be captured in Valero's count because their data source is OPIS rack sellers. Based on this, EPA believes Valero's estimated count of potential obligated parties under their proposed change is incomplete, and significantly underestimates the true count

In addition to assessing the OPIS data relied on by Valero, EPA conducted further analysis to determine how the number of obligated parties under the RFS program might change were we to shift the point of obligation as Valero proposes. For example, we reached out to a number of terminal operators and terminal associations, whom we believe are in a good position to understand the type and number of parties that sell, buy and blend fuel at the terminal rack since they either own/operate a terminal, or have members within their association that do.[98] These parties' estimates of the likely number of position holders ranged from 350 to over 1,000.[99] These parties stated that none of them would likely have comprehensive data to formulate an accurate count due to anti-trust regulations. The fact that the terminal operators/associations estimate a much higher count than Valero's estimate of position holders indicates that Valero has significantly underestimated the total count. Both the potentially large number of position

[95] Using this approach Valero found very few parties that posted wholesale rack prices who were not registered under Title 40 CFR Part 80.
[96] See memo to the docket, titled "Emails and Data from OPIS."
[97] See memo to the docket, titled "Emails and Data from OPIS."
[98] See Magellan Meeting Notes, December 16, 2015; Independent Fuel Terminal Owners Association meeting notes, January 8, 2016; Kinder Morgan meeting notes, January 22, 2016.
[99] Ibid

holders, and the potential variability from year to year in the parties performing these functions, suggests that they are not ideal entities, from a program implementation standpoint, on whom to place the point of obligation, and that relying on these parties to meet their compliance obligations could undermine the effectiveness of the RFS program.[100]

Similarly, Monroe proposes to move the point of obligation downstream from refiners and importers to "blenders." Monroe does not provide data to support their argument that shifting the obligation to blenders would not create an administrative burden, but refers to Valero's preliminary analysis suggesting that the number of obligated parties may decrease depending on how EPA exercises its discretion to shift the obligation away from refiners and importers.[101]

EPA has not been able to identify an independent data source that provides a reliable estimate of the number of renewable fuel blenders and so we attempted to formulate an estimate of blenders based on data that are available to us through registrations and reported information under EPA's Part 79 and 80 fuels and fuel additives programs.

For gasoline, this data set includes parties who have registered as one or more business activities that include gasoline refiners, gasoline importers, oxygenate blenders, oxygenate producers, oxygenate importers, certified denaturant producers, certified denaturant importers and pentane producers/importers. From this data set, we estimate there are over 1,100 facilities registered as oxygenate blenders for reformulated gasoline. This count does not include entities that blend renewable fuels into conventional gasoline or diesel fuel,[102] nor does it include entities that are not oxygenate blenders who are pentane blenders, butane blenders, transmix blenders, and other entities that have blending pumps that allow for on-site blending downstream of the terminals. Such parties could also be considered fuel "blenders" under a broad interpretation of the term. This count also does not include facilities that blend biodiesel[103] at terminals or at locations downstream of terminals, or facilities who currently may not be required to register under Part 79 or 80 fuels programs but who would be newly required to do so under the petitioners' proposed change. Due to the complexity of how parties register and report refining and blending operations, and due to the lack of available data from industry and other agencies, EPA is unable to provide a total count of blenders at this time.[104] However, based on our preliminary analysis, we believe that the number of blenders is substantially larger than the number of refiners/importers currently obligated under the RFS.

For the 2013 compliance year, there were a total of 142 obligated parties (refiners and importers of gasoline and diesel) registered under the RFS program. Valero claims the number of obligated

---

[100] In addition to program implementation concerns, we also note that parties who may or may not be obligated parties in any given year are unlikely to make the types of investments in the growth of renewable fuel infrastructure that EPA, and petitioners, seek.
[101] Monroe 2016 Petition at 14.
[102] Unless these parties also blend oxygenates into reformulated gasoline.
[103] EPA does not have reliable data from which to estimate the number of diesel blenders. One reason for the paucity of data is that biodiesel blenders are not required to report if they blend 5% or less into diesel.
[104] Our difficulty in identifying a number of blenders is one indication of the challenge that we would face if we were to attempt to shift the point of obligation to "blenders." The shifting nature of these parties and would create difficulty in assessing who the obligated parties may be.

ED_004607_00002332-00041

parties would be reduced to about 100 obligated parties under their proposed change to shift the obligation to position holders. EPA's data set shows there are over 1,100 facilities registered as reformulated gasoline oxygenate blenders (without the additional count of biodiesel blenders, and blenders of ethanol into CBOB), which appears to disprove Monroe's claims that the existing count of obligated parties would not increase (or possibly decrease), if the point of obligation was shifted to blenders. As discussed above, it is very difficult to obtain a comprehensive list of all position holders and blenders. Based on the facts before us, EPA believes shifting the obligation to either the position holder or to blenders would likely significantly increase the number of obligated parties and would result in a significant increase in administrative burden for EPA to implement and enforce the RFS program. As discussed further below, the administrative burden on EPA could be more acute than the larger numbers alone would suggest, in light of the different type of parties that could be regulated, and possible challenges they may face complying with RFS program requirements.

B. The Potential for Noncompliance would Likely Increase if the Point of Obligation is Changed

Currently, many of the obligated parties are large entities with sufficient resources, staff, expertise and tools to comply with registration, reporting and recordkeeping requirements under the RFS program. EPA is concerned that moving the point of obligation as proposed by the petitioners could bring in many small entities that may not have the resources or expertise to comply. To investigate the possibility that parties without RFS expertise would be newly regulated, we were able to locate a selection of states' public list of parties registered to sell fuel at the rack (and which of these parties had reported taxable gallons) and to cross reference these lists against EPA's Title 40 CFR Part 80 registered list. In the state of California alone, during the reported period of March 2016, there were 147 registered parties[105], of which 37 parties reported taxable gallons.[106] Of those 37 parties, we determined that 25 (65%) were not registered under the RFS program.[107] A second check with Ohio's public list for fuel excise tax provided similar results. For Ohio during the reported period of February 2016, there were 215 parties that reported taxable gallons, of which 198 (93%) were not registered under the RFS/fuels program.[108] The high percentage of businesses on California's and Ohio's list of position holders that are not currently registered under the RFS/fuels program indicates that a great many position holders are not renewable fuel blenders, and also suggests that these parties may have little practical experience with or understanding of the RFS program. The addition of a number of

[105] Each of the 147 registered parties are potential position holders (or rack sellers), however only the 37 parties that reported taxable gallons operated as position holders in March 2016.
[106] In California, the motor vehicle fuel tax is imposed upon each gallon of fuel entered, or removed from a refinery or terminal rack in this state. https://www.boe.ca.gov/sptaxprog/reports/Mar-16_MVF_Distribution_Report.pdf
[107] In Ohio, an excise tax applies to all dealers of motor vehicle fuel on the use, distribution or sale within Ohio of fuel used to generate power for the operation of motor vehicles. Motor vehicle fuel wholesale dealers remit the tax. https://www.epa.gov/fuels-registration-reporting-and-compliance-help/registered-companies-and-facilities-fuel-programs.
[108] http://www.tax.ohio.gov/excise/motor_fuel/motor_fuel_dealers.aspx

small entities with relatively less regulatory experience and expertise, could lead to increased overall noncompliance with RFS requirements. Overall, this could be seen as increasing the burden on the entities due to an influx of more parties (many of which may be small businesses) that have little or no familiarity with the RFS program and it would likely also increase the administrative burden on EPA to help educate these entities to help them comply, and to ensure their compliance.

Further, in any rulemaking to modify the RFS point of obligation, EPA would need to consider impacts to small entities, as it did in its prior rulemakings. Congress itself considered the relief appropriate for small refineries that are obligated parties, exempting them through 2010 and then allowing for an extension of their exemption if warranted by a DOE study or through EPA's review of small refinery petitions alleging that their compliance would result in disproportionate economic hardship. EPA used its discretion in the 2010 RFS2 rule to extend similar relief to the few additional small refiners that did not qualify as small refineries. EPA convened a Panel under the Small Business Regulatory Enforcement Fairness Act of 1996 (SBREFA) to consider whether additional relief to small refiners or refineries was warranted. Were we to propose changing the point of obligation, we would need to ensure that small businesses were aware of this proposed change and potential impact to their business by re-engaging in the SBREFA process. Since the statute contains no specific provisions providing relief for small entities that are position holders or blenders, EPA's analysis in considering the need for, and fashioning appropriate relief would potentially be more complex. The SBREFA process includes a number of steps and would take some time to implement properly. For example, before beginning the formal SBREFA process, EPA would need to engage in outreach with entities that would potentially be affected by the proposed change and provide the small businesses with an early opportunity to ask questions and discuss their concerns with the upcoming rulemaking. Furthermore, we reasonably expect that there would be strong interest from some stakeholders to exempt small businesses from RFS obligations. If exempted, these parties could have a (potentially significant) financial advantage over parties that do have RFS obligations and this dynamic could result in an increasing number of small businesses entering this market. Regardless of the outcome of the SBREFA process, it is clear that the RFS market would experience significant uncertainty in such a transition.

We expect there would be more non-compliance if we changed the point of obligation because blenders and position holders are likely to have less experience and less resources to be able to comply with the registration, reporting and recordkeeping requirements under the national RFS program. Further, we believe the number of obligated parties would dramatically increase, which would place greater strain on limited resources to ensure compliance and conduct program oversight. While current obligated parties typically have significant assets that could potentially be used to pay civil penalties and to purchase RINs to replace any determined to be fraudulent it is reasonable to assume that position holders and blenders have relatively fewer tangible assets or real property. It is possible that companies with few tangible assets could violate the RFS standards, make a quick profit, and shut down or leave the country without being brought to justice for their actions. Even if we were able to locate these parties and prevailed in the civil or

ED_004607_00002332-00043

criminal proceedings, these parties could file for bankruptcy and never have to purchase replacement RINs or pay penalties associated with noncompliance. This could lead to less renewable fuel use than intended, and could unfairly disadvantage other obligated parties that meet their RFS obligations. The increased potential for EPA to not be able to ensure through enforcement actions that the RIN system is made whole for any noncompliance would negatively impact the integrity of the RFS program, and introduce more uncertainty into the RIN market.

C. EPA Would Need to Address Carry-Over RINs and RIN Deficits

The current RFS regulations allow parties to satisfy up to 20% of any given RVO with RINs generated in the previous year, effectively allowing parties to "carry over" a limited number of RINs for use towards satisfying their compliance obligations the following year. Similarly, obligated parties that have an insufficient number of RINs to demonstrate compliance at the compliance deadline may carry forward the deficit into the following year without penalty, provided they satisfy both their deficit and full RVO the following year. Compliance data submitted to EPA suggests that in aggregate parties carried over approximately 1.8 billion 2013 RINs into 2014. Since EPA established the 2014 and 2015 standards equal to the number of RINs generated in these years we expect that a similar number of carry over RINs will be available for use in 2016. While much smaller in magnitude, a number of parties also carried forward deficits from 2013 into 2014.

If EPA changed the point of obligation to the fuel blenders or position holders we would also impact the RVOs for obligated parties in future years relative to what they would have reasonably anticipated under the existing point of obligation. In some cases these changes could be significant. Refiners and importers with significantly lower RVOs under the new point of obligation may find themselves in possession of significantly more RINs, including carryover RINs, than they desire or can use. Conversely, parties with a significantly higher RVO under the new point of obligation may find themselves with lower balances than they would desire to protect themselves against shortfalls in RIN availability or RIN price volatility. Unlike the current situation, where the number of carryover RINs held by an obligated party is primarily the result of the decisions made by that party under a consistent regulatory structure, the change in the size of each obligated party's RIN holdings relative to its obligations under the RFS program would be the result in a change in the definition of the obligated parties many years after the point of obligation was established through a notice and comment rulemaking.

The tradable nature of the RINs in the RFS program would help to mitigate these potential negative impacts. Parties with excess RINs could recover some or all of the costs associated with acquiring these RINs, or potentially make a profit, by selling them to newly obligated parties or those who desire to acquire a bank of carryover RINs to protect themselves from future RIN shortfalls or market volatility. The ability for parties that possess excess carryover RINs to recover the cost of the RINs they hold by selling them to other parties, however, will be largely impacted by the effect changing the point of obligation has on the price of RINs. If, as some of the petitioners have suggested, as a feasible or desirable outcome of changing the point of obligation the price of RINs were to fall dramatically, then this change could have a significant

ED_004607_00002332-00044

negative financial impact on parties that find themselves in the possession of excess RINs due to a change in the point of obligation. Allowing sufficient notice and lead time for any change in the point of obligation could allow parties impacted by the change sufficient time to purchase or sell the RINs needed to better align their RIN holdings with their RFS obligations, but price impacts could be realized quickly after announcing the change to the point of obligation. Even if, as EPA believes, changing the point of obligation provides no benefit to the overall supply of renewable fuel used as transportation fuel, and therefore no reduction in the price of RINs, significant market volatility could result, and steps to mitigate market volatility (e.g. providing significant lead time) would likely be in tension with the objectives for changing the point of obligation.

D. Changing the Point of Obligation Would Require Significant Changes to EMTS and Other Electronic Systems

A change in the point of obligation would necessitate changes to the Agency's registration and reporting systems. This would result in adding complexity and stress to already complex systems. It could potentially lead to degradation in service and reduced availability to all system users. For any given compliance year since 2010, between 1,300 – 1,500 parties participate in the RFS program as renewable fuel producers, RIN owners or obligated parties. Currently, EMTS averages about 23,000 transactions daily.

As discussed previously, shifting the point of obligation downstream could result in 1,100 or more obligated parties in EMTS. This could result in an increase in EMTS transactions (transfers, separations and retirements) as RINs change hands between a greater number of obligated parties, without any increase to the total number of RINs in the system. The OTAQReg registration system would need to be modified to reflect the new definition of obligated party, and both existing blenders and new participants would need to register/re-register. Rights and access controls to EMTS would need to be revised to ensure proper reporting and oversight of RIN transactions.

In addition to changes to reflect the additional numbers and roles of registrants in EMTS, changing the point of obligation may require additional functionality for EMTS to take account of changes in business practices and additional potential for non-compliance, including avoiding compliance obligations, failure to identify as an obligated party, or not understanding RFS requirements. EPA may find that the additional potential for non-compliance requires additional reporting of information not currently tracked in EMTS, such as accounting movements of physical volumes of gasoline and diesel fuel between potential obligated parties similar to a designate-and-track system to ensure that RFS obligations are assigned to the proper parties. Such a system would include additional reporting by parties such as refiners, marketers, and blenders to ensure RFS goals are being met. Ancillary reports such as quarterly and annual compliance reports submitted to CDX and annual attest engagements would also increase in volume and complexity.

ED_004607_00002332-00045

V. Changing the Point of Obligation Could Cause Significant Market Disruption

In the petitions EPA has received requesting a change to the point of obligation in the RFS program, the petitioners generally characterize their proposed changes to the point of obligation as minor or simple. EPA disagrees with these characterizations and believes that changing the point of obligation would be a significant change for the RFS program, and would likely lead to significant changes in the fuels marketplace more generally.

A. Market Participants Have Made Significant Decisions on the Basis of the Existing Regulations

When EPA first instituted the RFS program in 2007, and again when EPA significantly revised the RFS regulations in 2010 in response to the EISA amendments EPA requested and received many comments related to the point of obligation of the RFS program. These comments were carefully considered and EPA specifically sought the input of the refining industry. The decision to place the point of obligation on refiners and importers in 2007, and to uphold that decision in 2010, was made with the support of much of the refining industry.

Since then all parties regulated in the RFS program have made significant investments and decisions about their participation in the program and their position in the market on the basis of the existing regulations, including the definition of obligated parties. Some parties sought to increase their access to RINs acquired by blending renewable fuels by expanding their presence at terminals where renewable fuels are blended, or investing in blending infrastructure downstream of terminals. Other parties entered into contracts to purchase renewable fuel with attached RINs and/or separated RINS to satisfy their own needs or for re-sale to obligated parties, while yet others became major renewable fuel suppliers as well. Each year obligated parties decided how to best satisfy current and future RIN obligations, including whether or not to carry over RIN deficits or excess RINs into future years.

Each of these decisions was made with the expectation that each party's RFS obligation in future years would continue to be proportional to the volume of gasoline and diesel fuel they refine or import, as is the case under the current RFS regulations. If EPA were to change the point of obligation as requested by the petitioners, RFS obligations would instead be proportional to the volume of gasoline or diesel fuel that parties blend with renewable fuel, or the volume of gasoline and diesel fuel sold by parties immediately above the rack. This would substantially impact the relative size of many parties' RFS obligations and would very likely result in efforts to reposition themselves in the marketplace, either by renegotiating contracts or even seeking to buy or sell assets associated with the blending of renewable fuels. If changing the point of obligation of the RFS program were reasonably likely to result in a significant increase in the amount of renewable fuel that was produced, distributed, and used in the United States relative to the current point of obligation such a change may be justified; however since any increase in renewable fuel production, distribution, and use that results from changing the point of obligation is likely to be minimal at best, these impacts are important to consider.

ED_004607_00002332-00046

B. If the Point of Obligation is Changed, Parties Would be Expected To Reposition Themselves to Avoid RFS Obligations

One of the desired outcomes of changing the point of obligation in the RFS program expressed by the petitioners is to shift the obligation to renewable fuel blenders or position holders that have access to RINs through the blending of renewable fuels. While assessing these petitions EPA received letters from a number of independent fuel marketers and parties that owned a large number of retail fueling stations.[109] These parties are generally not currently obligated parties (because they do not typically refine gasoline or diesel fuel, however on occasion some import gasoline and/or diesel fuel), but would likely become obligated parties if EPA changed the point of obligation as requested by the petitioners as they blend renewable fuels and/or are position holders at terminals. In addition to questioning many of the benefits of changing the point of obligation claimed by the petitioners, these parties stated that if EPA changed the point of obligation they would likely adjust their business practices in an effort to avoid becoming obligated parties, either by purchasing fuels already blended with transportation fuel and/or purchasing fuel below the rack.[110]

In their letters to EPA, these parties acknowledged that by moving below the rack they may give up a number of advantages that contribute to their profitability, such as the ability to purchase fuel in bulk at a slight discount, the ability to better control their fuel supply, and advantages related to the collection of taxes. Nevertheless, these parties stated that the costs associated with becoming obligated parties, primarily the costs associated with developing expertise necessary to manage their new RFS obligations and the documentation requirements, may very well outweigh any benefits currently experienced in their position as renewable fuel blenders and/or position holders. In their arguments these parties referenced their experience with California's LCFS program, which allows compliance obligations to be passed on to the position holders. They stated that this has resulted in less competitive markets at the rack, as many parties sought to purchase fuel below the rack, rather than above the rack, to avoid LCFS obligations. They claimed that this would be especially true for the many small entities currently engaged in the gasoline and diesel fuel spot markets. EPA primarily spoke to larger businesses that are currently blenders of renewable fuels and/or position holders, however any overhead costs associated with being an obligated party would likely be proportionally more significant for small businesses.

If parties that would become obligated parties for the first time if EPA were to change the point of obligation as requested by the petitioners react as they have claimed in discussions with EPA, by adjusting their business practices to avoid becoming obligated parties under the new definition, this would significantly impact the expected results of such a change. Some of the concerns raised by EPA, such as the large number of new parties that would become obligated parties under the new definition and the relatively small nature of these parties, would be mitigated, as these parties likely would adjust their businesses to avoid becoming obligated parties under the new definition. However, many of the benefits the petitioners claim would

---

[109] See Letter from Tim Columbus to Administrator McCarthy, August 15, 2016; Letter from RaceTrac to Administrator McCarthy, August 17, 2016; Letter from QuikTrip to Administrator McCarthy, August 17, 2016; Letter from Pilot Flying J to Administrator McCarthy, August 16, 2016.
[110] Ibid.

result from changing the point of obligation would also be significantly reduced. These benefits are dependent on the change in the definition of obligated parties reallocating the RFS obligation among the various participants in the fuels marketplace.

While it is uncertain which parties would ultimately have increased obligations if EPA were to change the point of obligation as requested by the petitioners, it is possible that as independent fuel marketers and retail station owners exit their current market positions as renewable fuel blenders and position holders, the current obligated parties (the refiners and importers of gasoline and diesel fuel), would take up these positions in an effort to find consumers for the fuel they produce and import. If this were to happen, the end result of this significant market restructuring would be that the RFS obligations would not substantially change from what they are under the current definition of obligated parties. Refiners and importers would likely take on terminal positions and the role of blending renewable fuels abandoned by the parties who currently satisfy these roles in the market. Ultimately we believe that the RFS obligations may not be substantially different in this scenario than they are today, and if this were the case the benefits claimed by the petitioners would not be realized. During the time period when EPA went through the rulemaking process to change the point of obligation, however, and as the fuels marketplace adjusted to the realities of the change in the point of obligation there would be significant market uncertainty and potential turmoil. To the degree that EPA invests significant agency resources to enable the change in the point of obligation and fuels industry participants withhold significant investment decisions until EPA's final decision and the fallout from the decision are known, this could have a significant negative impact on achieving the goals of the RFS program.

While changing the point of obligation in the RFS program would be unlikely to better achieve the goals of the RFS program, especially if many of the fuel blenders, independent marketers, and retail station owners change their business practices to avoid becoming obligated parties, these changes could have broader negative impacts in the fuels marketplace. If the independent marketers and retail station owners cease to be position holders, we believe the market positions they vacate are likely to be taken up by existing refiners. This could start to reverse the fuel industry's transition over the last decade to move away from the integrated model in which refiners disinvested from downstream infrastructure at wholesale and retail. The integrated model has previously caused concerns regarding price impacts and manipulation in the market. We believe that changing the point of obligation could provide an incentive for a shift in control to a relatively few large parties upstream and remove choices and flexibilities that downstream businesses have negotiated over the years in order to hold a position in what is currently a highly competitive fuels market. Changing the point of obligation as requested by the petitioners could result in greater market concentration in certain markets. For example, if independent marketers and retailers give up their positions at terminals in an effort to avoid becoming obligated parties it is possible that some terminals could become dominated by a small number of refiners, or in an extreme situation a single refiner. This reduction in competition could result in higher fuel prices for the retail stations that purchase fuel from these terminals, and ultimately for their consumers. The absence of independent marketer and retail station owners at terminals may also negatively impact the ability for retail station owners to purchase fuel on the spot market, instead forcing them to rely on longer term contracts with refiners to a greater degree. This would further limit the retailers' options to purchase the lowest cost fuel. These are just examples of the negative

impacts that could result from broader market restructuring if EPA were to change the point of obligation of the RFS program as requested by the petitioners.

VI. Conclusion

Congress authorized EPA to require "refiners, importers, and blenders, as appropriate" to be obligated parties in the RFS program.[111] After reviewing the petitions EPA has received requesting changes to the point of obligation in the RFS program, assessing the relevant data available to EPA, and speaking with numerous other parties that would likely be impacted by the requested change, EPA does not believe there is a sufficient basis to support changing the point of obligation at this time. We believe that the parties requesting this change significantly underestimate the scope and impacts of the changes that would result from the number and nature of additional parties that would become obligated parties if the point of obligation were changed. Most importantly, we do not believe the petitioners have presented sufficient evidence that the changes they have requested would result in additional production, distribution, and use of renewable fuels as transportation fuel in the United States. If anything we believe it could negatively impact renewable fuel volumes, especially during the substantial transition that would be required. EPA has evaluated the functionality of the RIN market and believes that the RIN program provides a generally efficient and equitable means for all obligated parties to meet their compliance obligations, and that the shortfalls in renewable fuels to date are attributable to broader market forces that would be unaffected by merely changing the point of obligation. Finally, we believe that it is likely that if the changes requested by the petitioners were made, many of the parties that would become obligated parties as a result of the change in the definition of obligated parties would reposition themselves in an effort to avoid or minimize their obligations under the RFS program. Such market repositioning would likely minimize any long term impacts of the proposed change on the production, distribution, and use of renewable fuel, but may also have far-reaching negative consequences across the fuels marketplace, and increase fuel prices for consumers. In these circumstances, EPA believes the point of obligation should be retained to promote stability and regulatory certainty, and because the program is more likely to succeed with the current set of obligated parties.

Nevertheless, we remain committed to the long term success of the RFS program. To this end, we desire to give full consideration to regulatory changes that may enhance the ability for the RFS program to achieve the goals of greater production, distribution, and use of renewable fuels as transportation fuel in the United States. We are therefore opening a docket to formally receive comments on the petitions submitted to EPA to change the point of obligation in the RFS program from the refiners and importers of gasoline and diesel fuel to other parties, such as blenders or position holders of these fuels. This docket will remain open for 60 days. Following the close of the comment period, EPA will review the comments we have received and determine whether or not to proceed with a proposed rule to change the point of obligation in the RFS program. EPA specifically requests comments that address whether or not changing the point of obligation in the RFS program would be likely to significantly increase the production, distribution, and use of renewable fuels as transportation fuel in the United States, as well as any data that can substantiate such claims. We also seek comment on any of the issues discussed

[111] CAA Section 211(o)(3)(B)(ii)(I).

ED_004607_00002332-00049

here, including EPA's authority to place the point of obligation on distributors and position holders; the significance of limiting the number and nature of obligated parties; the number of parties that are currently blenders or position holders; the extent to which blenders and position holders may be small businesses for whom designation as an obligated party would be particularly burdensome; whether it is likely that renewable fuel blenders and/or position holders would reposition themselves in the market to avoid RFS obligations and the likely impact of such repositioning; the significance of transitional issues and potential regulatory uncertainty that would result from changing the point of obligation; and the extent to which a change in the point of obligation could lead to unintended market changes or consequences.

ED_004607_00002332-00050

Message

From: Valentine.Julia@epa.gov [Valentine.Julia@epa.gov]
Sent: 3/2/2017 10:53:23 PM
To: Brittain, Amy [Amy.Brittain@washpost.com]
CC: Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Press [Press@epa.gov]
Subject: Re: WaPo questions concerning Pruitt's ethics disclosures

We've got your request, Amy, thanks.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 2, 2017, at 5:07 PM, Brittain, Amy <Amy.Brittain@washpost.com> wrote:

Hi Doug and John,

I'm a Washington Post reporter looking over Cabinet-level ethics disclosure forms. I have a few questions about Pruitt's form. I'm hoping someone could respond to me by the end of business tomorrow with answers to these questions:

- In Pruitt's liabilities section of his ethics form, he lists his mortgage for his personal residence at a 3.885 interest rate for a 10-year term. Mortgage filings from Tulsa County (that Pruitt and his wife signed in Jan. 2012) show that the mortgage term is actually for 30 years, with a 10-year ARM. I just wanted to check what the correct term is. Also, given the amount of the loan and his AG salary of $132,000, how he is able to cover the loan each month? Seems like a large debt-to-income ratio…

- Also, when it comes to the Oklahoma RedHawks AAA baseball team, stories from the time say he purchased a 25% stake in the team, which was bought for roughly $6.8 million in cash. Where did that $1.7 million come from? Likewise, when they sold the team for much more in 2010, his state-level disclosures don't seem to show the amount he might have been entitled to. Can you provide information about how much money he received from the sale of the team?

Thank you for your assistance with this request.

Best,
Amy

Amy Brittain
Reporter
The Washington Post
Work: 202-334-9559
Cell: Ex. 6 Personal Privacy (PP)
E-mail: amy.brittain@washpost.com

Message

From: Valentine.Julia@epa.gov [Valentine.Julia@epa.gov]
Sent: 2/8/2017 10:37:26 PM
To: Nick Visser [nick.visser@huffingtonpost.com]
Subject: Re: HuffPost inquiry // closure of OECA

Hi Nick,

This statement is attributable to the agency or an agency spokesperson.

EPA does not have a confirmed Administrator and we cannot speculate on future plans for the agency.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Feb 8, 2017, at 5:30 PM, Nick Visser <nick.visser@huffingtonpost.com> wrote:

Hi there,

I'm working on a story about a report that says the Trump administration is considering closing the EPA's OECA -- I wanted to see if anyone at the EPA had a comment or statement about the validity of the claim. If so, please let me know -- thank you.

--
Nick Visser
Reporter, The Huffington Post
US: +1 630.445.1117 | Aus: +61 451.311.343
50 Bridge St., Level 1, Sydney NSW 2000

Message

From: Valentine.Julia@epa.gov [Valentine.Julia@epa.gov]
Sent: 1/18/2017 7:01:19 PM
To: aguillen@politico.com
Subject: Hi Alex, Nick told me you asked about who is the acting administrator

Catherine McCabe will serve as Acting Administrator beginning January 20, 2017. She is currently EPA Region 2 Deputy Administrator.

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

Message

From: Patterson Clark [pclark@politico.com]
Sent: 2/1/2017 8:25:46 PM
To: Press [Press@epa.gov]
CC: Lynn, Tricia [lynn.tricia@epa.gov]
Subject: Re: EPA responding to your request about WIFIA

Thank you for taking the time to respond to my questions.

This is a big help.

Patterson

From: Press <Press@epa.gov>
Date: Wednesday, February 1, 2017 at 3:21 PM
To: Patterson Clark <pclark@politico.com>
Cc: "Lynn, Tricia" <lynn.tricia@epa.gov>
Subject: EPA responding to your request about WIFIA

Hi Patterson,

Here are the responses you requested about WIFIA.

We apologize for the delay.

Underscoring what Tricia Lynn pointed out: WIFIA is a loan program, not a grant program. WIFIA loans must be paid back

Thanks and let Tricia know if you have any questions.

Office of Public Affairs
US EPA Headquarters
Washington, DC

QUESTION:

1. Are new loans from the WIFIA program currently being affected by the new administration's freeze. (As a point of clarification, note that WIFIA is a loan program, not a grant program. WIFIA loans must be paid back.)
2. Have any WIFIA loans already been made? If so, for how much and where?

ANSWERS:

The Water Infrastructure and Finance Innovation Act (WIFIA) program accelerates investment in our nation's water infrastructure by providing long-term, low-cost loans to projects of national and regional significance. WIFIA works separately from, but in coordination with, the State Revolving Fund (SRF) programs to provide subsidized financing for large dollar-value projects. Because of its low cost and structuring flexibilities, WIFIA has the potential to attract private investment and help communities address the need for increased finance of water infrastructure. EPA estimates that through WIFIA, each dollar in federal funds can stimulate approximately $100 in total infrastructure spending. The WIFIA program was established by the Water Infrastructure Finance and Innovation Act of 2014. EPA announced the availability of funds in January 2017. For additional information visit www.epa.gov/wifia

1. **Are new loans from the WIFIA program currently being affected by the new administration's freeze?**

The WIFIA program is not affected by the current freeze. We will continue to accept letters of interest based on the Notice of Funding Availability published on January 10, 2017.

2. **Have any WIFIA loans already been made? If so, for how much and where?**

EPA has not yet issued any WIFIA loans. Until April 10, 2017, EPA is soliciting letters of interest from prospective borrowers seeking credit assistance for the WIFIA program's initial round of loans.

Message

From: Anthony Adragna [aadragna@politico.com]
Sent: 3/12/2017 2:25:53 PM
To: Press [Press@epa.gov]
Subject: Confirming Gunasekara Hire

Hey there—

Hoping to confirm this article (https://www.bna.com/senate-aide-named-n57982085074/) is correct that Mandy Gunasekara has been hired as a senior policy adviser. Thanks very much.

--

Anthony Adragna
Energy Reporter
POLITICO
Cell: Ex. 6 Personal Privacy (PP)
Desk: 703-647-8563
aadragna@politico.com
@AnthonyAdragna

Message

From: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Sent: 3/11/2017 9:16:33 PM
To: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: seeking comment about the administrator's office line

Thanks, Nancy sent me something to that effect but did not give the time period, so that clarifies things. Thanks, again.

On Mar 11, 2017, at 4:14 PM, Milbourn, Cathy <Milbourn.Cathy@epa.gov> wrote:

Hi Juliet,

If you have not yet received this statement, please attribute to an agency spokesperson:

"As of last night, EPA headquarters has logged about 300 calls and voicemails."

Sent from my iPhone
Cathy Milbourn
Office of Media Relations
202-564-7849
Ex. 6 Personal Privacy (PP)

On Mar 11, 2017, at 8:56 AM, Eilperin, Juliet <Juliet.Eilperin@washpost.com> wrote:

Checking once more on this request. Please see below. Thanks.

From: Eilperin, Juliet
Sent: Saturday, March 11, 2017 8:55 AM
To: Julia P. Valentine (Valentine.Julia@epa.gov) <Valentine.Julia@epa.gov>
Subject: seeking comment about the administrator's office line

Dear Julia,
I posted a story last night about the calls pouring into EPA, and had emailed the main press account for comment. I did not get a reply, but now that the line has been disconnected, I thought it was worth asking for comment once more. Is it possible to get any comment at all, or should I say EPA declined to comment?
Thanks, Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
(O) 202-334-7774
(C Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Sent: 3/11/2017 6:11:23 PM
To: Press [Press@epa.gov]
Subject: Washington Post, trying once more for a comment about the administrator's office line

To whom it may concern,
I understand you've provided a number on how many calls have come into the administrator's line, but I have not gotten that yet. Can you please provide it as soon as possible? We need to turn around the piece for print, and I would like to have EPA's input in the story.
Thanks, Juliet

From: Eilperin, Juliet
Sent: Saturday, March 11, 2017 8:57 AM
To: 'press@epa.gov' <press@epa.gov>
Subject: FW: seeking comment about the administrator's office line

Checking once more on this request. Please see below. Thanks.

From: Eilperin, Juliet
Sent: Saturday, March 11, 2017 8:55 AM
To: Julia P. Valentine (Valentine.Julia@epa.gov) <Valentine.Julia@epa.gov>
Subject: seeking comment about the administrator's office line

Dear Julia,
I posted a story last night about the calls pouring into EPA, and had emailed the main press account for comment. I did not get a reply, but now that the line has been disconnected, I thought it was worth asking for comment once more. Is it possible to get any comment at all, or should I say EPA declined to comment?
Thanks, Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
(O) 202-334-7774
(C) Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Sent: 3/10/2017 9:29:56 PM
To: Press [Press@epa.gov]
Subject: Washington Post request

To whom it may concern,
I understand an unusually high number of calls have been coming into the administrator's office today—can I find out how many have come in, and are they all related to the issue of climate change?
Thanks, all my contact information is below.
Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
(O) 202-334-7774
(C) Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 3/10/2017 8:42:19 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
CC: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: U.S. Greenhouse Gas Inventory

Hi Niina,

Appreciate your patience on this. Please attribute to an agency spokesperson.

The Inventory of U.S. Greenhouse Gas Emissions and Sinks (Inventory) is a document prepared annually by EPA (since the early '90s) that estimates total national greenhouse gas emissions across all sectors of the economy--it does not collect information from individual facilities. EPA prepares the Inventory on behalf of the U.S. Government, as a formal U.S. submission to the United Nations Framework Convention on Climate Change (UNFCCC). In preparing the Inventory each year, EPA makes the draft report available to stakeholders for review, but there are no regulatory requirements associated with it.

EPA also collects greenhouse gas data from the largest greenhouse gas emitting facilities in the United States through the Greenhouse Gas Reporting Program (GHGRP), which was mandated by Congress in 2008.

To learn more about these two complementary datasets, please see: https://www.epa.gov/ghgreporting/greenhouse-gas-reporting-program-and-us-inventory-greenhouse-gas-emissions-and-sinks

Thanks,

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Tuesday, March 07, 2017 3:07 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: U.S. Greenhouse Gas Inventory

Yes please!

Sent from my iPhone

On Mar 7, 2017, at 2:43 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

> Hi Niina, I'm sorry we weren't able to make your deadline. Do you still need this, if we can get it for you?
>
> Christie
>
> **Christie St. Clair**
> Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 1:40 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: U.S. Greenhouse Gas Inventory

That's a good question.

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, March 06, 2017 1:39 PM
To: Niina Heikkinen
Subject: RE: U.S. Greenhouse Gas Inventory

Gotcha. I wonder if the food waste programs are in this category as well, even though they are in OLEM.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 1:37 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: U.S. Greenhouse Gas Inventory

Yep. I'm mainly using this as a double check on what programs are voluntary climate partnership programs. Here is how I came to U.S. GHG inventory.

1. https://www.epa.gov/clean-air-act-overview/progress-cleaning-air-voluntary-partnership-program-accomplishments
   then I clicked on the climate protection partnership programs
2. https://www.epa.gov/climatechange/what-epa-doing-about-climate-change
   which leads me to the U.S. greenhouse gas inventory.

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, March 06, 2017 1:33 PM
To: Niina Heikkinen
Subject: RE: U.S. Greenhouse Gas Inventory

Okay. If we don't meet your deadline, will you still want the info?

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 1:23 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: U.S. Greenhouse Gas Inventory

If you can find out by the end of the day today that would be great, but noon tomorrow is the actual deadline.

Niina

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Monday, March 06, 2017 1:21 PM
To: Niina Heikkinen
Cc: Jones, Enesta; Valentine, Julia
Subject: RE: U.S. Greenhouse Gas Inventory

Hi Niina,

What is your deadline?

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Valentine, Julia
Sent: Monday, March 06, 2017 12:52 PM
To: Niina Heikkinen <nheikkinen@eenews.net>
Cc: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: U.S. Greenhouse Gas Inventory

Hi Niina,

Christie St. Clair, copied here, will check on that for you.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP) m/txt

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, March 06, 2017 12:28 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: U.S. Greenhouse Gas Inventory

Hi Julia,

I had a quick question for you. Is participation in the U.S. greenhouse gas inventory voluntary on the part of fossil fuel companies or is it mandated?

Thanks very much!

Niina

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP) (c)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Alexander Kaufman [alexander.kaufman@huffingtonpost.com]
Sent: 3/10/2017 7:06:45 PM
To: Press [Press@epa.gov]
Subject: EPA response to GOP congresswoman's criticism?

Hello,

I'm working on a quick writeup of Congresswoman Ros-Lehtinen's criticism of Administrator Pruitt's comments on CO2 and climate change: http://ros-lehtinen.house.gov/press-release/ros-lehtinen-responds-epa-administrator%E2%80%99s-comments-climate-change

Does the agency have a response?

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post
917-725-0203
@AlexCKaufman

Message

From: Alexander Kaufman [alexander.kaufman@huffingtonpost.com]
Sent: 3/10/2017 3:29:48 PM
To: Press [Press@epa.gov]
Subject: Fwd: Huffington Post questions about Energy Star

Forwarding to this line, per Robert's away email.

---------- Forwarded message ----------
From: **Alexander Kaufman** <alexander.kaufman@huffingtonpost.com>
Date: Fri, Mar 10, 2017 at 10:29 AM
Subject: Huffington Post questions about Energy Star
To: "StClair, Christie" <stclair.christie@epa.gov>, daguillard.robert@epa.gov

Good morning,

I'm working on a story, probably coming out later today, on how multiple industries -- including real estate, building, engineering, building management and more -- depend on the Energy Star program that is reportedly on the chopping block.

I was hoping to confirm a few things:

1. Can you confirm that the program was flagged for phase out under the budget proposed by the administration?

2. The EPA funded the program last year to the tune of $50 million, with another $7 million coming from DOE, correct?

3. What private services would the EPA point to as possible alternatives or as models for how the program could function as a privatized institution?

Thank you!

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post
917-725-0203
@AlexCKaufman

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post
917-725-0203

@AlexCKaufman

Message

From: Alemany, Jacqueline [AlemanyJ@cbsnews.com]
Sent: 3/10/2017 2:27:20 AM
To: Press [Press@epa.gov]
CC: Atkinson, Grace Lamb [AtkinsonG@cbsnews.com]
Subject: Statement?

Hi there:

Jackie from CBS News here - were reaching out for a statement on Administrator Pruitt's comments this morning that CO2 does not contribute to global warming, which is at odds with research conducted by other federal agencies -- does he stand by his comments?

Thanks very much for your time and help,

Jackie Alemany
CBS News White House Reporter
Ex. 6 Personal Privacy (PP)

Message

From: Atkinson, Grace Lamb [AtkinsonG@cbsnews.com]
Sent: 3/10/2017 2:05:08 AM
To: Press [Press@epa.gov]
CC: Van Dercook, Becky [VanDercookB@cbsnews.com]
Subject: CBS News Request

Hi,
This is Grace at CBS News. We are doing a story on the EPA and were hoping to do a liveshot outside one of your buildings tomorrow morning. We will probably just use the public sidewalk but wanted to give you a heads up and check if we'd be able to park or film closer to one of the buildings.
Apologies for the lateness of the request.
Thanks so much
Grace Lamb-Atkinson
Ex. 6 Personal Privacy (PP)

Message

From: Mooney, Chris [Chris.Mooney@washpost.com]
Sent: 3/9/2017 9:56:54 PM
To: Press [Press@epa.gov]
CC: Dennis, Brady [Brady.Dennis@washpost.com]
Subject: two quick things

Hi this is Chris Mooney with the Post,
We're finalizing our story about admin. Pruitt's comments today on co2. 2 quick things:

1) Do you have a copy of his remarks at CERAweek?
2) Do you have any further comment on or clarification of the remarks about human causation of climate change on CNBC?

thanks

Chris Mooney

Chris Mooney
The Washington Post
@chriscmooney
Chris.mooney@washpost.com
Ex. 6 Personal Privacy (PP)

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 3/9/2017 8:47:29 PM
To: Konkus, John [konkus.john@epa.gov]; Mike Lee [mlee@eenews.net]
CC: Press [Press@epa.gov]
Subject: RE: E&E News/ statement?

Hi Mike,

Please attribute the following to an agency spokesperson. If you need a name, you can use Julia Valentine.

"Administrator Pruitt has said repeatedly and consistently that he believes the climate is warming and that it is in part due to human activity. Many questions remain however that should be debated: how much is the climate changing, to what extent is human activity involved, and what to do about it?"

Thanks,
Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Konkus, John
Sent: Thursday, March 09, 2017 3:35 PM
To: Mike Lee <mlee@eenews.net>
Cc: StClair, Christie <StClair.Christie@epa.gov>; Press <Press@epa.gov>
Subject: Re: E&E News/ statement?

Christine please send Mike the statement. Thank you.

On Mar 9, 2017, at 2:23 PM, Mike Lee <mlee@eenews.net> wrote:

> Hey, John:
> Good talking to you this afternoon. Do you have that statement you mentioned clarifying Admin. Pruitt's remarks to CNBC?
>
> Thanks,
>
> Mike Lee
> E&E News Dallas-Fort Worth reporter
> mlee@eenews.net
> 817-832-9514
> @mikeleefw
>
> **E&E NEWS**
> 122 C Street NW 7th Floor Washington, DC 20001
> www.eenews.net | @EENewsUpdates

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 3/9/2017 7:03:11 PM
To: Stromberg, Stephen [Stephen.Stromberg@washpost.com]
CC: Valentine, Julia [Valentine.Julia@epa.gov]; Press [Press@epa.gov]
Subject: RE: From WashPost

Hi Stephen,

Please attribute the following to an agency spokesperson. If you need a name, you can use Julia Valentine.

"Administrator Pruitt has said repeatedly and consistently that he believes the climate is warming and that it is in part due to human activity. Many questions remain however that should be debated: how much is the climate changing, to what extent is human activity involved, and what to do about it?"

Thanks,
Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Stromberg, Stephen [mailto:Stephen.Stromberg@washpost.com]
Sent: Thursday, March 09, 2017 11:31 AM
To: Press <Press@epa.gov>
Subject: From WashPost

Hi Folks --

I'm seeking comment on Administrator Pruitt's statement on climate science this morning, which contradicted the conclusions of a variety of experts, including within the EPA and at sister agencies such as NASA and NOAA. What evidence/reason does he have to support his audacious claim that CO2 isn't "a primary contributor to the global warming we see"? At this point, would it be unfair to call him a "denier"? If so, why?

I'm writing on this today, and quickly.

Thanks in advance.

All Best,
Steve

Stephen Stromberg
Editorial Writer
The Washington Post

Office: 202.334.6370
Cell: Ex. 6 Personal Privacy (PP)

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 3/8/2017 9:49:13 PM
To: Press [Press@epa.gov]
Subject: Infrastructure meeting

Hi folks-

Do you folks have a readout on Pruitt's behalf of the infrastructure meeting at the White House?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/8/2017 7:02:48 PM
To: Hannah Hess [hhess@eenews.net]
CC: Grantham, Nancy [Grantham.Nancy@epa.gov]
Subject: Re: Cancellation of methane requests

Hi Hannah,

Nancy Grantham, copied here, is your contact.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 8, 2017, at 1:52 PM, Hannah Hess <hhess@eenews.net> wrote:

Good afternoon,
I'm writing about a letter from Reps. Raul Grijalva and Lowenthal asking Administrator Pruitt to reissue EPA's information request to the oil and gas industry. They called it "irresponsible and counterproductive." Does EPA have a response?

Also, I'm wondering if EPA intends to comply with a FOIA request from Natural Resources Defense Council and Environmental Defense Fund for all records related to the request. The request seems to imply they think the decision was influenced by GOP attorneys general from 11 states.

I'm on a 3:15pm deadline.

Thank you!

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Catherine Boudreau [cboudreau@politico.com]
Sent: 3/8/2017 6:39:24 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]
CC: Press [Press@epa.gov]
Subject: Petition requesting EPA overhaul CAFO regs -- 6 pm deadline

Hey Julia & Eric,

I cover food and agriculture policy at Politico, and was hoping the EPA could respond to some of the issues raised by a petition groups like Food and Water Watch, Des Moines Water Works and the Johns Hopkins Center for a Livable Future filed today. It can be found here:
https://www.foodandwaterwatch.org/sites/default/files/citizens_cafo_cwa_petition.pdf

1) The petition states that the EPA isn't fulfilling its obligation under the Clean Water Act to "restore and maintain the chemical, physical and biological integrity of the Nation's waters" by eliminating pollution discharges into navigable waters when it comes to concentrating animal feeding operations, or CAFOs. The groups are requesting that the agency overhaul its CAFO permitting system so it requires stricter standards and enforcement of those standards.

2) The petition states that current regulations: "fail to require water monitoring, do not prohibit practices known to harm water quality, generally ignore numerous pollutants of concern, place critical decisions about waste management in the hands of state agencies, and exempt most chronic CAFO discharges from permit requirements through an unreasonably broad reading of the agricultural stormwater exemption.

    a. Can you respond to this statement?
    b. Also, can you provide numbers on how many CAFOs there are in the U.S., how many have obtained permits under CWA, and how many have been exempted under this stormwater exemption?

3) The petitioners are requesting that EPA revise the Effluent Limitation Guidelines so they establish pollution control levels for additional CAFO pollutants of concern – such as nitrogen, phosphorus, antimicrobials and hormones.

Thanks for your help! My deadline is 6 p.m. today.

Catherine Boudreau
Reporter
POLITICO*Pro*
cboudreau@politico.com
@ceboudreau

(o): 703-341-4693
(m): Ex. 6 Personal Privacy (PP)

Want to get "Morning Ag" and/or "Morning Trade" in your inbox every day? Read the latest editions and sign up here: http://www.politico.com/tipsheets/morning-agriculture and/or http://www.politico.com/tipsheets/morning-trade.

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/8/2017 5:29:50 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
CC: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
Subject: Re: follow up on Pruitt cancelling ICR on methane

Hi Niina,

Cathy Milbourn is your contact on this one. I've copied her above.

Thanks!

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 8, 2017, at 11:26 AM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

Hi Julia,

I'm following up about Administrator Pruitt canceling the information collection request on methane emissions for the oil and gas industry. To many people this looks like he will stop the process of regulating methane emissions entirely. Can you comment on whether that is his intention? And if so, is that legal to do under the Clean Air Act?

My deadline today is 4 pm Eastern.

Thanks as always for your help.

Sincerely,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
Sent: 3/8/2017 2:20:01 PM
To: dkahn@eenews.net
CC: Zito, Kelly [ZITO.KELLY@EPA.GOV]; Keener, Bill [Keener.Bill@epa.gov]; Press [Press@epa.gov]
Subject: question on potential waiver action

Hi Debra,

We don't have any information to offer at this time.

If you need to attribute this to someone, please attribute to an EPA spokesperson.

Thank you,

Cathy

From: Debra Kahn [mailto:dkahn@eenews.net]
Sent: Tuesday, March 07, 2017 4:15 PM
To: Zito, Kelly <ZITO.KELLY@EPA.GOV>
Cc: Keener, Bill <Keener.Bill@epa.gov>
Subject: Reporter with question on potential waiver action

Hi Kelly and Bill,

I'm a reporter with E&E News, writing for tomorrow on reports that Administrator Pruitt may issue an executive order regarding California's Clean Air Act waiver for vehicular tailpipe emissions standards. I was just wondering if you could provide any information on that?

Thank you,
Debra

Debra Kahn
E&E News reporter
dkahn@eenews.net
Ex. 6 Personal Privacy (PP)
@debra_kahn

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Catherine C. Milbourn
Office of Media Relations
Office of the Administrator
U.S. EPA HQ
202-564-7849 (office)
Ex. 6 Personal Privacy (PP)
Milbourn.cathy@epa.gov

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/7/2017 9:14:42 PM
To: Emily Holden [eholden@eenews.net]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Research Triangle work?

Hi Emily,
Julia Valentine, copied here, will be in touch with you directly now that we know more about your request.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Emily Holden [mailto:eholden@eenews.net]
Sent: Tuesday, March 07, 2017 4:06 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>; Davis, Alison <Davis.Alison@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Research Triangle work?

We're mainly looking to describe what kind of work EPA does at RTP. What departments are there? What kind of projects/research have come from that office? How many people work there? Is there a specific line item in the budget for that office or does it spend from various programs? I do not have a hard deadline right now, although I'd like to write something by the end of next week. I would consider visiting if that's a possibility.

With more attention lately on the specifics of what EPA does, we're just looking to write some explainer stories.

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Tuesday, March 07, 2017 3:53 PM
To: Davis, Alison <Davis.Alison@epa.gov>
Cc: Emily Holden <eholden@eenews.net>; Press <Press@epa.gov>
Subject: Re: Research Triangle work?

Thanks Alison.

Hi Emily, I cover OAQPS, the office where my colleague, Alison, resides.

It would be most helpful if you could send along more information about your story, specific questions and hard deadline.

Happy to help.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cel Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 7, 2017, at 3:51 PM, Davis, Alison <Davis.Alison@epa.gov> wrote:

> Hi Emily,
>
> Please contact the EPA press office for assistance with your story. Press officer Enesta Jones copied here.
>
> Thanks.
> - Alison
>
> ---
> Alison Davis
> US EPA, Office of Air Quality Planning & Standards
> Research Triangle Park, NC 27711
> Desk: 919-541-7587
>
> ---
>
> **From:** Emily Holden [mailto:eholden@eenews.net]
> **Sent:** Tuesday, March 07, 2017 3:03 PM
> **To:** Davis, Alison <Davis.Alison@epa.gov>
> **Subject:** Research Triangle work?
>
> Hi Alison,
> We're working on a series of stories explaining more specifically the work of different parts of EPA. I'd like to focus one story on science and other work coming out of Research Triangle, and several people told me you should be the first person I call.
> Perhaps you can direct me toward particular efforts out of your office that I should be aware of? I don't need any quotes or specific information from you. I understand if you need to run this by folks.
> Thanks,
> Emily
>
> **Emily Holden**

Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/7/2017 8:47:51 PM
To: Anthony Adragna [aadragna@politico.com]
CC: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
Subject: RE: Details on NAM Remarks

Hi Anthony,

Cathy Milbourn, copied here, is your contact.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Anthony Adragna [mailto:aadragna@politico.com]
Sent: Tuesday, March 07, 2017 3:46 PM
To: Press <Press@epa.gov>
Subject: Details on NAM Remarks

Hey there,

I was hoping the agency can share some more information about Administrator Pruitt's appearance at NAM. Was that appearance today and what was his message?

Thanks,
--
Anthony Adragna
Energy Reporter
POLITICO
Cell: Ex. 6 Personal Privacy (PP)
Desk: 703-647-8563
aadragna@politico.com
@AnthonyAdragna

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/7/2017 8:45:38 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Samantha Dravis question

Hi Julia, wanted to check in again before it gets too close to COB, thanks

---

From: Alex Guillen
Sent: Tuesday, March 07, 2017 12:11 PM
To: 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: RE: Samantha Dravis question

Thanks so much, I appreciate it.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Tuesday, March 07, 2017 12:01 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Samantha Dravis question

I'll check, Alex

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 7, 2017, at 11:57 AM, Alex Guillen <aguillen@politico.com> wrote:

Hi all,

I see Samantha Dravis is now listed in EPA's directory. Has she officially started as head of the Office of Policy? Have any other political appointees been brought in since Pruitt's confirmation?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/7/2017 2:27:23 PM
To: Murphy, Zoeann [Zoeann.Murphy@washpost.com]
CC: Grantham, Nancy [Grantham.Nancy@epa.gov]; Press [Press@epa.gov]
Subject: Re: Can you give me a ring?

Hi Zoeann,
Nancy Grantham, copied here, will be your contact going forward.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 7, 2017, at 9:04 AM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

> Yes
>
> Sent from my iPhone
>
> On Mar 7, 2017, at 12:44 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:
>
> > Hi Zoeann,
> > My apologies for the delay. Are you still seeking this info?
> >
> > **Enesta Jones**
> > **U.S. EPA**
> > **Office of Media Relations**
> > **Office: 202.564.7873**
> > **Cell:** Ex. 6 Personal Privacy (PP)
> >
> > **"The root of all joy is gratefulness."**
> >
> > On Feb 16, 2017, at 4:01 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:
> >
> > > Hi Enesta,

No problem.

Thank you,

Zoeann

From: "Jones, Enesta"
Date: Thursday, February 16, 2017 at 3:51 PM
To: Zoeann Murphy
Cc: "Jones, Enesta"
Subject: Re: Can you give me a ring?

Hi Zoeann,
We need a little extra time. I'll be back in touch on Tues., 2/21.

Hope this isn't problematic for you.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 16, 2017, at 12:09 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

> Hi Enesta
>
> SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS.
>
> http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/[usatoday.com]
>
> ---
>
> **From:** "Jones, Enesta"
> **Date:** Thursday, February 16, 2017 at 11:21 AM
> **To:** Zoeann Murphy
> **Cc:** "Jones, Enesta"
> **Subject:** RE: Can you give me a ring?

Hi Zoeann,
If it is found to not be true – the 350 number – would you give us an opportunity to refute it? Also, can you tell me again where you got it?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Murphy, Zoeann [mailto:Zoeann.Murphy@washpost.com]
Sent: Wednesday, February 15, 2017 3:17 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Can you give me a ring?

Hi Enesta,

Ok, I'll give you a call now.

The specific question is: Do you have a list of American cities impacted by high levels that you can give to me?

Thank you,

Zoeann

From: "Jones, Enesta"
Date: Wednesday, February 15, 2017 at 3:15 PM
To: Zoeann Murphy
Subject: Re: Can you give me a ring?

Hi Zoeann,
Feel free to call my cell: Ex. 6 Personal Privacy (PP) and specific questions in writing would be so helpful.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Feb 15, 2017, at 3:14 PM, Murphy, Zoeann <Zoeann.Murphy@washpost.com> wrote:

Hi Enesta,

I've been out on assignment but will give you a call shortly. I've read many different numbers and am not looking for an exact number but more a list of cities and towns that have lead issues. Here's a few article below. Thank you!

"A Reuters examination of lead testing results across the country found almost 3,000 areas with poisoning rates far higher than in the tainted Michigan city." http://www.reuters.com/investigates/special-report/usa-lead-testing/[reuters.com]

SOME 350 WATER SYSTEMS THAT FAILED LEAD TESTS IN RECENT YEARS PROVIDE DRINKING WATER TO SCHOOLS AND CHILD-CARE CENTERS. http://www.usatoday.com/story/news/nation/2016/03/17/drinking-water-lead-schools-day-cares/81220916/[usatoday.com]

From: "Jones, Enesta"
Date: Wednesday, February 15, 2017 at 11:35 AM
To: Zoeann Murphy
Subject: Can you give me a ring?

On my landline or cell. We just spoke yesterday on the piece you are working on RE: "Flint like" cities.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/6/2017 9:40:25 PM
To: Emily Holden [eholden@eenews.net]
Subject: RE: One more question

Emily, on the budget, as I said on the phone, we are not commenting at this early stage in the process.

On your other question, we will check. Thank you!

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Emily Holden [mailto:eholden@eenews.net]
Sent: Monday, March 06, 2017 4:09 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: One more question

Lots of people are asking me if Energy Star's Portfolio Manager is all under the EPA budget. Do you know specifically how it gets money?

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

Message

From: Anthony Adragna [aadragna@politico.com]
Sent: 1/19/2017 7:40:55 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Parting words from administrator?

Awesome, thank you!
--
Anthony Adragna
Energy Reporter
POLITICO
Cell: Ex. 6 Personal Privacy (PP)
Desk: 703-647-8563
aadragna@politico.com
@AnthonyAdragna

From: "Valentine, Julia" <Valentine.Julia@epa.gov>
Date: Thursday, January 19, 2017 at 2:39 PM
To: Anthony Adragna <aadragna@politico.com>
Subject: Re: Parting words from administrator?

Thank you for your support and your unwavering commitment to science and the law.

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/19/2017 5:30:49 PM
To: Kevin Bogardus [kbogardus@eenews.net]
Subject: Re: Acting EPA Administrator?

Hi Kevin,

Associate Deputy Administrator Mike Flynn will become the Acting Deputy Administrator.

Best,
Julia

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Valentine, Julia
Sent: Thursday, January 19, 2017 10:14 AM
To: Kevin Bogardus
Subject: Re: Acting EPA Administrator?

Hi Kevin,

I can confirm that Catherine McCabe will be the Acting Administrator. Correction on her current positions -- that she is currently the Region 2 Deputy Administrator. I will check on the other and get back to you.

Best,
Julia

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus <kbogardus@eenews.net>
Sent: Thursday, January 19, 2017 9:21 AM
To: Valentine, Julia; Press
Subject: Acting EPA Administrator?

Julia,

Hi, it's Kevin Bogardus with E&E News.

I have a few quick questions, which is:

- Starting tomorrow, who will be the acting EPA administrator? And acting EPA deputy administrator?

I have seen reports that Deputy EPA Region 2 Administrator Catherine McCabe will be the acting EPA administrator until President-elect Trump's EPA administrator nominee is confirmed.

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 11/30/2016 6:38:01 PM
To: Conger, Nick [Conger.Nick@epa.gov]
CC: Valentine, Julia [Valentine.Julia@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]; Benenati, Frank [benenati.frank@epa.gov]; Harrison, Melissa [Harrison.Melissa@epa.gov]
Subject: Re: RE: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

No biggie, Nick. Thanks for your attention to this.

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Nov 30, 2016 at 1:11 PM, <Nick Conger> wrote:

That's my fault, I'm sorry Tim. It was an honest oversight. We will have more to come in this space and we'll make sure you engaged early on.

Nick Conger
U.S. Environmental Protection Agency
Office: (202) 564-6287
Cell: Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Wednesday, November 30, 2016 1:02 PM
To: Conger, Nick <Conger.Nick@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>; Benenati, Frank <benenati.frank@epa.gov>; Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: Re: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

Any reason why my colleagues and I weren't invited? Devin Henry and I have been covering this extensively, and Melanie Zanona covers all things transportation and autos.

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Nov 30, 2016 at 12:52 PM, Conger, Nick <Conger.Nick@epa.gov> wrote:

We did a call with a small group of reporters who cover the automotive industry.

Sent from my Windows Phone

From: Timothy Cama
Sent: 11/30/2016 12:48 PM

To: Valentine, Julia; Conger, Nick; StClair, Christie
Subject: Re: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

Was there a conference call with Janet McCabe on this?

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Nov 30, 2016 at 11:32 AM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

Begin forwarded message:

From: "U.S. EPA Media Relations" <noreply-subscriptions@epa.gov>
Date: November 30, 2016 at 11:31:02 AM EST
To: <valentine.julia@epa.gov>
Subject: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

EPA HEADQUARTERS
NEWS RELEASE
WWW.EPA.GOV/NEWSROOM

CONTACTS:
Christie St. Clair
stclair.christie@epa.gov
(202) 564-2880

FOR IMMEDIATE RELEASE
November 30, 2016

Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in Place Through 2025, EPA Administrator Finds

Automakers on track to meet standards at lower than expected cost

WASHINGTON — Based on extensive technical analysis that shows automakers are well positioned to meet greenhouse gas (GHG) emissions standards for model years 2022-2025, U.S. Environmental Protection Agency (EPA) Administrator Gina McCarthy today proposed leaving the standards in place, so the program that was established in 2012 will stay on track to nearly double fuel economy, dramatically cut carbon pollution, maintain regulatory certainty for a global industry, and save American drivers billions of dollars at the pump.

"Given the auto industry's importance to American jobs and communities and the industry's need for certainty well into the future, EPA has reanalyzed these clean car standards and sought further input," said EPA Administrator Gina McCarthy. "It's clear from the extensive technical record that this program will remain affordable and effective. This proposed decision reconfirms our confidence in the auto industry's capacity to drive innovation and strengthen the American economy while saving drivers money at the pump and safeguarding our health, climate and environment."

Today's proposed determination is based on years of technical work, including an exhaustive technical report released earlier this year, and the agency's thorough review and consideration of comments received on that report. This extensive body of analysis shows that manufacturers can meet the standards at similar or even a lower cost than what was anticipated in the 2012 rulemaking, and that the standards will deliver significant fuel savings for American consumers, as well as benefits to public health and welfare from reducing the pollution that contributes to climate change. Full implementation of the standards will cut about 6 billion metric tons of GHG emissions over the lifetimes of the vehicles sold in model years 2012-2025. Cars and light trucks are the largest source of GHG emissions in the U.S. transportation sector.

Although EPA's technical analysis indicates that the standards could be strengthened for model years 2022-2025, proposing to leave the current standards in place provides greater certainty to the auto industry for product planning and engineering. This will enable long-term planning in the auto industry, while also benefiting consumers and the environment.

Today's announcement builds on years of success under EPA's vehicle emission standards. Auto manufacturers are innovating and adopting fuel economy technologies at unprecedented rates. Car makers have developed more technologies to reduce GHG emissions, and these technologies are entering the fleet faster than expected. These technologies include gasoline direct injection, more sophisticated transmissions, and stop-start systems that reduce idling fuel consumption. At the end of 2015, all large automakers were in compliance with the standards. In fact, automakers on average out-performed the model year 2015 standards by seven grams per mile. These gains are happening at a time when the car industry is thriving, and domestic vehicle sales have increased for six consecutive years, while maintaining consumer choice across a full range of vehicle sizes and types.

As part of the rulemaking establishing the model year 2017-2025 light-duty vehicle GHG standards, EPA committed to conduct a Midterm Evaluation of standards for model years 2022-2025. The public comment period for this action begins today and will end on December 30, 2016. After the comment period has ended and consideration of the input, the Administrator will decide whether she has enough information to make a final determination on the model year 2022-2025 standards.

For more information on today's announcement, go to: https://www.epa.gov/regulations-emissions-vehicles-and-engines/midterm-evaluation-light-duty-vehicle-greenhouse-gas-ghg.

To provide comment on today's proposed determination, go to Docket EPA-HQ-OAR-2015-0827 at www.regulations.gov.

R184

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Conger, Nick [Conger.Nick@epa.gov]
Sent: 11/30/2016 6:11:12 PM
To: Timothy Cama [tcama@thehill.com]
CC: Valentine, Julia [Valentine.Julia@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]; Benenati, Frank [benenati.frank@epa.gov]; Harrison, Melissa [Harrison.Melissa@epa.gov]
Subject: RE: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

That's my fault, I'm sorry Tim. It was an honest oversight. We will have more to come in this space and we'll make sure you engaged early on.

Nick Conger
U.S. Environmental Protection Agency
Office: (202) 564-6287
Cell: Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Wednesday, November 30, 2016 1:02 PM
To: Conger, Nick <Conger.Nick@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>; Benenati, Frank <benenati.frank@epa.gov>; Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: Re: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

Any reason why my colleagues and I weren't invited? Devin Henry and I have been covering this extensively, and Melanie Zanona covers all things transportation and autos.

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Nov 30, 2016 at 12:52 PM, Conger, Nick <Conger.Nick@epa.gov> wrote:

We did a call with a small group of reporters who cover the automotive industry.

Sent from my Windows Phone

From: Timothy Cama
Sent: 11/30/2016 12:48 PM
To: Valentine, Julia; Conger, Nick; StClair, Christie
Subject: Re: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

Was there a conference call with Janet McCabe on this?

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Nov 30, 2016 at 11:32 AM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

Begin forwarded message:

From: "U.S. EPA Media Relations" <noreply-subscriptions@epa.gov>
Date: November 30, 2016 at 11:31:02 AM EST
To: <valentine.julia@epa.gov>
Subject: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

EPA HEADQUARTERS
NEWS RELEASE
WWW.EPA.GOV/NEWSROOM

CONTACTS:
Christie St. Clair
stclair.christie@epa.gov
(202) 564-2880

FOR IMMEDIATE RELEASE
November 30, 2016

Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in Place Through 2025, EPA Administrator Finds

Automakers on track to meet standards at lower than expected cost

WASHINGTON — Based on extensive technical analysis that shows automakers are well positioned to meet greenhouse gas (GHG) emissions standards for model years 2022-2025, U.S. Environmental Protection Agency (EPA) Administrator Gina McCarthy today proposed leaving the standards in place, so the program that was established in 2012 will stay on track to nearly double fuel economy, dramatically cut carbon pollution, maintain regulatory certainty for a global industry, and save American drivers billions of dollars at the pump.

"Given the auto industry's importance to American jobs and communities and the industry's need for certainty well into the future, EPA has reanalyzed these clean car standards and sought further input," said EPA Administrator Gina McCarthy. "It's clear from the extensive technical record that this program will remain affordable and effective. This proposed decision reconfirms our confidence in the auto industry's capacity to drive innovation and strengthen the American economy while saving drivers money at the pump and safeguarding our health, climate and environment."

Today's proposed determination is based on years of technical work, including an exhaustive technical report released earlier this year, and the agency's thorough review and consideration of comments received on that report. This extensive body of analysis shows that manufacturers can meet the standards at similar or even a lower cost than what was anticipated in the 2012 rulemaking,

and that the standards will deliver significant fuel savings for American consumers, as well as benefits to public health and welfare from reducing the pollution that contributes to climate change. Full implementation of the standards will cut about 6 billion metric tons of GHG emissions over the lifetimes of the vehicles sold in model years 2012-2025. Cars and light trucks are the largest source of GHG emissions in the U.S. transportation sector.

Although EPA's technical analysis indicates that the standards could be strengthened for model years 2022-2025, proposing to leave the current standards in place provides greater certainty to the auto industry for product planning and engineering. This will enable long-term planning in the auto industry, while also benefiting consumers and the environment.

Today's announcement builds on years of success under EPA's vehicle emission standards. Auto manufacturers are innovating and adopting fuel economy technologies at unprecedented rates. Car makers have developed more technologies to reduce GHG emissions, and these technologies are entering the fleet faster than expected. These technologies include gasoline direct injection, more sophisticated transmissions, and stop-start systems that reduce idling fuel consumption. At the end of 2015, all large automakers were in compliance with the standards. In fact, automakers on average out-performed the model year 2015 standards by seven grams per mile. These gains are happening at a time when the car industry is thriving, and domestic vehicle sales have increased for six consecutive years, while maintaining consumer choice across a full range of vehicle sizes and types.

As part of the rulemaking establishing the model year 2017-2025 light-duty vehicle GHG standards, EPA committed to conduct a Midterm Evaluation of standards for model years 2022-2025. The public comment period for this action begins today and will end on December 30, 2016. After the comment period has ended and consideration of the input, the Administrator will decide whether she has enough information to make a final determination on the model year 2022-2025 standards.

For more information on today's announcement, go to: https://www.epa.gov/regulations-emissions-vehicles-and-engines/midterm-evaluation-light-duty-vehicle-greenhouse-gas-ghg.

To provide comment on today's proposed determination, go to Docket EPA-HQ-OAR-2015-0827 at www.regulations.gov.

R184

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 11/30/2016 6:02:45 PM
To: Timothy Cama [tcama@thehill.com]; Valentine, Julia [Valentine.Julia@epa.gov]; Conger, Nick [Conger.Nick@epa.gov]
Subject: RE: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P
Attachments: PD press script 11-30 clean.docx

Tim, in case it is useful, here is Janet's script from the call.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Wednesday, November 30, 2016 12:48 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Conger, Nick <Conger.Nick@epa.gov>; StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

Was there a conference call with Janet McCabe on this?

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Nov 30, 2016 at 11:32 AM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

Begin forwarded message:

From: "U.S. EPA Media Relations" <noreply-subscriptions@epa.gov>
Date: November 30, 2016 at 11:31:02 AM EST
To: <valentine.julia@epa.gov>
Subject: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

EPA HEADQUARTERS
NEWS RELEASE
WWW.EPA.GOV/NEWSROOM

CONTACTS:
Christie St. Clair
stclair.christie@epa.gov
(202) 564-2880

FOR IMMEDIATE RELEASE
November 30, 2016

Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in Place Through 2025, EPA Administrator Finds

Automakers on track to meet standards at lower than expected cost

WASHINGTON — Based on extensive technical analysis that shows automakers are well positioned to meet greenhouse gas (GHG) emissions standards for model years 2022-2025, U.S. Environmental Protection Agency (EPA) Administrator Gina McCarthy today proposed leaving the standards in place, so the program that was established in 2012 will stay on track to nearly double fuel economy, dramatically cut carbon pollution, maintain regulatory certainty for a global industry, and save American drivers billions of dollars at the pump.

"Given the auto industry's importance to American jobs and communities and the industry's need for certainty well into the future, EPA has reanalyzed these clean car standards and sought further input," said EPA Administrator Gina McCarthy. "It's clear from the extensive technical record that this program will remain affordable and effective. This proposed decision reconfirms our confidence in the auto industry's capacity to drive innovation and strengthen the American economy while saving drivers money at the pump and safeguarding our health, climate and environment."

Today's proposed determination is based on years of technical work, including an exhaustive technical report released earlier this year, and the agency's thorough review and consideration of comments received on that report. This extensive body of analysis shows that manufacturers can meet the standards at similar or even a lower cost than what was anticipated in the 2012 rulemaking, and that the standards will deliver significant fuel savings for American consumers, as well as benefits to public health and welfare from reducing the pollution that contributes to climate change. Full implementation of the standards will cut about 6 billion metric tons of GHG emissions over the lifetimes of the vehicles sold in model years 2012-2025. Cars and light trucks are the largest source of GHG emissions in the U.S. transportation sector.

Although EPA's technical analysis indicates that the standards could be strengthened for model years 2022-2025, proposing to leave the current standards in place provides greater certainty to the auto industry for product planning and engineering. This will enable long-term planning in the auto industry, while also benefiting consumers and the environment.

Today's announcement builds on years of success under EPA's vehicle emission standards. Auto manufacturers are innovating and adopting fuel economy technologies at unprecedented rates. Car makers have developed more technologies to reduce GHG emissions, and these technologies are entering the fleet faster than expected. These technologies include gasoline direct injection, more sophisticated transmissions, and stop-start systems that reduce idling fuel consumption. At the end of 2015, all large automakers were in compliance with the standards. In fact, automakers on average out-performed the model year 2015 standards by seven grams per mile. These gains are happening at a time when the car industry is thriving, and domestic vehicle sales have increased for six consecutive years, while maintaining consumer choice across a full range of vehicle sizes and types.

As part of the rulemaking establishing the model year 2017-2025 light-duty vehicle GHG standards, EPA committed to conduct a Midterm Evaluation of standards for model years 2022-2025. The public comment period for this action begins today and will end on December 30, 2016. After the comment period has ended and consideration of the input, the Administrator will decide whether she has enough information to make a final determination on the model year 2022-2025 standards.

For more information on today's announcement, go to: https://www.epa.gov/regulations-emissions-vehicles-and-engines/midterm-evaluation-light-duty-vehicle-greenhouse-gas-ghg.

To provide comment on today's proposed determination, go to Docket EPA-HQ-OAR-2015-0827 at www.regulations.gov.

R184

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Proposed Light Duty Vehicle Standards Determination

Press Call Talkers (~1,200 words, 8-9 min.)

11/30/16

Intro/Ack

- Thank you Nick, and thank you all for joining the call.
- Today I'd like to fill you in on EPA Administrator Gina McCarthy's proposed determination to retain the current greenhouse gas standards for light duty vehicles in model year 2022-2025.
- You will find an extensive amount of information and analysis online that you can dig into further.
- This morning, I'd like to fill you in on the background of this work and go over a few key points on today's action and talk about next steps.
- Then I'll turn it back over to Nick, and we can field as many of your questions as we have time for.

Background and MTE process

- First, some background.
- Today's proposal is a part of what we call the mid-term evaluation.

ED_004607_00002483-00001

- This process was established when the second phase of greenhouse gas standards for passenger vehicles were issued back in 2012.
- Those standards covered model years 2017-2025.
- There are three steps in the evaluation process: first issuing a Draft Technical Assessment Report, or "TAR," as we did in July, then proposing and finalizing the administrator's determination on whether to retain or change the standards.
- This evaluation process was intended as a check-in to ensure that the standards for the last four years of the program (MY 2022-2025) remained reasonable and appropriate based on a number of factors specified in the rule, most notably the state of technology development and deployment of those technologies.
- This is a point that I'd like to emphasize. Because the standards were already finalized in 2012 and because the administrator is proposing to leave them unchanged, the step we are taking today is not a rulemaking.
- Rather, it is a proposed determination based on exhaustive analysis, public comment, and thorough consideration of an extensive technical record.
- And the administrator's proposed determination that the current standards remain appropriate means that it is not

ED_004607_00002483-00002

necessary to conduct an additional rulemaking to change the standards.

- Today's action simply re-affirms that the standards set in 2012 continue to be appropriate, effective, achievable and affordable.

Lower cost and more innovation

- With that, let me outline some of the key factors in the analysis and the technical record that informed the administrator's proposal to keep the standards as they are.
- The Proposed Determination builds upon the strong technical work and open and transparent process with the 2012-2016 GHG standards rulemaking and the 2017-2025 GHG standards. This process has included significant public input, public hearings and workshops, conferences, and hundreds of meetings with stakeholders.
- In addition, EPA's analysis in the Draft TAR, the agency's thorough review and consideration of comments received on the Draft TAR, and the updated analysis included in the Proposed Determination package, all provide strong support for the conclusion that manufacturers can meet the current standards for MY 2022-2025 at even lower per-vehicle costs than originally predicted in 2012, with significant cost savings

ED_004607_00002483-00003

for consumers and benefits to the health and welfare of Americans.

- Automakers continue to have a wide range of technology pathways to choose from to meet the standards, and they can achieve the standards with very low penetration of strong hybrids and electric vehicles.
- These findings are consistent with the conclusion in the National Academy of Sciences' comprehensive study in 2015.
- EPA's updated technical analysis shows more technology pathways and lower costs than originally considered when the standards were set. For example, gasoline direct injection, advanced transmissions, and stop-start systems are entering the fleets faster than we predicted in 2012.
- With respect to cost, the Proposed Determination estimates that per-vehicle average costs to meet the 2025 standards (incremental to the 2021 standards) are $875 [(the range of values from the sensitivity analysis is $800-$1100), comparable to estimates in the 2012 rule of about $1,100 per vehicle.]
- If finalized as proposed, this determination would simply conclude that the updated EPA analysis did not identify

ED_004607_00002483-00004

technical, cost, or other considerations that would warrant revising the standards.

- So two of the most compelling factors in the administrator's determination are that costs are comparable or lower than were originally estimated in 2012, and that advanced technologies are being deployed faster and more widely.
- What does this mean for the average new car buyer?
- The fuel savings from the standards add up, and over time, pay owners back – more than offsetting any increased cost of the vehicles.
- For someone with a 5-year loan, this payback would happen in the first year because the fuel savings are more than the increase in payments, and those savings would continue to defray ownership costs for the rest of the loan and for years after that.

Regulatory certainty and lead-time

- Regulatory certainty and lead time for manufacturers are two other key factors to consider.
- Due to the industry's rapid technological advancement, the technical record could arguably support strengthening the 2022-2025 standards.

ED_004607_00002483-00005

- However, the administrator's judgement is that now is not the time to introduce uncertainty by changing the standards.
- The industry has made huge investments in fuel efficiency and low emissions technology based on these standards, and any changes now could disrupt those plans.
- Leaving the standards as they are would give automakers the time they need to conduct long-term planning and engineering that could lead to big leaps in technology while contributing to the continued success of the industry and the GHG standards program.
- This, in turn, will benefit consumers and reduce emissions.
- The Administrator has preliminarily concluded that it is appropriate to provide the full measure of lead time for the 2022-2025 standards, rather than initiating rulemaking to adopt new, more stringent standards with a shorter lead time.
- Another important consideration is that consistency and predictability is vital for a global industry such as this, and other major markets like those in Canada, China and Europe have similar targets for GHG emissions from passenger vehicles.
- The industry is thriving, with sales currently at or near record levels.

ED_004607_00002483-00006

- This is taking place as manufacturers are adopting fuel economy technologies at unprecedented rates.
- Many vehicles – across many manufacturers – are already meeting future standards today, and several years ahead of schedule. In fact, there are over 100 car, SUV, and pickup versions on the market today that already meet 2020 or later standards.

Conclusion and Next Steps

- Before we get to your questions I want to wrap up by saying that this has been an unprecedented analytical effort by our team of EPA experts, most of whom are based at EPA's National Vehicle and Fuels Laboratory in Ann Arbor, Michigan.
- Their efforts, in addition to the public comments and input that we've received, have led to a robust and authoritative technical record on which to base this proposal.
- The level and quality of this analysis has allowed the administrator to make this proposed determination without delay and with a high degree of confidence.
- As for next steps, today EPA is opening a 30-day comment period on the Proposed Determination.

ED_004607_00002483-00007

- After the comment period has ended and consideration of the input, the Administrator will decide whether she has enough information to make a final determination on the model year 2022-2025 standards.
- With that, I'll turn it back over to Nick.

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 11/30/2016 6:02:05 PM
To: Conger, Nick [Conger.Nick@epa.gov]
CC: Valentine, Julia [Valentine.Julia@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]; Benenati, Frank [benenati.frank@epa.gov]; Harrison, Melissa [Harrison.Melissa@epa.gov]
Subject: Re: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

Any reason why my colleagues and I weren't invited? Devin Henry and I have been covering this extensively, and Melanie Zanona covers all things transportation and autos.

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Nov 30, 2016 at 12:52 PM, Conger, Nick <Conger.Nick@epa.gov> wrote:

We did a call with a small group of reporters who cover the automotive industry.

Sent from my Windows Phone

From: Timothy Cama
Sent: 11/30/2016 12:48 PM
To: Valentine, Julia; Conger, Nick; StClair, Christie
Subject: Re: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

Was there a conference call with Janet McCabe on this?

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Nov 30, 2016 at 11:32 AM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

Begin forwarded message:

From: "U.S. EPA Media Relations" <noreply-subscriptions@epa.gov>
Date: November 30, 2016 at 11:31:02 AM EST
To: <valentine.julia@epa.gov>

Subject: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

EPA HEADQUARTERS
NEWS RELEASE
WWW.EPA.GOV/NEWSROOM

CONTACTS:
Christie St. Clair
stclair.christie@epa.gov
(202) 564-2880

FOR IMMEDIATE RELEASE
November 30, 2016

Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in Place Through 2025, EPA Administrator Finds

Automakers on track to meet standards at lower than expected cost

WASHINGTON — Based on extensive technical analysis that shows automakers are well positioned to meet greenhouse gas (GHG) emissions standards for model years 2022-2025, U.S. Environmental Protection Agency (EPA) Administrator Gina McCarthy today proposed leaving the standards in place, so the program that was established in 2012 will stay on track to nearly double fuel economy, dramatically cut carbon pollution, maintain regulatory certainty for a global industry, and save American drivers billions of dollars at the pump.

"Given the auto industry's importance to American jobs and communities and the industry's need for certainty well into the future, EPA has reanalyzed these clean car standards and sought further input," said EPA Administrator Gina McCarthy. "It's clear from the extensive technical record that this program will remain affordable and effective. This proposed decision reconfirms our confidence in the auto industry's capacity to drive innovation and strengthen the American economy while saving drivers money at the pump and safeguarding our health, climate and environment."

Today's proposed determination is based on years of technical work, including an exhaustive technical report released earlier this year, and the agency's thorough review and consideration of comments received on that report. This extensive body of analysis shows that manufacturers can meet the standards at similar or even a lower cost than what was anticipated in the 2012 rulemaking, and that the standards will deliver significant fuel savings for American consumers, as well as benefits to public health and welfare from reducing the pollution that contributes to climate change. Full implementation of the standards will cut about 6 billion metric tons of GHG emissions over the lifetimes of the vehicles sold in model years 2012-2025. Cars and light trucks are the largest source of GHG emissions in the U.S. transportation sector.

Although EPA's technical analysis indicates that the standards could be strengthened for model years 2022-2025, proposing to leave the current standards in place provides greater certainty to the auto industry for product planning and engineering. This will enable long-term planning in the auto industry, while also benefiting consumers and the environment.

Today's announcement builds on years of success under EPA's vehicle emission standards. Auto manufacturers are innovating and adopting fuel economy technologies at unprecedented rates. Car makers have developed more technologies to reduce GHG emissions, and these technologies are entering the fleet faster than expected. These technologies include gasoline direct injection, more sophisticated transmissions, and stop-start systems that reduce idling fuel consumption. At the end of 2015, all large automakers were in compliance with the standards. In fact, automakers on average out-performed the model year 2015 standards by seven grams per mile. These gains are happening at a time when the car industry is thriving, and domestic vehicle sales have increased for six consecutive years, while maintaining consumer choice across a full range of vehicle sizes and types.

As part of the rulemaking establishing the model year 2017-2025 light-duty vehicle GHG standards, EPA committed to conduct a Midterm Evaluation of standards for model years 2022-2025. The public comment period for this action begins today and will end on

December 30, 2016. After the comment period has ended and consideration of the input, the Administrator will decide whether she has enough information to make a final determination on the model year 2022-2025 standards.

For more information on today's announcement, go to: https://www.epa.gov/regulations-emissions-vehicles-and-engines/midterm-evaluation-light-duty-vehicle-greenhouse-gas-ghg.

To provide comment on today's proposed determination, go to Docket EPA-HQ-OAR-2015-0827 at www.regulations.gov.

R184

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 2/23/2017 8:43:37 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Twitter photo

OK, thanks!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Thursday, February 23, 2017 3:31 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Twitter photo

Hi Alex,

For attribution to an agency spokesperson:

Career leaders in EPA's Office of Research and Development.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Feb 23, 2017, at 1:44 PM, Alex Guillen <aguillen@politico.com> wrote:

Hi all,

Could you please identify the EPA employees pictured in this shot Adm. Pruitt tweeted today?

https://twitter.com/EPAScottPruitt/status/834833803583557633/photo/1

Thank you!

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | (c) Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 11/30/2016 4:32:57 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: Conger, Nick [Conger.Nick@epa.gov]
Subject: Re: TIM: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

Awesome, thanks.

--
Timothy Cama, Staff writer
The Hill
(202) 695-6245 | www.thehill.com

On Wed, Nov 30, 2016 at 11:32 AM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

Begin forwarded message:

From: "U.S. EPA Media Relations" <noreply-subscriptions@epa.gov>
Date: November 30, 2016 at 11:31:02 AM EST
To: <valentine.julia@epa.gov>
Subject: Robust Technical Analysis Supports Leaving Carbon Pollution Standards for Cars and Light Trucks in P

EPA HEADQUARTERS
NEWS RELEASE
WWW.EPA.GOV/NEWSROOM

CONTACTS:
Christie St. Clair
stclair.christie@epa.gov
(202) 564-2880

FOR IMMEDIATE RELEASE
November 30, 2016

Robust Technical Analysis Supports Leaving Carbon Pollution

Standards for Cars and Light Trucks in Place Through 2025, EPA Administrator Finds

Automakers on track to meet standards at lower than expected cost

WASHINGTON — Based on extensive technical analysis that shows automakers are well positioned to meet greenhouse gas (GHG) emissions standards for model years 2022-2025, U.S. Environmental Protection Agency (EPA) Administrator Gina McCarthy today proposed leaving the standards in place, so the program that was established in 2012 will stay on track to nearly double fuel economy, dramatically cut carbon pollution, maintain regulatory certainty for a global industry, and save American drivers billions of dollars at the pump.

"Given the auto industry's importance to American jobs and communities and the industry's need for certainty well into the future, EPA has reanalyzed these clean car standards and sought further input," said EPA Administrator Gina McCarthy. "It's clear from the extensive technical record that this program will remain affordable and effective. This proposed decision reconfirms our confidence in the auto industry's capacity to drive innovation and strengthen the American economy while saving drivers money at the pump and safeguarding our health, climate and environment."

Today's proposed determination is based on years of technical work, including an exhaustive technical report released earlier this year, and the agency's thorough review and consideration of comments received on that report. This extensive body of analysis shows that manufacturers can meet the standards at similar or even a lower cost than what was anticipated in the 2012 rulemaking, and that the standards will deliver significant fuel savings for American consumers, as well as benefits to public health and welfare from reducing the pollution that contributes to climate change. Full implementation of the standards will cut about 6 billion metric tons of GHG emissions over the lifetimes of the vehicles sold in model years 2012-2025. Cars and light trucks are the largest source of GHG emissions in the U.S. transportation sector.

Although EPA's technical analysis indicates that the standards could be strengthened for model years 2022-2025, proposing to leave the current standards in place provides greater certainty to the auto industry for product planning and engineering. This will enable long-term planning in the auto industry, while also benefiting consumers and the environment.

Today's announcement builds on years of success under EPA's vehicle emission standards. Auto manufacturers are innovating and adopting fuel economy technologies at unprecedented rates. Car makers have developed more technologies to reduce GHG emissions, and these technologies are entering the fleet faster than expected. These technologies include gasoline direct injection, more sophisticated transmissions, and stop-start systems that reduce idling fuel consumption. At the end of 2015, all large automakers were in compliance with the standards. In fact, automakers on average out-performed the model year 2015 standards by seven grams per mile. These gains are happening at a time when the car industry is thriving, and domestic vehicle sales have increased for six consecutive years, while maintaining consumer choice across a full range of vehicle sizes and types.

As part of the rulemaking establishing the model year 2017-2025 light-duty vehicle GHG standards, EPA committed to conduct a Midterm Evaluation of standards for model years 2022-2025. The public comment period for this action begins today and will end on December 30, 2016. After the comment period has ended and consideration of the input, the Administrator will decide whether she has enough information to make a final determination on the model year 2022-2025 standards.

For more information on today's announcement, go to: https://www.epa.gov/regulations-emissions-vehicles-and-engines/midterm-evaluation-light-duty-vehicle-greenhouse-gas-ghg.

To provide comment on today's proposed determination, go to Docket EPA-HQ-OAR-2015-0827 at www.regulations.gov.

R184

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/21/2017 3:18:01 PM
To: Freire, JP [Freire.JP@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: Earth day

Which environmental groups?

Eric Wolff

On Apr 21, 2017, at 11:17 AM, Eric Wolff <ewolff@politico.com> wrote:

> Thanks JP.
>
> Eric Wolff
>
> On Apr 21, 2017, at 10:56 AM, Freire, JP <Freire.JP@epa.gov> wrote:
>
> > Hi Eric,
> >
> > Administrator Pruitt will be participating in Earth Day in Dallas, where he's going to meet with environmental groups, public utility commissioners, state legislators, and tour the exhibits.
> >
> > JP
> >
> > J.P. Freire
> > Environmental Protection Agency
> > Associate Administrator for Public Affairs
> > Mobile: Ex. 6 Personal Privacy (PP)
> >
> > On Apr 21, 2017, at 9:49 AM, Eric Wolff <ewolff@politico.com> wrote:
> >
> > > Hi again -- Are you working on this?
> > >
> > > Thanks,
> > >
> > > Eric
> > >
> > > On Thu, Apr 20, 2017 at 1:21 PM, Eric Wolff <ewolff@politico.com> wrote:
> > > > Hi --
> > > >
> > > > EPA administrators have traditionally participated in Earth Day activites. Will the Administrator be participating in Earth Day activities? If so, what?
> > > >
> > > > Will staff be encouraged to participate in Earth Day activities?
> > > >
> > > > Thanks!

- Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 3/3/2017 9:49:28 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Vehicle GHG standards

Thanks, Julia.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, March 03, 2017 4:36 PM
To: Dennis, Brady <Brady.Dennis@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Vehicle GHG standards

Hi Brady,

We have no comment at this time.

Thanks,
Julia

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Friday, March 03, 2017 4:34 PM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Vehicle GHG standards

Hi all. We are preparing to report that EPA is planning to soon reverse the Obama administration's decision to retain light-duty vehicle greenhouse gas standards for model years 2022-2025. I wanted to see if anyone from the agency has a comment on this?

Many thanks,
Brady

The Washington Post
Brady Dennis
National Staff
Health, Science & Environment
Work: (202) 334-7745
Email: brady.dennis@washpost.com

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/20/2017 5:21:33 PM
To: Press [Press@epa.gov]
Subject: Earth day

Hi --

EPA administrators have traditionally participated in Earth Day activites. Will the Administrator be participating in Earth Day activities? If so, what?

Will staff be encouraged to participate in Earth Day activities?

Thanks!

- Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Annie Snider [asnider@politico.com]
Sent: 3/29/2017 7:39:25 PM
To: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: A few WOTUS review questions

Ok, thanks

From: Milbourn, Cathy [mailto:Milbourn.Cathy@epa.gov]
Sent: Wednesday, March 29, 2017 3:35 PM
To: Annie Snider <asnider@politico.com>
Cc: Press <Press@epa.gov>
Subject: RE: A few WOTUS review questions

Annie:

Discussions are ongoing.

Cathy

From: Annie Snider [mailto:asnider@politico.com]
Sent: Wednesday, March 29, 2017 3:27 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>; Milbourn, Cathy <Milbourn.Cathy@epa.gov>
Subject: RE: A few WOTUS review questions

Hi Cathy, just wanted to circle back on this and see if you'll be able to get me anything? I need to file shortly.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, March 29, 2017 12:00 PM
To: Annie Snider <asnider@politico.com>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>; Milbourn, Cathy <Milbourn.Cathy@epa.gov>
Subject: RE: A few WOTUS review questions

Hi Annie,

Cathy Milbourn, copied here, is your contact.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Annie Snider [mailto:asnider@politico.com]
Sent: Wednesday, March 29, 2017 11:31 AM
To: Konkus, John <konkus.john@epa.gov>

Cc: Press <Press@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: A few WOTUS review questions

Hi John,

Annie Snider from Politico here. I'm working on a short piece today on where things stand with the WOTUS review. I've got several sources telling me that the current timeline is to have a rule proposed by summer and final by fall, and that we're probably looking at a 60 day public comment period. Can you confirm?

Also, I'm hearing that contractors may play a significant role in getting this work done, potentially even helping right the rule. Is that accurate?

My deadline is 3pm.

Thanks!
Annie

Annie Snider
Reporter
POLITICO
asnider@politico.com
703-672-2819 - desk
Ex. 6 Personal Privacy (PP)
@AnnElizabeth18

Message

From: Annie Snider [asnider@politico.com]
Sent: 4/27/2017 11:23:37 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: Interview request: drinking water

Sounds good, will do!

Sent from my iPhone

On Apr 27, 2017, at 7:19 PM, Bowman, Liz <Bowman.Liz@epa.gov> wrote:

> Hi Annie - I can try to set something up tomorrow afternoon w one of our water experts. Remind me tomorrow am
>
> Sent from my iPhone
>
> On Apr 27, 2017, at 6:48 PM, Annie Snider <asnider@politico.com> wrote:
>
>> Hi all – I am working on a story about Safe Drinking Water Act regulation for our policy magazine, The Agenda – how it works, why there haven't been any new regulations since the '96 amendments, how contaminants are being dealt with in the meantime.
>>
>> I know you don't have an assistant administrator in place yet, but might it be possible to interview one of your staff experts? I'm looking to wrap up reporting tomorrow, but could possibly push it to early next week if this would be doable.
>>
>> Best,
>> Annie
>>
>> Annie Snider
>> Reporter
>> **POLITICO**
>> asnider@politico.com
>> 703-672-2819 - desk
>> Ex. 6 Personal Privacy (PP)
>> @AnnElizabeth18

Message

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: 4/12/2017 8:50:52 PM
To: Annie Snider [asnider@politico.com]
CC: Press [Press@epa.gov]
Subject: RE: WOTUS invite letter

Hi Annie - EPA is contacting the National Governors' Association, the National Conference of State Legislatures, the Council of State Governments, the National League of Cities, the U.S. Conference of Mayors, the National Association of Counties, the International City/County Management Association, the National Association of Towns and Townships, the County Executives of America, and the Environmental Council of States to request their input on this rulemaking. Additionally, EPA is inviting several state and local water associations, such as the National Association of Clean Water Agencies, the Association of Clean Water Administrators, and the Association of State Wetland Managers, to participate in the meeting.

Thank you.

From: Annie Snider [mailto:asnider@politico.com]
Sent: Wednesday, April 12, 2017 4:44 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Press <Press@epa.gov>
Subject: WOTUS invite letter

Can you tell me who this went out to?

Annie Snider
Reporter
POLITICO
asnider@politico.com
703-672-2819 - desk
Ex. 6 Personal Privacy (PP) - cell
@AnnElizabeth18

Message

From: Annie Snider [asnider@politico.com]
Sent: 4/12/2017 8:44:02 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Press [Press@epa.gov]
Subject: WOTUS invite letter
Attachments: Pruitt meeting.pdf

Can you tell me who this went out to?

Annie Snider
Reporter
POLITICO
asnider@politico.com
703-672-2819 - desk
Ex. 6 Personal Privacy (PP) - cell
@AnnElizabeth18

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

April 10, 2017

THE ADMINISTRATOR

Dear Intergovernmental Association Colleague:

I am writing to solicit your input and wisdom on a forthcoming proposal to rescind and revise the definition of waters of the United States (Clean Water Rule: Definition of "Waters of the United States"; Final Rule, 80 Fed. Reg. 37,054 (June 29, 2015)).

This action follows the February 28, 2017, Presidential Executive Order on "Restoring the Rule of Law, Federalism, and Economic Growth by Reviewing the 'Waters of the United States' Rule." The order states that it is in the national interest to ensure that the nation's navigable waters are kept free from pollution, while at the same time promoting economic growth, minimizing regulatory uncertainty and showing due regard for the roles of Congress and the States under the Constitution. It also directs the U.S. Environmental Protection Agency and the Department of the Army to review the existing Clean Water Rule for consistency with these priorities and publish for notice and comment a proposed rule rescinding or revising the rule, as appropriate and consistent with the law. Further, the order directs the agencies to consider interpreting the term "navigable waters," as defined in 33 U.S.C. 1362(7), in a manner consistent with the opinion of Justice Antonin Scalia in *Rapanos v. United States*, 547 U.S. 715 (2006).

Consulting with state and local government officials, or their representative national organizations, is a priority to both myself and President Trump. We believe this is an important step in the process prior to proposing regulations that may have implications on federalism as defined by the EPA's policy for implementing the order.

We greatly look forward to the opportunity to sit at the table with our state and local partners from across the country to discuss the rule and develop an approach to address this significant issue while keeping the States at the forefront of our mission.

The agencies intend to follow an expeditious, two-step process that will provide certainty across the country: 1) an initial rulemaking to rescind the 2015 rule and reinstate the regulatory approach that, except for a brief two-month period prior to the 6th Circuit stay of that rule, has been the law in place since 1986, and thus maintains the status quo, and 2) promulgation of a revised definition of waters of the U.S. consistent with direction in the February 28, 2017, E.O. At the upcoming meeting, the EPA will provide brief background information on our process, and you will have the opportunity to provide input, particularly with regard to the charge in the E.O. You and your organizations' members are vital to this process and may also provide written comments after the meeting. I am hopeful you will be able to attend this important discussion and look forward to hearing your thoughts.

Internet Address (URL) • http://www.epa.gov
Recycled/Recyclable • Printed with Vegetable Oil Based Inks on 100% Postconsumer, Process Chlorine Free Recycled Paper

The meeting will be on April 19, 2017, from 2:00 – 4:00 pm EDT in Room 3233 of the William Jefferson Clinton East Building, 1200 Pennsylvania Avenue, N.W., Washington, DC 20460. The entrance to the Clinton East (formerly EPA East) building is near the intersection of 12th and Constitution.

Please let us know if you will be able to attend by contacting Andrew Hanson in the EPA's Office of Congressional and Intergovernmental Relations at hanson.andrew@epa.gov or (202) 564-3664. If you have questions regarding the rule, you may contact Donna Downing of the Office of Wetlands, Oceans and Watersheds at downing.donna@epa.gov or (202) 566-1367.

Respectfully yours,

E. Scott Pruitt

cc: Douglas Lamont, Senior Official
Performing the Duties of the Assistant
Secretary of the Army for Civil Works

Message

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: 4/4/2017 2:12:10 PM
To: aadragna@politico.com
CC: Press [Press@epa.gov]
Subject: RE: Meeting with the President

Hi Anthony – Please use the following statement, on background. Thank you – Liz

The President and Administrator Pruitt will discuss their shared goals to strengthen the nation's energy security by reducing unnecessary regulatory burdens, as previewed in last week's Executive Order. They are both committed to keeping energy and electricity affordable, reliable and clean in order to boost economic growth and job creation.

Begin forwarded message:

> **From:** Anthony Adragna <aadragna@politico.com>
> **Date:** April 3, 2017 at 10:04:27 PM EDT
> **To:** "konkus.john@epa.gov" <konkus.john@epa.gov>
> **Subject: Meeting with the President**
>
> Any information you can share about what President Trump expects to discuss with Administrator Pruitt tomorrow?
>
> Thanks,
> --
> Anthony Adragna
> Energy Reporter
> POLITICO
> Cell: Ex. 6 Personal Privacy (PP)
> Desk: 703-647-8563
> aadragna@politico.com
> @AnthonyAdragna

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 12/19/2016 10:49:21 PM
To: Joseph Erbentraut [joseph.erbentraut@huffingtonpost.com]
CC: Jones, Enesta [Jones.Enesta@epa.gov]; Benenati, Frank [benenati.frank@epa.gov]; Harrison, Melissa [Harrison.Melissa@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Huffington Post reporter - re: EPA drinking water plan and next administration

Hi Joseph: Frank Benenati and Melissa Harrison are your contacts on transition questions. I have copied them above.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Dec 19, 2016, at 5:47 PM, Joseph Erbentraut <joseph.erbentraut@huffingtonpost.com> wrote:

Hi Enesta,

I'm a senior reporter at The Huffington Post focused on food, water, farming and climate issues.

I wanted to reach out because I'm working on a story about the new drinking water plan and what its fate in the next administration might be. Would it be possible to get a statement from the agency re: what the future of this document will be, given that the nominee for administrator has previously expressed a point of view that seems to run counter to many of the actions being called for?

My tentative deadline for this is the end of the week. Thank you!

Best,
Joe

--
JOSEPH ERBENTRAUT
SENIOR REPORTER, THE HUFFINGTON POST
joseph.erbentraut@huffingtonpost.com
office: 312-803-5070

Message

From: Arthur Delaney [arthur@huffingtonpost.com]
Sent: 3/20/2017 8:02:07 PM
To: Press [Press@epa.gov]
Subject: story on Trump fixing Flint

Hi, I'm doing a story that looks back at President Trump's promise to fix Flint "quickly and efficiently" -- any idea what he's got in mind? I'm at (202) 624-9396.

I will note the infrastructure boost in the budget, but also the EPA budget cuts that I am told would affect lead-and-copper rule enforcement. I also saw that EPA just announced the funds Congress had allocated.

--
Reporter | Huffington Post
(202) 624-9396 desk | Ex. 6 Personal Privacy (PP)
Twitter @ArthurDelaneyHP

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/3/2017 6:33:03 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Press [Press@epa.gov]
Subject: Q on new hire Byron Brown

Hi Julia,

Greenwire reports that Byron Brown is the new deputy chief of staff. Can you confirm that? Have any other political hires been made?

Thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 4/19/2017 7:54:59 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: comms list?

Hey Julia. Hope you've been great.

Quick question for you. Are you able to send me a list of the names and contact info for the current communications staff? I know John, of course, and J.P. But I'm also getting emails from folks I don't recognize, and it would just be helpful to have a list of folks who are there now.

Really appreciate it.

-b

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/27/2017 7:51:54 PM
To: Ariel Wittenberg [awittenberg@eenews.net]
Subject: Re: Office of Water listening session next week -- E&E News

Hi Ariel,

There is no separate process for media.

Information on our regulatory reform task force can be found here: https://www.epa.gov/laws-regulations/regulatory-reform

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 26, 2017, at 1:43 PM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi all,
>
> Just wanted to get in touch regarding the Office of Water's public listening session on May 2. I was wondering whether there is a separate process for press to ensure that we can actually listen in and cover the meeting.
>
> Thanks,
>
> Ariel
>
> Ariel Wittenberg
> E&E News reporter
> awittenberg@eenews.net
> 202-737-4557
> @arielwittenberg
>
> **E&E NEWS**
> 122 C Street NW 7th Floor Washington, DC 20001
> www.eenews.net | @EENewsUpdates
> Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 3/20/2017 6:27:13 PM
To: Press [Press@epa.gov]
Subject: RFS

Hi --

I don't see anything on the Renewable Fuel Standard volumes in the Federal Register. Will it therefore the rule go into effect tomorrow as we expect?

Thanks,

Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Ben Lefebvre [blefebvre@politico.com]
Sent: 2/22/2017 4:56:43 PM
To: Press [Press@epa.gov]
Subject: NRDC FOIA of EPA press release

Hello,

I hope your day is going well. I'm the new oil and gas policy reporter for Politico Pro. I was wondering if anyone at the EPA could chat briefly about the FOIA request the NRDC issued earlier asking for the authors for the EPA's press releases announcing the confirmation of Scott Pruitt. Does the EPA have a reaction to the request? If someone could give me a call at the phone number below, I'd appreciate it.

Thank you,

Ben Lefebvre
PoliticoPro, oil and gas reporter
Office: 703-647-8775
mobile Ex. 6 Personal Privacy (PP)
@bjlefebvre

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 4/19/2017 6:00:14 PM
To: Press [Press@epa.gov]
Subject: Buyouts/early retirement

Hi folks-

Did you want to comment on the memo going around about buyouts and early retirement offers at EPA?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Lee, Michelle [Michelle.Lee@washpost.com]
Sent: 4/4/2017 1:17:42 PM
To: Press [Press@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: WaPo Fact Checker inquiry re: Mr. Pruitt/CO2 levels

Hello – I'm following up to see if you'd gotten this request and if you plan on sending anything today.

Thanks,
Michelle

From: Lee, Michelle
Sent: Monday, April 03, 2017 5:08 PM
To: 'press@epa.gov' <press@epa.gov>; 'valentine.julia@epa.gov' <valentine.julia@epa.gov>
Subject: WaPo Fact Checker inquiry re: Mr. Pruitt/CO2 levels

Hello,

I'm a reporter on Washington Post Fact Checker. I'm looking into this claim by Mr. Scott Pruitt during Fox News Sunday:

"I think that we've done it better than anybody in the world at burning coal clean, in a clean fashion. The innovative and technological advances that we've seen along with natural gas production and generating electricity, it all contributed to a CO2 footprint that's pre-1994."

"As I indicated earlier, we are pre-1994 levels, and do you know why? Largely because of innovation and technology, hydraulic fracturing and horizontal drilling, because there's been a conversion to natural gas in the generation of electricity."

What is the significance of comparing CO2 levels to pre-1994 levels? Is there research he's citing or referring to regarding how big of a role innovation in fracturing and drilling had in decreasing CO2 levels? Weren't there regulatory changes made that contributed to CO2 reductions?

My deadline is tomorrow afternoon.

Thank you,

Michelle

Michelle Ye Hee Lee
Reporter on "The Fact Checker" | The Washington Post
202-334-5516 office | Ex. 6 Personal Privacy (PP)
Twitter @myhlee | www.washingtonpost.com/factchecker

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/3/2017 6:18:44 PM
To: Lu, Denise [Denise.Lu@washpost.com]
CC: Meko, Tim [Tim.Meko@washpost.com]
Subject: RE: FY2018 budget - Washington Post inquiry

Good afternoon Ms. Lu,

For attribution to Julia Valentine, an EPA spokesperson, please:

We are not commenting at this point in the process.

Very best, R.

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

From: Lu, Denise [mailto:Denise.Lu@washpost.com]
Sent: Friday, March 03, 2017 1:01 PM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Cc: Meko, Tim <Tim.Meko@washpost.com>
Subject: FY2018 budget - Washington Post inquiry

Hi, Mr. Daguillard,

I'm working on a story with my colleague, Tim, about how any changes in the FY2018 budget might affect the EPA.
We're specifically looking at any programs that might be at risk of being cut.
We're wondering if we can get you on the phone for a chat sometime next week? Any insight would be helpful.

Thanks for your time.

--
Denise Lu
Ex. 6 Personal Privacy (PP)

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/29/2017 7:12:06 PM
To: Yount, Emily [Emily.Yount@washpost.com]
CC: StClair, Christie [StClair.Christie@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Washington Post request: Air quality data

Thank you! It's the only way to have work/life balance!

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 29, 2017, at 3:10 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thanks, Enesta. I really appreciate it. Enjoy your vacation.
>
> Emily
>
> Emily Yount
> Interaction designer
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Wednesday, March 29, 2017 at 2:04 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Cc:** "Jones, Enesta" <Jones.Enesta@epa.gov>, "StClair, Christie" <StClair.Christie@epa.gov>, "Valentine, Julia" <Valentine.Julia@epa.gov>
> **Subject:** Re: Washington Post request: Air quality data
>
> Hi Emily,
>
> I just checked with the program. They are working on responses, aiming to meet your deadline and understand your desire to have the AirNow responses sooner rather 4/7.

After today, I am out until 4/4 on a mini vacation and not checking email regularly at all, so I am looping two people on my team who will be your POCs on this inquiry and its status: Christie St. Clair and Julia Valentine.

Thanks in advance for your patience.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 29, 2017, at 2:52 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thank you!
>
> Emily Yount
> Interaction designer
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Wednesday, March 29, 2017 at 1:51 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** Re: Washington Post request: Air quality data
>
> Checking right now.
>
> **Enesta Jones**
> **U.S. EPA**
> **Office of Media Relations**
> **Office: 202.564.7873**
> **Cell:** Ex. 6 Personal Privacy (PP)
>
> **"The root of all joy is gratefulness."**

On Mar 29, 2017, at 2:50 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

Is it looking like 4/7 for all of my questions or for sending me data? Putting all of the questions in one place since some of them transferred over from Victoria. If #5 and #6, highlighted below, could be answered sooner that would be great. If the answer to those is no, I need to drastically change my approach for this project.

1. How many monitoring stations are there in the United States?
2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?
3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

4. How are cities chosen for the State Dept. partnership program? (https://airnow.gov/index.cfm?action=airnow.global_summary)[airnow.gov]

5. Is the State Dept. partnership data is available via an API, like the U.S. AirNow data is? (https://docs.airnowapi.org/webservices)[docs.airnowapi.org]

6. Is data from the Shanghai pilot program available through AirNow or only on the Shanghai Environmental Monitoring site? (http://www.semc.gov.cn/aqi/home/Index.aspx)[semc.gov.cn]

Thank you,
Emily

Emily Yount

Interaction designer
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Wednesday, March 29, 2017 at 1:37 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: Re: Washington Post request: Air quality data

Hi Emily, it's looking like 4/7.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 2:23 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Okay, great. Thank you!
>
> Emily Yount
> Interaction designer
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Tuesday, March 28, 2017 at 1:16 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** Re: Washington Post request: Air quality data
>
> Yes. She wanted me to let you know that EPA is best equipped to address your questions.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 2:15 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Okay, thank you. I've been in touch with Victoria Peabody for that. Did she reach out to you?
>
> Emily Yount
> Interaction designer
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Tuesday, March 28, 2017 at 12:35 PM
> **To:** "Yount, Emily" <Emily.Yount@washpost.com>
> **Subject:** Re: Washington Post request: Air quality data
>
> Emily,
> We can also address your AirNow questions below.
>
> I would like to understand how cities are chosen for the program. I'm referring to the cities seen here:https://airnow.gov/index.cfm?action=airnow.global_summary[airnow.gov]

Also, whether the above data is available via an API, like the U.S. AirNow data is here:https://docs.airnowapi.org/webservices[docs.airnowapi.org]

Lastly, whether data from the Shanghai pilot program is available through AirNow or only on the Shanghai Environmental Monitoring site:http://www.semc.gov.cn/aqi/home/Index.aspx[semc.gov.cn]

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 28, 2017, at 12:27 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Thank you! I really appreciate it.
>
> Emily Yount
> Interaction designer
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>

Date: Tuesday, March 28, 2017 at 11:26 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Washington Post request: Air quality data

Thanks, Emily. I'll get started right now.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:26 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

I would like answers to #1 and #2 by Friday. If #3 is something I can get from AQS with a little guidance, Friday would also

be great. If it's something you all have to download and email to me, next Friday, April 7 would work.

Thank you,
Emily

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, March 28, 2017 at 11:21 AM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Washington Post request: Air quality data

Hi Emily,
What's your hard deadline?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]

Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data

go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount
The Washington Post
Ex. 6 Personal Privacy (PP)
@emilyyount

Message

From: Brittain, Amy [Amy.Brittain@washpost.com]
Sent: 3/3/2017 4:17:12 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]
Subject: RE: WaPo questions concerning Pruitt's ethics disclosures

Hi John,

Just to follow-up, the information disclosed in his ethics form directly contradicts the mortgage record in Tulsa County. The terms of the mortgage do not match.

Is there an error in Pruitt's form? If not, can you explain the discrepancy?

Thank you,
Amy

Amy Brittain
Reporter
The Washington Post
Work: 202-334-9559
Cell: Ex. 6 Personal Privacy (PP)
E-mail: amy.brittain@washpost.com

From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Friday, March 03, 2017 11:07 AM
To: Brittain, Amy <Amy.Brittain@washpost.com>; Ericksen, Doug <ericksen.doug@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: WaPo questions concerning Pruitt's ethics disclosures

Hi Amy: All of the information required is in the financial disclosure report.

John Konkus

From: Brittain, Amy [mailto:Amy.Brittain@washpost.com]
Sent: Thursday, March 2, 2017 5:08 PM
To: Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: WaPo questions concerning Pruitt's ethics disclosures

Hi Doug and John,

I'm a Washington Post reporter looking over Cabinet-level ethics disclosure forms. I have a few questions about Pruitt's form. I'm hoping someone could respond to me by the end of business tomorrow with answers to these questions:

- In Pruitt's liabilities section of his ethics form, he lists his mortgage for his personal residence at a 3.885 interest rate for a 10-year term. Mortgage filings from Tulsa County (that Pruitt and his wife signed in Jan. 2012) show that the mortgage term is actually for 30 years, with a 10-year ARM. I just wanted to check what the correct

term is. Also, given the amount of the loan and his AG salary of $132,000, how he is able to cover the loan each month? Seems like a large debt-to-income ratio…

- Also, when it comes to the Oklahoma RedHawks AAA baseball team, stories from the time say he purchased a 25% stake in the team, which was bought for roughly $6.8 million in cash. Where did that $1.7 million come from? Likewise, when they sold the team for much more in 2010, his state-level disclosures don't seem to show the amount he might have been entitled to. Can you provide information about how much money he received from the sale of the team?

Thank you for your assistance with this request.

Best,
Amy

Amy Brittain
Reporter
The Washington Post
Work: 202-334-9559
Cell: Ex. 6 Personal Privacy (PP)
E-mail: amy.brittain@washpost.com

Message

From: Fraser-Chanpong, Hannah [ChanpongH@cbsnews.com]
Sent: 4/19/2017 1:52:35 PM
To: Graham, Amy [graham.amy@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: CBS News inquiry - Pruitt visit to East Chicago, IN

Thank you. Please put me on the list for the release and any handout video/photos.

From: Graham, Amy <graham.amy@epa.gov>
Sent: Tuesday, April 18, 2017 4:49:16 PM
To: Fraser-Chanpong, Hannah
Cc: Press
Subject: Re: CBS News inquiry - Pruitt visit to East Chicago, IN

Governor Holcomb's office is working on the itinerary for the visit so I recommend reaching out to his office. There won't be a media event with the Administrator.

You should contact Stephanie Wilson - Stepwilson@gov.in.gov

On Apr 18, 2017, at 3:40 PM, Fraser-Chanpong, Hannah <ChanpongH@cbsnews.com> wrote:

Thank you. What time is the visit taking place? If not an interview, will there be any opportunity to cover his tour or his meeting with residents?

Sent from my iPhone

On Apr 18, 2017, at 4:32 PM, Graham, Amy <graham.amy@epa.gov> wrote:

> Hi Hannah -
>
> EPA Administrator Scott Pruitt will visit the USS Lead Superfund site in East Chicago, Indiana tomorrow to observe soil cleanup and hear directly from East Chicago residents affected by contamination in their community. He is the first EPA Administrator to visit the USS Lead Superfund site in East Chicago, which was listed on the National Priorities List of the worst contaminated sites in the country in 2009. Administrator Pruitt is focused on getting EPA back to the basics of protecting human health and the environment, and the Superfund program is a critical component of this. While we will not be able to accommodate an interview, we will be sure you receive a press release, photos and video following tomorrow's visit.
>
> Thank you,
> Amy
>
> ---
>
> **From:** Fraser-Chanpong, Hannah [mailto:ChanpongH@cbsnews.com]
> **Sent:** Tuesday, April 18, 2017 3:33 PM
> **To:** Press <Press@epa.gov>
> **Subject:** CBS News inquiry - Pruitt visit to East Chicago, IN

Hi there,

I'm with CBS News, based out of our Chicago bureau. Would you be able to provide any details about Administrator Pruitt's visit to East Chicago, IN tomorrow (Wed 4/19)? I'm interested in covering.

Thank you,
Hannah

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 4/27/2017 6:31:28 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]
CC: Press [Press@epa.gov]
Subject: RE: Meeting with automakers

I have your inquiry, Camille, and am cc'ing press@epa.gov.

Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Thursday, April 27, 2017 1:45 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: Meeting with automakers

Hi Christie,

Will you confirm that Alliance board members met with Secretary Pruitt today? Could you share the names of attendees, and what was discussed?

Many thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/17/2017 7:07:47 PM
To: njuliano@politico.com.
CC: Press [Press@epa.gov]
Subject: FW: Andrew Wheeler

Hi Nick,

I received Alex's out of office routing to you.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Valentine, Julia
Sent: Friday, March 17, 2017 3:04 PM
To: Alex Guillen <aguillen@politico.com>; Konkus, John <konkus.john@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Press <Press@epa.gov>
Subject: RE: Andrew Wheeler

Hi Alex,

Nothing to report at this time.

Have a good weekend

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Thursday, March 16, 2017 3:25 PM
To: Konkus, John <konkus.john@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Press <Press@epa.gov>
Subject: Andrew Wheeler

Hi all,

We have it from multiple sources that Andrew Wheeler is the president's selection for deputy EPA administrator. We are running a story shortly. Does EPA wish to comment?

Thank you,

Alex Guillén
Energy Reporter

POLITICO *Pro*
(o) 703.341.4619 Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Mooney, Chris [Chris.Mooney@washpost.com]
Sent: 4/3/2017 9:58:38 PM
To: Press [Press@epa.gov]
Subject: seeking comment on science advisory board proposed cuts

Hi EPA Press Office,

I'm doing a story about proposed cuts to the Science Advisory Board, following on the broader budget story we reported last week. This story will look more closely at this advisory board and what cutting it deeply would mean.

In addition to seeking any general comment, we have some specific questions:

We want to better understand some basic numbers. What is the current, full budget for the SAB, including salaries and non-salary funding? Is the number $ 3 million (presented here, https://yosemite.epa.gov/sab/sabproduct.nsf/Web/sabcharter/$File/SAB%20Charter%20Amendment%20Filed%201-17-17.pdf) currently accurate?

It appears that for FY18 the agency is proposing a much deeper cut in non-staff or non-salary funds ($ 646,000 down to $ 104,000) than in job positions (21.6 FTE down to 18.7 FTE) for the SAB. What gets cut if non-salary positions are cut? Would this be stipends to the board members themselves, travel funds for the board, and so on?

Would you be willing to elaborate on why there would be expected to be fewer peer reviews in the future? Aren't there many calls for the SAB's review work, including from outside of the EPA?

Thank you

cm

Chris Mooney
The Washington Post
@chriscmooney
Chris.mooney@washpost.com
Ex. 6 Personal Privacy (PP)

Message

From: Lynn, Tricia [lynn.tricia@epa.gov]
Sent: 12/14/2016 10:01:17 PM
To: Benjamin Hulac [bhulac@eenews.net]; Press [Press@epa.gov]
Subject: RE: Inquiry about petition Waterkeeper Alliance sent EPA today

Minus reporter. Monica will handle.

From: Benjamin Hulac [mailto:bhulac@eenews.net]
Sent: Wednesday, December 14, 2016 4:54 PM
To: Press <Press@epa.gov>
Subject: Inquiry about petition Waterkeeper Alliance sent EPA today

To whom it may concern,

My name is Ben Hulac and I'm a reporter with E&E News.

Today Waterkeeper Alliance, an environmental advocacy, sent a petition to U.S. EPA, requesting the agency block Exxon Mobil Corp. and subsidiaries from gaining federal contracts.

The document is attached at this Google doc file. It's too large for a PDF email attachment. https://drive.google.com/file/d/0B36dbauMDkCMYV9WNENuSFdtUjQ/view

Would EPA like to comment about the petition? And how would EPa go about executing Waterkeeper's request?

My deadline (my apologies) is as soon as reasonably possible. I just received this document.

Thanks in advance,
Ben

Benjamin J. Hulac
E&E News Business Reporter
bhulac@eenews.net
202-737-3541 (office)
Ex. 6 Personal Privacy (PP)
@benhulac

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates

Message

From: Graham, Amy [graham.amy@epa.gov]
Sent: 4/19/2017 1:37:44 PM
To: sesposito@suntimes.com
CC: Rowan, Anne [rowan.anne@epa.gov]; Press [Press@epa.gov]
Subject: Re: Chicago Sun-Times request

Hi Stefano - Your email about today's event was passed along to me. There won't be a media event with the Administrator but we will send a press release with photos and video afterward.

Governor Holcomb's office is working on the itinerary for the visit so I recommend reaching out to his office for more details. Stephanie Wilson is the contact- Stepwilson@gov.in.gov

Additional background --
EPA Administrator Scott Pruitt will visit the USS Lead Superfund site in East Chicago, Indiana to observe soil cleanup and hear directly from East Chicago residents affected by contamination in their community. He is the first EPA Administrator to visit the USS Lead Superfund site in East Chicago, which was listed on the National Priorities List of the worst contaminated sites in the country in 2009. Administrator Pruitt is focused on getting EPA back to the basics of protecting human health and the environment, and the Superfund program is a critical component of this.

Thanks,
Amy

Begin forwarded message:

> **From:** "Esposito, Stefano" <sesposito@suntimes.com>
> **Date:** April 19, 2017 at 8:18:36 AM CDT
> **To:** "rowan.anne@epa.gov" <Rowan.Anne@epa.gov>
> **Subject: Chicago Sun-Times request**
>
> Anne, I'm being sent to cover Mr. Pruitt's visit to East Chicago. Are there any media guidelines for the visit?
> Thanks,
>
> --
> Stefano Esposito
> Staff Reporter
> Chicago Sun-Times
> Desk: 312-321-2124
> Cell: Ex. 6 Personal Privacy (PP)

Message

From: Dorsey, Steve [DorseyS@cbsnews.com]
Sent: 4/27/2017 5:03:07 PM
To: Press [Press@epa.gov]
Subject: CBS News Radio Interview
Attachments: CBS News Radio Pruitt Interview.mp3

Hi all—Just want to thank you again for Mr. Pruitt's participation yesterday at the White House network radio round robin. Our interview with him with our White House Correspondent Steven Portnoy is attached.
All the best,
Steve

Steve Dorsey
Executive Editor/Correspondent
CBS News, Radio

Ex. 6 Personal Privacy (PP)

dorseys@cbsnews.com
@Steve_Dorsey

Message

From: Graham, Amy [graham.amy@epa.gov]
Sent: 4/27/2017 4:45:34 PM
To: Anthony Adragna [aadragna@politico.com]; Press [Press@epa.gov]
Subject: RE: Details on Pruitt's Meeting This AM

Hey Anthony – You should reach out to Rep. McMorris Rodgers' office. They organized the meeting as part of their Meet the Cabinet series.

From: Anthony Adragna [mailto:aadragna@politico.com]
Sent: Thursday, April 27, 2017 12:12 PM
To: Press <Press@epa.gov>
Subject: Details on Pruitt's Meeting This AM

Hey guys,

Saw several tweets, including one from Rep. Griffith (https://twitter.com/RepMGriffith/status/857602025164550144) and Rep. King (https://twitter.com/RepMGriffith/status/857602025164550144), referencing a meeting with the administrator this morning. Where did this meeting occur and which lawmakers were included in it?

Thanks much,
--
Anthony Adragna
Energy Reporter
POLITICO
Cell: Ex. 6 Personal Privacy (PP)
Desk: 703-647-8563
aadragna@politico.com
@AnthonyAdragna

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 4/3/2017 7:14:48 PM
To: Press [Press@epa.gov]
Subject: Comment on employee's resignation letter
Attachments: Letter to Administrator Scott Pruitt from Michael Cox March 31st 2017 (002).pdf

Hi all,

Attached is a letter to Administrator Pruitt sent from an EPA employee, Michael Cox, who resigned on Friday. Cox criticizes the direction EPA has taken under Pruitt's leadership.

I expect to write a short item on this later today and wanted to offer EPA the chance to comment. My deadline is 5:30 p.m.

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

March 31st, 2017

Dear Administrator Pruitt,

My name is Michael Cox. Today is my last day after working at EPA for over 25 years. I am writing this note because I, along with many EPA staff, are becoming increasing alarmed about the direction of EPA under your leadership. I understand there are people in the country who distrust EPA, and think we are overreaching our mission. I believe we need to listen to those voices and try to make changes where warranted.

However, I, and many staff, firmly believe the policies this Administration is advancing are contrary to what the majority of the American people, who pay our salaries, want EPA to accomplish, which are to ensure the air their children breath is safe; the land they live, play, and hunt on to be free of toxic chemicals; and the water they drink, the lakes they swim in, and the rivers they fish in to be clean.

I assume you are aware of the current low morale of EPA career staff. I have worked under six Administrations with political appointees leading EPA from both parties. This is the first time I remember staff openly dismissing and mocking the environmental policies of an Administration and by extension you, the individual selected to implement the policies. The message we are hearing is that this Administration is working to dismantle EPA and its staff as quickly as possible. I have highlighted several areas below which are emblematic of why morale at EPA is the lowest since I started in 1987.

1. Denying Fundamental Climate Science: This strikes at the core of the concerns from EPA staff. It was surprising, no shocking, when you stated on National television that carbon dioxide is not a primary contributor to climate change. This is settled science and we have too many other important scientific issues to investigate related to climate change to waste our time debating this issue. I am reminded of a Congressional hearing several years ago when Congressman Henry Waxman asked the CEOs of the major tobacco companies if smoking caused lung cancer. All of the CEOs categorically denied that smoking caused lung cancer. We know, of course, that was not true. You will continue to undermine your credibility and integrity with EPA staff, and the majority of the public, if you continue to question this basic science of climate change.

We are seeing the effects of climate change on the landscape right now. If you do not believe me, travel to Alaska during your tenure and talk with the Alaskans whose way of life is being fundamentally changed because of climate change; visit the Pacific Northwest and see where the streams are too warm for our salmon to survive in the summer; visit the oyster farmers in Puget Sound whose stocks are being altered from the oceans becoming more acidic; talk to the ski area operators who are seeing less snowpack and worrying about their future; and talk to the farmers in Eastern Washington who are struggling to have enough water to grow their crops and water their cattle. The changes I am referencing are not impacts projected for the future, but are happening now

ED_004607_00002557-00001

It was encouraging that the President did not withdraw from the Paris Climate Agreement. However, the message from the President's other actions sends the signal to the rest of the world that the USA is no longer a leader in reducing greenhouse gas emissions and moving to a clean energy economy. You are correct that we do not need to choose between jobs and environmental projection. The question is what jobs? Are they jobs to move us forward to a cleaner energy economy or backwards to a dirtier fossil fuel economy?

Your statement that "we got a bad deal" in the Paris Climate Agreement highlights another case where you have not done your homework. The Paris Agreement, while not perfect, was a huge step forward in battling climate change and moving the world in the direction of newer cleaner energy technology.

Fortunately, there are other global leaders, including China and India, who understand the urgency of the problem and are taking action. Domestically we have Governors, Mayors, CEOs, and Tribal leaders who will fill the void created by the lack of Federal leadership. They will take on the task of reducing greenhouse gases that are causing warming and put in place actions that will make their communities more resilient from climate change. And they will do this while their communities continue to prosper.

2. "Our Big Day Today": The email headline that greeted EPA staff on Tuesday March 28th was "Our Big Day Today". The question many of us had was who is "our" referring too? Was it the many EPA career staff that worked for years developing the work that was rescinded or revoked? Was it the EPA career staff that should be jubilant the President came to EPA to poke a finger in our eye (or as many people indicated to give us the finger)? Was it the fossil fuel industry that will benefit most from the President's action? Or was it the coal miners present at the event who are being given false hope their jobs are coming back?

We were frankly insulted that the President would come to EPA to announce that he is overturning the work to battle the most urgent environmental problem of our generation – climate change. It was beyond comprehension that an Administration could be so arrogant and callous.

3. Giving False Hope: The President is right that we need to help the coal miners who have been displaced and help retrain them for the future. The President is, however, wrong that coal jobs will be coming back after the repeal of the climate change actions. To state otherwise is false and misleading. It is amazing that an Administration that touts itself as business savvy has not done its homework on the market forces at play with coal.

The number of people employed in coal production in the USA has been declining since the high point in 1925 when over 860,000 people were employed to the current low point in 2017 with about 77,000 people are employed (US Department of Labor). The steady decline in employment in the coal industry happened, in general, as coal production increased. The cause of the decline was simple: automation, not job killing regulations.

According to coal companies themselves, the decline in production of coal in the USA will not be reversed to any great extent. There are no major new coal plants coming on line and the price of the most common replacement fuel, natural gas, will continue to decline with the advent of new production. Even if there is an increase in coal production, the number of jobs associated with the increased production will be small due to the automation of the industry.

4. Indefensible Budget Cuts: We were told that you tried to advocate for a smaller reduction in the EPA budget, yet in the end, the budget passed back to OMB had even deeper cuts. The clear message to EPA staff was either you supported the additional cuts or you have little to no influence with the Administration.

We would appreciate a more detailed description of why you are recommending that certain EPA programs be reduced or eliminated. We would love to know, for example, why resources for Alaska Native Villages are being reduced when they are presented with some of the most difficult conditions in the country; why you would eliminate funds for the protection and restoration of the Puget Sound ecosystem which provides thousands of jobs and revenue for Washington State; and why you would reduce funds for a program that retrofits school buses to reduce diesel emission exhaust inhaled by our most vulnerable population - children. To be credible you need to provide details why you believe these programs should be reduced or cut.

5. Appointing Political Staff Who Are Openly Hostile to EPA: We were surprised and dismayed when it was announced that the new EPA Chief of Staff, and several other staff, had worked for Senator Inhofe. As you know, Senator Inhofe is one of the harshest critics of EPA and the most vocal climate change denier in Congress. This sends an unmistakable and disturbing message to EPA staff that you have no intention of engaging with EPA staff and working together to accomplish what Congress and the American people have entrusted us to do.

6. Continuing to Demonize EPA: You have had several speeches and interviews over the past several weeks where you continue to demonize EPA, and by association EPA career staff. This has to stop. Criticizing the organization you lead is not the type of leadership that will produce results. As a leader, you need to motivate and inspire your staff. The course you are on will continue to alienate EPA career staff; the same people whom you need to accomplish your agenda and fulfill the expectations of the American people.

7. Lack of Understanding of What We Do at EPA (especially in the Regions): In the Regions, we work very closely with our states and Tribes. When you talk about "cooperative Federalism" it implies that this is some new concept and that we are not currently working with our states and Tribes. This is contrary to my experience and that of many others in the Region. It leaves the impression that you do not understand how closely we work with our states and Tribes now. Also, we have not heard you talk specifically about working with tribes and fulfilling our tribal treaty obligations. Working with Tribes is a high priority for us and one we take very seriously.

ED_004607_00002557-00003

You have talked about paying attention to process and rule-making. You are right. However, your remarks that EPA has not been paying attention to process or rule-making are not consistent with the experiences of many EPA staff, me included. I can provide you with dozens of examples, in Region 10 alone, where we have participated in extensive public engagement with states, Tribes, communities, and industry. These types of statements indicate to us that you and your staff do not understand the fundamental work we do at EPA.

8. Please Step Back and Listen to EPA Career Staff

If, by some miracle you or your staff actually read this note, I can only hope you take a step back and realize that you are the leader of an organization of very hard working, dedicated professionals who believe deeply in their work. America is a world leader in protecting our citizen's human health and our environment. Do you really want your legacy to be the person who led the rollback and reversal of the amazing gains we have made over the past 40 years?

I understand the challenges you face when going up against ideologues that appear to cherish fulfilling campaign promises more than doing the analysis and evaluation of what makes sense. But, we are counting on you to advocate for EPA. Unfortunately, up to this point, we have no evidence of this.

Good luck and just remember that EPA staff will respond to leadership that takes into account the science and the opinions of individuals who have devoted their entire lives to fulfilling the mission of EPA – to protect human health and the environment. We understand that our positions may not always prevail, but please take the time to listen to expert voices that might differ from yours and your immediate staff. You may be surprised that you can find common ground on many issues. The health of the American people and our country depends on you.

Michael Cox

ED_004607_00002557-00004

Message

From: Emily Holden [eholden@eenews.net]
Sent: 4/3/2017 3:30:49 PM
To: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]
CC: Niina Heikkinen [nheikkinen@eenews.net]
Subject: Coal miners on stage?

Hi,
Could we get details about the coal miners who were on stage with the president for the EO signing? Which company/region were they from, etc.? Do you have a list of names?
Our deadline is 5 p.m.
Thanks,
Emily

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

Message

From: Anthony Adragna [aadragna@politico.com]
Sent: 5/3/2017 6:52:32 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Copy of Ryan's Email

Whenever you can.

Anthony Adragna
Energy Reporter
Politico
Ex. 6 Personal Privacy (PP)
Twitter: @AnthonyAdragna

> On May 3, 2017, at 2:51 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:
>
> Hi Anthony,
>
> What's your deadline on this?
>
> Thanks
>
> -----Original Message-----
> From: Anthony Adragna [mailto:aadragna@politico.com]
> Sent: Wednesday, May 03, 2017 2:45 PM
> To: Press <Press@epa.gov>
> Subject: Copy of Ryan's Email
>
> Hey guys,
>
> I was hoping to snag a copy of the email Ryan Jackson sent to staff yesterday. Thanks!
>
> Anthony Adragna
> Energy Reporter
> Politico
> Ex. 6 Personal Privacy (PP)
> Twitter: @AnthonyAdragna

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/2/2017 6:52:54 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
Subject: RE: Your questions for Dr. Bob Kavlock?

Thanks, Niina.

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Thursday, March 02, 2017 1:51 PM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: Re: Your questions for Dr. Bob Kavlock?

Hi Robert,

Thanks for your email. I was interested in finding out what a 42 percent budget cut to ORD would mean in terms of it's ability to perform its core functions.

My deadline is 5 pm today.

Thanks for your help.

Sincerely,
Niina

Sent from my iPhone

On Mar 2, 2017, at 1:46 PM, Daguillard, Robert <Daguillard.Robert@epa.gov> wrote:

> Good afternoon Niina,
>
> Dr. Kavlock's office says you're interested in asking him questions about EPA's research programs. Perhaps you could send questions and let me know your deadline?
>
> Thanks, R.
>
> Robert Daguillard
> Office of Media Relations
> U.S. Environmental Protection Agency
> Washington, DC
> +1 (202) 564-6618 (O)
> Ex. 6 Personal Privacy (PP)

Message

From: Annie Snider [asnider@politico.com]
Sent: 4/18/2017 8:13:53 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]; Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]
CC: Freire, JP [Freire.JP@epa.gov]
Subject: RE: RELEASE: Carper Calls on Pruitt to Disavow Reports of Plan to Outsource Clean Water Rules to Industry
Attachments: removed.txt

Got it, thanks

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Tuesday, April 18, 2017 4:13 PM
To: Annie Snider <asnider@politico.com>; Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>
Cc: Freire, JP <Freire.JP@epa.gov>
Subject: RE: RELEASE: Carper Calls on Pruitt to Disavow Reports of Plan to Outsource Clean Water Rules to Industry

Annie – To my knowledge, we are not contracting with an outside firm at this time for WOTUS. Thanks – Liz

---

From: Annie Snider [mailto:asnider@politico.com]
Sent: Tuesday, April 18, 2017 3:48 PM
To: Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>; Bowman, Liz <Bowman.Liz@epa.gov>
Subject: FW: RELEASE: Carper Calls on Pruitt to Disavow Reports of Plan to Outsource Clean Water Rules to Industry

Hi all – I'm doing a quick WB on this. Please let me know if you've got comment.

From: DemPress (EPW) [mailto:DemPress_DemPress@epw.senate.gov]
Sent: Tuesday, April 18, 2017 3:29 PM
To: DemPress (EPW) <DemPress_DemPress@epw.senate.gov>
Subject: RELEASE: Carper Calls on Pruitt to Disavow Reports of Plan to Outsource Clean Water Rules to Industry

FOR RELEASE: April 18, 2017
CONTACT: Meghan Pennington or Christine Brennan – (202) 224-8832

Carper Calls on Pruitt to Disavow Reports of Plan to Outsource Clean Water Rules to Industry

Ranking Member: "I question the legal validity of allowing industry to assist the agency in writing a rulemaking proposal, and consider it an utter and complete abdication of EPA's responsibility to protect the water and people of this country"

WASHINGTON, D.C. – Today, U.S. Senator Tom Carper (D-Del.), top Democrat on the Environment and Public Works Committee, sent a letter to Environmental Protection Agency (EPA) Administrator Scott Pruitt seeking clarification on media reports that EPA officials are in active discussions with private sector industries to hire private attorneys to quickly re-write a weakened version of the Clean Water Rule, which protects water sources across the country.

In his letter, Senator Carper noted, **"…such an approach suggests either that EPA lacks the appropriate staff or budgetary resources to complete a new rule or that the agency intends to devolve its regulatory obligations to industry. Frankly, neither reason for considering such an action is acceptable. I question the legal validity of allowing industry to assist the agency in writing a rulemaking proposal, and consider it an utter and complete abdication of EPA's responsibility to protect the water and people of this country."**

Senator Carper continued, **"It is not surprising that the President's proposed 30 percent cut to EPA's fiscal year 2018 budget, and the loss of twenty percent of its workforce, would constrain the agency's ability to function as it is obligated to do. However, the solution to that problem is not to outsource the development of rules designed to protect the air, water, and public health to the polluters themselves. I urge you in the strongest possible terms to disavow this reported industry plan, if true, and recommit yourself to ensuring that EPA's budget and workforce are maintained at levels necessary to perform its vital mission of protecting human health and our environment."**

To better understand the agency's plan for re-writing the Clean Water Rule, Senator Carper asked that Mr. Pruitt provide responses to specific requests no later than May 12, 2017.

In February, President Trump signed an executive order allowing Mr. Pruitt to abandon the critical clean water protections included in the final rule. Senator Carper, along with five of his EPW colleagues, sent a letter to Mr. Pruitt in March asking the administrator to address the apparent conflict of interest regarding his participation in EPA's review of the Clean Water Rule, which Mr. Pruitt sued to overturn as Oklahoma's Attorney General. Mr. Pruitt has yet to respond to that March 21st letter.

Text of the letter to Administrator Pruitt can be found below and in pdf form here.

April 18, 2017

The Honorable Scott Pruitt
Administrator
Environmental Protection Agency
Ariel Rios Federal Building
1200 Pennsylvania Avenue, NW
Room 3000
Washington, DC 20460

Dear Administrator Pruitt:

I write with incredulity regarding a report in *Politico* stating that industry groups with close ties to you are studying whether the Environmental Protection Agency (EPA) "could hire lawyers from the private sector to redo the Obama administration's most controversial water rule," known as the Clean Water Rule. Active consideration of such an approach suggests either that EPA lacks the appropriate staff or budgetary resources to complete a new rule or that the agency intends to devolve its regulatory obligations to industry. Frankly, neither reason for considering such an action is acceptable. I question the legal validity of allowing industry to assist the agency in writing a rulemaking proposal, and consider it an utter and complete abdication of EPA's responsibility to protect the water and people of this country.

According to the article in today's *Politico,* the Waters Advocacy Coalition is involved in active discussions about how the EPA might utilize the private sector to re-write the Clean Water Rule, and do so rapidly. This group, represented by Hunton & Williams LLP, advocates on behalf of more than 60 industry organizations who seek to restrict the degree to which they are regulated. If it were employed, such outsourcing would enable EPA to avoid having to work as closely with the career officials who drafted the last version of this rule during the Obama Administration, and it would also address the failure by EPA to appoint political officials who could themselves oversee such an effort.

Another possible justification for considering outsourcing rulemaking to industry is that the EPA expects not to have sufficient financial resources to do its work. It is not surprising that the President's proposed 30 percent cut to EPA's fiscal year 2018 budget, and the loss of twenty percent of its workforce, would constrain the agency's ability to function as it is obligated to do. However, the solution to that problem is not to outsource the development of rules designed to protect the air, water, and public health to the polluters themselves. I urge you in the strongest possible terms to disavow this reported industry plan, if true, and recommit yourself to ensuring that EPA's budget and workforce are maintained at levels necessary to perform its vital mission of protecting human health and our environment.

So that I can better understand what your views and plans are with respect to this reported plan to outsource the regulatory process to the regulated industries themselves, I ask that you provide me with responses to the following requests no later than close of business on May 12, 2017:

1. Do you agree that it is EPA's sole responsibility to draft regulations designed to protect the environment by itself, after seeking input from all stakeholders? If not, why not?
2. Would you be supportive of an industry-led effort to rewrite the Clean Water Rule (or any other) regulation? If so, why, and on what legal basis?
3. Please provide me with a copy of all documents (including but not limited to emails, calendar items, white papers, memos, correspondence, presentations and telephone logs) regarding EPA's planned re-write of the Clean Water Rule that relate in any way to a) the legality of delegating part or all of the re-write to non-governmental officials; b) discussion of any resource constraints associated with EPA's planned re-write of this rule and the timeline therefor; and c) discussions between EPA (including members of its beachhead and transition teams), White House, other Executive Branch personnel or non-governmental officials regarding a non-governmental role in the process of re-writing this regulation.

I very much appreciate your prompt attention to this matter.

Sincerely yours,

Tom Carper
Ranking Member

Message

From: Wilcox, Jahan [wilcox.jahan@epa.gov]
Sent: 4/26/2017 5:42:53 PM
To: Matt Shuham [mshuham@talkingpointsmemo.com]; Gray, David [gray.david@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]; Press [Press@epa.gov]
Subject: RE: EPA response to Hatch Act complaint against Dir. Pruitt?

Will handle.

From: Matt Shuham [mailto:mshuham@talkingpointsmemo.com]
Sent: Wednesday, April 26, 2017 1:41 PM
To: Gray, David <gray.david@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>; Press <Press@epa.gov>
Subject: EPA response to Hatch Act complaint against Dir. Pruitt?

Hello,

Does the EPA, or Dir. Pruitt's office specifically, have any response to Sen. Sheldon Whitehouse's complaint to the Office of Special Counsel today that Pruitt's attendance at an Oklahoma Republican Party fundraiser -- and invitations to the event which tout his government work -- violate the Hatch Act?

Complaint:
https://www.whitehouse.senate.gov/imo/media/doc/2017%2004%2025%20Letter%20to%20Carolyn%20Lerner.pdf

Thank you very much,

Matt Shuham
Newswriter, Talking Points Memo
mshuham@talkingpointsmemo.com
Ex. 6 Personal Privacy (PP)
@mattshuham

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/2/2017 1:30:03 PM
To: Kevin Bogardus [kbogardus@eenews.net]
Subject: RE: Employee Integrity Cases

Hi Kevin,

Got your email. Checking.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, March 02, 2017 8:28 AM
To: Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Employee Integrity Cases

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on the EPA Inspector General's latest summary report of its closed employee integrity cases, which was released yesterday (https://www.epa.gov/sites/production/files/2017-03/documents/closed-employee-integrity-cases-april_1_2016_to_sept_30_2016.pdf). Some of these cases involved an inappropriate romantic relationship, possession of crack cocaine and other incidents of fraud and government waste. I have one question for you, which is:

-- What is EPA's reaction to the EPA IG's latest summary report of its closed employee integrity cases?

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 4/18/2017 8:00:08 PM
To: Press [Press@epa.gov]
Subject: MATS filing

Hi all,

I'd like to know if EPA has filed its request for a continuance in the MATS suit today, as expected?

Many thanks,
Brady

Message

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: 5/3/2017 6:26:54 PM
To: Ariel Wittenberg [awittenberg@eenews.net]
CC: Press [Press@epa.gov]
Subject: RE: WOTUS clarification -- E&E News...3 p.m. deadline

Let me check; thanks Ariel.

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, May 3, 2017 2:18 PM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Cc: Press <Press@epa.gov>
Subject: WOTUS clarification -- E&E News...3 p.m. deadline

Hi Liz,

Great talking to you just now. I was just calling to confirm (background is OK) that EPA sent its proposed rule to repeal the 2015 WOTUS regulation to OMB. Today. I just want to clarify that after it goes to OMB it would go into the federal register for notice and comment as a proposed rule, not a final one. I'm on a pretty tight 3 p.m. deadline, so I appreciate your help on this.

Thanks,

Ariel

Ariel Wittenberg
E&E News reporter
awittenberg@eenews.net
202-737-4557
@arielwittenberg

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Grantham, Nancy [Grantham.Nancy@epa.gov]
Sent: 3/2/2017 12:08:16 AM
To: Ariel Wittenberg [awittenberg@eenews.net]; Konkus, John [konkus.john@epa.gov]
CC: Lynn, Tricia [lynn.tricia@epa.gov]; Press [Press@epa.gov]
Subject: RE: EPA to Act on Waters of the United States Rule

Hi Ariel,

The Notice of Proposed Rulemaking went to the Federal Register today. The final document is posted on the EPA website.

Thanks ng

Nancy Grantham
Office of Public Affairs
US Environmental Protection Agency
202-564-6879 (desk)

Ex. 6 Personal Privacy (PP)

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, March 01, 2017 8:45 AM
To: Konkus, John <konkus.john@epa.gov>
Cc: Lynn, Tricia <lynn.tricia@epa.gov>; Press <Press@epa.gov>
Subject: RE: EPA to Act on Waters of the United States Rule

Hi John,

Just wanted to check back in on you on this. As I mentioned, my deadline today is 11:30 a.m.

Thanks,

Ariel

From: Konkus, John [konkus.john@epa.gov]
Sent: Tuesday, February 28, 2017 9:54 PM
To: Ariel Wittenberg
Cc: Lynn, Tricia; Press
Subject: Re: EPA to Act on Waters of the United States Rule

We'll find out.

Sent from my iPhone

On Feb 28, 2017, at 9:49 PM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi John,
>
> Thanks for the speedy response. To clarify, my question was actually in response to that link. I see the notice of the proposed rulemaking there, but that copy doesn't have the signature from the Acting Assistant Secretary of the Army for Civil Works. That's why I was wondering if it has already been submitted to the register or if it is maybe scheduled to be submitted later in the week? I can't seem to find it in the federal register online.

Ariel

From: Konkus, John [konkus.john@epa.gov]
Sent: Tuesday, February 28, 2017 9:44 PM
To: Ariel Wittenberg
Cc: Lynn, Tricia; Press
Subject: Re: EPA to Act on Waters of the United States Rule

Ariel please see this link: https://www.epa.gov/newsreleases/epa-act-waters-united-states-rule-1

Thank you,

John Konkus

Sent from my iPhone

On Feb 28, 2017, at 9:41 PM, Ariel Wittenberg <awittenberg@eenews.net> wrote:

> Hi Tricia,
>
> I just wanted to clarify when the EPA intends to submit its notice of proposed rulemaking relating to the Clean Water Rule and the Executive Order signed Tuesday. Has that already been submitted? If not, what is the timeline on that? My deadline is at 11:30 a.m. on Wednesday.
>
> Thanks,
>
> Ariel
>
> Ariel Wittenberg
> E&E News reporter
> awittenberg@eenews.net
> 202-737-4557
> @arielwittenberg
>
> **E&E NEWS**
> 122 C Street NW 7th Floor Washington, DC 20001
> www.eenews.net | @EENewsUpdates
> Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV
>
> ---
>
> **From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]
> **Sent:** Tuesday, February 28, 2017 6:07 PM
> **To:** Ariel Wittenberg
> **Subject:** EPA to Act on Waters of the United States Rule

CONTACT:
press@epa.gov

FOR IMMEDIATE RELEASE
February 28, 2017

EPA to Act on Waters of the United States Rule

WASHINGTON -- President Donald Trump issued an Executive Order at the White House today, directing the U.S. Environmental Protection Agency (EPA) and the U.S. Army Corps of Engineers to review and then rescind or revise the 2015 Clean Water Rule: Definition of "Waters of the United States".

EPA Administrator Scott Pruitt joined the President for this announcement and afterward issued the following statement: "EPA intends to immediately implement the Executive Order and submit a Notice to the Office of the Federal Register announcing our intent to review the 2015 Rule, and then to propose a new rule that will rescind or revise that rule. The President's action today preserves a federal role in protecting water, but it also restores the states' important role in the regulation of water."

View the Executive Order and the Federal Register Notice:
https://www.epa.gov/cleanwaterrule

R033

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 3/31/2017 10:43:55 PM
To: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
CC: Press [Press@epa.gov]
Subject: RE: checking in on an EPA budget document

Juliet: Below is our response that you can include in the article.

"EPA will work with the President and Congress to redesign the way we do business to focus on achieving our core responsibilities - working with the states to ensure clean and breathable air, protecting water quality and investing in infrastructure, restoring our communities, ensuring timely review of chemicals and products to ensure safety for American families, all of which will have a positive impact on the environment and the economy."

Thank you,

John Konkus

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Friday, March 31, 2017 4:03 PM
To: Press <Press@epa.gov>; Mufson, Steven <Steven.Mufson@washpost.com>; Mooney, Chris <Chris.Mooney@washpost.com>
Subject: checking in on an EPA budget document

To whom it may concern,
I'm working with my colleagues Steve Mufson and Chris Mooney (cc'd here) on a story that examines how EPA plans to execute the cuts envisioned in the administration's budget for FY 2018. The story includes an examination of an EPA budget document from the agency's acting chief financial officer that shows how individual programs would be affecting. If there is someone willing to talk through some of the details, including how it reflects both the president's and Administrator Pruitt's vision of the EPA's core mission, that would be great. You can either call me on my cell, below, or Steve can be reached at his desk, Ex. 6 Personal Privacy (PP) or his cell, Ex. 6 Personal Privacy (PP)
Thanks so much,
Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
(O) 202-334-7774
Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/1/2017 7:10:23 PM
To: Alexander Kaufman [alexander.kaufman@huffingtonpost.com]
Subject: RE: TIMELY Huffington Post request

Good afternoon Alexander,

Checking. We'll get back to you with any info.

Regards, R.

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

From: Alexander Kaufman [mailto:alexander.kaufman@huffingtonpost.com]
Sent: Wednesday, March 01, 2017 2:08 PM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: TIMELY Huffington Post request

Hey Robert,

Wanted to see if the EPA was putting out a statement about leaked details about cuts to the FY18 budget. My source tells me this is what's on the chopping block:

The "pass-back" from the Office of Management and Budget to EPA on the agency's FY 2018 budget calls for the following:

1. Grants to states, including Section 103/105 for the air program, are recommended to be cut by 30%.
2. EPA's budget is recommended to be cut by 25%.
3. EPA's staff is recommended to be cut by 20% (through buy-outs, RIFs, etc.) .
4. The following programs/grants are recommended to be zeroed out:

Alaska Native Villages
Beach and Fish programs
Brownfield projects
Clean Power Plan implementation
Climate Voluntary partnership programs—14 separate ones
Diesel Emissions Reduction Act
Endocrine grants
Energy star grants
Environmental education
Environmental justice
Geographical programs for lake Champlaign, L.I. Sound, S.F. Bay and South Florida
Global Change Research
Mexico Border grants
Multi-purpose grants
Office of Public Engagement

Radon
Star Research grants
Small minority businesses
State indoor radon
Targeted air shed grants
U.S. Mexico Border
Water Sense

--

Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post
917-725-0203
@AlexCKaufman

Message

From: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Sent: 3/31/2017 9:30:03 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: Konkus, John [konkus.john@epa.gov]; Press [Press@epa.gov]
Subject: RE: checking in on an EPA budget document

Great, thanks very much.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, March 31, 2017 5:30 PM
To: Eilperin, Juliet <Juliet.Eilperin@washpost.com>
Cc: Konkus, John <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: Re: checking in on an EPA budget document

Hi Juliet,

Thanks for the heads up, we have your email.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 31, 2017, at 5:22 PM, Eilperin, Juliet <Juliet.Eilperin@washpost.com> wrote:

Dear Julia and John,
I just wanted to flag this because I did not get the general response I get from this email, saying that my message had been received. This story will be in the paper tomorrow, our deadline is tonight.
Thank you,
Juliet

From: Eilperin, Juliet
Sent: Friday, March 31, 2017 4:03 PM
To: 'press@epa.gov' <press@epa.gov>; Mufson, Steven <Steven.Mufson@washpost.com>; Mooney, Chris (Chris.Mooney@washpost.com) <Chris.Mooney@washpost.com>
Subject: checking in on an EPA budget document

To whom it may concern,
I'm working with my colleagues Steve Mufson and Chris Mooney (cc'd here) on a story that examines how EPA plans to execute the cuts envisioned in the administration's budget for FY 2018. The story includes an examination of an EPA budget document from the agency's acting chief financial officer that shows how individual programs would be affecting. If there is someone willing to talk through some of the details, including how it reflects both the president's and Administrator Pruitt's vision of the EPA's core mission, that would be great. You can either call me on my cell, below, or Steve can be reached at his desk, Ex. 6 Personal Privacy (PP) or his cell, Ex. 6 Personal Privacy (PP)
Thanks so much,
Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post

Juliet.eilperin@washpost.com
(O) 202-334-7774
Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: Devin Henry [dhenry@thehill.com]
Sent: 4/18/2017 7:06:00 PM
To: Freire, JP [Freire.JP@epa.gov]; Press [Press@epa.gov]
Subject: Administrator Pruitt's Chicago schedule?

Hey JP,

Do you have a copy of Administrator Pruitt's schedule for his Chicago trip this week that I could look at?

Also wondering if HQ has a response to Region 5's union asking for a meeting? https://twitter.com/704afge/status/854330916520570880

Let me know, thanks.

-Devin

--
Devin Henry
Staff Writer, The Hill
P: (202) 349-8127
C: Ex. 6 Personal Privacy (PP)
Twitter: @dhenry

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/1/2017 5:29:17 PM
To: Dennis, Brady [Brady.Dennis@washpost.com]; Press [Press@epa.gov]
Subject: RE: budget story

Good afternoon Brady,

A quick world to acknowledge receipt. We'll circle back if and when we have something for you.

Regards, R.

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, March 01, 2017 12:18 PM
To: Press <Press@epa.gov>
Subject: budget story

Hi all,

We understand from multiple sources that the OMB draft budget for EPA includes a proposed cut of about 25%, including a staff cut of around 3,000 positions. Included in that would be cuts to some state grants and elimination of funding for certain programs altogether (among them: Alaska native villages, environmental justice, Star research grants and Mexico border grants, etc). We will likely write about these proposals today and wanted to see if agency officials have any comment on the potential cuts?

Many thanks,
Brady

The Washington Post
Brady Dennis
National Staff
Health, Science & Environment
Work: (202) 334-7745
Email: brady.dennis@washpost.com
Stories: goo.gl/SY131A
Twitter: @brady_dennis

SecureDrop is a safe way for readers to share messages, materials and story tips with Washington Post journalists. https://www.washingtonpost.com/securedrop/

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/18/2017 4:46:37 PM
To: Yount, Emily [Emily.Yount@washpost.com]
Subject: RE: Washington Post request: Air quality data

Hi Emily,

These are prepared daily summaries for PM2.5, PM 10 and ozone. The files are separated by pollutant and zipped. Each file contains all years of data for all monitors for that pollutant.

File links:

https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_FRM.zip
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_NonFRM.zip
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM10.zip
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_ozone.zip

The files are sorted by date, then monitor (state-county-site).

The PM2.5_FRM file contains data from FRM (federal reference method) and FEM (federal equivalent method) monitors – the data we can use for regulatory determinations.

We have also included a file for PM2.5_NonFRM data. These data are not used for regulatory determinations; however, the methods are of sufficient quality to allow for health assessments, thus we calculate an AQI for these data. We use a different parameter code, 88502 vs 88101, to distinguish the NonFRM data from the FRM data so that it is not accidentally confused.

The PM10 and ozone data comes only from FRMs and FEMs (there is no NonFRM equivalent).

The files only include valid days – that is, days in which we have enough measurements to consider the data complete enough to calculate a valid AQI. The AQI is EPA's color-coded tool for communicating air quality to the public. Concentrations are then converted to an index value. For ozone the index is an 8-hour index; for PM, it is a 24-hour index. We determine the AQI for any geographic region by taking the highest AQI from any monitor in that region for the day. AQI is recalculated for all historical data whenever the standard changes, so all AQI values reflect the current standards.

The files also include "event" data. States are allowed to request that EPA not consider high measurements caused by an event out of their control (e.g., wildfires) in our assessment of their compliance with the national ambient air quality standards. Thus, for regulatory determinations, we sometimes exclude events. However, for the AQI, those events generally are included, to ensure the public is alerted about concentrations of pollution in the air they breathe.

You might notice that some monitors do not operate every day. Some PM monitors operate only every third day or every sixth day (or even every twelfth day). This allows us to obtain the data we need while reducing the burden for lab analyses. The sampling calendars are synchronized (so that a 1-in-3 day monitor will collect the same day a 1-in-6 day monitor does).

We understand that you are looking for the best/worst daily average for PM2.5, PM10 and ozone. EPA would caution against the use of a single day over multiple years to determine a trend, merely because that single air quality day might be influenced by an unusual event (like a wildfire or fireworks) and might not represent typical air quality in an area.

If you have questions about using or interpreting the data, we would be happy to walk you through our methods. We would also be willing to review any infographics for accuracy.

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, April 10, 2017 10:44 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Thanks, Enesta. I have a couple of follow-up questions.

It looks like the CSV files you sent over have an arithmetic mean and 1st max value.

- <!--[if !supportLists]--><!--[endif]-->Is the 1st max value the worst daily average for that year?
- <!--[if !supportLists]--><!--[endif]-->Is it possible to re-send the data but include the best daily average for that year?

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Friday, April 7, 2017 at 3:24 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.

The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. <!--[if !supportLists]--><!--[endif]-->Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. <!--[if !supportLists]--><!--[endif]-->Data handling procedures consistent with the most recent national ambient air quality standards for ozone and PM.
3. <!--[if !supportLists]--><!--[endif]-->All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,
Emily Yount

Emily Yount

The Washington Post
202-334-7726
@emilyyount

Message

From: Annie Snider [asnider@politico.com]
Sent: 5/3/2017 4:36:15 PM
To: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]; Freire, JP [Freire.JP@epa.gov]; Bowman, Liz [Bowman.Liz@epa.gov]; Wilcox, Jahan [wilcox.jahan@epa.gov]
Subject: WOTUS rescind to OMB?

Hi all – I see this showing up on OMB's site – is this the rule to repeal the Obama administration rule?

Office of Information and Regulatory Affairs (OIRA)

Executive Order Submissions Under Review

May 03, 2017

Environmental Protection Agency

AGENCY: EPA-OW **RIN:** 2040-AF74 **Status:** Pending Review
TITLE: Definition of "Waters of the United States" ? Recodification of Preexisting Rules
STAGE: Proposed Rule **ECONOMICALLY SIGNIFICANT:** No
** **RECEIVED DATE:** 05/02/2017 **LEGAL DEADLINE:** None

Annie Snider
Reporter
POLITICO
asnider@politico.com
703-672-2819 - desk
Ex. 6 Personal Privacy (PP)
@AnnElizabeth18

Message

From: Anthony Adragna [aadragna@politico.com]
Sent: 4/18/2017 2:37:07 PM
To: Press [Press@epa.gov]
Subject: Union Requests Meeting with Pruitt Tomorrow?

Hey guys,

The EPA union up in Chicago has formally requested a meeting with Administrator Pruitt tomorrow. Do you have any comment on that?

And are there additional details about his trip and what he'll be doing you can share?

Thanks,
--
Anthony Adragna
Energy Reporter
POLITICO
Cell: Ex. 6 Personal Privacy (PP)
Desk: 703-647-8563
aadragna@politico.com
@AnthonyAdragna

Message

From: Wilcox, Jahan [wilcox.jahan@epa.gov]
Sent: 5/3/2017 3:15:37 PM
To: Alex Guillen [aguillen@politico.com]; Press [Press@epa.gov]; Freire, JP [Freire.JP@epa.gov]
Subject: RE: FOIA suit comment?

I'll start working with him on this.

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Wednesday, May 3, 2017 11:12 AM
To: Press <Press@epa.gov>; Freire, JP <Freire.JP@epa.gov>
Subject: FOIA suit comment?

Hi all, any comment on the Center for Biological Diversity's FOIA lawsuit today saying EPA has wrongly denied or delayed its records requests for Pruitt's emails and schedule?

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/1/2017 5:17:47 PM
To: Cook, Hilary [CookH@cbsnews.com]
Subject: RE: CBS NATIONAL NEWS REQUEST

Good morning Hilary,

We'll be referring you to the Agency for Toxic Substances and Disease Registry (www.atsdr.cdc.gov) for the information you're seeking.

Thanks again for reaching out, R.

From: Cook, Hilary [mailto:CookH@cbsnews.com]
Sent: Monday, February 27, 2017 9:10 AM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: Re: CBS NATIONAL NEWS REQUEST

Sounds good. My number is below.

Hilary Cook
CBS This Morning
Ex. 6 Personal Privacy (PP)

On Feb 27, 2017, at 9:08 AM, Daguillard, Robert <Daguillard.Robert@epa.gov> wrote:

> Let me call you at 9:15?
>
> ---
>
> **From:** Cook, Hilary [mailto:CookH@cbsnews.com]
> **Sent:** Monday, February 27, 2017 9:06 AM
> **To:** Daguillard, Robert <Daguillard.Robert@epa.gov>
> **Subject:** Re: CBS NATIONAL NEWS REQUEST
>
> That'd be great Robert. Thank you.
> What time are you available to talk?
>
> On Feb 27, 2017, at 9:01 AM, Daguillard, Robert <Daguillard.Robert@epa.gov> wrote:
>
>> Good morning Hilary,
>>
>> A quick word to acknowledge receipt. Are you on deadline? I can't give you comments for attribution as I'm not a subject matter expert, but I'd be happy to chat to learn a bit more about your story – and how EPA can help.
>>
>> Let me know what time would work best for you today.
>>
>> Thanks, R.
>>
>> On Feb 26, 2017, at 3:58 PM, Cook, Hilary <CookH@cbsnews.com> wrote:
>>
>> Hi there –

Hilary here with CBS News.
I was wondering if you have any information on the chemical Borax. Specifically, I'm trying to gauge where its most commonly found and how dangerous it is – particularly for children.
Please let me know if you have a minute to get on the phone either today or tomorrow.
You can reach me at this email or on my cell phone at any time Ex. 6 Personal Privacy (PP)
Thanks,
Hilary

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

Message

From: Mooney, Chris [Chris.Mooney@washpost.com]
Sent: 4/18/2017 2:01:11 PM
To: Press [Press@epa.gov]
Subject: query on paris agreement

Hi,
It's Chris Mooney with the Washington Post. Just seeking to confirm that administrator Pruitt will be headed to the White House today for a meeting on the Paris climate agreement?
Thanks!

cm

Chris Mooney
The Washington Post
@chriscmooney
Chris.mooney@washpost.com
Ex. 6 Personal Privacy (PP)

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 4/18/2017 12:34:42 PM
To: csmith@eenews.net
Subject: Subject: OCSPP hiring

Good morning Cecelia,

Quick word to acknowledge receipt.

Very best, R.

From: Cecelia Smith-Schoenwalder <csmith@eenews.net>
Date: April 18, 2017 at 8:06:27 AM EDT
To: "Milbourn, Cathy" <Milbourn.Cathy@epa.gov>
Subject: OCSPP hiring

Hi Cathy,

I know it's been reported that a hiring for the chemical safety and pollution prevention office may come this week. Can you keep me posted if any movement happens?

Best,
Cecelia Smith
csmith@eenews.net
(202) 446-0423 (office)
Ex. 6 Personal Privacy (PP)
@ceceliasmith12

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

Message

From: Yount, Emily [Emily.Yount@washpost.com]
Sent: 5/2/2017 7:37:42 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: Washington Post request: Air quality data

Thanks, Enesta. This is very helpful.

Emily Yount
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Tuesday, May 2, 2017 at 2:32 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Cc: "Jones, Enesta" <Jones.Enesta@epa.gov>, Press <Press@epa.gov>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Here are the explanations for each column. You should keep in mind that these are what we call "daily summary" records that represent the aggregate values we calculate each day that a monitor operates.

Observation count: This is the number of observations taken during the day. An observation is a single pollution concentration collected or averaged over the length of time listed in the sample duration column. That is, it may be a 1-hour, 8-hour, or 24-hour average.

Observation percent: This is the ratio of actual observations (listed in observation count) to the expected number of observations. In this case, there was 1 actual observation. The observation percent was 100%. It can be inferred that there was only one observation expected for the day. It is the "completeness" of the data.

Arithmetic mean: This is the average concentration for all of the observations for the day. For monitors with only 1 observation, the mean, max, and individual observed value will all be the same. It is a simple average calculated by summing each individual observed concentration and dividing by the number of observations. If appropriate, we apply substitution rules for missing data as outlined in the CFR. In general, if the observation percent is at or above 75, we consider the data complete and do not substitute for any missing values. For some calculations in our regulations, we need the geometric mean, thus we use these terms rather than "average" to avoid confusion.

First maximum value. This is the highest value recorded during the day. Sometimes we need the second or fourth maximum value, so we use "first" to make it clear this is the maximum value.

First maximum hour. This is the hour of the day at which the first maximum value began being measured. Thus the maximum value is the average concentration between this hour and this hour plus the sample duration.

Enesta Jones

U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, May 01, 2017 2:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Enesta,

Do you mind sending me a definition for the following column headers? I want to make sure I understand what they mean and make sure I know which value is the concentration. I assume the concentration is column Q: Arithmetic Mean, but I always prefer to double check.

O	P	Q	R	S
Observation Count	Observation Percent	Arithmetic Mean	First Maximum Value	First Maximum Hour
1	100	50	50	0

End of day Thursday is my deadline. On Friday, we are scoping out the work for the project based on our understanding of the data. If Thursday isn't doable, I'll plan based on assumptions and adjust next week.

Thank you,
Emily

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/31/2017 9:11:26 PM
To: Press [Press@epa.gov]
Subject: Scientific integrity probe

Hi all, please let me know if you have any comment on the news that EPA's Scientific Integrity Officer will be investigating Administrator Pruitt's March 9 comment on carbon dioxide.

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Annie Snider [asnider@politico.com]
Sent: 4/17/2017 7:37:26 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Comment on WOTUS rewrite

Just wanted to circle back one last time -- will y'all have something for us on this?

From: Annie Snider
Sent: Monday, April 17, 2017 1:17 PM
To: 'Konkus, John' <konkus.john@epa.gov>
Cc: 'Press' <Press@epa.gov>
Subject: RE: Comment on WOTUS rewrite

Hi all -- just wanted to make sure you saw this?

From: Annie Snider
Sent: Monday, April 17, 2017 10:47 AM
To: Konkus, John <konkus.john@epa.gov>
Cc: 'Press' <Press@epa.gov>
Subject: Comment on WOTUS rewrite

Hi John,

I am filing a story today on one of the issues that I floated to you a couple of weeks ago – this idea of EPA contracting with an outside attorney or law firm to help with the WOTUS rewrite. This is something that I know members of the Waters Advocacy Coalition are actively discussing.

Here's what I'm wondering from EPA's end:

-Is EPA considering, or would it consider, contracting with an outside law firm or other entity to work on the Waters of the U.S. rulemaking? If so, what types of activities might the contract involve?

-What kind of conflict of interest guidelines would EPA impose in such a contract? Could a lawyer or firm that represents clients with a stake in the rulemaking be eligible?

-Would meetings between a contracted party and outside groups be subject to the same Administrative Procedures Act and Federal Advisory Committee Act requirements as apply to federal employees conducting a rulemaking?

-Has Pruitt or have EPA staffers met with any of the following groups on the Waters of the U.S. rulemaking? Hunton & Williams LLP, the American Farm Bureau Federation, the National Association of Homebuilders, the National Pork Producers Council, the National Cattlemen's Beef Association, the National Association of Realtors, the Fertilizer Institute, the American Petroleum Institute, the National Association of Manufacturers, or the Edison Electric Institute?

I am working on a 3pm deadline today, feel free to give me a call if you'd like to discuss.

Best,
Annie

Annie Snider

Reporter
POLITICO
asnider@politico.com
703-672-2819 - desk
Ex. 6 Personal Privacy (PP)
@AnnElizabeth18

Message

From: Alexander Kaufman [alexander.kaufman@huffingtonpost.com]
Sent: 3/31/2017 5:15:45 PM
To: Press [Press@epa.gov]
Subject: Fwd: Huffington Post comment request

Forwarding this along since Robert is away.
---------- Forwarded message ----------
From: **Alexander Kaufman** <alexander.kaufman@huffingtonpost.com>
Date: Fri, Mar 31, 2017 at 1:14 PM
Subject: Huffington Post comment request
To: "Daguillard, Robert" <daguillard.robert@epa.gov>

Hey Robert,

Hope you're well. I'm working on a story in which folks like Myron Ebell and a fellow from the Heartland Institute express frustration that Administrator Pruitt has not reopened the endangerment finding.

Does the EPA have plans to respond to CEI's petition to reopen the clause? And can you confirm that Pruitt lobbied the White House to remove language about the finding in Tuesday's executive order?

You can reach me at Ex. 6 Personal Privacy (PP) if need be.

Thank you,

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post
917-725-0203
@AlexCKaufman

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post
917-725-0203
@AlexCKaufman

Message

From: Annie Snider [asnider@politico.com]
Sent: 5/2/2017 8:02:30 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Interview request: drinking water

Hi Liz – just wanted to see what happened here. My absolute hard deadline is 11 am Thursday morning – can we set something up with Peter between now and then?

From: Annie Snider
Sent: Monday, May 01, 2017 12:34 PM
To: 'Bowman, Liz' <Bowman.Liz@epa.gov>
Subject: RE: Interview request: drinking water

Hi Liz – I just wanted to follow up and see where things stand for an interview with Peter Grevatt tomorrow?

From: Annie Snider
Sent: Friday, April 28, 2017 2:38 PM
To: 'Bowman, Liz' <Bowman.Liz@epa.gov>
Subject: RE: Interview request: drinking water

Hi Liz, I take it that 1:30 didn't work afterall. I talked with my editors and they're fine with Tuesday. Just let me know what time works on your end, and I'm happy to come to y'all to do it in person if that works time-wise.

Thanks!
Annie

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Friday, April 28, 2017 1:06 PM
To: Annie Snider <asnider@politico.com>
Subject: RE: Interview request: drinking water

Okay, we might be able to call you at 1:30…let me check. In the off chance, do you want to send questions over email?

From: Annie Snider [mailto:asnider@politico.com]
Sent: Friday, April 28, 2017 12:27 PM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Subject: RE: Interview request: drinking water

Ah, shoot. I've got to get my editors a draft over the weekend, but it won't run right away, so if Tuesday's the soonest y'all can do it, we'll make it work. That day, I could do somewhere in 11-12 or after 1pm.

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Friday, April 28, 2017 12:22 PM
To: Annie Snider <asnider@politico.com>
Subject: RE: Interview request: drinking water

Actually, we cant today – does Tuesday work for you? What times?

From: Annie Snider [mailto:asnider@politico.com]
Sent: Friday, April 28, 2017 12:13 PM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Subject: RE: Interview request: drinking water

Sounds good

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Friday, April 28, 2017 12:09 PM
To: Annie Snider <asnider@politico.com>
Subject: RE: Interview request: drinking water

Okay, I am aiming for 1:30 p.m. – I will let you know at 1, for sure. I am talking to Peter then.

From: Annie Snider [mailto:asnider@politico.com]
Sent: Friday, April 28, 2017 11:45 AM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Subject: RE: Interview request: drinking water

Yep, that'd be great – just let me know when you've got a time set and I'll make sure I'm in a quiet space (I'm running around a bit today). Thanks!

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Friday, April 28, 2017 11:44 AM
To: Annie Snider <asnider@politico.com>
Subject: RE: Interview request: drinking water

Hi Annie – Working with Peter on a time. Would 1:30 p.m. work for you today? We might be able to do a short call at that time.

From: Annie Snider [mailto:asnider@politico.com]
Sent: Friday, April 28, 2017 9:08 AM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Re: Interview request: drinking water

Hi Liz, thanks for your help with this. Just wanted to circle back and see if we could arrange a call today with one of your folks. My request would be to talk with Mike Shapiro, acting AA for water, or Peter Grevatt, director of the office of groundwater & drinking water.

I'm on my cell today if you'd like to discuss: Ex. 6 Personal Privacy (PP)

Thanks!

Sent from my iPhone

On Apr 27, 2017, at 7:19 PM, Bowman, Liz <Bowman.Liz@epa.gov> wrote:

> Hi Annie - I can try to set something up tomorrow afternoon w one of our water experts. Remind me tomorrow am

Sent from my iPhone

On Apr 27, 2017, at 6:48 PM, Annie Snider <asnider@politico.com> wrote:

> Hi all – I am working on a story about Safe Drinking Water Act regulation for our policy magazine, The Agenda – how it works, why there haven't been any new regulations since the '96 amendments, how contaminants are being dealt with in the meantime.
>
> I know you don't have an assistant administrator in place yet, but might it be possible to interview one of your staff experts? I'm looking to wrap up reporting tomorrow.
>
> Best,
> Annie
>
> Annie Snider
> Reporter
> POLITICO
> asnider@politico.com
> 703-672-2819 - desk
> Ex. 6 Personal Privacy (PP)
> @AnnElizabeth18

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 4/17/2017 4:53:41 PM
To: Freire, JP [Freire.JP@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: Region 5 closing

Thanks. Deadline is whenever you can. I could just use what you folks gave Politico if there's nothing more to it than that.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

On Mon, Apr 17, 2017 at 12:52 PM, Freire, JP <Freire.JP@epa.gov> wrote:

I'm going to give you a call, but topline point is that this is an unsubstantiated rumor. What's your deadline?

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Monday, April 17, 2017 12:40 PM
To: Press <Press@epa.gov>
Subject: Region 5 closing

Hi folks-

Could I please get the response to this report that the region 5 office might be on the chopping block? http://chicago.suntimes.com/news/sneed-exclusive-city-could-lose-its-epa-regional-office/

Thanks.

--

Timothy Cama, Staff writer

The Hill

Ex. 6 Personal Privacy (PP)

www.thehill.com

Message

From: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
Sent: 3/31/2017 1:00:09 AM
To: Jacqueline Alemany [jackiealemany@gmail.com]
CC: Jacqueline Alemany [alemanyj@cbsnews.com]; Press [Press@epa.gov]
Subject: Re: Can you please add me to your press list?

Hi Jacqueline,

Below is the news release on the executive order and the release we issued issued today on CPP guidance.

https://www.epa.gov/newsreleases/epa-review-clean-power-plan-under-president-trumps-executive-order

https://www.epa.gov/newsreleases/epa-administrator-sends-clean-power-plan-guidance-letter-governors-0

Sent from my iPhone
Cathy Milbourn
Office of Media Relations
202-564-7849
Ex. 6 Personal Privacy (PP)

On Mar 30, 2017, at 8:08 PM, Jacqueline Alemany <jackiealemany@gmail.com> wrote:

> yes! so sorry thought i emailed you from my CBS email!!
> Have looped in my work email :)
> thanks again.
>
> On Thu, Mar 30, 2017 at 6:34 PM, Milbourn, Cathy <Milbourn.Cathy@epa.gov> wrote:
> Hi Jacqueline,
>
> Glad to add you--I have your information as the White House reporter at CBS News - should I use your CBS email address?
>
> Best,
>
> Cathy
>
> Catherine C. Milbourn
> Office of Media Relations
> Office of the Administrator
> U.S. EPA HQ
> 202-564-7849 (office)
> Ex. 6 Personal Privacy (PP)
> Milbourn.cathy@epa.gov
>
> -----Original Message-----

From: Jacqueline Alemany [mailto:jackiealemany@gmail.com]
Sent: Thursday, March 30, 2017 5:52 PM
To: Press <Press@epa.gov>
Subject: Can you please add me to your press list?

I'd also love the email that was just sent it about the clean power plan.
Thanks so much!!

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 4/17/2017 4:40:00 PM
To: Press [Press@epa.gov]
Subject: Region 5 closing

Hi folks-

Could I please get the response to this report that the region 5 office might be on the chopping block? http://chicago.suntimes.com/news/sneed-exclusive-city-could-lose-its-epa-regional-office/

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: 4/17/2017 3:40:24 PM
To: Hannah Hess [hhess@eenews.net]; Press [Press@epa.gov]
Subject: RE: Inquiry - Feb 26-27 RAGA meeting

Hi Hannah - Can you please send us a copy of that letter you mention below? Thanks -- Liz

-----Original Message-----
From: Hannah Hess [mailto:hhess@eenews.net]
Sent: Monday, April 17, 2017 10:12 AM
To: Press <Press@epa.gov>
Subject: Inquiry - Feb 26-27 RAGA meeting

Hi there,
In a letter sent to EPA by some Democratic senators on Friday, it's alleged that Administrator Scott Pruitt addressed the Feb. 26-27 meeting of the Republican Attorneys General Association in Washington, D.C. Is that accurate? Why did the administrator address the group? On what topics did he speak?

Thanks!

Hannah Hess
E&E News Reporter
hhess@eenews.net
202-446-0461 (office)
Ex. 6 Personal Privacy (PP)
@na_nan_nan

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001 www.eenews.net | @EENewsUpdates Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Freire, JP [Freire.JP@epa.gov]
Sent: 4/16/2017 2:59:12 PM
To: aadragna@politico.com; Press [Press@epa.gov]
Subject: Re: Region 5

EPA is stepping up its coordination with states and local authorities to safeguard human health and the environment--including through our regional offices. At this time, we are not announcing any potential closures and are instead focused on getting results and improving conditions for communities affected by Superfund sites like in East Chicago.

J.P. Freire
Environmental Protection Agency
Associate Administrator for Public Affairs
Mobile: Ex. 6 Personal Privacy (PP)

On Apr 16, 2017, at 9:10 AM, Anthony Adragna <aadragna@politico.com> wrote:

> Hey guys,
>
> Sorry to pester on Easter Sunday, but wanted to follow up on this report (http://chicago.suntimes.com/news/sneed-exclusive-city-could-lose-its-epa-regional-office/) about the closure of Region 5? Is this accurate and do you have any response to Mayor Emanuel's statement on this?
>
> Thanks,
> --
> Anthony Adragna
> Energy Reporter
> POLITICO
> Cell: Ex. 6 Personal Privacy (PP)
> Desk: 703-647-8563
> aadragna@politico.com
> @AnthonyAdragna

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/30/2017 9:13:23 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Tory Lyons

Even when all I'm asking is whether a person works at EPA or has been hired to work at EPA?

From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Thursday, March 30, 2017 4:44 PM
To: Alex Guillen <aguillen@politico.com>
Cc: Press <Press@epa.gov>
Subject: RE: Tory Lyons

Alex: we aren't commenting on personnel.

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Thursday, March 30, 2017 4:40 PM
To: Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Tory Lyons

Following up and broadening this to the whole team just in case.

From: Alex Guillen
Sent: Thursday, March 30, 2017 2:41 PM
To: John Konkus (konkus.john@epa.gov) <konkus.john@epa.gov>
Subject: Tory Lyons

Hey John, I asked Troy Lyons to confirm that he's the EPA's new congressional liaison, but he would only tell me to check with you guys. Can you confirm it?

Than you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 4/14/2017 5:15:32 PM
To: Press [Press@epa.gov]
Subject: MATS case

Hi folks-

I'm hearing that the administration is planning today to tell the DC Circuit that it won't defend the MATS rule change from last year.

Could you confirm? And could you explain whether that means that EPA will repeal the underlying 2012 rule?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: 4/13/2017 8:05:24 PM
To: Eric Wolff [ewolff@politico.com]
CC: Press [Press@epa.gov]
Subject: RE: RFS

Hi Eric - We understand the importance of meeting deadlines established by the RFS for purposes of program integrity and regulatory certainty. It is our priority to continue down the path to meet them. Thanks – Liz

From: Eric Wolff [mailto:ewolff@politico.com]
Sent: Thursday, April 13, 2017 2:29 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Re: RFS

Thanks. Another question: Has EPA figured out what volumes it wants to propose? Sources are telling me it hasn't.

On Thu, Apr 13, 2017 at 2:05 PM, StClair, Christie <StClair.Christie@epa.gov> wrote:

Hi Eric,

We've got your request.

Christie

Christie St. Clair

Office of Public Affairs

Environmental Protection Agency

Washington, DC

o: 202-564-2880

m: Ex. 6 Personal Privacy (PP)

From: Eric Wolff [mailto:ewolff@politico.com]
Sent: Thursday, April 13, 2017 2:03 PM
To: Press <Press@epa.gov>
Subject: RFS

Hi,

I'm hearing that proposed volumes for the Renewable Fuel Standard may slip to June? Can you confirm?

Thanks!

- Eric

--

Eric Wolff

Energy Reporter

POLITICO

760-303-1927

ewolff@politico.com

@ericwolff

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Annie Snider [asnider@politico.com]
Sent: 3/30/2017 5:49:48 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Milbourn, Cathy [Milbourn.Cathy@epa.gov]; Press [Press@epa.gov]
Subject: RE: Confirming - Preston Doerflinger

Circling back on this --

From: Annie Snider
Sent: Wednesday, March 29, 2017 4:00 PM
To: 'Valentine, Julia' <Valentine.Julia@epa.gov>; 'Milbourn, Cathy' <Milbourn.Cathy@epa.gov>; Press <Press@epa.gov>
Subject: Confirming - Preston Doerflinger

Hi all, I'm hearing that Preston Doerflinger has arrived at EPA as Deputy Chief of Staff for Operations. Can you confirm?

Annie Snider
Reporter
POLITICO
asnider@politico.com
703-672-2819 - desk
Ex. 6 Personal Privacy (PP)
@AnnElizabeth18

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/13/2017 6:03:13 PM
To: Press [Press@epa.gov]
Subject: RFS

Hi,

I'm hearing that proposed volumes for the Renewable Fuel Standard may slip to June? Can you confirm?

Thanks!

- Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/30/2017 5:32:57 PM
To: Press [Press@epa.gov]
Subject: OK Bar Association

Hi all,

The Oklahoma Bar Association has opened an investigation into Administrator Pruitt related to his private email and alleged use for work purposes. Does he or the agency have any comment?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | (Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 3/30/2017 4:33:11 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: 'What They're Saying' email

Thank you.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

On Thu, Mar 30, 2017 at 12:32 PM, Konkus, John <konkus.john@epa.gov> wrote:

An internal draft was mistakenly sent with a quote that belonged to Senator Carper but was wrongly attributed to Senator Capito, whom we originally meant to quote. Senator Capito's quote should have read:

President Trump kept his promise to roll back one of the most harmful acts of overreach by the Obama administration – the so-called Clean Power Plan. If fully implemented, the Clean Power Plan would have completely decimated West Virginia's vital coal industry while having no meaningful climate impact. Stopping this disastrous plan will preserve America's coal industry, expand our manufacturing renaissance that is reliant upon affordable energy, and protect American families from unprecedented hikes in their electric bills. I was honored to join the president for the signing of this Executive Order, and I look forward to continuing working with the Trump administration to advance environmentally responsible policies that grow the economy – not kill jobs. (Press Release, 03/28/17)

We apologize for the error and are making sure that our process is improved as we build our team.

John Konkus

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Thursday, March 30, 2017 12:31 PM
To: Press <Press@epa.gov>
Subject: 'What They're Saying' email

Hi-

Could I please get the statement about how the "What They're Saying" email this morning on the climate executive order was messed up?

Thanks.

--

Timothy Cama, Staff writer

The Hill

Ex. 6 Personal Privacy (PP)

www.thehill.com

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 3/30/2017 3:27:57 PM
To: Press [Press@epa.gov]
Subject: Endangerment finding

Hi folks-

I'm writing about the calls from some parties for the EPA to review the 2009 endangerment finding. EPA has obviously gotten at least one petition on the matter, as well as some less formal requests.

Is this something that is under consideration or not?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP))
www.thehill.com

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 3/30/2017 2:42:33 PM
To: Kevin Bogardus [kbogardus@eenews.net]; Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Kevin,

An internal draft was mistakenly sent with a quote that belonged to Senator Carper but was wrongly attributed to Senator Capito, whom we originally meant to quote. Senator Capito's quote should have read:

President Trump kept his promise to roll back one of the most harmful acts of overreach by the Obama administration – the so-called Clean Power Plan. If fully implemented, the Clean Power Plan would have completely decimated West Virginia's vital coal industry while having no meaningful climate impact. Stopping this disastrous plan will preserve America's coal industry, expand our manufacturing renaissance that is reliant upon affordable energy, and protect American families from unprecedented hikes in their electric bills. I was honored to join the president for the signing of this Executive Order, and I look forward to continuing working with the Trump administration to advance environmentally responsible policies that grow the economy – not kill jobs. (Press Release, 03/28/17)

We apologize for the error and are making sure that our process is improved as we build our team.

John Konkus

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, March 30, 2017 10:41 AM
To: Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm writing a piece about the below. What happened with the press release? The first quote is misattributed to Sen. Capito – it's from Sen. Carper.

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

-Kevin

From: U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Thursday, March 30, 2017 9:05 AM
To: Kevin Bogardus <kbogardus@eenews.net>
Subject: What They Are Saying About President Trump's Executive Order on Energy Independence

EPA HEADQUARTERS
MEDIA ALERT
WWW.EPA.GOV/NEWSROOM

FOR IMMEDIATE RELEASE
March 30, 2017

What They Are Saying About President Trump's Executive Order on Energy Independence

Senator Shelly Moore Capito (W.Va)
With this Executive Order, President Trump has chosen to recklessly bury his head in the sand. Walking away from the Clean Power Plan and other climate initiatives, including critical resiliency projects is not just irresponsible -- it's irrational. Today's executive order calls into question America's credibility and our commitment to tackling the greatest environmental challenge of our lifetime. With the world watching, President Trump and Administrator Pruitt have chosen to shirk our responsibility, disregard clear science and undo the significant progress our country has made to ensure we leave a better, more sustainable planet for generations to come.

Governor Matt Bevin (Ky.) Issues Statement on the American Energy Independence Executive Order Yesterday
I applaud President Trump's signing of the American energy independence executive order. This order will roll back former President Obama's job killing and deceptively named "Clean Power Plan" (CPP), which was not based on sound science. Even the former EPA administrator admitted that the CPP would have had negligible effect on global temperatures. In stark contrast, President Trump's American energy independence executive order will require the EPA to remain within the legal boundaries of the Clean Air Act in the actions it takes. This order demonstrates a more common sense approach to the role that our abundant fossil fuel resources can play in our nation's energy portfolio.

Attorney General Patrick Morrisey (W.Va.)
We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness -- but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations.

American Coalition for Clean Coal Electricity
ACCCE commends President Trump for withdrawing bad regulations that are hurting our economy. The Clean Power Plan is the poster child for regulations that are unnecessarily expensive and have no meaningful environmental benefit. We look forward to working with EPA Administrator Pruitt to develop sensible policies that protect the environment without shutting down more coal-fueled power plants, one of our most resilient and affordable sources of electricity. President Trump's executive order should be welcome news for America's middle class and those living in poverty, who would be hardest hit by the previous administration's harmful climate regulations. Americans depend on affordable, reliable electricity for their livelihood, but regulations like the Clean Power Plan would send electricity prices skyrocketing.

American Petroleum Institute welcomes the Trump administration's executive order on Energy Independence
API President and CEO Jack Gerard called President Trump's "Energy Independence" executive order an important step forward in restoring common sense regulations that are needed to advance the U.S. energy renaissance. Today's action by President Trump is an important step toward increasing American competitiveness and recognizing that our industry is part of the solution to advancing U.S. economic and national security goals. Smart, common sense and science-based guidance and regulations will help our nation's energy renaissance continue to provide benefits for American consumers, workers and the environment.

American Public Power Association Statement on President Trump's American Energy Independence Executive Order
The American Public Power Association supports President Trump's executive order calling for a reexamination of the Environmental Protection Agency's rules regulating greenhouse gas emissions from new and existing fossil fuel-fired power plants. Few disagree that these rules envisioned broad and transformative changes to the electricity industry. As the voice of utilities that are units of state and local government, the Association firmly believes that states should maintain the authority to plan and implement generation and energy policies that are suitable for their circumstances.

Public power has previously voiced its legal objection to the rule for requiring utilities to fundamentally alter the way they generate electricity. In some cases, utilities would have been forced to abandon functional power plants while continuing to pay them off.

Electric Co-ops Applaud Trump Clean Power Plan Executive Order
National Rural Electric Cooperative Association (NRECA) CEO Jim Matheson today issued the following statement on President Trump's executive order on the Clean Power Plan:
Affordable and reliable power is fundamental to a successful economy. We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness – but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations. Today's announcement is an important step toward protecting our cooperatives and millions of Americans from the costly impacts of the CPP as co-ops continue innovating and moving toward cleaner energy production.

Energy & Environment Legal Institute
President Trump's decisive action lets everyone know this unlawful, job-killing regulation will find no support in his administration. That's a tremendous relief for every coal miner and family that depends upon coal's success. It also underscores the importance of our achievement in halting the rule's enforcement, while reinforcing the Supreme Court's message -- proponents of the Power Plan should put their pencils down.

IPAA Welcomes President Trump's Executive Order Tackling Costly, Duplicative Energy Regulations
Independent Petroleum Association of America (IPAA) President and CEO Barry Russell today joined President Donald Trump for the signing ceremony of the Energy Independence executive order. Mr. Russell issued the following statement after the ceremony: Today's action by President Trump calls on his administration to review existing federal agency policies that have held back American energy production, rescinding rules that have limited our economic growth with little benefit. This common sense action stands to provide clear benefits for the economy, consumers, and the environment.

Indiana Coal Council Reaction to President's Executive Order on the Clean Power Plan
Bruce Stevens, president of the Indiana Coal Council, released this statement today following President Trump's executive action regarding the Clean Power Plan. Stevens was invited by the White House to be present for the signing of the executive order. Today is a victory that extends far beyond just the coal industry. This is a victory for the state's economy and every Hoosier household. It's the beginning of relief from regulations that have intentionally disadvantaged the coal industry and our electric-energy generation. The Clean Power Plan provided no real environmental advantage, yet posed significant harm to our economy. There is a better way forward, and today's action helps to re-energize a focus on innovation over costly and unnecessary regulations.

NMA Applauds Executive Order Targeting the Costly Power Plan and the Coal Moratorium
The National Mining Association (NMA) today applauded President Trump's executive order on the costly Clean Power Plan (CPP) and the Department of the Interior moratorium on federal coal leasing. The order begins the process to unwind the CPP, the Obama administration's signature climate change regulation that was stayed by the Supreme Court one year ago. Lifting the federal coal moratorium would remove the cloud over future investments in a coal region responsible for 40 percent of the U.S. coal supply. The clean power plan and the moratorium served the interests of political activists, not the American people. The president's actions today help to restore common sense priorities and the important balance between costs and benefits that have been missing from federal regulatory policies.

Ohio Coal Association -- President Trump Dismantles Job Killing "Clean Power Plan"
The following statement may be attributed to Christian Palich, President of the Ohio Coal Association, regarding President Trump's Executive Order today dismantling the "Clean Power Plan": With today's executive order President Trump has honored his pledge to stand with energy consumers and Ohio coal country over radical environmentalists. Mr. Obama's alleged "Clean Power Plan" would've done virtually zero to protect the environment while at the same time destroying thousands of jobs and costing families billions of dollars for decades to come. It's a much brighter future for the coal industry as this administration continues to systematically end the war on coal.

President Trump Delivers Decisive Win on Regulations: NAM CEO Joins President Trump at EPA for Executive Order Signing
National Association of Manufacturers (NAM) President and CEO Jay Timmons today joined President Donald Trump at the Environmental Protection Agency (EPA) where the president signed an executive order rolling back several energy regulations impeding manufacturers' ability to succeed: Manufacturers use one-third of the energy in the United States, which means we need an all-of-the-above policy approach to energy, not one that picks winners and losers. President Trump just delivered a decisive win for every American who wants to see more manufacturing jobs in our country and true energy security. For years, Washington has sold a false choice to the American people: choose the environment or jobs.

That false choice today gives way to a 'show-and-tell' story—about our ability to protect the environment and create jobs simultaneously—that manufacturers are eager to lead. American families have suffered at the hands of far-reaching regulations; 297,696 federal restrictions on manufacturers alone have stifled job creation and reduced the capital that is spent on innovating new technologies to improve our environment even more.

U.S. Chamber's Donohue Praises President Trump's Commitment to Making Regulatory Relief and Energy Security a Top Priority

U.S. Chamber of Commerce President and CEO Thomas J. Donohue issued the following statement today on President Trump's Energy Independence executive order: America got good news today when President Trump took bold steps to make regulatory relief and energy security a top priority. American energy resources give us a competitive advantage in the global economy, and the president's effort to capitalize on those resources is vital to stimulating economic growth. These executive actions are a welcome departure from the previous administration's strategy of making energy more expensive through costly, job-killing regulations that choked our economy. There is every reason to believe that the federal government will no longer seek to punish American consumers and businesses for using the energy resources that fuel our economy. It is clear that the new administration will not be in the business of picking winners and losers in America's energy portfolio.

R045

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 3/30/2017 2:35:36 PM
To: Alex Guillen [aguillen@politico.com]; Press [Press@epa.gov]
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Alex,

An internal draft was mistakenly sent with a quote that belonged to Senator Carper but was wrongly attributed to Senator Capito, whom we originally meant to quote. Senator Capito's quote should have read:

President Trump kept his promise to roll back one of the most harmful acts of overreach by the Obama administration – the so-called Clean Power Plan. If fully implemented, the Clean Power Plan would have completely decimated West Virginia's vital coal industry while having no meaningful climate impact. Stopping this disastrous plan will preserve America's coal industry, expand our manufacturing renaissance that is reliant upon affordable energy, and protect American families from unprecedented hikes in their electric bills. I was honored to join the president for the signing of this Executive Order, and I look forward to continuing working with the Trump administration to advance environmentally responsible policies that grow the economy – not kill jobs. (Press Release, 03/28/17)

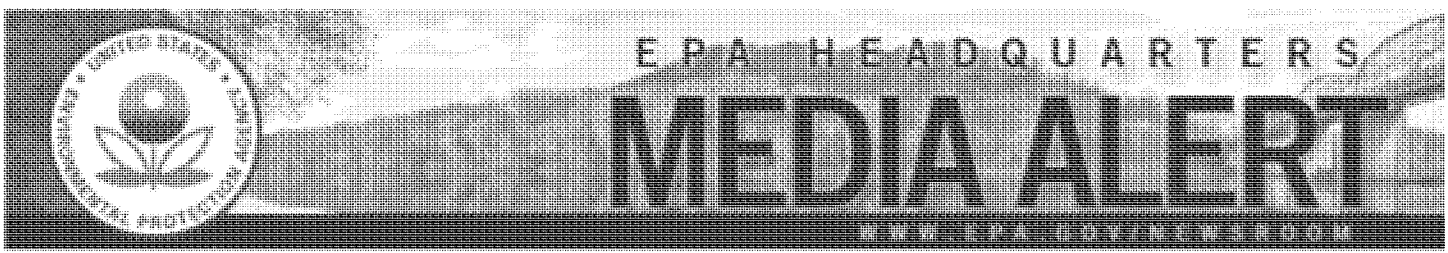
We apologize for the error and are making sure that our process is improved as we build our team.

John Konkus

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Thursday, March 30, 2017 10:30 AM
To: Press <Press@epa.gov>
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Hey guys, what happened with the Capito quote? It's from Tom Carper's statement.

From: U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Thursday, March 30, 2017 9:05 AM
To: Alex Guillen <aguillen@politico.com>
Subject: What They Are Saying About President Trump's Executive Order on Energy Independence



FOR IMMEDIATE RELEASE
March 30, 2017

What They Are Saying About President Trump's Executive Order on Energy Independence

Senator Shelly Moore Capito (W.Va)
With this Executive Order, President Trump has chosen to recklessly bury his head in the sand. Walking away from the Clean Power Plan and other climate initiatives, including critical resiliency projects is not just irresponsible -- it's irrational. Today's executive order calls into question America's credibility and our commitment to tackling the greatest environmental challenge of our lifetime. With the world watching, President Trump and Administrator Pruitt have chosen to shirk our responsibility, disregard clear science and undo the significant progress our country has made to ensure we leave a better, more sustainable planet for generations to come.

Governor Matt Bevin (Ky.) Issues Statement on the American Energy Independence Executive Order Yesterday
I applaud President Trump's signing of the American energy independence executive order. This order will roll back former President Obama's job killing and deceptively named "Clean Power Plan" (CPP), which was not based on sound science. Even the former EPA administrator admitted that the CPP would have had negligible effect on global temperatures. In stark contrast, President Trump's American energy independence executive order will require the EPA to remain within the legal boundaries of the Clean Air Act in the actions it takes. This order demonstrates a more common sense approach to the role that our abundant fossil fuel resources can play in our nation's energy portfolio.

Attorney General Patrick Morrisey (W.Va.)
We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness -- but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations.

American Coalition for Clean Coal Electricity
ACCCE commends President Trump for withdrawing bad regulations that are hurting our economy. The Clean Power Plan is the poster child for regulations that are unnecessarily expensive and have no meaningful environmental benefit. We look forward to working with EPA Administrator Pruitt to develop sensible policies that protect the environment without shutting down more coal-fueled power plants, one of our most resilient and affordable sources of electricity. President Trump's executive order should be welcome news for America's middle class and those living in poverty, who would be hardest hit by the previous administration's harmful climate regulations. Americans depend on affordable, reliable electricity for their livelihood, but regulations like the Clean Power Plan would send electricity prices skyrocketing.

American Petroleum Institute welcomes the Trump administration's executive order on Energy Independence
API President and CEO Jack Gerard called President Trump's "Energy Independence" executive order an important step forward in restoring common sense regulations that are needed to advance the U.S. energy renaissance. Today's action by President Trump is an important step toward increasing American competitiveness and recognizing that our industry is part of the solution to advancing U.S. economic and national security goals. Smart, common sense and science-based guidance and regulations will help our nation's energy renaissance continue to provide benefits for American consumers, workers and the environment.

American Public Power Association Statement on President Trump's American Energy Independence Executive Order
The American Public Power Association supports President Trump's executive order calling for a reexamination of the Environmental Protection Agency's rules regulating greenhouse gas emissions from new and existing fossil fuel-fired power plants. Few disagree that these rules envisioned broad and transformative changes to the electricity industry. As the voice of utilities that are units of state and local government, the Association firmly believes that states should maintain the authority to plan and implement generation and energy policies that are suitable for their circumstances. Public power has previously voiced its legal objection to the rule for requiring utilities to fundamentally alter the way they generate electricity. In some cases, utilities would have been forced to abandon functional power plants while continuing to pay them off.

Electric Co-ops Applaud Trump Clean Power Plan Executive Order
National Rural Electric Cooperative Association (NRECA) CEO Jim Matheson today issued the following statement on President Trump's executive order on the Clean Power Plan:
Affordable and reliable power is fundamental to a successful economy. We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness – but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations. Today's announcement is an important step toward protecting our cooperatives and millions of Americans from the costly impacts of the CPP as co-ops continue innovating and moving toward cleaner energy production.

Energy & Environment Legal Institute

President Trump's decisive action lets everyone know this unlawful, job-killing regulation will find no support in his administration. That's a tremendous relief for every coal miner and family that depends upon coal's success. It also underscores the importance of our achievement in halting the rule's enforcement, while reinforcing the Supreme Court's message -- proponents of the Power Plan should put their pencils down.

IPAA Welcomes President Trump's Executive Order Tackling Costly, Duplicative Energy Regulations
Independent Petroleum Association of America (IPAA) President and CEO Barry Russell today joined President Donald Trump for the signing ceremony of the Energy Independence executive order. Mr. Russell issued the following statement after the ceremony: Today's action by President Trump calls on his administration to review existing federal agency policies that have held back American energy production, rescinding rules that have limited our economic growth with little benefit. This common sense action stands to provide clear benefits for the economy, consumers, and the environment.

Indiana Coal Council Reaction to President's Executive Order on the Clean Power Plan
Bruce Stevens, president of the Indiana Coal Council, released this statement today following President Trump's executive action regarding the Clean Power Plan. Stevens was invited by the White House to be present for the signing of the executive order. Today is a victory that extends far beyond just the coal industry. This is a victory for the state's economy and every Hoosier household. It's the beginning of relief from regulations that have intentionally disadvantaged the coal industry and our electric-energy generation. The Clean Power Plan provided no real environmental advantage, yet posed significant harm to our economy. There is a better way forward, and today's action helps to re-energize a focus on innovation over costly and unnecessary regulations.

NMA Applauds Executive Order Targeting the Costly Power Plan and the Coal Moratorium
The National Mining Association (NMA) today applauded President Trump's executive order on the costly Clean Power Plan (CPP) and the Department of the Interior moratorium on federal coal leasing. The order begins the process to unwind the CPP, the Obama administration's signature climate change regulation that was stayed by the Supreme Court one year ago. Lifting the federal coal moratorium would remove the cloud over future investments in a coal region responsible for 40 percent of the U.S. coal supply. The clean power plan and the moratorium served the interests of political activists, not the American people. The president's actions today help to restore common sense priorities and the important balance between costs and benefits that have been missing from federal regulatory policies.

Ohio Coal Association -- President Trump Dismantles Job Killing "Clean Power Plan"
The following statement may be attributed to Christian Palich, President of the Ohio Coal Association, regarding President Trump's Executive Order today dismantling the "Clean Power Plan": With today's executive order President Trump has honored his pledge to stand with energy consumers and Ohio coal country over radical environmentalists. Mr. Obama's alleged "Clean Power Plan" would've done virtually zero to protect the environment while at the same time destroying thousands of jobs and costing families billions of dollars for decades to come. It's a much brighter future for the coal industry as this administration continues to systematically end the war on coal.

President Trump Delivers Decisive Win on Regulations: NAM CEO Joins President Trump at EPA for Executive Order Signing
National Association of Manufacturers (NAM) President and CEO Jay Timmons today joined President Donald Trump at the Environmental Protection Agency (EPA) where the president signed an executive order rolling back several energy regulations impeding manufacturers' ability to succeed: Manufacturers use one-third of the energy in the United States, which means we need an all-of-the-above policy approach to energy, not one that picks winners and losers. President Trump just delivered a decisive win for every American who wants to see more manufacturing jobs in our country and true energy security. For years, Washington has sold a false choice to the American people: choose the environment or jobs. That false choice today gives way to a 'show-and-tell' story—about our ability to protect the environment and create jobs simultaneously—that manufacturers are eager to lead. American families have suffered at the hands of far-reaching regulations; 297,696 federal restrictions on manufacturers alone have stifled job creation and reduced the capital that is spent on innovating new technologies to improve our environment even more.

U.S. Chamber's Donohue Praises President Trump's Commitment to Making Regulatory Relief and Energy Security a Top Priority
U.S. Chamber of Commerce President and CEO Thomas J. Donohue issued the following statement today on President Trump's Energy Independence executive order: America got good news today when President Trump took bold steps to make regulatory relief and energy security a top priority. American energy resources give us a competitive advantage in the global economy, and the president's effort to capitalize on those resources is vital to stimulating economic growth. These executive actions are a welcome departure from the previous administration's strategy of making energy more expensive through costly, job-killing regulations that choked our economy. There is every reason to believe that the federal government will no longer seek to punish American consumers and businesses for using the energy resources that fuel our economy. It is clear that the new administration will not be in the business of picking winners and losers in America's energy portfolio.

R045

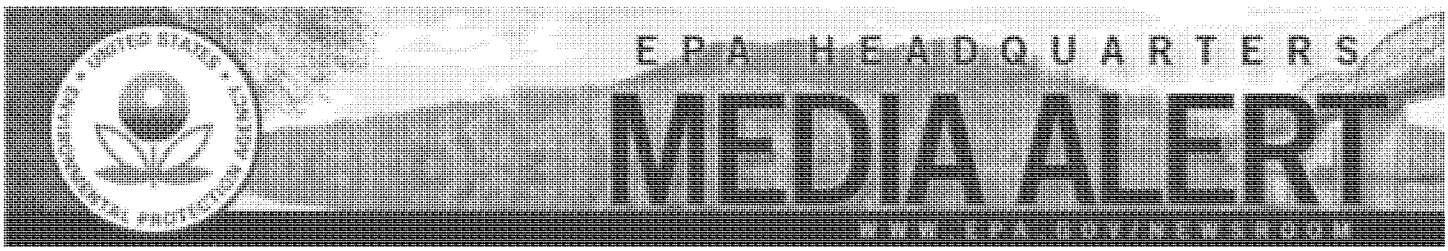
If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/30/2017 2:30:11 PM
To: Press [Press@epa.gov]
Subject: RE: What They Are Saying About President Trump's Executive Order on Energy Independence

Hey guys, what happened with the Capito quote? It's from Tom Carper's statement.

From: U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Thursday, March 30, 2017 9:05 AM
To: Alex Guillen <aguillen@politico.com>
Subject: What They Are Saying About President Trump's Executive Order on Energy Independence



FOR IMMEDIATE RELEASE
March 30, 2017

What They Are Saying About President Trump's Executive Order on Energy Independence

Senator Shelly Moore Capito (W.Va)
With this Executive Order, President Trump has chosen to recklessly bury his head in the sand. Walking away from the Clean Power Plan and other climate initiatives, including critical resiliency projects is not just irresponsible -- it's irrational. Today's executive order calls into question America's credibility and our commitment to tackling the greatest environmental challenge of our lifetime. With the world watching, President Trump and Administrator Pruitt have chosen to shirk our responsibility, disregard clear science and undo the significant progress our country has made to ensure we leave a better, more sustainable planet for generations to come.

Governor Matt Bevin (Ky.) Issues Statement on the American Energy Independence Executive Order Yesterday
I applaud President Trump's signing of the American energy independence executive order. This order will roll back former President Obama's job killing and deceptively named "Clean Power Plan" (CPP), which was not based on sound science. Even the former EPA administrator admitted that the CPP would have had negligible effect on global temperatures. In stark contrast, President Trump's American energy independence executive order will require the EPA to remain within the legal boundaries of the Clean Air Act in the actions it takes. This order demonstrates a more common sense approach to the role that our abundant fossil fuel resources can play in our nation's energy portfolio.

Attorney General Patrick Morrisey (W.Va.)
We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness -- but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations.

American Coalition for Clean Coal Electricity
ACCCE commends President Trump for withdrawing bad regulations that are hurting our economy. The Clean Power Plan is the poster child for regulations that are unnecessarily expensive and have no meaningful environmental benefit. We look forward to working with EPA Administrator Pruitt to develop sensible policies that protect the environment without shutting down more coal-fueled power plants, one of our most resilient and affordable sources of electricity. President

Trump's executive order should be welcome news for America's middle class and those living in poverty, who would be hardest hit by the previous administration's harmful climate regulations. Americans depend on affordable, reliable electricity for their livelihood, but regulations like the Clean Power Plan would send electricity prices skyrocketing.

American Petroleum Institute welcomes the Trump administration's executive order on Energy Independence
API President and CEO Jack Gerard called President Trump's "Energy Independence" executive order an important step forward in restoring common sense regulations that are needed to advance the U.S. energy renaissance. Today's action by President Trump is an important step toward increasing American competitiveness and recognizing that our industry is part of the solution to advancing U.S. economic and national security goals. Smart, common sense and science-based guidance and regulations will help our nation's energy renaissance continue to provide benefits for American consumers, workers and the environment.

American Public Power Association Statement on President Trump's American Energy Independence Executive Order
The American Public Power Association supports President Trump's executive order calling for a reexamination of the Environmental Protection Agency's rules regulating greenhouse gas emissions from new and existing fossil fuel-fired power plants. Few disagree that these rules envisioned broad and transformative changes to the electricity industry. As the voice of utilities that are units of state and local government, the Association firmly believes that states should maintain the authority to plan and implement generation and energy policies that are suitable for their circumstances. Public power has previously voiced its legal objection to the rule for requiring utilities to fundamentally alter the way they generate electricity. In some cases, utilities would have been forced to abandon functional power plants while continuing to pay them off.

Electric Co-ops Applaud Trump Clean Power Plan Executive Order
National Rural Electric Cooperative Association (NRECA) CEO Jim Matheson today issued the following statement on President Trump's executive order on the Clean Power Plan:
Affordable and reliable power is fundamental to a successful economy. We appreciate the Trump administration working to protect American families and businesses from the potentially devastating impacts of the Clean Power Plan. Today's announcement is welcome news for electric cooperatives across the nation seeking flexibility and fairness – but it's not yet the end of the journey. Now that President Trump has issued his executive order, we look forward to EPA undoing this rule and taking a closer look at other current regulations. Today's announcement is an important step toward protecting our cooperatives and millions of Americans from the costly impacts of the CPP as co-ops continue innovating and moving toward cleaner energy production.

Energy & Environment Legal Institute
President Trump's decisive action lets everyone know this unlawful, job-killing regulation will find no support in his administration. That's a tremendous relief for every coal miner and family that depends upon coal's success. It also underscores the importance of our achievement in halting the rule's enforcement, while reinforcing the Supreme Court's message -- proponents of the Power Plan should put their pencils down.

IPAA Welcomes President Trump's Executive Order Tackling Costly, Duplicative Energy Regulations
Independent Petroleum Association of America (IPAA) President and CEO Barry Russell today joined President Donald Trump for the signing ceremony of the Energy Independence executive order. Mr. Russell issued the following statement after the ceremony: Today's action by President Trump calls on his administration to review existing federal agency policies that have held back American energy production, rescinding rules that have limited our economic growth with little benefit. This common sense action stands to provide clear benefits for the economy, consumers, and the environment.

Indiana Coal Council Reaction to President's Executive Order on the Clean Power Plan
Bruce Stevens, president of the Indiana Coal Council, released this statement today following President Trump's executive action regarding the Clean Power Plan. Stevens was invited by the White House to be present for the signing of the executive order. Today is a victory that extends far beyond just the coal industry. This is a victory for the state's economy and every Hoosier household. It's the beginning of relief from regulations that have intentionally disadvantaged the coal industry and our electric-energy generation. The Clean Power Plan provided no real environmental advantage, yet posed significant harm to our economy. There is a better way forward, and today's action helps to re-energize a focus on innovation over costly and unnecessary regulations.

NMA Applauds Executive Order Targeting the Costly Power Plan and the Coal Moratorium
The National Mining Association (NMA) today applauded President Trump's executive order on the costly Clean Power Plan (CPP) and the Department of the Interior moratorium on federal coal leasing. The order begins the process to unwind the CPP, the Obama administration's signature climate change regulation that was stayed by the Supreme Court one year ago. Lifting the federal coal moratorium would remove the cloud over future investments in a coal region responsible for 40 percent of the U.S. coal supply. The clean power plan and the moratorium served the interests of

political activists, not the American people. The president's actions today help to restore common sense priorities and the important balance between costs and benefits that have been missing from federal regulatory policies.

Ohio Coal Association -- President Trump Dismantles Job Killing "Clean Power Plan"
The following statement may be attributed to Christian Palich, President of the Ohio Coal Association, regarding President Trump's Executive Order today dismantling the "Clean Power Plan": With today's executive order President Trump has honored his pledge to stand with energy consumers and Ohio coal country over radical environmentalists. Mr. Obama's alleged "Clean Power Plan" would've done virtually zero to protect the environment while at the same time destroying thousands of jobs and costing families billions of dollars for decades to come. It's a much brighter future for the coal industry as this administration continues to systematically end the war on coal.

President Trump Delivers Decisive Win on Regulations: NAM CEO Joins President Trump at EPA for Executive Order Signing
National Association of Manufacturers (NAM) President and CEO Jay Timmons today joined President Donald Trump at the Environmental Protection Agency (EPA) where the president signed an executive order rolling back several energy regulations impeding manufacturers' ability to succeed: Manufacturers use one-third of the energy in the United States, which means we need an all-of-the-above policy approach to energy, not one that picks winners and losers. President Trump just delivered a decisive win for every American who wants to see more manufacturing jobs in our country and true energy security. For years, Washington has sold a false choice to the American people: choose the environment or jobs. That false choice today gives way to a 'show-and-tell' story—about our ability to protect the environment and create jobs simultaneously—that manufacturers are eager to lead. American families have suffered at the hands of far-reaching regulations; 297,696 federal restrictions on manufacturers alone have stifled job creation and reduced the capital that is spent on innovating new technologies to improve our environment even more.

U.S. Chamber's Donohue Praises President Trump's Commitment to Making Regulatory Relief and Energy Security a Top Priority
U.S. Chamber of Commerce President and CEO Thomas J. Donohue issued the following statement today on President Trump's Energy Independence executive order: America got good news today when President Trump took bold steps to make regulatory relief and energy security a top priority. American energy resources give us a competitive advantage in the global economy, and the president's effort to capitalize on those resources is vital to stimulating economic growth. These executive actions are a welcome departure from the previous administration's strategy of making energy more expensive through costly, job-killing regulations that choked our economy. There is every reason to believe that the federal government will no longer seek to punish American consumers and businesses for using the energy resources that fuel our economy. It is clear that the new administration will not be in the business of picking winners and losers in America's energy portfolio.

R045

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Mufson, Steven [Steven.Mufson@washpost.com]
Sent: 11/23/2016 3:34:07 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: Conger, Nick [Conger.Nick@epa.gov]; Lee, Monica [Lee.Monica@epa.gov]
Subject: RE: EPA Finalizes Increase in Renewable Fuel Volumes
Attachments: removed.txt

Thanks!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, November 23, 2016 10:33 AM
To: Mufson, Steven
Cc: Conger, Nick; Lee, Monica
Subject: FW: EPA Finalizes Increase in Renewable Fuel Volumes

Release below in text.
And here is the link: https://www.epa.gov/newsreleases/epa-finalizes-increase-renewable-fuel-volumes[epa.gov]

Julia P. Valentine
Acting Director
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Wednesday, November 23, 2016 10:28 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: EPA Finalizes Increase in Renewable Fuel Volumes

[epa.gov]

CONTACT:
press@epa.gov

FOR IMMEDIATE RELEASE
November 22, 2016

EPA Finalizes Increase in Renewable Fuel Volumes

WASHINGTON - The U.S. Environmental Protection Agency (EPA) today finalized increases in renewable fuel volume requirements across all categories of biofuels under the Renewable Fuel Standard (RFS) program. In a required annual rulemaking, today's action finalizes the volume requirements and associated percentage standards for cellulosic biofuel, advanced biofuel, and total renewable fuel for 2017, and for biomass-based diesel for 2018.

"Renewable fuel volumes continue to increase across the board compared to 2016 levels," said Janet McCabe, the agency's acting assistant administrator for the Office of Air and Radiation. "These final standards will boost production, providing for ambitious yet achievable growth of biofuels in the transportation sector. By implementing the program enacted by Congress, we are expanding the nation's renewable fuels sector while reducing our reliance on imported oil."

Some key elements of today's action:

- Non-advanced or "conventional" renewable fuel increases in 2017, meeting the 15 billion-gallon congressional target for conventional fuels.

- The standard for biomass-based biodiesel – which must achieve at least 50 percent lifecycle greenhouse gas emission reductions compared to petroleum-based diesel – grows by 100 million gallons. The required volume of biomass-based diesel for 2017 is twice that of the minimum congressional target.

- Cellulosic biofuel – which must achieve at least 60 percent lifecycle greenhouse gas emissions reductions – grows 35 percent over the 2016 standard.

- The advanced biofuel standard – comprised of biomass-based diesel, cellulosic biofuel, and other biofuel that achieves at least 50 percent lifecycle greenhouse gas emissions reductions – increases 19 percent over the 2016 standard.

- Total renewable fuel volumes grow 1.2 billion gallons from 2016 to 2017, a 6 percent increase.

Renewable Fuel Volume Requirements for 2014-2018

	2014	**2015**	**2016**	**2017**	**2018**
Cellulosic biofuel (million gallons)	33	123	230	311	n/a
Biomass-based diesel (billion gallons)	1.63	1.73	1.9	2.0	2.1
Advanced biofuel (billion gallons)	2.67	2.88	3.61	4.28	n/a
Renewable fuel (billion gallons)	**16.28**	**16.93**	**18.11**	**19.28**	**n/a**

The Clean Air Act requires EPA to set annual RFS volume requirements for four categories of biofuels. By displacing fossil fuels, biofuels are part of the nation's overall strategy to enhance energy security and address climate change. EPA is using the tools provided by Congress to adjust the standards below the statutory targets, but the steadily increasing volumes in the final rule continue to support Congress's intent to grow the volumes. EPA implements the RFS program in consultation with the U.S. Department of Agriculture and the U.S. Department of Energy.

For more information on today's announcement, go to: https://www.epa.gov/renewable-fuel-standard-program/final-renewable-fuel-standards-2017-and-biomass-based-diesel-volume

R180

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.[USEPA.pr-optout.com]
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Lynn, Tricia [lynn.tricia@epa.gov]
Sent: 11/21/2016 4:03:57 PM
To: Hendrix, Steve [steve.hendrix@washpost.com]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Washington Post Inquiry about human ash scattering

Hi Steve—

Regarding your final question about enforcement, please see below for EPA's response. Again, if attributing, please attribute to U.S. EPA.

Best,

Tricia

EPA (OECA) Response:

EPA's Enforcement and Compliance History Online (ECHO) database does not include information on any enforcement action related to disposal of human ashes.

From: Hendrix, Steve [mailto:steve.hendrix@washpost.com]
Sent: Thursday, November 17, 2016 5:40 PM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Washington Post Inquiry about human ash scattering

Thanks so much. Hi Julia!

From: Lynn, Tricia [mailto:lynn.tricia@epa.gov]
Sent: Thursday, November 17, 2016 5:16 PM
To: Hendrix, Steve
Cc: Valentine, Julia
Subject: RE: Washington Post Inquiry about human ash scattering

Hi Steve—

I'm looping you in with Julia Valentine, cc'd here, as I'll be out tomorrow.

Thanks so much,

Tricia

From: Lynn, Tricia
Sent: Thursday, November 17, 2016 2:52 PM
To: 'Hendrix, Steve' <steve.hendrix@washpost.com>
Subject: RE: Washington Post Inquiry about human ash scattering

Great. Thanks!

From: Hendrix, Steve [mailto:steve.hendrix@washpost.com]
Sent: Thursday, November 17, 2016 2:49 PM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: RE: Washington Post Inquiry about human ash scattering

Yes, please. They're going to hold the story for a few days.

From: Lynn, Tricia [mailto:lynn.tricia@epa.gov]
Sent: Thursday, November 17, 2016 2:48 PM
To: Hendrix, Steve
Subject: RE: Washington Post Inquiry about human ash scattering

So, it doesn't look like we'll be able to get you anything on this today. Do you still want a response if we receive one after today?

From: Hendrix, Steve [mailto:steve.hendrix@washpost.com]
Sent: Thursday, November 17, 2016 1:52 PM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: RE: Washington Post Inquiry about human ash scattering

You're the best! Thank you. And how about the question on enforcement? I assume ashes are frequently scattered within three miles and EPA is not always notified. Are these commonly enforced?

From: Lynn, Tricia [mailto:lynn.tricia@epa.gov]
Sent: Thursday, November 17, 2016 1:47 PM
To: Hendrix, Steve
Subject: RE: Washington Post Inquiry about human ash scattering

Hi Steve—

Please see below for EPA's response to your inquiry. If attributing, please attribute to U.S. EPA.

Best,

Tricia

EPA Response:

The EPA has issued a general permit under the Marine Protection, Research and Sanctuaries Act (MPRSA) to authorize the burial of human remains at sea. The general permit is published in the federal regulations at 40 CFR 229.1.

The MPRSA general permit authorizes the transportation and burial at sea of non-cremated and cremated human remains in ocean waters under specified conditions.

For more information, please go to the EPA's web page at: https://www.epa.gov/ocean-dumping/burial-sea[epa.gov]

1. **Is putting human ashes in a surface creek prohibited in Federal law? Are there any requirements to meet to make it legal?**

The requestor would have to check with the State of Maryland about dumping ashes in Sligo Creek or Chesapeake Bay.

All burials taking place in federal waters must be reported to the proper Regional Administrator of the Environmental Protection Agency in the Region from which the vessel carrying the remains departed within 30 days of the burial. Contact the EPA Burial at Sea Coordinator with additional questions. The report must include the name of the deceased, date of the burial, type of remains, burial site latitude and longitude, distance from land, depth of water (for non-cremated remains), and name/contact information of the funeral director or person responsible for the burial.

Inland water burials are governed according to the Clean Water Act and require a permit from the appropriate local and state agencies. This act was meant to protect waterways from pollution and human cremated remains generally don't contribute to pollution or pose a health hazard. Local prohibitions against scattering human remains may exist in some waters.

2. **Same question for the Chesapeake Bay or offshore. He read in EPA archives (https://archive.epa.gov/region4/water/oceans/web/html/burial.html[archive.epa.gov]) that the Clean Water Act requires human ashes to be dumped at least three miles offshore and EPA be notified within 30 days. Is that still the law? If so, is it commonly enforced?**

In ocean waters, seaward of the baseline, burial at sea is regulated by EPA under the Marine Protection, Research and Sanctuaries Act (MPRSA) and there is a General Permit in place for this activity. The link below is to our MPRSA burial at sea web page which includes a summary of the permit. The MPRSA permit requires that human remains not be dumped in the ocean within 3 nautical miles from the baseline (shore).
https://www.epa.gov/ocean-dumping/burial-sea[epa.gov]

From: Hendrix, Steve [mailto:steve.hendrix@washpost.com]
Sent: Thursday, November 17, 2016 11:28 AM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: Washington Post Inquiry about human ash scattering

Hi Lynn, thanks for taking these. For a story on a proposed city ash garden in Takoma Park, Md, people have talked about the informal practice of putting human ashes in Sligo Creek.

1. Could you tell me if putting human ashes in a surface creek is prohibited in Federal law? Any requirments to meet to make it legal?
2. Same question for the Chesapeak Bay or offshore. I read in EPA archives (https://archive.epa.gov/region4/water/oceans/web/html/burial.html[archive.epa.gov]) that the Clean Water Act requires human ashes to be dumped at least three miles offshore and EPA be notified within 30 days. Is that still the law? If so, is it commonly enforced?

Many thanks. My deadline is this afternoon, but may be able to drop in an answer early tomorrow.

Steve Hendrix

Washington Post Staff Writer
202-334-9620 office
Ex. 6 Personal Privacy (PP)
https://www.washingtonpost.com/people/steve-hendrix

Message

From: StClair, Christie [StClair.Christie@epa.gov]
Sent: 4/12/2017 8:18:38 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]
Subject: RE: E&E on negotiations with California

Camille, off the record, you'd need to check with the White House.

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
m: Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Wednesday, April 12, 2017 9:50 AM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: E&E on negotiations with California

Hi Christie,

Following reports by Bloomberg (https://www.bloomberg.com/politics/articles/2017-04-11/white-house-to-seek-talks-with-california-on-auto-efficiency), can you confirm that the White House is seeking to sit down with California and federal regulators to negotiate over vehicle tailpipe emissions standards? What is a rough timeline for those talks?

I'm likely going to write about this for a noon deadline. Let me know if you have any information you can share!

Thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Sokoloff, Kaci [KLS@cbsnews.com]
Sent: 12/14/2016 4:14:19 PM
To: Lee, Monica [Lee.Monica@epa.gov]; Press [Press@epa.gov]
CC: Finn, Martin [FinnM@cbsnews.com]
Subject: RE: Urgent- CBS This Morning - Interview Request - EPA fracking/drinking water report

Hey Monica-
Great speaking with you.
Please loop me in with your studio folks and we'll get coordinated for the interview.
Is your studio HD? We'll connect via your uplink.
Will loop in my technical folks as soon as I get that info.
Let me know what time works best for Tom Burke.
Thanks again for setting this up.

From: Sokoloff, Kaci
Sent: Wednesday, December 14, 2016 10:46 AM
To: 'Lee, Monica' <Lee.Monica@epa.gov>; Press <Press@epa.gov>
Cc: Finn, Martin <FinnM@cbsnews.com>
Subject: RE: Urgent- CBS This Morning - Interview Request - EPA fracking/drinking water report

Great
Thanks Monica

From: Lee, Monica [mailto:Lee.Monica@epa.gov]
Sent: Wednesday, December 14, 2016 10:45 AM
To: Sokoloff, Kaci <KLS@cbsnews.com>; Press <Press@epa.gov>
Cc: Finn, Martin <FinnM@cbsnews.com>
Subject: RE: Urgent- CBS This Morning - Interview Request - EPA fracking/drinking water report

Kaci – I'll be in touch soon – thanks

From: Sokoloff, Kaci [mailto:KLS@cbsnews.com]
Sent: Wednesday, December 14, 2016 10:45 AM
To: Press <Press@epa.gov>
Cc: Finn, Martin <FinnM@cbsnews.com>
Subject: RE: Urgent- CBS This Morning - Interview Request - EPA fracking/drinking water report

Hi all-
Following up about setting up an interview on tape this afternoon from either DC or NY depending on where the expert is located.
Can we set something up?
My cell Ex. 6 Personal Privacy (PP)
Thank you.

From: Sokoloff, Kaci
Sent: Tuesday, December 13, 2016 8:09 PM
To: press@epa.gov
Subject: Urgent- CBS This Morning - Interview Request - EPA fracking/drinking water report

Hi there-
Kaci here from CBS This Morning.
Reaching out about the fracking/drinking water report.
Are you guys putting anyone out for interviews tonight or tomorrow morning on this?
I know Jeff forwarded you my inquiry but wanted to make sure I wasn't missing out on any interviews that are being arranged sooner.
My cell Ex. 6 Personal Privacy (PP)
Thanks so much.

Sent from my iPhone

Begin forwarded message:

> **From:** "Sokoloff, Kaci" <KLS@cbsnews.com>
> **Date:** December 13, 2016 at 6:06:10 PM EST
> **To:** "frithsen.jeff@epa.gov" <frithsen.jeff@epa.gov>
> **Cc:** "Finn, Martin" <FinnM@cbsnews.com>
> **Subject: Re: CBS This Morning - Interview Request - EPA fracking/drinking water report**
>
> Hey Jeff-
> Just following up on this.
> I saw some quotes from Thomas Burke.
> Is he available for interviews?
> Let us know if you're currently lining up any interviews on this.
> Thanks again.
>
> Sent from my iPhone
>
> On Dec 13, 2016, at 4:43 PM, Sokoloff, Kaci <KLS@cbsnews.com> wrote:
>
>> Hi Jeff-
>> My name is Kaci Sokoloff – I work with ***CBS This Morning*** in NY with Charlie Rose, Norah O'Donnell, and Gayle King.
>> Reaching out about the EPA's report on fracking and its potential impact on drinking water.
>> We're very interested in setting up a taped interview with someone from the EPA to talk about the findings in the report.
>> Will the EPA be doing any interviews on this?
>> We can set something up at the EPA's offices for whenever is possible – perhaps some time tomorrow?
>> My cell is Ex. 6 Personal Privacy (PP)
>> Thank you.
>>
>> **Kaci Sokoloff | Producer | CBS This Morning | 524 West 57th Street New York NY 10019**
>> **o. 212-975-7313 c Ex. 6 Personal Privacy (PP) | KLS@cbsnews.com**
>> <image001.jpg>

Message

From: Grantham, Nancy [Grantham.Nancy@epa.gov]
Sent: 3/16/2017 8:04:15 PM
To: Ariel Wittenberg [awittenberg@eenews.net]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Lead and Copper Rule -- E&E News

Will check

Nancy Grantham
Office of Public Affairs
US Environmental Protection Agency
202-564-6879 (desk)
Ex. 6 Personal Privacy (PP)

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Thursday, March 16, 2017 4:03 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Lead and Copper Rule -- E&E News

Do you have anything more specific than that—like summer or winter?

Ariel

From: Grantham, Nancy [mailto:Grantham.Nancy@epa.gov]
Sent: Thursday, March 16, 2017 3:55 PM
To: Ariel Wittenberg <awittenberg@eenews.net>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Lead and Copper Rule -- E&E News

The agency is still hoping to propose a revised Lead and Copper Rule in 2017.

Nancy Grantham
Office of Public Affairs
US Environmental Protection Agency
202-564-6879 (desk)
Ex. 6 Personal Privacy (PP)

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Thursday, March 16, 2017 12:14 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Lead and Copper Rule -- E&E News

Hi Nancy,

Any updates on this?

Thanks,

Ariel

From: Grantham, Nancy [mailto:Grantham.Nancy@epa.gov]
Sent: Wednesday, March 15, 2017 5:02 PM
To: Ariel Wittenberg <awittenberg@eenews.net>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Lead and Copper Rule -- E&E News

Getting that for you now.

Thanks ng

Nancy Grantham
Office of Public Affairs
US Environmental Protection Agency
202-564-6879 (desk)
Ex. 6 Personal Privacy (PP)

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, March 15, 2017 4:58 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: RE: Lead and Copper Rule -- E&E News

Thanks, Julia.

Nancy, as you can see I am just wondering what the timeline is on the proposed update to the lead and copper rule.

Thanks,

Ariel

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: Wednesday, March 15, 2017 4:46 PM
To: Ariel Wittenberg; Press
Cc: Jones, Enesta; Grantham, Nancy
Subject: RE: Lead and Copper Rule -- E&E News

Hi Ariel,

Nancy Grantham, copied here is your contact on this.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Ariel Wittenberg [mailto:awittenberg@eenews.net]
Sent: Wednesday, March 15, 2017 4:44 PM
To: Press <Press@epa.gov>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Lead and Copper Rule -- E&E News

Hi There,

I was wondering if you have a timeline for when EPA might release the proposed update to the Lead and Copper Rule.

Thanks very much,

Ariel

Ariel Wittenberg
Reporter, E&E News
202-737-4557
awittenberg@eenews.net

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/16/2017 8:00:40 PM
To: Konkus, John [konkus.john@epa.gov]; Press [Press@epa.gov]
Subject: RE: David Schnare

Hi all, I wanted to check back in on this before it gets too close to close of business.

From: Alex Guillen
Sent: Thursday, March 16, 2017 1:28 PM
To: John Konkus (konkus.john@epa.gov) <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: David Schnare

Hi John and all,

Greenwire reports David Schnare has departed EPA. Can you confirm that? Why is he resigning?

Thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/16/2017 6:26:00 PM
To: kbogardus@eenews.net
Subject: Subject: RE: Budget briefing?

Kevin, for attribution to U.S. EPA or to, "an agency spokesperson," please:

Question: Does EPA have any reaction to President Trump's fiscal 2018 budget proposal, which cuts EPA's budget by 31 percent, or $2.6 billion, from fiscal 2017 funding and results in 3,200 fewer positions at the agency?

EPA Answer:
The budget blueprint reflects the President's priorities of preserving clean air and water as well as to ease the burden of costly regulations to industry. It helps refocus the Agency on being more effective, more focused, and less costly.

We are redesigning the way we do business to focus on achieving our core responsibilities - working with the states to ensure clean and breathable air, protecting water quality and investing in infrastructure, restoring our communities, ensuring timely review of chemicals and products to ensure safety for American families, all of which will have a positive impact on the environment and the economy

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, March 16, 2017 9:57 AM
To: Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Budget briefing?

Hey guys, does EPA have any reaction to President Trump's fiscal 2018 budget proposal, which cuts EPA's budget by 31 percent, or $2.6 billion, from fiscal 2017 funding and results in 3,200 fewer positions at the agency?

Here it is, on pages 41 to 42.

https://www.whitehouse.gov/sites/whitehouse.gov/files/omb/budget/fy2018/2018_blueprint.pdf
Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Please email me here or call my office line at 202-446-0401. Thank you for your help.

-Kevin

From: Kevin Bogardus
Sent: Wednesday, March 15, 2017 4:49 PM
To: Press <Press@epa.gov>; 'Konkus, John' <konkus.john@epa.gov>; 'Ericksen, Doug' <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Budget briefing?

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

Does EPA plan to have a budget briefing and/or call for reporters tomorrow? Please let me know since I would be happy to attend that briefing and/or call.

Thanks for your help. Talk to you later.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 4/26/2017 12:27:18 AM
To: Freire, JP [Freire.JP@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: Whitehouse's Hatch Act letter

Great, thanks JP.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

On Tue, Apr 25, 2017 at 8:16 PM, Freire, JP <Freire.JP@epa.gov> wrote:
We take very seriously the rules by which federal officials must participate in public events. We worked with our ethics office to ensure attendance at this event would comply with rules, and this flier unfortunately doesn't reflect those requirements. We are working to fix this error and ensure full compliance with the rules.

J.P. Freire
Environmental Protection Agency
Associate Administrator for Public Affairs
Mobile: Ex. 6 Personal Privacy (PP)

On Apr 25, 2017, at 7:55 PM, Timothy Cama <tcama@thehill.com> wrote:

Hi folks-

Did you want to comment on this letter from Sen. Whitehouse accusing Administrator Pruitt of violating the Hatch Act? https://www.whitehouse.senate.gov/imo/media/doc/2017%2004%2025%20Letter%20to%20Carolyn%20Lerner.pdf

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Freire, JP [Freire.JP@epa.gov]
Sent: 4/26/2017 12:16:11 AM
To: Alex Guillen [aguillen@politico.com]
CC: Press [Press@epa.gov]
Subject: Re: Hatch Act allegation

We take very seriously the rules by which federal officials must participate in public events. We worked with our ethics office to ensure attendance at this event would comply with rules, and this flier unfortunately doesn't reflect those requirements. We are working to fix this and ensure full compliance with the rules.

J.P. Freire
Environmental Protection Agency
Associate Administrator for Public Affairs
Mobile: Ex. 6 Personal Privacy (PP)

On Apr 25, 2017, at 6:50 PM, Alex Guillen <aguillen@politico.com> wrote:

> Hi all, please let me know if EPA has any comment on Sen. Whitehouse's letter asking OSC to investigate this matter.
>
> Thanks,
> Alex
>
> **From:** Davidson, Richard (Whitehouse) [mailto:Richard_Davidson@whitehouse.senate.gov]
> **Sent:** Tuesday, April 25, 2017 6:12 PM
> **To:** Davidson, Richard (Whitehouse) <Richard_Davidson@whitehouse.senate.gov>
> **Subject:** RELEASE: Whitehouse Files Hatch Act Complaint Over Pruitt Participation in OK GOP Fundraiser

FOR IMMEDIATE RELEASE
April 25, 2017

Contact: Rich Davidson
(202) 228-6291 (press office)

Whitehouse Files Hatch Act Complaint Over Pruitt Participation in Oklahoma GOP Fundraiser

Washington, DC – U.S. Senator Sheldon Whitehouse, a member of the Senate Environment and Public Works Committee, filed a complaint today with the U.S. Office of Special Counsel concerning a potential violation on the part Environmental Protection Agency Administrator Scott Pruitt of the Hatch Act, the federal law limiting political activities of federal employees. The complaint stems from an invitation to a May 5 Oklahoma Republican Party fundraiser distributed this week, where Pruitt is set to deliver the keynote address. The invitation makes numerous references to Pruitt's status as Administrator and his actions thus far—a brand of political promotion prohibited by the Hatch Act.

In the complaint, Whitehouse writes, "the unmistakable impression one receives from the May 5 invitation is that by purchasing a ticket or agreeing to sponsor the OKGOP Gala, the attendee will have special access to federal employee discussing official actions already taken, and to be taken in the future. This is clearly impermissible political activity under the Hatch Act."

The Hatch Act, officially known as the Act to Prevent Pernicious Political Activity, bars executive branch employees from using their "official authority or influence for the purpose of interfering with or affecting the result of an election," including "activity directed toward the success or failure of a political party, candidate for partisan political office, or partisan political group." Specifically, the law prohibits executive employees from allowing their "official title to be used in connection with fundraising activities."

"Make sure to purchase your Gala tickets so you don't miss out on Administrator Pruitt's future plans and how he will continue to Drain the Swamp!" the invitation reads. "This is a once in a lifetime opportunity, so buy your tickets before they sell out!"

In addition to a full investigation, Whitehouse requests that Pruitt not be allowed to attend the fundraiser.

"In light of fact that the OKGOP's promotional materials have already promised donors special access to a federal employee in exchange for a political contribution, anything short of prohibiting his attendance will not change, in the public's perception, that the OKGOP's Gala is a 'pay-to-play' event with a federal Cabinet official," the complaint reads.

Full text of the complaint is below. A PDF copy is available here.

April 25, 2017

The Honorable Carolyn Lerner
Special Counsel
Office of Special Counsel
1730 M Street, NW, Suite 218
Washington, D.C. 20036-4505

Dear Ms. Lerner:

Pursuant to 5 U.S.C. § 1216, I submit the following as a complaint and respectfully request the Office of Special Counsel (OSC) investigate whether Scott Pruitt, Administrator of the Environmental Protection Agency (EPA), violated the Hatch Act by agreeing to appear as the Keynote Speaker at the Oklahoma Republican Party (OKGOP) "Gala" on May 5, 2017. Administrator Pruitt's featured participation in an event to raise money for the Oklahoma Republican Party is likely political activity prohibited by the Act.

Factual Background

On February 17, 2017, Scott Pruitt was sworn in as Administrator of the EPA. Pruitt was nominated for the position while serving his second term as the Republican Attorney General of the State of Oklahoma. Prior to that, Pruitt served as a Republican member of the Oklahoma State Senate from 1998 to 2006.

On April 24, 2017, it was first reported by *Politico* that Pruitt would be the "Keynote Speaker" at the May 5, 2017, OKGOP Gala.[1] The invitation, attached as Exhibit A,[2] included the following text:

> *The OKGOP is proud to announce that EPA Administrator Scott Pruitt will be the Keynote Speaker at this year's Oklahoma Republican Party Gala!*
>
> *During his short tenure as EPA Administrator, Pruitt has overseen the rollback of the Waters of the US rule, called for an exit from the Paris Climate Agreement, and championed a return to EPA "originalism."*
>
> *You do not want to miss Pruitt at this year's OKGOP Gala, as he discusses his plans to slash regulations, bring back jobs to Oklahoma, and decrease the size of the EPA!*
>
> *Make sure to purchase your Gala tickets so you don't miss out on Administrator Pruitt's future plans and how he will continue to Drain the Swamp! This is a once in a lifetime opportunity, so buy your tickets before they sell out!*

The invitation appears to include a photograph of Pruitt being sworn in as Administrator by Supreme Court Justice Samuel Alito,[3] and contains the link "Click Here to Buy Gala Tickets!" The electronic version also contains an image noting "Sponsorship Levels" ranging from $2,000 to $5,000, and setting the price of the dinner at $100, with a "VIP reception" costing an additional $50.

Pruitt has a long track record of making direct political solicitations, participating in political fundraising events, and chairing the boards of political organizations like the section 527 Republican Attorney Generals Association (RAGA) and its associated 501(c)(4) organization, the Rule of Law Defense Fund (RLDF). These activities frequently involved industries he now regulates as EPA Administrator.

Devon Energy and Koch Industries are regulated by EPA and have supported the OKGOP, Scott Pruitt, and RAGA. During the 2010 and 2014 election cycles, Devon Energy and Koch Industries maxed out to Pruitt's campaign.[4] From 2014 to 2016, Pruitt was a Member of the RAGA Executive Committee when it raised $530,000 from Koch Industries and $125,000 from Devon Energy.[5] Koch Industries has contributed $5,000 to the OKGOP.[6] J. Larry Nichols, co-founder and director of Devon Energy from 1971 to 2016, has given the OKGOP $30,500.[7]

RLDF, a 501(c)(4) organization, does not have to disclose its donors but public reporting has shown that it received at least $175,000 from Freedom Partners, a 501(c)(6) organization run by

---

[1] https://www.politicopro.com/energy/whiteboard/2017/04/pruitt-to-headline-oklahoma-gop-gala-086639.
[2] An electronic version of the invitation is available at: http://mailchi.mp/okgop/scott-pruitt-confirmed-to-speak-at-okgop-convention.
[3] Compare Exhibit A with Dave Boyer, "Scott Pruitt sworn in as EPA administrator," *The Washington Times*, February 17, 2017, available at http://www.washingtontimes.com/news/2017/feb/17/scott-pruitt-sworn-in-as-epa-administrator/ (accessed on April 25, 2017).
[4] National Institute on Money in State Politics data available at https://www.followthemoney.org.
[5] Center for Media and Democracy, "RAGA Fossil Fuel Funders 2014-2016," January 6, 2017.
[6] National Institute on Money in State Politics data available at https://www.followthemoney.org.
[7] National Institute on Money in State Politics data available at https://www.followthemoney.org.

several Koch Industries executives.[8] As recently as February 28, 2017, Pruitt was a speaker at the RAGA major donors dinner.[9]

Thanks to Pulitzer Prize winning reporting by the *New York Times*, the public knows that contributing to Pruitt's political causes is a good investment. For example, in 2011, he took a letter written by Devon Energy, put it on Oklahoma Attorney General letterhead, signed it, and sent it to EPA pleading Devon's case. According to the *New York Times'* analysis of the 1,016 words that Devon proposed, only 37 were changed.[10]

During his confirmation process, several Senators, including me, sought further information from Pruitt about his political and financial connections in an effort to determine what conflicts of interest he would bring to his role as Administrator.[11] Pruitt stonewalled those efforts.[12] As a result, we now have an Administrator with potentially wide-ranging conflicts of interest related to his federal position. As discussed in greater detail below, the facts related to the May 5 OKGOP Gala appear to be a continuation of Pruitt's troubling conflation of official and political activity, now in violation of federal law.

Legal Analysis

The Hatch Act places limitations on the ability of executive branch employees to participate in political activities. An executive branch employee is prohibited from using "his official authority or influence for the purpose of interfering with or affecting the result of an election."[13] That prohibition extends to an employee "[u]sing his or her official title while participating in political activity,"[14] where "political activity" is defined as "an activity directed toward the success or failure of a political party, candidate for partisan political office, or partisan political group."[15]

More specifically, an employee may not "[a]llow his or her official title to be used in connection with fundraising activities."[16] According to OSC guidance, an employee "is allowed to give a

---

[8] Elena Schor, "Democrats press EPA pick Pruitt on energy sector ties: A nonprofit he helps lead accepted $175,000 from a central arm of the Koch brothers' network," *Politico,* December 27, 2016, available at http://www.politico.com/story/2016/12/congress-democrats-epa-pruitt-232989.

[9] "Senators Question Timing of EPA Action Following Industry Meeting," April 14, 2017, available at https://www.whitehouse.senate.gov/imo/media/doc/2017-04-14%20Letter%20to%20Pruitt%20on%20ICR.pdf.

[10] Eric Lipton, "Energy Firms in Secretive Alliance With Attorneys General," *New York Times*, December 6, 2014, available at https://www.nytimes.com/2014/12/07/us/politics/energy-firms-in-secretive-alliance-with-attorneys-general.html.

[11] EPW Members Call on Pruitt to Reveal Connections to Secretive Group Coordinating EPA Challenges, available at https://www.whitehouse.senate.gov/news/release/epw-members-call-on-pruitt-to-reveal-connections-to-secretive-group-coordinating-epa-challenges, December 28, 2016; Questions for Oklahoma Attorney General Scott Pruitt from Senator Tom Carper, available at https://www.carper.senate.gov/public/_cache/files/2a41152c-395c-4b3f-864e-630474ba1ddc/senator-carper-preliminary-questions-for-epa-nominee-scott-pruitt.pdf, December 28, 2016.

[12] Whitehouse Slams Pruitt's Evasive Responses to Post-Hearing Questions, available at https://www.whitehouse.senate.gov/news/release/whitehouse-slams-pruitts-evasive-responses-to-post-hearing-questions, January 26, 2017.

[13] 5 U.S.C. § 7323(a)(1)

[14] 5 C.F.R. § 734.302(b)(1)

[15] 5 C.F.R. § 734.101

[16] 5 C.F.R. § 734.303

speech or keynote address at a political fundraiser, as long as he or she is not on duty, appears only in his or her personal capacity, and does not solicit political contributions."[17] Furthermore,

> [a]n employee's name may appear on an invitation to a political fundraiser as a guest speaker as long as the reference in no way suggests that the employee solicits or encourages contributions.... However, the employee's official title may not appear on invitations to any political fundraiser, except that an employee who is ordinarily addressed using a general term of address, such as "The Honorable," may use or permit the use of that term of address for such purposes.[18]

The May 5 invitation contains representations that on their face make out a violation of the Hatch Act.

- <!--[if !supportLists]--><!--[endif]-->His official title appears, or is referenced, at least three times.
- <!--[if !supportLists]--><!--[endif]-->The invitation is for a political fundraiser, with sponsorship levels ranging from $2,000 to $5,000, dinner for $100, and special "VIP" access for an additional $50.
- <!--[if !supportLists]--><!--[endif]-->The invitation uses Pruitt's official actions to promote the Gala, noting how "[d]uring his short tenure as EPA Administrator, Pruitt has overseen the rollback of the Waters of the US rule, called for an exit from the Paris Climate Agreement, and championed a return to EPA 'originalism.'"
- <!--[if !supportLists]--><!--[endif]-->The invitation directly ties Pruitt's speech to his official activities, stating that he will discuss "his plans to slash regulations, bring back jobs to Oklahoma, and decrease the size of the EPA."
- <!--[if !supportLists]--><!--[endif]-->The invitation explicitly connects purchasing Gala tickets to the opportunity to hear about official government activities, like Pruitt's "future plans and how he will continue to Drain the Swamp!" calling the Gala a "once in a lifetime opportunity."

In short, the unmistakable impression one receives from the May 5 invitation is that by purchasing a ticket or agreeing to sponsor the OKGOP Gala, the attendee will have special access to a federal employee discussing official actions already taken, and to be taken in the future. This is clearly impermissible political activity under the Hatch Act.

Other considerations

Pruitt has been Administrator of the EPA for over two months and should be presumed to have been advised of his responsibilities under the Hatch Act. He is not new to the world of Oklahoma politics and political fundraising. He should have known that the OKGOP Gala was a political fundraiser and that his participation as a keynote speaker would be used by the Oklahoma Republican Party to promote the event and increase donations. That, combined with Pruitt's long history of political solicitation from industries he now regulates, and stonewalling of congressional and other public inquiries into his ties to those industries, suggests a pattern of behavior that warrants close scrutiny by your office.

Conclusion

---

[17] "Hatch Act: Federal FAQs," Office of Special Counsel, https://osc.gov/Pages/HatchAct-FAQs.aspx (accessed April 25, 2017).
[18] 5 C.F.R. § 734.208(d) Example 2.

The Hatch Act protects the integrity and impartiality of the federal government by preventing officials like Administrator Pruitt from engaging in political activity in their official capacities. The facts here appear to be a blatant violation of the Act. As an initial matter, I urge you to take quick action to ameliorate some of the harm already done. The OKGOP Gala has not yet occurred, so Administrator Pruitt should be instructed not to attend. In light of the fact that the OKGOP's promotional materials have already promised donors special access to a federal employee in exchange for a political contribution, anything short of prohibiting his attendance will not change, in the public's perception, that the OKGOP's Gala is a "pay-to-play" event with a federal Cabinet official.

Prompt action to prevent further harm is necessary here but not sufficient. I further urge you to conduct a full investigation into the facts and circumstances of this matter and take all appropriate disciplinary action against Administrator Pruitt.

###

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 4/25/2017 11:55:45 PM
To: Press [Press@epa.gov]
Subject: Whitehouse's Hatch Act letter

Hi folks-

Did you want to comment on this letter from Sen. Whitehouse accusing Administrator Pruitt of violating the Hatch
Act? https://www.whitehouse.senate.gov/imo/media/doc/2017%2004%2025%20Letter%20to%20Carolyn%20Lerner.pdf

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 4/25/2017 10:13:56 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]
Subject: Re: Did you approve VW's investment plan?

Hi Camille, what's your hard deadline on this?

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Apr 25, 2017, at 5:49 PM, Camille von Kaenel <cvonkaenel@eenews.net> wrote:

Hi,

There have been some concerns, accompanied by confusion, from AGs, from Congress and from conservative groups, about EPA's lack of publicity and context when publishing Volkswagen's investment plan on its website. I'm seeking to clarify: Did EPA approve Volkswagen's plan, fully or in part? Would you reconsider the approval?

Thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 4/25/2017 8:41:34 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
CC: Press [Press@epa.gov]
Subject: RE: comment on Koch lobbyists supporting Pruitt

Niina,

Administrator Pruitt is working to end the past administration's practice of picking winners and losers in the energy sector, so of course he's getting support from organizations all over the country who want a clean environment and a strong economy.

Thank you,

John

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Tuesday, April 25, 2017 3:17 PM
To: Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: comment on Koch lobbyists supporting Pruitt

Hi John,

I hope you are well. I was wondering if EPA would like to comment on recent disclosures from Koch Companies that it lobbied regarding Pruitt's nomination to be EPA administrator, which I take to be support from Koch. Administrator Pruitt has been criticized a lot for connections to the oil and gas industry, what does this latest revelation mean for the administrator, if anything?

My deadline is 5 pm today.

Thanks!

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/25/2017 6:07:04 PM
To: Annie Snider [asnider@politico.com]
CC: Press [Press@epa.gov]
Subject: Re: Media inquiry: perchlorate

Hi Annie,

We have your request and deadline.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 25, 2017, at 2:06 PM, Annie Snider <asnider@politico.com> wrote:

> Hello, all,
>
> I'm working on a story for our policy magazine, The Agenda, about the challenges of setting new regulations under the Safe Drinking Water Act, looking specifically at perchlorate.
>
> EPA signed a consent decree with NRDC last year setting a timeline for acting on perchlorate, with the external peer review process to be completed by Oct 18, 2017, a proposed Maximum Contaminant Level Goal and regulation due out by Oct 31, 2018 and final ones by Dec. 19, 2019.
>
> Can you tell me if EPA is on track to meet these deadlines? Might EPA reconsider the 2011 regulatory determination to regulate perchlorate?
>
> My deadline is 2pm tomorrow.
>
> Thanks,
> Annie
>
> Annie Snider
> Reporter
> POLITICO
> asnider@politico.com
> 703-672-2819 - desk
> Ex. 6 Personal Privacy (PP)
> @AnnElizabeth18

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/25/2017 4:07:02 PM
To: Yount, Emily [Emily.Yount@washpost.com]
Subject: Re: Washington Post request: Air quality data

Hi Emily,

The most efficient way to handle your follow-up is via email.

Please send me your specific clarifying questions and firm deadline -- and I would be happy to address them.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 24, 2017, at 1:04 PM, Yount, Emily <Emily.Yount@washpost.com> wrote:

> Enesta,
>
> Thank you again for sending this information. It has been a big help in understanding how air quality is monitored in the US. I have a couple of questions to make sure I understand the data. Are you available for a phone call?
>
> Thanks,
> Emily
>
> Emily Yount
> The Washington Post
> 202-334-7726
> @emilyyount
>
> ---
>
> **From:** "Jones, Enesta" <Jones.Enesta@epa.gov>
> **Date:** Tuesday, April 18, 2017 at 11:46 AM

To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

These are prepared daily summaries for PM2.5, PM 10 and ozone. The files are separated by pollutant and zipped. Each file contains all years of data for all monitors for that pollutant.

File links:

https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_FRM.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM2.5_NonFRM.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_PM10.zip[aqsdr1.epa.gov]
https://aqsdr1.epa.gov/aqsweb/aqstmp/airdata/Daily_ozone.zip[aqsdr1.epa.gov]

The files are sorted by date, then monitor (state-county-site).

The PM2.5_FRM file contains data from FRM (federal reference method) and FEM (federal equivalent method) monitors – the data we can use for regulatory determinations.

We have also included a file for PM2.5_NonFRM data. These data are not used for regulatory determinations; however, the methods are of sufficient quality to allow for health assessments, thus we calculate an AQI for these data. We use a different parameter code, 88502 vs 88101, to distinguish the NonFRM data from the FRM data so that it is not accidentally confused.

The PM10 and ozone data comes only from FRMs and FEMs (there is no NonFRM equivalent).

The files only include valid days – that is, days in which we have enough measurements to consider the data complete enough to calculate a valid AQI. The AQI is EPA's color-coded tool for communicating air quality to the public. Concentrations are then converted to an index value. For ozone the index is an 8-hour index; for PM, it is a 24-hour index. We determine the AQI for any geographic region by taking the highest AQI from any monitor in that region for the day. AQI is recalculated for all historical data whenever the standard changes, so all AQI values reflect the current standards.

The files also include "event" data. States are allowed to request that EPA not consider high measurements caused by an event out of their control (e.g., wildfires) in our assessment of their compliance with the national ambient air quality standards. Thus, for regulatory determinations, we sometimes exclude events. However, for the AQI, those events generally are included, to ensure the public is alerted about concentrations of pollution in the air they breathe.

You might notice that some monitors do not operate every day. Some PM monitors operate only every third day or every sixth day (or even every twelfth day). This allows us to obtain the data we need while reducing the burden for lab analyses. The sampling calendars are synchronized (so that a 1-in-3 day monitor will collect the same day a 1-in-6 day monitor does).

We understand that you are looking for the best/worst daily average for PM2.5, PM10 and ozone. EPA would caution against the use of a single day over multiple years to determine a trend, merely because that single air quality day might be influenced by an unusual event (like a wildfire or fireworks) and might not represent typical air quality in an area.

If you have questions about using or interpreting the data, we would be happy to walk you through our methods. We would also be willing to review any infographics for accuracy.

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Monday, April 10, 2017 10:44 AM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Re: Washington Post request: Air quality data

Thanks, Enesta. I have a couple of follow-up questions.

It looks like the CSV files you sent over have an arithmetic mean and 1st max value.

- <!--[if !supportLists]--><!--[endif]-->Is the 1st max value the worst daily average for that year?
- <!--[if !supportLists]--><!--[endif]-->Is it possible to re-send the data but include the best daily average for that year?

Thank you,
Emily

Emily Yount
Interaction designer
The Washington Post
202-334-7726
@emilyyount

From: "Jones, Enesta" <Jones.Enesta@epa.gov>
Date: Friday, April 7, 2017 at 3:24 PM
To: "Yount, Emily" <Emily.Yount@washpost.com>
Subject: RE: Washington Post request: Air quality data

Hi Emily,

Our responses, attributable to an agency spokesperson, are below. Feel free to call me if you have any follow-up questions.

The United States has made significant progress to provide public health protections and improve our environmental stewardship while also growing our economy. The combined emissions of the six common pollutants (PM2.5 and PM10, SO2, NOx, VOCs, CO and Pb) in the United States dropped 71 percent from 1970 to 2015.

How many monitoring stations are there in the United States?

In 2016 there were 2,304 air monitoring sites with data. These are sites that measured at least one criteria air pollutant. The breakout for ozone and PM monitoring is as follows:

1,269 sites monitoring ozone
726 sites monitoring PM10
969 sites monitoring PM2.5

I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

The data available in AQS are for a few areas along the U.S. and Mexico border. We do not have data in AQS for Mexico City specifically.

How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

For PM10 and PM2.5 there are no data prior to 1980; monitoring for these pollutants started around 1990 and 2000 respectively. The data for ozone begins in 1980. While there are some ozone data prior to 1980, the monitoring methods were different and, therefore, the measurements are not comparable to post-1980 data. We have attached annual summaries for each monitoring station.

To ensure consistency, the annual summaries are based on:

1. <!--[if !supportLists]--><!--[endif]-->Only data from monitors operated in accordance with a Federal Reference Method (FRM) or equivalent method. These methods ensure air quality data collected at different sites are gathered in the same manner and are accurate. (Some monitors that don't use an FRM or equivalent method are used for daily AQI reporting. Data from those monitors are not included in these summaries.)
2. <!--[if !supportLists]--><!--[endif]-->Data handling procedures consistent with the most recent national ambient air quality standards for ozone and PM.
3. <!--[if !supportLists]--><!--[endif]-->All monitored data, even data that might have been influenced by exceptional events like wildfires. (For regulatory purposes (such as designations), data influenced by exceptional events may be excluded.)

From: Yount, Emily [mailto:Emily.Yount@washpost.com]
Sent: Tuesday, March 28, 2017 12:18 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: Washington Post request: Air quality data

Hello -

My name is Emily Yount and I'm a reporter at The Washington Post. I'm working on a project about air quality and am looking to ask a few questions about querying AQS Data Mart for historical air quality data. Here are a few of my questions ...

1. How many monitoring stations are there in the United States?

2. I saw an option for "Country of Mexico" in the query dropdown. Does the EPA collect data for Mexico City?

3. How far back does the AQS data go? I am interested in ozone, PM 2.5 and PM 10 measurements for all U.S. monitoring stations from 1970 to the present. I recognize that is a ton of data, but hope you have suggestions for the best way to accomplish that. It would be nice to break it into decades. 1970-1979, 1980-1989, 1990-1999, 2000-2009, 2010-present.

Thank you,

Emily Yount

Emily Yount
The Washington Post
202-334-7726
@emilyyount

Message

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: 4/24/2017 8:33:55 PM
To: Emily Holden [eholden@eenews.net]; Jones, Enesta [Jones.Enesta@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: Employees at RTP?

Emily – What is this story about? Can you provide more context?

From: Emily Holden [mailto:eholden@eenews.net]
Sent: Monday, April 24, 2017 4:08 PM
To: Jones, Enesta <Jones.Enesta@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Employees at RTP?

6 p.m. would be great, but I can add in a number any time tonight.

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

From: Jones, Enesta [mailto:Jones.Enesta@epa.gov]
Sent: Monday, April 24, 2017 4:04 PM
To: Emily Holden <eholden@eenews.net>
Cc: Press <Press@epa.gov>
Subject: RE: Employees at RTP?

HI Emily,

We have your request. What's your deadline?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Emily Holden [mailto:eholden@eenews.net]
Sent: Monday, April 24, 2017 4:03 PM
To: Press <Press@epa.gov>
Subject: Employees at RTP?

Hi,

I'm having trouble finding the total number of EPA employees working at the RTP campus. Can you point me in the right direction? This is for a story tomorrow.
Thanks!

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/24/2017 7:59:43 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Point of obligation comments

Thanks Julia, but DOJ is the wrong authority for this question, since it regards comments on an EPA petition decision. I only mentioned the argument so you knew where I was getting the information. EPA is the authority on this. Are comments on the proposed RFS point of obligation petition denial split 50-50, for and against?

Thanks for your help,

Eric

On Mon, Apr 24, 2017 at 3:44 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Hi Eric,

Please contact DOJ on this question.

Wyn Hornbuckle: Wyn.hornbuckle@usdoj.gov

Thanks

Julia P. Valentine

Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations

202.564.2663 direct

Ex. 6 Personal Privacy (PP)

From: Eric Wolff [mailto:ewolff@politico.com]
Sent: Monday, April 24, 2017 2:04 PM
To: Press <Press@epa.gov>
Subject: Fwd: Point of obligation comments

Sorry, wasn't at all clear: This was at the oral arguments over the Renewable Fuel Standard at the DC Circuit. you probably figured that out, but thought I should say.

- Eric

---------- Forwarded message ----------
From: **Eric Wolff** <ewolff@politico.com>
Date: Mon, Apr 24, 2017 at 2:03 PM
Subject: Point of obligation comments
To: Press <press@epa.gov>

Hi,

The DOJ lawyer representing EPA said today in court that comments on the Point of obligation petition denial "split 50-50" on each side of the issue. Can you confirm that accuracy of that remark?

Thanks,

Eric

--

Eric Wolff

Energy Reporter

POLITICO

760-303-1927

ewolff@politico.com

@ericwolff

--

Eric Wolff

Energy Reporter

POLITICO

760-303-1927

ewolff@politico.com

@ericwolff

--

Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 4/24/2017 6:53:40 PM
To: Press [Press@epa.gov]
Subject: Quick q on OAR call

Hey guys, which EPA officials were listening to today's air office call on regs? My editor asked and I missed the beginning of the call.

Thank you, Alex Guillen

Sent from my iPhone

Message

From: Lynn, Tricia [lynn.tricia@epa.gov]
Sent: 4/24/2017 6:36:25 PM
To: Mike Soraghan [msoraghan@eenews.net]
Subject: RE: Your EPA Inquiry

Mike—

My apologies for the delay. Please see below for EPA's response to your inquiry.

Best,

Tricia

EPA Response:

This matter is still under investigation by EPA.

From: Mike Soraghan [mailto:msoraghan@eenews.net]
Sent: Thursday, April 06, 2017 5:07 PM
To: Lynn, Tricia <lynn.tricia@epa.gov>
Subject: RE: Your EPA Inquiry

Hi. Thanks for getting up with me. I don't have a hard deadline, and I'll be out next week. So sometime the week after that would be great.

Yes, I'd like to know if those inspections have been closed and if any actions resulted. And I'd like to get a sense of the scope of the effort. I just have some anecdotal information, and the state folks said they'd been contacted about it.

I'm not sure I know whether this is considered a truly national initiative, but it's my understanding that people were brought in from other regions to help with the inspections.

Thanks for your help with this.

Mike Soraghan
E&E News reporter
msoraghan@eenews.net
Ex. 6 Personal Privacy (PP)
@MikeSoraghan

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

From: Lynn, Tricia [mailto:lynn.tricia@epa.gov]
Sent: Thursday, April 06, 2017 4:59 PM

To: Mike Soraghan <msoraghan@eenews.net>
Subject: Your EPA Inquiry

Hi Mike—

I've received your inquiry regarding Eagle Ford shale inspections in late Sept/Oct 2016.

As I understand it, you think te Eagle Ford shale inspection was led by EPA HQ as part of a national initiative, and you want to know if those inspections have been closed and if any actions resulted.

Is that correct and/or do you have other questions? Also, I understand you may not have a hard deadline, but what would work for you? Next week sometime?

Thanks so much,

Tricia

Tricia Lynn
Office of Public Affairs
U.S. EPA
Office: 202.564.2615

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/24/2017 6:03:04 PM
To: Press [Press@epa.gov]
Subject: Point of obligation comments

Hi,

The DOJ lawyer representing EPA said today in court that comments on the Point of obligation petition denial "split 50-50" on each side of the issue. Can you confirm that accuracy of that remark?

Thanks,

Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Alexander Kaufman [alexander.kaufman@huffingtonpost.com]
Sent: 4/24/2017 4:31:10 PM
To: Press [Press@epa.gov]
Subject: Question about public comment call today

Hello,

I wanted to see how long the call would be ongoing today.

--
Alexander C. Kaufman
Business & Environment Reporter
The Huffington Post
917-725-0203
@AlexCKaufman

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 4/24/2017 4:07:30 PM
To: Dennis, Brady [Brady.Dennis@washpost.com]; Press [Press@epa.gov]
Subject: RE: Open data site closing?

Brady,

This was a contractor sending inappropriate and unauthorized communications on EPA's behalf. The website isn't going anywhere.

Thank you,

John Konkus

-----Original Message-----
From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Monday, April 24, 2017 8:04 AM
To: Press <Press@epa.gov>
Subject: Open data site closing?

Hi all,

The EPA open data site informs users the site will be closed this Friday. One researcher says she was told funding is no longer available to continue its operation.

I'm trying to confirm the reasons behind the planned closure. Is it something permanent? Or something tied to the potential gov't shutdown?

Thanks for clarifying.

Brady

Brady Dennis
The Washington Post
202-334-7745
brady.dennis@washpost.com
@brady_dennis

Message

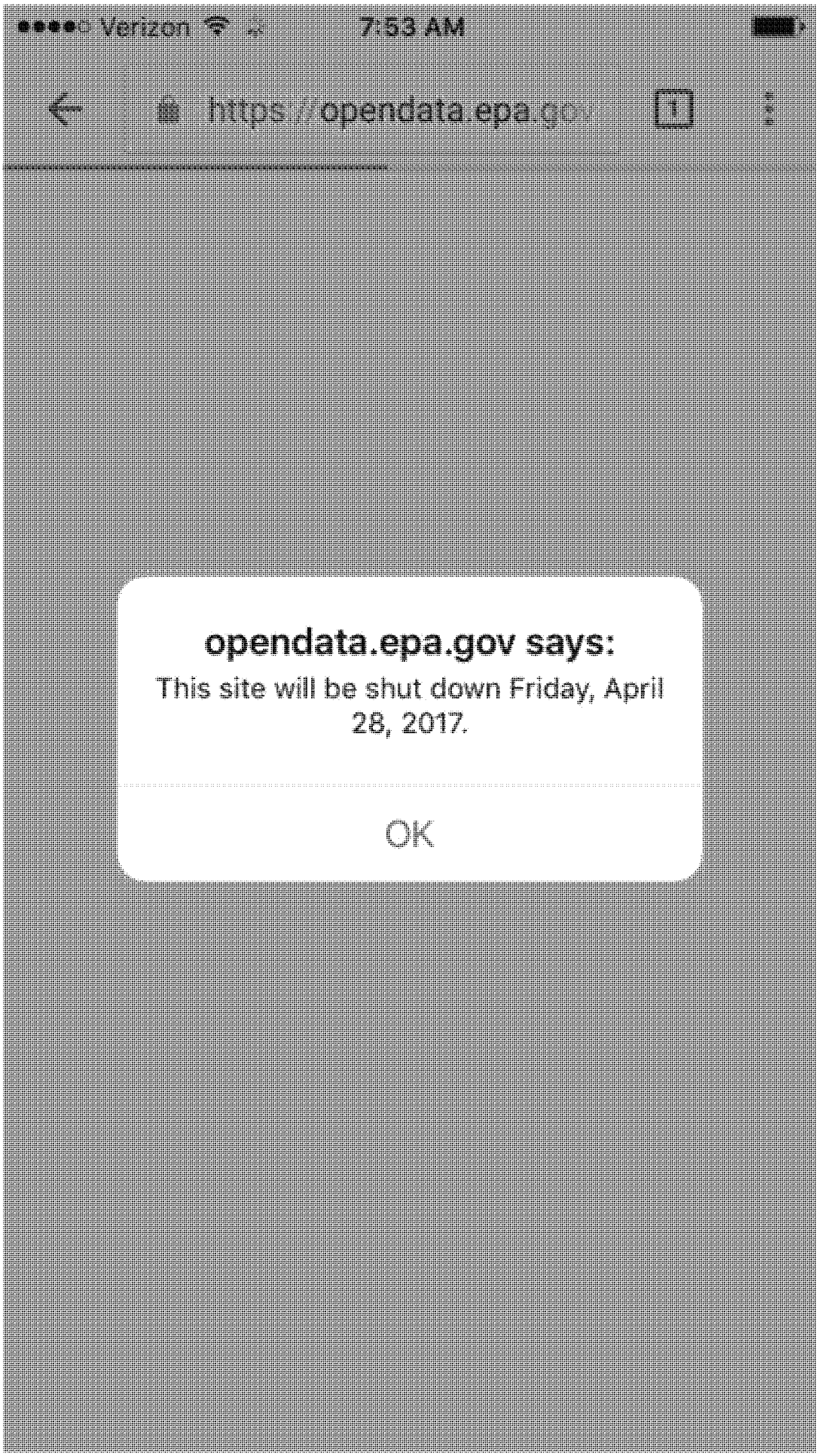
From: Freire, JP [Freire.JP@epa.gov]
Sent: 4/24/2017 12:29:28 PM
To: Timothy Cama [tcama@thehill.com]
CC: Press [Press@epa.gov]
Subject: Re: Open Data site

I preferred it! We are getting that pop up changed immediately. Happy Monday!

J.P. Freire
Environmental Protection Agency
Associate Administrator for Public Affairs
Mobile: Ex. 6 Personal Privacy (PP)

On Apr 24, 2017, at 8:28 AM, Timothy Cama <tcama@thehill.com> wrote:

> Cool, thanks JP.
>
> Sorry about the background narration earlier.
>
> On Mon, Apr 24, 2017 at 8:16 AM Freire, JP <Freire.JP@epa.gov> wrote:
>
> This is not true and is a hoax. A contracting company for EPA put this message up without authorization. This is not appropriate nor is it standard, and the site will still be up. From the contracting company CEO's own Medium post:
>
> "Our company 3 Round Stones, Inc. was notified by EPA that 'we need to be ready to turn-off the EPA Open Data web service by noon on April 28, 2017—the last day of the current continuing resolution. If Congress does not pass a budget, we will be facing a government shutdown and won't be able to give technical direction to continue any work.'"
>
> J.P. Freire
> Environmental Protection Agency
> Associate Administrator for Public Affairs
> Mobile: Ex. 6 Personal Privacy (PP)
>
> On Apr 24, 2017, at 7:54 AM, Timothy Cama <tcama@thehill.com> wrote:
>
> I'm getting this warning. Is it in error?


Verizon
7:53 AM
https://opendata.epa.gov
opendata.epa.gov says:
This site will be shut down Friday, April 28, 2017.
OK

On Mon, Apr 24, 2017 at 7:52 AM Freire, JP <Freire.JP@epa.gov> wrote:

It's not true. EPA is not doing this. This is a hoax.

J.P. Freire
Environmental Protection Agency
Associate Administrator for Public Affairs
Mobile: Ex. 6 Personal Privacy (PP)

On Apr 24, 2017, at 7:48 AM, Timothy Cama <tcama@thehill.com> wrote:

Hi folks-

What's going on with opendata.epa.gov? It says it's shutting down Friday. Why is EPA shutting it down, and will the data be available elsewhere?

Thanks.
--

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

--

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

--

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

<IMG_1729.PNG>

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 4/23/2017 11:53:04 PM
To: Press [Press@epa.gov]
Subject: Data site shutting down?

Hi all,

Sorry for the Sunday email. Bernadette Hyland of GeoHealth US, who says she is contracted to run opendata.epa.gov, says on Twitter that budget cuts mean she has been directed by EPA to remove that website and its data by April 28. Can you confirm that? Will there be another venue for companies and the public to access pollution and health data?

Thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/1/2017 3:07:44 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Politico interview requests

HI Julia,

As we discussed last week, here's my interview requests with the administrator, for the record. I'm of course interested in an on-the-record Q&A session whenever possible. Politico would also be interested in an off-the-record meeting with Pruitt for EPA reporters and our energy editors to meet him and talk about his priorities.

Thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 2/28/2017 10:35:00 PM
To: Annie Snider [asnider@politico.com]; Press [Press@epa.gov]
Subject: RE: docs to withdraw the WOTUS rule?

Annie they will be coming via press release soon this evening. Do you get our releases?

John Konkus

From: Annie Snider [mailto:asnider@politico.com]
Sent: Tuesday, February 28, 2017 5:16 PM
To: Press <Press@epa.gov>
Subject: docs to withdraw the WOTUS rule?

Hello – Annie Snider from Politico here. My colleague who covered the administrator's speech to the Farm Bureau this afternoon said he said during his speech that he signed the formal documents to withdraw the rule just after the EO was signed. Can you please send me those documents?

Annie Snider
Reporter
POLITICO
asnider@politico.com
703-672-2819 - desk
Ex. 6 Personal Privacy (PP)
@AnnElizabeth18

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 2/28/2017 8:12:55 PM
To: Press [Press@epa.gov]
Subject: WOTUS

Hey folks-

Did Pruitt take an action of his own on WOTUS?

Thanks.
--

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
Sent: 2/28/2017 6:25:03 PM
To: Dennis, Brady [Brady.Dennis@washpost.com]; Press [Press@epa.gov]
Subject: RE: Farm Bureau speech

Dennis—no live feed.

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Tuesday, February 28, 2017 11:34 AM
To: Press <Press@epa.gov>
Subject: Farm Bureau speech

Any livestream or call-in available to the administrator's remarks this afternoon? Or in-person only?

The Washington Post

Brady Dennis
National Staff
Health, Science & Environment
Work: (202) 334-7745
Email: brady.dennis@washpost.com
Stories: goo.gl/SY131A
Twitter: @brady_dennis

SecureDrop is a safe way for readers to share messages, materials and story tips with Washington Post journalists. https://www.washingtonpost.com/securedrop/

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 2/27/2017 10:48:19 PM
To: Press [Press@epa.gov]

Hi,

This is Eric Wolff with Politico. I'm hearing word tonight that Administrator Pruitt, Carl Icahn, and Bob Dinneen (of the Renewable Fuel Association) have agreed to a deal regarding the Point of Obligation.

Can you confirm that for me?

Can you also confirm that in exchange for supporting the shift in the point of obligation, Administrator Pruitt will do a vapor pressure waiver on E15, change the MOVES model, and support a biofuel producers or blending credit. Can you confirm those details? Or if it's only partly correct, the details that are true?

Thank you,

Eric

Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Kessler, Glenn [Glenn.Kessler@washpost.com]
Sent: 4/13/2017 3:57:52 PM
To: Press [Press@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: query from wash post fact checker re Pruitt comment

On Fox and Friends he said "China and India had no obligations under the agreement until 2030," referring to the Paris Accords. What is the basis for this claim? From my reading of the agreement, that's when they have to meet their goals but in order to meet those goals they must take steps before then -- as they already have.

Glenn Kessler
"The Fact Checker" columnist
The Washington Post

Office: (202) 334 7326
Mobile: Ex. 6 Personal Privacy (PP)

www.washingtonpost.com/factchecker

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/28/2017 7:59:14 PM
To: Press [Press@epa.gov]
Subject: RFS volumes

Hi,

I have multiple sources telling me that the proposed RFS volume rule will be submitted to OMB next week, possibly as soon as Monday, and that the conventional biofuels volumes will remain at 15 billion gallons.

Can EPA confirm that for me?

Thanks,

Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Sent: 4/28/2017 5:36:10 PM
To: Freire, JP [Freire.JP@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: do you have a statement about the DC Circuit granting EPA's request for a stay in the Clean Power Plan case?

And just to be clear, EPA is not asking for the rule to be sent back, since if it's sent back that would effectively lift the stay on the CPP, correct? Thanks.

From: Freire, JP [mailto:Freire.JP@epa.gov]
Sent: Friday, April 28, 2017 1:32 PM
To: Eilperin, Juliet <Juliet.Eilperin@washpost.com>
Cc: Press <Press@epa.gov>
Subject: Re: do you have a statement about the DC Circuit granting EPA's request for a stay in the Clean Power Plan case?

From me:

Pursuant to the President's Executive Order, Administrator Pruitt has already announced that EPAis reviewing the Obama Administration's Clean Power Plan. We are pleased that this order gives EPA the opportunity to proceed with that process.

J.P. Freire
Environmental Protection Agency
Associate Administrator for Public Affairs
Mobile: Ex. 6 Personal Privacy (PP)

On Apr 28, 2017, at 1:31 PM, Eilperin, Juliet <Juliet.Eilperin@washpost.com> wrote:

> If so, please send it along. Thanks.
>
> Juliet Eilperin
> Senior National Affairs Correspondent
> Washington Post
> Juliet.eilperin@washpost.com
> (O) 202-334-7774
> Ex. 6 Personal Privacy (PP)
> @eilperin

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/28/2017 5:40:04 PM
To: Eric Wolff [ewolff@politico.com]
Subject: RE: comment on DC Circuit?

Hi Eric,

Here's our statement. Please attribute to J.P. Freire, an EPA spokesperson:

Pursuant to the President's Executive Order, Administrator Pruitt has already announced that EPAis reviewing the Obama Administration's Clean Power Plan. We are pleased that this order gives EPA the opportunity to proceed with that process.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

From: Eric Wolff [mailto:ewolff@politico.com]
Sent: Friday, April 28, 2017 10:56 AM
To: Press <Press@epa.gov>
Subject: comment on DC Circuit?

Hi -- Does EPA have a statement or response to the D.C. Circuit decision to hold the Clean Power Plan case in abeyance and to take motions on whether to remand back to the agency?

Thanks!

- Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Freire, JP [Freire.JP@epa.gov]
Sent: 4/28/2017 5:31:22 PM
To: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
CC: Press [Press@epa.gov]
Subject: Re: do you have a statement about the DC Circuit granting EPA's request for a stay in the Clean Power Plan case?

Yes, just a moment.

J.P. Freire
Environmental Protection Agency
Associate Administrator for Public Affairs
Mobile: Ex. 6 Personal Privacy (PP)

On Apr 28, 2017, at 1:31 PM, Eilperin, Juliet <Juliet.Eilperin@washpost.com> wrote:

> If so, please send it along. Thanks.
>
> Juliet Eilperin
> Senior National Affairs Correspondent
> Washington Post
> Juliet.eilperin@washpost.com
> (O) 202-334-7774
> Ex. 6 Personal Privacy (PP)
> @eilperin

Message

From: Rosen, Ira [RosenI@cbsnews.com]
Sent: 4/28/2017 4:43:30 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: 60 Minutes

Hi Julia,
This is Ira Rosen at 60 Minutes. Can you give me a call at Ex. 6 Personal Privacy (PP)
Thanks,

roseni@cbsnews.com

Message

From: Eric Wolff [ewolff@politico.com]
Sent: 4/28/2017 3:01:59 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: comment on DC Circuit?

ASAP. we have a pre-written story we're editing now, and we'd very much like to get EPA's thoughts into it.

On Fri, Apr 28, 2017 at 10:59 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:

Hi Eric,

We have your request. Do you have a deadline?

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Apr 28, 2017, at 10:58 AM, Eric Wolff <ewolff@politico.com> wrote:

Hi -- Does EPA have a statement or response to the D.C. Circuit decision to hold the Clean Power Plan case in abeyance and to take motions on whether to remand back to the agency?

Thanks!

- Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

--
Eric Wolff
Energy Reporter

POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Harrison, Melissa [Harrison.Melissa@epa.gov]
Sent: 1/17/2017 8:08:38 PM
To: Kevin Bogardus [kbogardus@eenews.net]
CC: melissa.harrison02@gmail.com; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Thank You!

Thanks! Last day isn't until Friday. Just last day in the office. Same for Frank.

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

On Jan 17, 2017, at 3:04 PM, Kevin Bogardus <kbogardus@eenews.net> wrote:

> Thanks for all your help, Melissa. Really appreciate it and definitely stay in touch. Talk to you when you are on the other side.
>
> Also, Melissa, is it accurate to say that today is your last day at EPA? Please let me know ASAP because I will add you to my Frank Benenati exit piece!
>
> And hi, Julia! Thanks for taking over Office of Media Relations.
>
> -Kevin
>
> ---
>
> **From:** Harrison, Melissa [mailto:Harrison.Melissa@epa.gov]
> **Sent:** Tuesday, January 17, 2017 2:56 PM
> **To:** Harrison, Melissa <Harrison.Melissa@epa.gov>
> **Cc:** Ex. 6 Personal Privacy (PP) Valentine, Julia <Valentine.Julia@epa.gov>
> **Subject:** Thank You!
>
> Good afternoon,
>
> Before I leave my office at EPA today, I'd like to take a moment to say thank you for being so great to work with during my time at the agency. It has been a crazy ride, but I couldn't have asked for better reporters to work with on our issues.
>
> After today, I will not be in the office or have access to my work accounts. If you have a question, please utilize press@epa.gov and/or reach out to Julia Valentine cc'd on this email. She is the acting director of our Office of Media Relations.
>
> Many of you have asked about my plans-- I'm going to take some much needed time off and then hit the ground running. I promise ya'll will be among the first to know when I decide to give up being a stay-at-home cat mom. Please keep in touch during the interim, all my contact info is below!

Thanks again for everything and best wishes to you in the future!

Sincerely,
Melissa

Ex. 6 Personal Privacy (PP)

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile: Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Washington, D.C. 20460

JAN 16 2017

OFFICE OF
GENERAL COUNSEL

The Honorable Thomas R. Carper
United States Senate
513 Hart Senate Office Building
Washington, DC 20510

Dear Senator Carper:

This letter responds to your inquiry of January 12, 2017, requesting specific information regarding the ethics review of E. Scott Pruitt, who has been nominated by President-elect Trump to be the Administrator of the United States Environmental Protection Agency (EPA).

Pursuant to the Ethics in Government Act of 1978 (amended by the Ethics Reform Act of 1989 and the Honest Leadership and Open Government Act of 2007), the EPA ethics team reviewed the public financial disclosure report submitted by Mr. Pruitt. We interacted with his surrogates to ensure that he reported all information necessary and required as set forth in the Ethics in Government Act. See "Contents of Report" at 5 U.S.C. app. §102 and in 5 C.F.R. Part 2634, Subpart C. Based on his submission, the EPA certified the public financial disclosure report on January 4, 2017, and forwarded it to the Office of Government Ethics (OGE), which certified it later that same day. Our certification of the report means that "the individual submitting [it] is in compliance with applicable laws and regulations." See 5 U.S.C. app. §106. In addition to certifying the report, the EPA and OGE also approved the language of Mr. Pruitt's ethics agreement, which conformed to the requirements of 5 C.F.R. Part 2634, Subpart H, Ethics Agreements, and the OGE-issued Nominee Ethics Agreement Guide (2014).

Federal ethics laws and regulations define the assets that are to be considered when assessing whether an employee or nominee has a financial conflict of interest. This assessment considers Mr. Pruitt's direct or imputed assets, which are defined to be his own interests, those of his spouse, minor child, general partner, any organization or entity for whom he serves as officer, director, trustee, general partner or employee, or any person with whom he is negotiating for or has an arrangement concerning prospective employment. See 5 C.F.R. § 2640.103(d). An employee's obligation to recuse himself from a particular matter or obtain a waiver pursuant to 18 U.S.C. §208(b) is based upon consideration of these defined interests. Interests or potential interests beyond those included in the definition are not considered and, therefore, cannot form the basis of an obligation *under federal ethics laws* to recuse oneself. For example, your letter asks whether the EPA considered potential "conflicts of interest arising from [Mr. Pruitt's] solicitation of funds for 527 and 501(c)(4) organizations." The assets of a 527 organization are

not owned directly by Mr. Pruitt or any of his imputed interests, so are, therefore, outside of the bounds of our review. Although Mr. Pruitt himself had a campaign committee for his own political campaigns for office, the EPA received confirmation from his surrogates that he is neither compensated by nor can he direct funds to himself. Further, he is not liable for the campaign's debt and is not owed any money. Mr. Pruitt's surrogates, in an email message from Mr. Adam Raviv, Special Counsel, WilmerHale, dated December 22, 2016, assured the EPA that if confirmed, the "committee will not raise additional money during his service and its only activity will be to settle any liabilities remaining from before his confirmation." We note that, as a federal employee, Mr. Pruitt would be prohibited under the Hatch Act. 5 U.S.C. § 7324, from soliciting any funds whatsoever for any partisan political campaign, group or election.

QUESTION #1: Could you provide us a complete list of matters that in your opinion will require your authorization?[1]

ANSWER #1: Upon appointment, Mr. Pruitt will become an employee of the United States Environmental Protection Agency and subject to, among other things, the Standards of Ethical Conduct for Employees of the Executive Branch, 5 C.F.R. Part 2635, and the conflict of interest statutes codified in Title 18 of the United States Code. The obligation to seek authorization to participate in a specific party matter to avoid a loss of impartiality of the employee originates from 5 C.F.R. § 2635.502(a), which states:

> Where an employee knows that a particular matter involving specific parties is likely to have a direct and predictable effect on the financial interest of a member of his household, or knows that a person with whom he has a covered relationship is or represents a party to such matter, and where the employee determines that the circumstances would cause a reasonable person with knowledge of the relevant facts to question his impartiality in the matter, the employee should not participate in the matter unless he has informed the agency designee of the appearance problem and received authorization from the agency designee in accordance with paragraph (d) of this section.

The regulation, which includes a definitions section, specifies that an employee has a covered relationship with, among others, "[a]ny person for whom the employee has, within the last year, served as officer, director, trustee, general partner, agent, attorney, consultant, contractor, or employee." 5 C.F.R. § 2635.502(b)(iv). As set forth in the ethics agreement, Mr. Pruitt has identified that for a period of one year after his resignation from his position as the Attorney General of the State of Oklahoma, he will have a covered relationship with the State of Oklahoma and has agreed to seek authorization prior to participating in any specific party matter in which the State of Oklahoma is a party or represents a party. Similarly, he has identified the Southern Baptist Theological Seminary, Windows Ministry Incorporated, and the Rule of Law

[1] This response differs from the long-standing agency practice of answering questions in a comprehensive narrative in light of the unique nature of the confirmation process and the importance of the federal ethics requirements to that process. In order to facilitate the approach taken, this response includes the wording of the questions contained in your letter verbatim.

ED_004607_00002713-00002

Defense Fund as organizations with which he will have a covered relationship for one year from the date he resigns or resigned from his positions with those entities, and has agreed during the time he has a covered relationship with any organization to seek authorization prior to participating in any specific party matter in which any organization in which he has served as director or officer is a party or represents a party.

It is not possible to proactively identify a complete list of specific party matters that could exist across the entire agency that involve the State of Oklahoma or any of the three organizations, nor would it be possible to do so for many other employees who have covered relationships with a state or organization that the EPA interacts on a fairly regular basis. Instead, the employee ensures compliance with the ethics requirements by proactively identifying the persons with which the employee has a covered relationship and then seeking authorization each time the employee seeks to participate in a specific party matter where one of those persons is a party or represents a party.

QUESTION #2: What factors will you use to assess whether authorization will be granted? What factors will you use to determine how broadly any recusal, if required, must be drawn? For example, Mr. Pruitt has challenged EPA's carbon pollution standards for power plants. Assuming that a recusal would be required in that matter, would it be limited to decisions regarding the litigation, or to other matters considered by the Office and Air and Radiation?

ANSWER #2: For the purposes of the impartiality considerations under the Standards of Ethical Conduct, the factors the EPA's Designated Agency Ethics Official will take into consideration are set forth at 5 C.F.R. § 2635.502(d)(1) - (6):

> Factors which may be taken into consideration include:
>
> (1) The nature of the relationship involved;
> (2) The effect that resolution of the matter would have upon the financial interests of the person involved in the relationship;
> (3) The nature and importance of the employee's role in the matter, including the extent to which the employee is called upon to exercise discretion in the matter;
> (4) The sensitivity of the matter;
> (5) The difficulty of reassigning the matter to another employee; and
> (6) Adjustments that may be made in the employee's duties that would reduce or eliminate the likelihood that a reasonable person would question the employee's impartiality.

Should a recusal be necessary, that would prohibit participation in that specific party matter in any way, but a recusal in one specific party matter would not itself prevent participating on other specific party matters in which the "covered relationship" is a party or represents a party, or extend to matters of general applicability. Pursuant to the impartiality rules, any court case is considered a specific party matter. Thus, if the State of Oklahoma is a party or represents a party in a particular piece of litigation, Mr. Pruitt's ethics agreement includes a commitment by him to seek authorization to participate personally and substantially in that litigation. Should Mr. Pruitt

seek authorization to participate in any litigation in which a person with whom he has a covered relationship is a party or represents a party, as stated above, the EPA Designated Agency Ethics Official would consider the factors set forth at 5 C.F.R. § 2635.502(d)(1) - (6) for purposes of compliance with the federal ethics rules. Beyond the federal ethics requirements, as an attorney, Mr. Pruitt would also be subject to the rules of any relevant state bar. Those rules, however, are in addition to, and beyond the scope of, the federal ethics review and requirements discussed in this letter.

QUESTION #3: Mr. Pruitt has agreed to not participate in any particular matter involving the RLDF without prior authorization. RLDF's activities and donors are largely secret. Without more extensive disclosures about RLDF and Mr. Pruitt's role in it, how will you determine whether a particular matter involves the RLDF?

ANSWER #3: Federal ethics requirements apply first to the employee himself, and so Mr. Pruitt has agreed that, for the period of time for which he has a covered relationship with the Rule of Law Defense Fund (RLDF), he will seek authorization prior to participating in any specific party matter in which RLDF is a party or represents a party. Once he becomes a federal employee, Mr. Pruitt will have a continuing obligation to comply with the commitments made in his ethics agreement and the federal ethics requirements. In order to have an obligation to seek authorization to participate personally and substantially in a matter, RLDF must be a party or represent a party in a specific party matter. If RLDF has an interest in a specific party matter but is not itself a party or representing a party in that matter, the federal ethics requirements would not obligate Mr. Pruitt to seek authorization prior to participating in that specific party matter.

QUESTION #4: The ethics agreement entered into by former EPA Administrator Carol Browner included a clear and permanent recusal of her participation in any EPA matter in which the State of Florida was involved as a party and she was involved personally and substantially as Secretary of the Florida Department of Environmental Regulation. Our understanding of Mr. Pruitt's ethics agreement is that he has made no such unequivocal pledge. Why has EPA concluded that a more lenient arrangement for Mr. Pruitt's conflicts is appropriate?

ANSWER #4: In assisting Mr. Pruitt with his ethics agreement, the EPA followed federal ethics requirements and the most recent Ethics Agreement Guide published by the Office of Government Ethics (OGE) in 2014. Both the EPA and OGE certified Mr. Pruitt's ethics agreement as complying with all federal ethics requirements and conforming to the template set forth in OGE's Guide. Each ethics agreement is specific to the individual who is signing the agreement, and so consistency with the agreement of a former EPA Administrator is not a requirement for the agreement to be in compliance with the federal ethics rules. While the question indicated Mr. Pruitt's ethics agreement differs from the ethics agreement entered into by former Administrator Carol Browner in 1997, Mr. Pruitt's ethics agreement is very similar to the agreement entered into by former Administrator Lisa Jackson in 2009. Those comparisons do not demonstrate compliance or non-compliance with the federal ethics requirements.

ED_004607_00002713-00004

QUESTION #5: Mr. Pruitt has agreed to seek your authorization for a one-year period of time. Is it your understanding that any recusal you may require of Mr. Pruitt would be limited to this one-year period? If so, how will you account for his participation in matters after that one-year period where the conflict still exists, like litigation that he has brought against the agency that has not settled or been decided by that time?

ANSWER #5: As explained above, the regulations define a person with whom an employee has a covered relationship to include "[a]ny person for whom the employee has, *within the last year*, served as officer, director, trustee, general partner, agent, attorney, consultant, contractor, or employee." 5 C.F.R. § 2635.502(b)(iv) (italics added). After one year, the covered relationship with the former employer under the federal ethics rules no longer exists. At that point in time and into the future, there is no obligation under the federal ethics rules to seek authorization to participate in the relevant specific party matters, and any disqualification on participating in those specific party matters is no longer in effect. An employee may voluntarily continue to recuse himself from such specific party matters after that point, but is not obligated to do so by the federal ethics requirements. Again, this letter discusses only Mr. Pruitt's obligations under the federal ethics laws and does not address other possible obligations such as compliance with state bar rules.

QUESTION #6: Mr. Pruitt has sued EPA on behalf of the State of Oklahoma. Before authorizing him to participate in EPA decisions involving Oklahoma, how will you determine whether Mr. Pruitt has obtained consent from his client to be released from ethical obligations he may have to it?

ANSWER #6: The federal ethics requirements ensure employees meet certain obligations on behalf of the interests of the federal government, as those interests are articulated in federal laws and regulations. Likewise, the EPA's ethics program is focused on ensuring compliance with those laws and regulations. To the extent Mr. Pruitt has ethical obligations to the State of Oklahoma or any other organization, ensuring compliance with those non-federal obligations is beyond the scope of the federal ethics requirements and the EPA's ethics program.

QUESTION #7: Many of Mr. Pruitt's lawsuits have involved multi-state coalitions. Presumably he has entered into joint prosecution agreements with his co-plaintiffs. Have you reviewed, or will you review, these agreements to assess whether Mr. Pruitt has a "covered relationship" with other states or parties in those lawsuits? Is it your opinion that he would also have to obtain consent from his co-plaintiffs to participate in matters in which EPA's position is adverse to those states?

ANSWER #7: As described above, the federal ethics regulations define persons with whom an employee has a covered relationship, and the impartiality standards do not consider that joint prosecution agreements give rise to any covered relationship with co-plaintiffs. Joint prosecution agreements would not be relevant to evaluating compliance with federal ethics requirements and the EPA has not reviewed any such possible agreements.

QUESTION #8: It is a general principle of legal ethics that an attorney may not disclose privileged information without the client's consent. Furthermore, in multi-party litigation when two or more clients with a common interest in litigation agree to exchange otherwise privileged information concerning the matter, the communication is privileged as against third persons. Have any provisions been put in place to prevent the unauthorized disclosure by Mr. Pruitt of confidential client information, either from the State of Oklahoma or other state plaintiffs in Mr. Pruitt's litigation?

ANSWER #8: The federal ethics requirements ensure employees meet certain obligations on behalf of the interests of the federal government, as those interests are articulated in federal laws and regulations. Likewise, the EPA's ethics program is focused on ensuring compliance with those laws and regulations. To the extent Mr. Pruitt has ethical obligations to the State of Oklahoma or any other state or organization, knowledge of such provisions and ensuring compliance with those non-federal obligations is beyond the scope of the federal ethics requirements and the EPA's ethics program.

QUESTION #9: Pursuant to 42 U.S.C. § 7601(d) (sic), the authority of the Administrator to issue rules related to topics listed in 42 U.S.C. § 7607(d) is not delegable. How will you address a situation where you determine Mr. Pruitt has a conflict of interest with respect to a rule covering one of these topics?

ANSWER #9: Should the federal ethics requirements preclude an Administrator from participating in a matter where the authority to take certain actions is defined by a statute or a regulation to rest with the Administrator, and where the statute or regulation specifically states that the authority may not be delegated, the Federal Vacancies Reform Act and other federal law provide a mechanism for another official of the EPA to perform such functions in an acting capacity. For example, if an Administrator is determined to have a conflict of interest and must be recused with respect to any such non-delegable statutory function or duty, he would be deemed unable to perform the function or duty and the Administrator position would be deemed "vacant" with respect to that function or duty. The Federal Vacancies Reform Act identifies the officials who would serve as the acting Administrator to perform the function or duty, and under Executive Reorganization #3 of 1970, the EPA Deputy Administrator acts as Administrator in the event of a vacancy in the office of Administrator.

QUESTION #10: If a recusal is determined appropriate in any matter, has the nominee agreed to forgo any briefings during the period of the recusal?

ANSWER #10: An employee who is recused from participation cannot be briefed on the same particular matter from which he is recused. In its advisory entitled "Effective Screening Arrangements for Recusal Obligations, DO-04-012 (June 1, 2004), the Office of Government Ethics wrote that:

> Ethics officials should also counsel employees regarding the scope of their recusals, including the kinds of actions that may constitute personal and substantial participation.

For example, employees with recusal obligations should not assign covered matters on an ad hoc basis. Participating in a decision concerning who should work on a matter, how a matter should be handled, or whether a matter should be acted upon, is a form of participation in the matter. Involvement in preliminary discussions, in interim evaluations, in review or approval at intermediate levels, or in supervision of subordinates working on a matter also amounts to personal and substantial participation. Recusal means no participation in any way, including briefings.

QUESTION #11: Under what obligation is Mr. Pruitt to follow determinations made by you concerning his recusals and waivers? If he chooses not to follow your determinations, what recourse is available for EPA?

ANSWER #11: Pursuant to the Ethics in Government Act at 5 U.S.C. app. §110, Mr. Pruitt is required to comply with his ethics agreement. Pursuant to 5 C.F.R. § 2634.802(b), he is required to comply with his ethics agreement within ninety days from the date of Senate confirmation. As an employee of the EPA, Mr. Pruitt will be subject to the Standards of Ethical Conduct set forth at 5 C.F.R. Part 2635, as well as the conflict of interest statutes codified in Title 18 of the United States Code, which include specific prohibitions against financial and representational conflict of interest.

As a Presidential nominee for a Senate-confirmed position, Mr. Pruitt is required to have one hour of initial ethics training which he may complete before or after his appointment, but not later than two months after his appointment. 5 C.F.R. § 2638.304(b)(1). In addition, he is required to have an ethics briefing to discuss his immediate ethics obligations. This new training requirement, which became effective on January 1, 2017, may be combined with the initial ethics training, but must occur no later than fifteen days after appointment. See 5 C.F.R. § 2638.305(b)(1). As an employee of the EPA, Mr. Pruitt will be subject to the Standards of Ethical Conduct for Employees of the Executive Branch, which includes the basic obligations of public service set forth at 5 C.F.R. § 2635.101(b)(1) – (12).

As the head of this agency, Mr. Pruitt will be "responsible for, and will exercise personal leadership in, establishing and maintaining an effective agency ethics program and fostering an ethical culture in the agency." 5 C.F.R. § 2638.107. In the event that an employee fails to meet the obligations of his or her ethics agreement, then the EPA may notify the Office of the Inspector General and/or the Office of Government Ethics. See 5 C.F.R. § 2635.101(b)(11), which requires employees to disclose waste, fraud, abuse and corruption to the proper authorities, and 5 C.F.R. § 2638.401, which gives the Office of Government Ethics the authority to take action with respect to deficiencies in an agency's ethics program.

In closing, thank you for your January 12, 2017, letter requesting specific information regarding the ethics review performed by the EPA with regard to the nomination of E. Scott Pruitt for the position of Administrator. The EPA recognizes the importance of the federal ethics requirements to the confirmation process, and is committed to working with the Congress, Mr. Pruitt, and future nominees to explain those requirements and how they apply to a particular situation.

ED_004607_00002713-00007

Consistent with that commitment, Mr. Pruitt's representative requested a copy of the signed version of this response after it has been transmitted to you, and one will be provided to him.

If you have further questions, you may contact me at minoli.kevin@epa.gov or (202) 564-8064, or your staff may contact Justina Fugh, Senior Counsel for Ethics, at fugh.justina@epa.gov or (202) 564-1786 and copy Christina Moody of the EPA's Office of Congressional and Intergovernmental Relations, moody.christina@epa.gov or (202) 564-0260.

Sincerely,

Kevin S. Minoli
Designated Agency Ethics Official
Principal Deputy General Counsel

ED_004607_00002713-00008

Message

From: Tim Devaney [tdevaney@thehill.com]
Sent: 4/12/2017 5:25:13 PM
To: Press [Press@epa.gov]
Subject: memo

Hey there, I read on the EPA's website that Pruitt sent a memo on March 24 announcing who's on the regulatory reform task force. Would you mind forwarding that to me?

Thanks,
Tim

Message

From: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Sent: 4/11/2017 11:55:40 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: do you have a statement on the DC Circuit granting EPA's request for a stay in the ozone case?

Thanks very much, and I will just attribute this to you, if you don't mind.

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Tuesday, April 11, 2017 7:43 PM
To: Eilperin, Juliet <Juliet.Eilperin@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: do you have a statement on the DC Circuit granting EPA's request for a stay in the ozone case?

Hi Juliet – Our statement is below. Thank you.

"We are thankful to the court for granting our motion to postpone oral argument. In light of President Trump's pro-growth agenda, EPA continues to carefully review the broad implications of the 2015 ozone standard and ensure that we are supporting American jobs and protecting human health and the environment."

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Tuesday, April 11, 2017 7:28 PM
To: Press <Press@epa.gov>
Subject: do you have a statement on the DC Circuit granting EPA's request for a stay in the ozone case?

If so, please send it along. Thanks.
Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
(O) 202-334-7774
Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: Chris DAngelo [chris.dangelo@huffingtonpost.com]
Sent: 4/11/2017 6:08:20 PM
To: Press [Press@epa.gov]
Subject: REQUEST FOR COMMENT: Columbia Law School investigation

Good afternoon,

Working on a story and hoping to get some comments from EPA about an investigation by Columbia Law School's Sabin Center for Climate Change Law, which looked at 88 officials who were installed at environmental, energy, and natural resource management agencies.

The center found, among other things, that 57 percent of President Donald Trump's appointees "appear to lack expertise and/or experience that would be directly relevant to the core missions of the departments and agencies that they have joined." It also found 28 percent of appointees have close ties to the fossil fuel industry.

At EPA, only 2 of POTUS's 11 appointees had relevant experience in environmental protection or regulation, it found.

The center said that its findings "reinforce what we already know about President Trump's antagonism toward environmental regulation and the energy transition, and his avid support for extractive industries and natural resource management that turns a blind eye to climate change and other environmental impacts."

Hoping to have this story up in the next couple of hours.

Many thanks,

Chris D'Angelo
Reporter, The Huffington Post
Washington, DC
m: Ex. 6 Personal Privacy (PP)
Twitter: @c_m_dangelo
huffingtonpost.com/chris-dangelo/

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 2/27/2017 4:43:38 PM
To: Timothy Cama [tcama@thehill.com]
Subject: RE: Ryan Jackson

Hi Tim,

Confirming that Ryan Jackson is now the chief of staff at EPA.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Monday, February 27, 2017 11:13 AM
To: Press <Press@epa.gov>
Subject: Ryan Jackson

Hi folks-

Could you confirm that Ryan Jackson has been hired as chief of staff?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 2/27/2017 3:13:35 PM
To: Mike Soraghan [msoraghan@eenews.net]
Subject: RE: EPA responses to your request

Thanks, Mike and sorry for the late response.

Please attribute the following to Julia Valentine, EPA spokesperson.

INCOMING:

Thank you. It was a $3 million grant and the RFA is for $2 million. What is the other $1 million being used for?

RESPONSE:

Congress directed EPA to provide $2 million in a grant and use $1 million to support EPAs research efforts. The remaining funds were used to support internal research efforts.

From: Mike Soraghan [mailto:msoraghan@eenews.net]
Sent: Monday, February 27, 2017 10:11 AM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: RE: EPA responses to your request

I have written one story, but I would still like a response to my follow-up on the other $1 million.

Thanks,

Mike Soraghan
E&E News reporter
msoraghan@eenews.net
Ex. 6 Personal Privacy (PP))
@MikeSoraghan

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

From: Daguillard, Robert [mailto:Daguillard.Robert@epa.gov]
Sent: Monday, February 27, 2017 10:05 AM
To: Mike Soraghan <msoraghan@eenews.net>
Subject: RE: EPA responses to your request

Hullo Mike,

Have you already written your story? Do you still need a response from us?

From: Mike Soraghan [mailto:msoraghan@eenews.net]
Sent: Wednesday, February 15, 2017 1:49 PM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: RE: EPA responses to your request

Thank you

Mike Soraghan
E&E News reporter
msoraghan@eenews.net
Ex. 6 Personal Privacy (PP)
@MikeSoraghan

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

From: Daguillard, Robert [mailto:Daguillard.Robert@epa.gov]
Sent: Wednesday, February 15, 2017 1:32 PM
To: Mike Soraghan <msoraghan@eenews.net>
Subject: RE: EPA responses to your request

On it.

From: Mike Soraghan [mailto:msoraghan@eenews.net]
Sent: Wednesday, February 15, 2017 1:26 PM
To: Press <Press@epa.gov>
Subject: RE: EPA responses to your request

Thank you. It was a $3 million grant and the RFA is for $2 million. What is the other $1 million being used for?

Mike Soraghan
E&E News reporter
msoraghan@eenews.net
Ex. 6 Personal Privacy (PP)
@MikeSoraghan

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

From: Press [mailto:Press@epa.gov]
Sent: Wednesday, February 15, 2017 1:25 PM
To: Mike Soraghan <msoraghan@eenews.net>

Cc: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: EPA responses to your request

Hi Mike,

Sorry for the delay on this inquiry.

The responses are below.

Thanks

Office of Public Affairs
US EPA Headquarters
Washington, DC

Greenwire
Mike Soraghan
E&E News reporter
msoraghan@eenews.net
Ex. 6 Personal Privacy (PP)

REQUEST:

Hi. My name is Mike Soraghan, Energywire reporter at E&E News. I wasn't sure where to send this, but I'm trying to get more information about this research project. Can you tell me when it might be awarded and what the origin of the project is? Trying to finish my reporting this week.

https://www.epa.gov/research-grants/oil-and-gas-development-appalachian-basin

EPA RESPONSE:

In regards to the origin: This national priorities Request for Applications (RFA) is congressionally mandated research funding directed through language in the conference report (the Joint Senate and House budget report), which specifically directs EPA to fund an area or type of research. The National Priorities RFAs are developed in collaboration with EPA experts in the research topic field and align with EPA's broader efforts in the areas. The proposed research of these RFAs fill identified gaps of research knowledge in the environmental and health impact areas related to the congressionally mandated research topics.

The goal of this particular RFA is to develop and compile scientific information that aids the public and private sectors in implementing environmental policies and best practices that develop oil and gas resources while protecting public health and the environment in the Appalachian Basin.

Award timeframe: The awards process timeline varies, however at this time, we anticipate that any grants awarded under this RFA will be awarded in summer 2017.

Message

From: Grantham, Nancy [Grantham.Nancy@epa.gov]
Sent: 2/27/2017 11:35:52 AM
To: Timothy Cama [tcama@thehill.com]
CC: Press [Press@epa.gov]
Subject: RE: Beachhead team

Hi Tim,

They are political appointees.

Thank you

Nancy Grantham
Office of Public Affairs
US Environmental Protection Agency
202-564-6879 (desk)
Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Thursday, February 23, 2017 1:17 PM
To: Press <Press@epa.gov>
Subject: Beachhead team

Hi-

Question for mostly my understanding and information: Are the members of the beachhead team considered "special government employees" under 18 U.S.C § 202? Or are they normal political appointees? Or some combination thereof?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Cook, Hilary [CookH@cbsnews.com]
Sent: 2/26/2017 9:16:45 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: CBS NATIONAL NEWS REQUEST

Great, thank you Julia

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Sunday, February 26, 2017 4:06 PM
To: Cook, Hilary <CookH@cbsnews.com>
Cc: Press <Press@epa.gov>
Subject: Re: CBS NATIONAL NEWS REQUEST

Hi Hilary,

Robert Daguillard in the press office will check in with you tomorrow.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Feb 26, 2017, at 3:58 PM, Cook, Hilary <CookH@cbsnews.com> wrote:

Hi there –
Hilary here with CBS News.
I was wondering if you have any information on the chemical Borax. Specifically, I'm trying to gauge where its most commonly found and how dangerous it is – particularly for children.
Please let me know if you have a minute to get on the phone either today or tomorrow.
You can reach me at this email or on my cell phone at any time Ex. 6 Personal Privacy (PP)
Thanks,
Hilary

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 2/24/2017 11:35:09 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: EPA Extends Comment Period on Hard Rock Mining Proposed Rule
Attachments: removed.txt

Thanks Julia. I haven't been getting any releases from you guys. Could you please make sure I'm on the list? Thank you!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, February 24, 2017 6:25 PM
To: Alex Guillen <aguillen@politico.com>
Subject: FW: EPA Extends Comment Period on Hard Rock Mining Proposed Rule

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: U.S. EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Friday, February 24, 2017 6:24 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: EPA Extends Comment Period on Hard Rock Mining Proposed Rule

CONTACT:
press@epa.gov

FOR IMMEDIATE RELEASE
February 24, 2017

EPA Extends Comment Period on Hard Rock Mining Proposed Rule

WASHINGTON -- The Environmental Protection Agency today issued a 120-day extension of the comment period related to proposed financial responsibility requirements for the hard rock mining industry. The Agency has received dozens of requests to extend the comment period.

EPA estimates predict the implementation of these requirements would cost American businesses up to $171 million a year. A court has ordered EPA to act on this new regulation by December 1, 2017, and the Agency fully intends to act consistent with the court's order.

"As I said to EPA staff on Tuesday, we are here to listen, and by extending this comment period we are demonstrating that we are listening to miners, owners and operators all across America and to all parties interested in this important

rule," EPA Administrator Scott Pruitt said as he directed the Agency to extend the comment period.

For more information: https://www.epa.gov/superfund/proposed-rule-financial-responsibility-requirements-under-cercla-section-108b-classes

R030

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 2/24/2017 10:14:33 PM
To: Press [Press@epa.gov]
Subject: CERCLA rule

Hello, I just got a press release from a senator saying EPA announced an extension of the comment period on its proposed financial assurance rule for hardrock miners. I didn't receive any release about it and cannot find any announcement on EPA's webpage on that rule. Could you confirm and point me toward any details?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 2/24/2017 12:39:49 AM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Stromberg, Stephen [Stephen.Stromberg@washpost.com]
Subject: RE: From WashPost

Also Steve on your other question:

Oklahoma is one of the largest oil and gas providers in the country. As attorney general, Administrator Pruitt consistently stood up for the state's energy industry and other constituencies who sought representation to stop real-life harm that was occurring as a result of overreaching federal regulations and actions.

"Well, frankly, he came from an oil and gas state and you would expect that kind of an interchange between he and the constituents in that state and he was an elected representative of those constituents. So that in-it-of itself isn't unusual." Former EPA Administrator Christie Todd Whitman, MSNBC, 2/23/17

From: Valentine, Julia
Sent: Thursday, February 23, 2017 5:20 PM
To: Stromberg, Stephen <Stephen.Stromberg@washpost.com>
Subject: RE: From WashPost

Hi Steve,

On EOs, please reach out to the White House.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Stromberg, Stephen [mailto:Stephen.Stromberg@washpost.com]
Sent: Thursday, February 23, 2017 3:04 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: From WashPost

Hi Julia –

From the recent coverage, you seem to be the go-to person on a variety of big EPA issues at the moment. I'm wondering if you/Administrator Pruitt are saying anything further on the email dump. Does it show improper -- or at the very least unattractive -- collusion between Mr. Pruitt and a major energy company? Also, I'm wondering about the news that the president is close to issuing an executive order on the Clean Power Plan. What the timing on this? How extensive will it be? What will happen to the CPP court challenge in the meantime?

Thanks.

Best,
Steve

Steve Stromberg
The Washington Post
Office: (202) 334-6370
Cell: Ex. 6 Personal Privacy (PP)

Message

From: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Sent: 4/7/2017 11:42:13 PM
To: Press [Press@epa.gov]
Subject: Can I get a comment on EPA's request to postpone the oral argument on the ozone NAAQS?

Specifically, I'm interested in whether this indicates the agency is weighing whether to defend the rule or not.
Thanks,
Juliet Eilperin

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/16/2017 12:54:29 PM
To: asnider@politico.com
Subject: RE: SRF budget number?

Good morning Annie,

For attribution to Julia Valentine or to "an EPA spokesperson," please:

We are not commenting at this early stage in the process.

Thanks, R.

Robert Daguillard
U.S Environmental Protection Agency
Office of Media Relations
Washington D.C.
+ 1 (202) 564-6618 (o)
Ex. 6 Personal Privacy (PP)

From: Annie Snider [mailto:asnider@politico.com]
Sent: Thursday, March 16, 2017 7:36 AM
To: Konkus, John <konkus.john@epa.gov>
Subject: SRF budget number?

John –I'm trying to figure out whether the $4 million increase to the SRFs cited in the President's budget is comparing to the 2017 baseline number or includes the extra $100m added to the SRF for Flint in the CR.

By my calculations, 2017 enacted level for the 2 SRFs combined was $2.257 without the Flint money and $2.357B when it is included. It's hard to compare since the President's budget only rounds to the $100m point in top line numbers, but it appears that 2017 would be higher if compared to the CR level including Flint.

Annie Snider

Reporter

POLITICO

asnider@politico.com

703-672-2819 - desk

Ex. 6 Personal Privacy (PP) cell

@AnnElizabeth18

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/29/2017 12:46:04 PM
To: Sean Reilly [sreilly@eenews.net]
CC: Press [Press@epa.gov]
Subject: Re: Delaware lawsuit over delay on Sec. 126 petition

Good day, Sean.

Let me check.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 29, 2017, at 8:43 AM, Sean Reilly <sreilly@eenews.net> wrote:

> Hi Enesta:
>
> Please let me know whether you have any comment on the attached suit. Deadline is noon today.
>
> Thanks,
> Sean
>
> Sean Reilly
> Reporter
> E&E News
> Ph: 202-446-0433 (Desk)
> Ph: Ex. 6 Personal Privacy (PP)
> sreilly@eenews.net
>
> <Delawarepetitionsuit.pdf>

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/29/2017 11:30:37 AM
To: Anthony Adragna [aadragna@politico.com]
CC: Press [Press@epa.gov]
Subject: Re: EPA Meeting Postponed

Hi Anthony,

The new date for the public hearing is April 13.

More information: https://www.epa.gov/ozone-pollution/2008-ozone-national-ambient-air-quality-standards-naaqs-section-176a-petitions

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 14, 2017, at 8:41 AM, Anthony Adragna <aadragna@politico.com> wrote:

> Sure thing, thanks for flagging.
>
> Anthony Adragna
> Energy Reporter
> Politico
> Ex. 6 Personal Privacy (PP)
> Twitter: @AnthonyAdragna
>
> On Mar 14, 2017, at 8:06 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:
>
>> Hi Anthony,
>>
>> We noticed this in today's Morning Energy.
>>
>> Due to the weather, the meeting below has been postponed. No new date has been set.
>>
>> Thanks for correcting that for us.
>>
>> **HAPPENING TODAY**

9:00 a.m. — EPA hearing on proposed action on Clean Air Act petition, William Jefferson Clinton East Building, 1201 Constitution Ave. NW, Room 1117A

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Anthony Adragna [aadragna@politico.com]
Sent: 3/29/2017 1:00:20 AM
To: Press [Press@epa.gov]
Subject: Copy of all-staff email

Hey guys,

Could someone provide a copy of the email Ryan Jackson sent ahead of the president's visit today?

Many thanks,
--

Anthony Adragna
Energy Reporter
POLITICO
Ex. 6 Personal Privacy (PP)
aadragna@politico.com
@AnthonyAdragna

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 3/28/2017 9:29:56 PM
To: Press [Press@epa.gov]
Subject: Question on today's EO signing

Hi-

We're the miners at today's event currently employed or out of work?

Thanks.
--

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/28/2017 8:55:20 PM
To: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: EO action

Hi John and friends, has Administrator Pruitt asked AG Sessions to ask the courts to halt ongoing litigation over the CPP and the NSPS, as per today's executive order? If not, when will that happen, and how long will it take DOJ to formulate a court filing?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Emily Holden [eholden@eenews.net]
Sent: 3/28/2017 12:47:22 PM
To: Press [Press@epa.gov]
CC: Niina Heikkinen [nheikkinen@eenews.net]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Events tomorrow?

Hi. Asking again because I hear some additional reporters will be allowed in. Thanks!

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Desk: (202) 446-0408
Cell: Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

On Mar 27, 2017, at 1:46 PM, Emily Holden <eholden@eenews.net> wrote:

> Hi. Will there be any public portion of the signing ceremony for the executive order tomorrow that reporters outside the White House pool can attend? Thanks!
>
> **Emily Holden**
> Reporter at E&E News
> Content Editor, E&E's Power Plan Hub
> Desk: (202) 446-0408
> Cell: Ex. 6 Personal Privacy (PP)
> eholden@eenews.net
> @emilyhholden
> @EENewsUpdates

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/27/2017 11:24:54 PM
To: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: Press access to Trump event

Hi,

Will press be able to attend tomorrow's event with President Trump at EPA? Do I need to register?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/27/2017 8:51:03 PM
To: Sean Reilly [sreilly@eenews.net]
Subject: Subject: NAS report on EPA's use of CHIE studies--following up on vm

Dear Sean, Dr. Kavlock's office forwarded me you inquiry. Let me see what we can do for you.

Thanks, R.

From: Sean Reilly [mailto:sreilly@eenews.net]
Sent: Monday, March 27, 2017 3:38 PM
To: Kavlock, Robert <Kavlock.Robert@epa.gov>
Subject: NAS report on EPA's use of CHIE studies--following up on vm

Dr. Kavlock:

As you probably know, the NAS report finds that CHIE studies provide information that cannot be obtained from animal or epidemiologic studies. It also finds that the risk of a serious adverse event, while not zero, is unlikely to be large enough to warrant concern. I'm contacting you because my colleagues Robin Bravender and Amanda Peterka talked to you in 2015 for a story on this issue, so I just wanted to see whether you have any comment on the NAS's findings.
My deadline is 11:30 a.m. tomorrow; if you have not seen the report, please let me know and I'll be happy to forward a copy.

Regards,
Sean Reilly

Reporter
E&E News
Ph: 202-446-0433 (Desk)
Ph Ex. 6 Personal Privacy (PP)
sreilly@eenews.net

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 3/27/2017 3:29:38 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Question on petition

Great, thank you Julia.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Monday, March 27, 2017 10:09 AM
To: Alex Guillen <aguillen@politico.com>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>; Press <Press@epa.gov>
Subject: RE: Question on petition

Hi Alex,

Nancy Grantham, copied here, is your contact on this.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Monday, March 27, 2017 9:42 AM
To: Konkus, John <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: Question on petition

Hi John & Co.,

Has EPA received any petitions since Jan. 20 regarding the 2009 greenhouse gas endangerment finding? If so, who sent it, and can I please get a copy of the petition(s)?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 3/24/2017 9:43:42 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Fix-a-Leak Week

Thanks, Julia!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, March 24, 2017 5:34 PM
To: Dennis, Brady <Brady.Dennis@washpost.com>
Cc: Press <Press@epa.gov>
Subject: RE: Fix-a-Leak Week

Hi Brady,

Wanted to make sure you saw our updated WaterSense website and twitter and FB posts.

Website:

https://www.epa.gov/watersense[epa.gov]

Social media posts:

https://www.facebook.com/EPA/posts/10155175291292229[facebook.com]

https://twitter.com/EPA/status/845357777010745345[twitter.com]

https://twitter.com/epawatersense/status/845361736542801926[twitter.com]

https://www.facebook.com/EPAWatersense/photos/a.396337139500.173189.216575194500/10155105085394501/?type=3[facebook.com]

Have a great weekend

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Friday, March 17, 2017 12:47 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Fix-a-Leak Week

Great. Thanks, Julia.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, March 17, 2017 12:46 PM
To: Dennis, Brady <Brady.Dennis@washpost.com>
Cc: Press <Press@epa.gov>
Subject: Re: Fix-a-Leak Week

Hi Brady,

"The EPA including the EPA Administrator is actively participating in water week. The Administrator will be making public remarks on at World Water Day on Wednesday. We will also find ways to work 'fix-a-leak' messaging into the week's activities." Please attribute to Julia Valentine, an EPA spokesperson

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 15, 2017, at 12:50 PM, Dennis, Brady <Brady.Dennis@washpost.com> wrote:

Nancy, Julia,

Chris Mooney and I have been hearing that the EPA will not hold its annual Fix-a-Leak program, as it has in the past. We're planning a short story on that topic today. A few questions I'm hoping you can answer about that:

1) Is the event cancelled this year? If so, why?

2) I noticed that in the past, in the lead up to Fix-a-Leak Week, EPA has tweeted often about the event, sent out press releases and posted on social media. That isn't the case this year. Why not?

3) Also in the past, EPA/WaterSense has participated in events in multiple community events around the country to promote stopping household leaks and saving homeowners money. Will the agency be participating in any such events next week?

Appreciate it. Feel free to give me a ring if that's easier. Stay warm out there...

Best,

Brady

****

Brady Dennis

Staff Writer

The Washington Post

brady.dennis@washpost.com

202-334-7745

Message

From: Alex Isenstadt [aisenstadt@politico.com]
Sent: 3/24/2017 7:40:20 PM
To: Press [Press@epa.gov]
Subject: FW: politico story

From: Alex Isenstadt
Sent: Friday, March 24, 2017 3:31 PM
To: 'konkus.john@epa.gov' <konkus.john@epa.gov>; 'ericksen.doug@epa.gov' <ericksen.doug@epa.gov>
Subject: politico story

Hi guys,

Hope you're doing well
I wanted to reach out because I'm working on a story looking at how, with Trump's agenda stalled as he inches closer to the 100 day mark, there is increasing finger pointing in the WH, the RNC, federal agencies, and among donors about what's gone wrong.
Some of the piece focuses on finger-pointing within the EPA, and makes a couple of points

1) Trump loyalists believe that Pruitt is moving too slowly to implement the president's campaign promises and is operating on his own timetable
2) David Schare quit the EPA in part out of concerns that Pruitt was moving too quickly to overturn the endangerment finding
3) Within the agency, other Trump loyalists say EPA higher-ups have kept them out of meetings and benched them, and some of them believe that Pruitt is operating on his own agenda as he positions himself for a potential Senate campaign.

Please let me know if you'd like to respond. My deadline is 9 am

alex

Alex Isenstadt
National Political Reporter
POLITICO
Cell: Ex. 6 Personal Privacy (PP)
Desk: 571-483-2258

Message

From: Conger, Nick [Conger.Nick@epa.gov]
Sent: 11/7/2016 6:32:25 PM
To: Van Cleave, Kris [kvc@cbsnews.com]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: CBS News

Hi Kris. Thanks for reaching out. No, we do not have comment on these reports.

Nick Conger
U.S. Environmental Protection Agency
Office: (202) 564-6287
Cell: Ex. 6 Personal Privacy (PP)

From: Van Cleave, Kris [mailto:kvc@cbsnews.com]
Sent: Monday, November 07, 2016 1:30 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Cc: Conger, Nick <Conger.Nick@epa.gov>
Subject: CBS News

Julie and Nick,

Good morning. Happy Election eve.

Does EPA have any comment on the WSJ report about CARB finding another cheat device on some Audi vehicles—this time dealing with CO2 emissions?

Here's the report: http://www.wsj.com/articles/volkswagen-probe-in-germany-extended-to-chairman-1478429066

Kris Van Cleave
Transportation Correspondent
CBS News
2020 M Street, NW
Washington, DC 20036
(202) 457-1509 (o)
Ex. 6 Personal Privacy (PP) (m)
kvc@cbsnews.com
@krisvancleave

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 3/15/2017 9:22:25 PM
To: Timothy Cama [tcama@thehill.com]
CC: Press [Press@epa.gov]
Subject: RE: Sierra Club complaint

Yes. We will work on it for sure!

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Wednesday, March 15, 2017 5:22 PM
To: Konkus, John <konkus.john@epa.gov>
Cc: Press <Press@epa.gov>
Subject: Re: Sierra Club complaint

Great, thank you.

John, did you get my email earlier about an interview?

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

On Wed, Mar 15, 2017 at 5:19 PM, Konkus, John <konkus.john@epa.gov> wrote:

"Administrator Pruitt's comments are perfectly in keeping with the scientific integrity policy. There is an ongoing scientific debate on climate change, its causes and its effects. That debate should be encouraged as the Administrator has done, not discouraged as Sierra Club is attempting to do." -- John Konkus

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Wednesday, March 15, 2017 4:51 PM
To: Press <Press@epa.gov>
Subject: Sierra Club complaint

Hi folks-

As you probably saw, the Sierra Club is calling for an IG investigation into Administrator Pruitt's comments last week on carbon dioxide: https://www.docdroid.net/HvDdJZs/sierra-club-scientific-integrity-complaint-3-14-17.pdf.html

Would you like to comment?

Thanks.

--

Timothy Cama, Staff writer

The Hill

Ex. 6 Personal Privacy (PP)

www.thehill.com

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 3/15/2017 9:21:53 PM
To: Konkus, John [konkus.john@epa.gov]
CC: Press [Press@epa.gov]
Subject: Re: Sierra Club complaint

Great, thank you.

John, did you get my email earlier about an interview?

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

On Wed, Mar 15, 2017 at 5:19 PM, Konkus, John <konkus.john@epa.gov> wrote:

"Administrator Pruitt's comments are perfectly in keeping with the scientific integrity policy. There is an ongoing scientific debate on climate change, its causes and its effects. That debate should be encouraged as the Administrator has done, not discouraged as Sierra Club is attempting to do." -- John Konkus

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Wednesday, March 15, 2017 4:51 PM
To: Press <Press@epa.gov>
Subject: Sierra Club complaint

Hi folks-

As you probably saw, the Sierra Club is calling for an IG investigation into Administrator Pruitt's comments last week on carbon dioxide: https://www.docdroid.net/HvDdJZs/sierra-club-scientific-integrity-complaint-3-14-17.pdf.html

Would you like to comment?

Thanks.

--

Timothy Cama, Staff writer

The Hill

Ex. 6 Personal Privacy (PP)

www.thehill.com

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 3/15/2017 9:18:48 PM
To: Niina Heikkinen [nheikkinen@eenews.net]; Press [Press@epa.gov]
Subject: RE: comment on Sierra Club's formal complaint to Inspector General's office

"Administrator Pruitt's comments are perfectly in keeping with the scientific integrity policy. There is an ongoing scientific debate on climate change, its causes and its effects. That debate should be encouraged as the Administrator has done, not discouraged as Sierra Club is attempting to do." -- John Konkus

---

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Wednesday, March 15, 2017 5:08 PM
To: Press <Press@epa.gov>
Subject: comment on Sierra Club's formal complaint to Inspector General's office

Hi,

I'm writing a short article for tomorrow morning about Sierra Club's formal complaint to the Inspector General's office regarding Administrator Pruitt's remarks on climate change. Would you like to provide official comment?

If you could get this to me as soon as possible, I'll be filing within the next 20 minutes, but will be able to add in a statement later if you can get it to me this evening.

Thanks,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 3/15/2017 5:42:04 PM
To: Press [Press@epa.gov]
Subject: Auto emissions Federal Register notice

Hi folks-

Could I get the Federal Register notice regarding reopening the GHG review?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Gallitz, Sean [GallitzS@cbsnews.com]
Sent: 3/15/2017 5:06:33 PM
To: Press [Press@epa.gov]
CC: Facey, Paul [FaceyP@cbsnews.com]
Subject: CBS News - Comment on Monsanto/glyphosate

Importance: High

Hello,

The CBS Evening News is working on a story for tonight based on the latest details in court documents around Monsanto, Roundup and the possible effects of glyphosate on consumers.

We have a few questions and would appreciate your expedited response. Our publication deadline is 5pm EST.

- Is Mr. Jess Rowland currently still employed with the EPA and if so, does he conduct any work related to Monsanto at this time?
- Was there an effort by employees of the EPA (Mr. Rowland or others) to suppress a Health and Human Services review of glyphosate?
- Can you confirm whether Mr. Rowland (or others) tipped off Monsanto to potential damaging research before it was released? Is there an internal investigation by the EPA into those claims?

I can be reached at Ex. 6 Personal Privacy (PP)

Thank you,

Sean Gallitz
CBS News – Digital Journalist

Message

From: Zuleta, Myra L [ZuletaM@cbsnews.com]
Sent: 3/15/2017 4:45:31 PM
To: Press [Press@epa.gov]
Subject: CBS News Inquiry - Microfiber Pollution

Hi there,

I'm a producer with CBS This Morning. We're working on a story about microfiber pollution and how synthetic garments – anything from yoga pants to fleece – can be a source of microfibers. Some experts we've spoken to have called the issue worse than microbeads which the federal government has banned. Can you tell me whether there is a government agency looking at the microfiber issue or trying to regulate it?

Below is an AP article on the issue:

KEY LARGO, Fla. (AP) - Comfortable clothes are emerging as a source of plastic that's increasingly ending up in the oceans and potentially contaminating seafood, according to Gulf Coast researchers launching a two-year study of microscopic plastics in the waters from south Texas to the Florida Keys.

The project , led by the Mississippi-Alabama Sea Grant Consortium, will rely partly on volunteers participating in coastal cleanup events. It also will expand a year's worth of data collected around the state of Florida that predominantly found microfibers - shreds of plastic even smaller than microbeads flowing down bathroom sinks and shower drains.

Yoga pants, Patagonia's cozy jackets, sweat-wicking athletic wear and other garments made from synthetic materials shed microscopic plastic fibers - called "microfibers" - when they're laundered. Wastewater systems flush the microfibers into natural waterways, eventually reaching the sea.

"Anything that's nylon or polyester, like the fleece-type jackets," University of Florida researcher Maia McGuire said.

When McGuire set out to study the kinds of plastic found in Florida waters, she expected to mostly find microbeads - the brightly colored plastic spheres the U.S. government banned from rinse-off cosmetic products in 2015 because of the potential threat to fish and other wildlife.

Instead, McGuire predominantly found microfibers, even smaller than microbeads and coming from places most people don't consider dangerous to marine life: their closets.

Studies of the Great Lakes and New York Harbor and its surrounding waterways found high concentrations of plastics pollution, including microbeads. McGuire's data from Florida waters, compiled from 1-liter samples run through filters fine enough to catch microfibers missed by the trawls used in the larger studies, adds to the growing amount of research focused on plastic pieces that degrade but never really disappear.

Other recent studies have shown that microfibers can end up in the stomachs of marine animals, including seafood, like oysters. Experts increasingly suggest that manufacturers of washing machines - not just body washes or other scrubbing detergents - may need to be targeted next in efforts to reduce plastic waste in the oceans.

The Gulf Coast study will use McGuire's methodology to determine the prevalence of microfibers and other microscopic plastics in the region's waters.

A plastic "garbage patch" like one circulating in the Pacific Ocean is unlikely in the Gulf of Mexico, but the regional study may reveal coastal areas particularly prone to the accumulation of plastics, said Caitlin Wessel, regional coordinator for the National Oceanic and Atmospheric Administration's Marine Debris Program.

"There hasn't been a lot of baseline study covering microplastics, and the studies that have been done haven't been as wide-reaching," Wessel said. "We're hoping to use the data as a baseline but also find sources of microplastics and find out what types of microplastics are the biggest issue in the Gulf."

The effects of microfibers in the food chain remain under investigation, but the emerging data has prompted clothing company Patagonia - which makes fleece jackets and other apparel from synthetic materials - to support research into the

prevalence of microfiber pollution and promote information for consumers about ways to minimize microfiber shedding in laundry.

Consumer-focused efforts such as Patagonia's outreach, liquor giant Bacardi's decision to stop adding plastic straws and stirrers to cocktails at company events, Miami Beach's ban on Styrofoam containers or the federal microbeads ban can help slow the rate of microfibers and other plastics adding up in the oceans, but the pollution also needs to be addressed at its source and at wastewater treatment plants, Wessel said.

"It would be really great if the washing machine companies would get on board and come up with a filter to trap these microfibers," Wessel said. "I think there's a big push right now - nobody really disagrees that marine debris is an issue that needs to be addressed."

McGuire's Florida Microplastic Awareness Project from September 2015 to August 2016 analyzed samples collected by volunteers from 256 sites around the state's peninsula and the Florida Keys. Eighty-nine percent contained at least one piece of plastic.

Microfibers comprised the vast majority of plastic found - 82 percent. Only 7 percent were the microbeads in personal products targeted by the federal ban, which doesn't limit the use of the same plastic spheres in other products.

The samples sent to McGuire were similar to one collected in early February by Sarah Egner, director of research and curriculum development at MarineLab in Key Largo. She waded knee-deep off a boat ramp into Largo Sound, and on a sunny day the water seemed clear in her white plastic bottle. Under a microscope in her laboratory, however, two dark threads seemed to swim among red and green plankton - two microfibers.

Egner has committed to reading product labels to avoid those containing plastic ingredients. That's easy compared with the daunting task of reducing the amount of microfibers potentially coming from the boating attire and moisture-wicking clothes that make it easier to work outside in Florida.

"I look in my closet, and I'm like, 'Man, I've got a lot of synthetic material in here,'" Egner said. "Look on your tags: If you have something that's 100 percent cotton, you're good right there. But generally, it's a mix of things, which is not so good."

Many thanks in advance,

Myra Zuleta
Producer
CBS This Morning

Ex. 6 Personal Privacy (PP)

Message

From: Braun, Sheara J (NBCUniversal, MSNBC) [sheara.braun@msnbc.com]
Sent: 3/14/2017 10:08:14 PM
To: Milbourn, Cathy [Milbourn.Cathy@epa.gov]; Press [Press@epa.gov]
CC: Braun, Sheara J (NBCUniversal, MSNBC) [sheara.braun@msnbc.com]
Subject: RE: MSNBC's Chris Hayes request to interview Administrator Pruitt

Okay I understand. Thanks!

From: Milbourn, Cathy [mailto:Milbourn.Cathy@epa.gov]
Sent: Tuesday, March 14, 2017 6:08 PM
To: Braun, Sheara J (NBCUniversal, MSNBC); Press
Subject: Re: MSNBC's Chris Hayes request to interview Administrator Pruitt

Hi Sheara,

I can't guarantee, I can only send the request forward.

Cathy

From: Braun, Sheara J (NBCUniversal, MSNBC) <sheara.braun@msnbc.com>
Sent: Tuesday, March 14, 2017 6:05 PM
To: Milbourn, Cathy; Press
Cc: Braun, Sheara J (NBCUniversal, MSNBC)
Subject: RE: MSNBC's Chris Hayes request to interview Administrator Pruitt

Hi Cathy,

Do you think that this might be a possibility? We'd love to get him on.

Thanks Cathy!

Sheara

From: Braun, Sheara J (NBCUniversal, MSNBC)
Sent: Thursday, March 09, 2017 1:31 PM
To: 'Milbourn, Cathy'; Press
Cc: Braun, Sheara J (NBCUniversal, MSNBC)
Subject: RE: MSNBC's Chris Hayes request to interview Administrator Pruitt

Thank you!

From: Milbourn, Cathy [mailto:Milbourn.Cathy@epa.gov]
Sent: Thursday, March 09, 2017 1:30 PM
To: Braun, Sheara J (NBCUniversal, MSNBC); Press
Subject: RE: MSNBC's Chris Hayes request to interview Administrator Pruitt

Thanks Sheara,

I have your request.

Cathy

From: Braun, Sheara J (NBCUniversal, MSNBC) [mailto:sheara.braun@msnbc.com]
Sent: Thursday, March 09, 2017 1:25 PM
To: Press <Press@epa.gov>
Cc: Braun, Sheara J (NBCUniversal, MSNBC) <sheara.braun@msnbc.com>
Subject: MSNBC's Chris Hayes request to interview Administrator Pruitt
Importance: High

Hi all,

I'm a producer for MSNBC's Chris Hayes. I just left a message on the main press line. Environmental issues, climate change, and global warming are all issues that are very important to Chris and to our program. Chris would love to be able to sit down with Administrator Pruitt to discuss these issues and his agenda as administrator. We'd love to have him on any night during Chris' live 8p ET hour program. This would be for a LIVE interview, one-on-one, for about seven to ten minutes. We could look in to pre-taping the interview earlier in the day if that's better for his schedule. Chris anchors from our studios in New York City. We could accommodate Administrator Pruitt from one of our studios in DC, and have him join Chris via satellite. We could also send a crew to him if that's easier.

Let me know. Chris would be thrilled to be able to interview him.

Regards,
Sheara Braun

Sheara Braun
Editorial Producer
MSNBC's "All In with Chris Hayes"

Ex. 6 Personal Privacy (PP)

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 3/14/2017 9:02:10 PM
To: Alex Guillen [aguillen@politico.com]; Press [Press@epa.gov]
Subject: RE: Pruitt Wednesday schedule

The Administrator will be traveling to Michigan with the President tomorrow.

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Tuesday, March 14, 2017 5:00 PM
To: Konkus, John <konkus.john@epa.gov>; Press <Press@epa.gov>
Subject: Pruitt Wednesday schedule

Hey guys, what is Adm. Pruitt's schedule for tomorrow, March 15?

Thanks!

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 3/14/2017 1:16:10 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
Subject: Re: architect of Methane Challenge Program

Thanks, Niina. I'm on it.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 14, 2017, at 9:15 AM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

Hi Enesta,

Here are some questions, my hard deadline is 5 pm Eastern today.

1. What was the intended scope of the Methane Challenge Program when it started? What is the current membership? All the founding members were from the distribution side of the industry, which, correct me if I'm wrong was not covered under the new methane regulations. Has that membership shifted at all

2. An IPAA spokesman said a lot of industry were turned off from participating in the voluntary program since federal regulations were in the works. Is there anything the agency would have done differently looking back to encourage broader participation?

3. A leaked budget outline suggests funding for both the Natural Gas STAR Program and Methane Challenge Program will be zeroed out in the next budget. I know you can't comment on the budget itself, but please elaborate on some of the main benefits of the Methane Challenge program and its predecessor.

--For example, what is the information garnered from the program used for, what does this program tell the public about the safety of the oil and gas industry, etc.

Thanks for your help!

Sincerely,
Niina

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: Tuesday, March 14, 2017 7:14 AM

To: Niina Heikkinen
Subject: Re: architect of Methane Challenge Program

Hi Niina, please share your specific questions and hard deadline.

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

On Mar 13, 2017, at 11:21 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

> Hi Enesta,
>
> I was wondering if you could connect me with the person/people involved in creating the Methane Challenge Program, I'm interested in revisiting it and would like to speak people involved from the beginning. If these people are Obama appointees, I'd be interested in just their names so I can track them down.
>
> Best,
> Niina
>
> E&E News
> Ex. 6 Personal Privacy (PP)

Message

From: Overly, Steven [Steven.Overly@washpost.com]
Sent: 3/13/2017 11:54:00 PM
To: Press [Press@epa.gov]
Subject: Washington Post inquiry

Hello,

My name is Steven Overly and I am a reporter with The Washington Post. Has the EPA received a petition from automotive industry trade groups regarding greenhouse gas emissions? If so, could you please share a copy with me as soon as possible?

Thanks in advance,
Steven

Sent from my iPhone

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 3/13/2017 8:15:46 PM
To: Alexander Kaufman [alexander.kaufman@huffingtonpost.com]
Subject: Subject: Fwd: Huffington Post questions about Energy Star

Dear Alexander,

For attribution to Julia Valentine or to, "an EPA spokesperson," please:

We are not commenting at this early stage in the process.

Thanks, R.

From: Alexander Kaufman [mailto:alexander.kaufman@huffingtonpost.com]
Sent: Friday, March 10, 2017 10:30 AM
To: Press <Press@epa.gov>
Subject: Fwd: Huffington Post questions about Energy Star

Forwarding to this line, per Robert's away email.

---------- Forwarded message ----------
From: **Alexander Kaufman** <alexander.kaufman@huffingtonpost.com>
Date: Fri, Mar 10, 2017 at 10:29 AM
Subject: Huffington Post questions about Energy Star
To: "StClair, Christie" <stclair.christie@epa.gov>, daguillard.robert@epa.gov

Good morning,

I'm working on a story, probably coming out later today, on how multiple industries -- including real estate, building, engineering, building management and more -- depend on the Energy Star program that is reportedly on the chopping block.

I was hoping to confirm a few things:

1. Can you confirm that the program was flagged for phase out under the budget proposed by the administration?

2. The EPA funded the program last year to the tune of $50 million, with another $7 million coming from DOE, correct?

3. What private services would the EPA point to as possible alternatives or as models for how the program could function as a privatized institution?

Thank you!

--
Alexander C. Kaufman

Business & Environment Reporter
The Huffington Post
917-725-0203
@AlexCKaufman

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

Message

From: Tim Devaney [tdevaney@thehill.com]
Sent: 3/13/2017 6:20:26 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: story

Thanks, Julia. No deadline, I'm just hoping to figure it out by the end of the week.

On Mon, Mar 13, 2017 at 2:19 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Hi Tim,

I will check on this.

Do you have a hard deadline?

Thanks

Julia P. Valentine

Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations

202.564.2663 direct

Ex. 6 Personal Privacy (PP)

From: Tim Devaney [mailto:tdevaney@thehill.com]
Sent: Monday, March 13, 2017 2:03 PM
To: Press <Press@epa.gov>
Subject: Fwd: story

Just passing along my request. Thank you!

---------- Forwarded message ----------
From: **Tim Devaney** <tdevaney@thehill.com>

Date: Mon, Mar 13, 2017 at 1:34 PM
Subject: story
To: "Jones, Enesta" <jones.enesta@epa.gov>, lynn.tricia@epa.gov, milbourn.cathy@epa.gov, stclair.christie@epa.gov, "Daguillard, Robert" <daguillard.robert@epa.gov>

Hey there,

I hope you guys are ready for the snow day!

I wanted to touch base and see whether EPA has figured out who it will appoint as the agency's "regulatory accountability officer," as well as who will be serving on the "regulatory task force" per Trump's recent executive order? (To be honest, I'm not even sure if the EO applies to independent agencies like yours? But if it does, I was hoping you could fill me in on who will be serving in those positions).

Thanks,

Tim

Message

From: Mooney, Chris [Chris.Mooney@washpost.com]
Sent: 3/13/2017 2:23:20 PM
To: Press [Press@epa.gov]
Subject: response to american meteorological society?

Hi EPA Press Office,
Do you have a response to this statement from the AMS critiquing administrator Pruitt's comments on climate change?

https://www.ametsoc.org/ams/index.cfm/about-ams/ams-formal-letters-of-support/letter-to-epa-administrator-pruitt-on-climate-change/

also, we at the Post are wondering if regional offices are getting large numbers of calls over the comments – this is something we think may be happening, but we would like to confirm it.

thank you

chris mooney

Chris Mooney
The Washington Post
@chriscmooney
Chris.mooney@washpost.com
Ex. 6 Personal Privacy (PP)

Message

From: Kern, Kelly [KernK@cbsnews.com]
Sent: 4/7/2017 7:25:03 PM
To: Bowman, Liz [Bowman.Liz@epa.gov]
CC: Press [Press@epa.gov]
Subject: RE: CBS Inquiry

Thanks very much, Liz.

Have a nice weekend.

From: Bowman, Liz [mailto:Bowman.Liz@epa.gov]
Sent: Friday, April 07, 2017 3:13 PM
To: Kern, Kelly <KernK@cbsnews.com>
Cc: Press <Press@epa.gov>
Subject: RE: CBS Inquiry

Hi Kelly - EPA is evaluating different approaches to implementing the President's budget that would allow us to effectively serve the taxpayers and protect the environment. While many in Washington insist on greater spending, EPA is focused on greater value and results. The EPA will partner with the states to ensure a thoughtful approach is used to maximize every dollar to protect our air, land, and water. Thank you – Liz Bowman

---

From: Kern, Kelly [mailto:KernK@cbsnews.com]
Sent: Friday, April 7, 2017 2:07 PM
To: Press <Press@epa.gov>
Subject: CBS Inquiry

Hello EPA,

Ahead of some stories we have planned for next week, I wanted to see if you'd be able to provide any information about proposed EPA budget cuts? I've included the rough outline below from the 2017 OMB Budget Proposal. However, I'm seeing reports with more details about specific programs that will be cut/reduced and estimates for the percentage of staff that may be cut. Are you able to confirm any of these reports at this time?

Thanks very much for any guidance or information you're able to provide.

Specifics in Budget Proposal Document:

- **Discontinues funding for the Clean Power Plan, international climate change programs, climate change research and partnership programs, and related efforts**—saving over $100 million for the American taxpayer compared to 2017 annualized CR levels. Consistent with the President's America First Energy Plan, the Budget reorients EPA's air program to protect the air we breathe without unduly burdening the American economy.
- **Reins in Superfund administrative costs and emphasizes efficiency efforts** by funding the Hazardous Substance Superfund Account at $762 million, $330 million below the 2017 annualized CR level. The agency would prioritize the use of existing settlement funds to clean up hazardous waste sites and look for ways to remove some of the barriers that have delayed the program's ability to return sites to the community.
- **Avoids duplication by concentrating EPA's enforcement of environmental protection violations on programs that are not delegated to States**, while providing oversight to maintain consistency and assistance across State,

local, and tribal programs. This reduces EPA's Office of Enforcement and Compliance Assurance budget to $419 million, which is $129 million below the 2017 annualized CR level.

- Better targets EPA's Office of Research and Development (ORD) at a level of approximately $250 million, which would result in a savings of $233 million from the 2017 annualized CR level. ORD would prioritize activities that support decision-making related to core environmental statutory requirements, as opposed to extramural activities, such as providing STAR grants.
- Supports Categorical Grants with $597 million, a $482 million reduction below 2017 annualized CR levels. These lower levels are in line with the broader strategy of **streamlining environmental protection**. This funding level eliminates or substantially **reduces Federal investment in State environmental activities that go beyond EPA's statutory requirements.**
- **Eliminates funding for specific regional efforts** such as the Great Lakes Restoration Initiative, the Chesapeake Bay, and other geographic programs. These geographic program eliminations are $427 million lower than the 2017 annualized CR levels. The Budget returns the responsibility for funding local environmental efforts and programs to State and local entities, allowing EPA to focus on its highest national priorities.
- Eliminates more than 50 **EPA programs**, saving an additional $347 million compared to the 2017 annualized CR level. **Lower priority and poorly performing programs and grants are not funded, nor are duplicative functions that can be absorbed into other programs or that are State and local responsibilities**. Examples of eliminations in addition to those previously mentioned include: Energy Star; Targeted Airshed Grants; the Endocrine Disruptor Screening Program; and infrastructure assistance to Alaska Native Villages and the Mexico Border.

Source: America First - A Budget Blueprint to Make America Great Again - Office of Management and Budget
https://www.whitehouse.gov/sites/whitehouse.gov/files/omb/budget/fy2018/2018_blueprint.pdf

Best,
Kelly

Kelly Kern | Research - CBS Evening News with Scott Pelley Ex. 6 Personal Privacy (PP)

Message

From: Van Cleave, Kris [kvc@cbsnews.com]
Sent: 1/12/2017 4:55:39 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: CBS News follow up

Evening News is asking for a piece so anything they'd be willing to tell us on camera would be much appreciated. The basics would be great and a huge help

Kris Van Cleave
Correspondent
CBS News
Ex. 6 Personal Privacy (PP)
Sent from my iPhone

> On Jan 12, 2017, at 11:53 AM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:
>
> I don't expect so, Kris but I will check.
>
> What questions are interested in getting answered?
>
> Julia P. Valentine
> Acting Director
> U.S. EPA, Ofc of Media Relations
> 202.564.2663 direct
> 202.740.1336 m/txt
>
> -----Original Message-----
> From: Van Cleave, Kris [mailto:kvc@cbsnews.com]
> Sent: Thursday, January 12, 2017 11:51 AM
> To: Valentine, Julia <Valentine.Julia@epa.gov>
> Subject: CBS News follow up
>
> Julia,
> Just following up. Do you expect any one to be available for on camera interviews today?
> Thanks,
> Kris
>
> Kris Van Cleave
> Correspondent
> CBS News
> Ex. 6 Personal Privacy (PP)
>
> Sent from my iPhone

Message

From: Press [Press@epa.gov]
Sent: 1/30/2017 10:25:06 PM
To: Dewey, Caitlin [Caitlin.Dewey@washpost.com]
CC: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
Subject: RE: Press Inquiry about Roundup/glyphosate

Hi Caitlin,

Here are the responses you requested. Attributable to the EPA.

Thanks

Office of Public Affairs
US EPA Headquarters
Washington, DC

EPA Statement:

Glyphosate is undergoing registration review, EPA's periodic review of pesticide registrations to ensure that each pesticide continues to satisfy the statutory safety standard for registration; that is, the pesticide can perform its intended function with reasonable certainty of no harm to people from residues in food and water and that it will not cause unreasonable adverse effects on the environment when used according to the product label. We are currently scheduled to publish the human health and ecological risk assessments in 2017.

From: Dewey, Caitlin [mailto:Caitlin.Dewey@washpost.com]
Sent: Monday, January 30, 2017 1:08 PM
To: Press <Press@epa.gov>
Subject: FW: Press Inquiry about Roundup/glyphosate

From: Dewey, Caitlin
Sent: Monday, January 30, 2017 1:07 PM
To: 'milbourn.cathy@epa.gov'
Subject: Press Inquiry about Roundup/glyphosate

Hey Cathy,

My name is Caitlin Dewey and I'm a reporter at the Washington Post. I'm working on a quick story about the recent tentative ruling on Roundup/glyphosate in California. I know EPA was working on a routine review of glyphosate, and I wondered if you could update me on where things are in that process and when a final decision might be expected. This isn't my typical area of coverage and I don't want to fudge it!

I need to file this by COB today, if you can get back to me before then. Thanks very much for your time!

Take care,
Caitlin

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/30/2017 9:38:44 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Alex: email to EPA staff today
Attachments: removed.txt

Thanks!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Monday, January 30, 2017 4:27 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Alex: email to EPA staff today

Hi Alex,

Here is an email that went today.

Fine to say that the EPA provided the email.

Thanks,
Julia

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

After one week on the job leading the transition team, I would like to say thank you to the many career professionals here at the EPA who have been working with me, White House Liaison Charles Munoz, and the transition team. I have served many roles in my life in both the private sector and in government. I want the EPA team to know that the people I have worked with here are among the best I have ever had the opportunity to work with.

We all know that political transitions are never easy. Carter to Reagan in 1981, Bush to Clinton in 1993, Clinton to Bush, and then Bush to Obama have all been unique and possessed their own challenges. We are now working our way through the transition from President Obama to President Trump.

Due to the important nature of the work that is done here at EPA, we are falling under a greater media microscope than most agencies.

I, like many of you, am surprised each morning by what I read in the newspaper and see on TV news shows, because much of what we see is just not accurate.

In addition, many news outlets are quoting individuals who are no longer serving on the EPA transition team. I am not able to validate or reject the statements made by these individuals, since I am not directly working with them, and I have not seen many of the documents referenced in the stories.

I cannot tell you today what the final decisions from the White House, from our new Administrator, and from the Congress will be. I can tell you that despite what you read and see on TV, no final decisions have been made with regard to the EPA.

Changes will likely come, and when they do, we will work together to implement them.

One thing I am certain of is that the transition team is committed to working with you to carry out the core mission of the EPA – To Protect Human Health and the Environment.

Don Benton
Senior White House Advisor

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/30/2017 7:57:24 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: BRADY: Message from the Acting Administrator

Thanks, Julia. That's the email I have.

I guess I am still wondering what sort of contracts remain under review, since it details which types of contracts have been cleared? And is there a timetable for when that might be finished?

Thanks again,
Brady

From: Valentine, Julia <Valentine.Julia@epa.gov>
Sent: Monday, January 30, 2017 2:52:52 PM
To: Dennis, Brady
Subject: BRADY: Message from the Acting Administrator

Hi Brady,

Here is the email that went out late Friday.

Let me know if you need anything else

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

Sent: Friday, January 27, 2017
To: MassMailer <massmailer@epa.gov>
Subject: Message from the Acting Administrator

As you know, the Agency has been involved in a high level of activity this week with the transition to the new Administration. As I mentioned in my video communication[youtube.com] to you, senior EPA career officials, including myself, have been educating the President's new transition team about many aspects of the Agency's programs and operations. This is standard practice for a transition, as are many of the government-wide and agency-level actions the new Administration has taken this week. Most of the major decisions have involved a pause in certain activities to give the new Administration time to review them, including the following:

- a hiring freeze for much of the federal government, including EPA;
- a pause on external communications and engagements to provide the transition team an opportunity to familiarize themselves with our operations and upcoming events and announcements;
- a hold on new (not yet effective) and pending (not yet published) regulations; and
- a review of EPA grants and contracts information with the incoming transition team. **As of today, we have completed review of our grant programs. All grants are proceeding normally, and nothing has been delayed.** This includes environmental program grants and state revolving loan fund grants to the states and tribes.

  The review of contracts is nearly complete, with very few contracts still under review. We are moving forward with contracts supporting agency infrastructure (e.g., facilities, IT, systems), implementation of our core programs, and science.

I realize that you may be feeling anxious about the uncertainty of these changes and that many of you have questions. While issues are still evolving and information is still being clarified, we will continue to share information with you through normal channels. I will also continue to provide you with updates in the coming days, and recommend that you continue to visit EPA's intranet transition site[intranet.epa.gov] for updated information.

Thank you for your continued support and dedication to EPA as we move forward through this transition.

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/30/2017 7:45:51 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: hey

Hi Julia,

hope you had a good weekend. wanted to check one thing with you today -- someone sent along an email that went to EPA employees saying that agency grants will all resume, and that most contracts have been reviewed.

So I wanted to ask EPA directly whether that's accurate? Have all grants been released to resume as normal? How many contracts remain under review, and generally what do they cover?

Thanks for the help. Hoping to write about this if i'm understanding correctly.

best,
brady

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/30/2017 4:06:50 PM
To: Press [Press@epa.gov]
CC: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: RE: EPA getting in touch

Thank you so much!

From: Press [mailto:Press@epa.gov]
Sent: Monday, January 30, 2017 11:06 AM
To: Alex Guillen <aguillen@politico.com>
Cc: Jones, Enesta <Jones.Enesta@epa.gov>
Subject: EPA getting in touch

Hi Alex,

Here are the responses you requested. Attributable to the EPA.

Thanks for your patience and we apologize for the delay.

Office of Public Affairs
US EPA Headquarters
Washington, DC

EPA Response:

- The Clean Power Plan was reported to Congress on Sept. 11, 2015.
- The Standards of Performance for Greenhouse Gas Emissions from New, Modified, and Reconstructed Stationary Sources: Electric Utility Generating Units final rule (or "111(b)") was reported to Congress on Sept. 11, 2015.
- The MATS final rule was reported to Congress on Dec. 22, 2011.
- The Supplemental Finding That It Is Appropriate and Necessary To Regulate Hazardous Air Pollutants From Coal- and Oil-Fired Electric Utility Steam Generating Units was reported to Congress on April 20, 2016.
- The Clean Water Rule was reported to Congress in June 2015.

Inquiry: Can you please tell me when EPA submitted the reports to Congress for the following regulations, as required under the Congressional Review Act? The rules are the Clean Power Plan, the 111(b) carbon dioxide rule for new power plants, the Clean Water Rule and the Mercury and Air Toxics Standard and its supplemental finding. Thank you!

Message

From: Davidson, Joe [joe.davidson@washpost.com]
Sent: 1/27/2017 6:54:18 PM
To: Press [Press@epa.gov]
Subject: Re: Washington Post deadline story on EPA cuts

EPA Press:

I write the Federal Insider column at The Washington Post. I'd like to get EPA's comment on reports that the Trump administration might make significant EPA staffing and budget cuts. I interviewed Myron Ebell, the former head of the EPA transition team who was speaking personally. He said he would like to see the current EPA workforce cut to about 5,000 at the end of four years. Is it correct that current staffing is 15,000? He also said an additional goal should be to cut the agency's budget from about $8 billion to $4 billion over that period. An AP story carries similar information.

What plans are there to reduce EPA funding and staffing?

I am on deadline.

Thank you.

Best,
Joe

Joe Davidson, columnist
The Washington Post
1301 K Street, NW
Washington, DC 20071
Ex. 6 Personal Privacy (PP)
joe.davidson@washpost.com
Twitter: @JoeDavidsonWP
Website: wapo.st/JoeDavidson

Message

From: Davidson, Joe [joe.davidson@washpost.com]
Sent: 1/27/2017 6:42:09 PM
To: Press [Press@epa.gov]
Subject: Washington Post deadline story on EPA cuts

EPA Press:

I write the Federal Insider column at The Washington Post. I'd like to get EPA's comment on reports that the Trump administration might make significant EPA staffing and budget cuts. I interviewed Myron Ebell, the former head of the EPA transition team who was speaking personally. He said he would like to see the current EPA workforce cut to about 5,000 at the end of four years. Is it correct that current staffing is 15,000? He also said an additional goal should be to cut the agency's budget from about $8 billion to $4 billion over that period. An AP story carries similar information.

What plans are there to reduce EPA funding and staffing?

I am on deadline.

Thank you.

Best,
Joe

Joe Davidson, columnist
The Washington Post
1301 K Street, NW
Washington, DC 20071
Ex. 6 Personal Privacy (PP)
joe.davidson@washpost.com
Twitter: @JoeDavidsonWP
Website: wapo.st/JoeDavidson

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/25/2017 10:50:44 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Let me know if you get a call

Checking one last time.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 3:46 PM
To: Dennis, Brady
Subject: RE: Let me know if you get a call

Sure, but don't thank me yet

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, January 25, 2017 3:45 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Let me know if you get a call

Will do. Thank you!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 3:43 PM
To: Dennis, Brady
Subject: Let me know if you get a call

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/25/2017 10:06:11 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Let me know if you get a call

Yes, I spoke too soon. Nothing.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 3:46 PM
To: Dennis, Brady
Subject: RE: Let me know if you get a call

Sure, but don't thank me yet

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, January 25, 2017 3:45 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Let me know if you get a call

Will do. Thank you!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 3:43 PM
To: Dennis, Brady
Subject: Let me know if you get a call

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

Message

From: Hughes, Jillian [HughesJ@cbsnews.com]
Sent: 1/25/2017 9:56:26 PM
To: StClair, Christie [StClair.Christie@epa.gov]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: EPA statements on grants, contracts and communications

Thanks!

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Wednesday, January 25, 2017 4:56 PM
To: Hughes, Jillian <HughesJ@cbsnews.com>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: EPA statements on grants, contracts and communications

Jillian, I've passed your request along.

Thanks,
Christie

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
Ex. 6 Personal Privacy (PP)

From: Hughes, Jillian [mailto:HughesJ@cbsnews.com]
Sent: Wednesday, January 25, 2017 4:54 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: EPA statements on grants, contracts and communications

Just tried your office line. Can you call me before the end of the day? Thank you!

From: Hughes, Jillian
Sent: Wednesday, January 25, 2017 2:26 PM
To: 'StClair, Christie' <StClair.Christie@epa.gov>
Subject: RE: EPA statements on grants, contracts and communications

Ex. 6 Personal Privacy (PP) (main newsroom line, but just ask for me and I can pickup)

Thanks!

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Wednesday, January 25, 2017 2:20 PM
To: Hughes, Jillian <HughesJ@cbsnews.com>
Subject: RE: EPA statements on grants, contracts and communications

Jillian, what's your phone number?

Christie St. Clair
Office of Public Affairs

Environmental Protection Agency
Washington, DC
o: 202-564-2880
Ex. 6 Personal Privacy (PP)

From: Hughes, Jillian [mailto:HughesJ@cbsnews.com]
Sent: Wednesday, January 25, 2017 1:42 PM
To: StClair, Christie <StClair.Christie@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>; Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: RE: EPA statements on grants, contracts and communications

Thanks Christie. Do you all have a statement about today's Reuters report?
http://www.reuters.com/article/us-usa-trump-epa-climatechange-idUSKBN15906G

Is the Climate Change page going down? Will that data/research still be available elsewhere?

Thanks,
Jillian

From: StClair, Christie [mailto:StClair.Christie@epa.gov]
Sent: Wednesday, January 25, 2017 1:33 PM
Cc: Valentine, Julia <Valentine.Julia@epa.gov>; Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: EPA statements on grants, contracts and communications

Please attribute to an agency spokesperson. Please email press@epa.gov if you have further questions. - Christie

Regarding questions about communications:

> The EPA fully intends to continue to provide information to the public. A fresh look at public affairs and communications processes is common practice for any new Administration, and a short pause in activities allows for this assessment

Regarding questions about grants:

> EPA staff have been reviewing grants and contracts information with the incoming transition team. Pursuant to that review, the Agency is continuing to award the environmental program grants and state revolving loan fund grants to the states and tribes; and we are working to quickly address issues related to other categories of grants. The goal is to complete the grants and contracts review by the close of business on Friday, January 27.

Christie St. Clair
Office of Public Affairs
Environmental Protection Agency
Washington, DC
o: 202-564-2880
Ex. 6 Personal Privacy (PP)

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/25/2017 5:21:58 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: freezing of regs

Thanks! May be no big deal and just based on WH request not to move forward with regs until they are reviewed. I just wanted to make sure we understood correctly.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 12:08 PM
To: Dennis, Brady
Subject: RE: freezing of regs

Checking, Brady

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, January 25, 2017 12:06 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: freezing of regs

Hi Julia,

Sorry to bombard you, but we're also following up on reports that EPA is planning to freeze roughly 30 regs. Story below says EPA announced this Wednesday. Am I missing something?

http://thehill.com/regulation/316049-trump-delays-dozens-of-epa-regs[thehill.com]

Thank you again,
Brady

The Washington Post
Brady Dennis
National Staff
Health, Science & Environment
Ex. 6 Personal Privacy (PP)
Email: brady.dennis@washpost.com
Stories: goo.gl/SY131A
Twitter: @brady_dennis[twitter.com]

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/25/2017 4:15:35 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: checking on a couple things

Hi Julia,

We're going to be reporting today on the requests some managers received to take down climate-related web pages. To that end, a couple questions for the agency:

1) Any comment on why there have been verbal requests to take down these pages? Is that still the plan, and if so, what parts will be removed and what might stay?

2) Is there a written EPA policy on the process required to take down data from EPA's website?

3) I saw Doug Ericksen's comments on NPR today about scientists having their work reviewed going forward. Wanted to confirm that's indeed the case? I also wanted to put in a request to speak with Doug both about that and the climate site issue.

Thanks, Julia. Feel free to give me a ring if that's easier.

Best,
Brady

The Washington Post
Brady Dennis
National Staff
Health, Science & Environment
Ex. 6 Personal Privacy (PP)
Email: brady.dennis@washpost.com
Stories: goo.gl/SY131A
Twitter: @brady_dennis

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/25/2017 2:45:15 AM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Another stmt

Got it, thanks. Much appreciated.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Tuesday, January 24, 2017 9:25 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Another stmt

Hi Alex,

Will send these as I get them.
Attributable to EPA or an EPA spokesperson

EPA staff have been reviewing grants and contracts information with the incoming transition team. Pursuant to that review, the Agency is continuing to award the environmental program grants and state revolving loan fund grants to the states and tribes; and we are working to quickly address issues related to other categories of grants. The goal is to complete the grants and contracts review by the close of business on Friday, January 27.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 1/24/2017 8:53:00 PM
To: Press [Press@epa.gov]
Subject: Restrictions on communications/grants

Hi folks-

I already sent this to Julia, but just want to make sure it gets around.

Did you folks want to comment on the reports regarding new restrictions at the EPA from the beachhead team regarding communications and grants?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 1/24/2017 8:50:19 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Gag order

Hi Julia-

Did you folks want to comment on the reports of restrictions on communications, grants and such from EPA employees?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Annie Snider [asnider@politico.com]
Sent: 1/24/2017 7:55:34 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: SRF & 2016 WIIN funds?

Hi Julia – I am trying to find out if Clean Water and Drinking Water SRF distributions and the new funding in the 2016 WIIN legislation (for Flint and other water infrastructure) are being impacted by this freeze on grants and contracts. Can you help?

Thanks,
Annie

Annie Snider
Reporter
POLITICO
asnider@politico.com
Ex. 6 Personal Privacy (PP)
@AnnElizabeth18

Message

From: Hughes, Jillian [HughesJ@cbsnews.com]
Sent: 1/24/2017 6:28:46 PM
To: Press [Press@epa.gov]
Subject: CBS Request

Hi all –

Does the EPA have any comment on reports that the administration has instituted a media blackout at the EPA and barred staff from awarding any new contracts or grants?

Is this typical for the beginning of an administration?

Thank you,
Jillian

Jillian B. Hughes
White House Associate Producer, CBS News

Ex. 6 Personal Privacy (PP)

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/24/2017 6:02:02 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: hold on grants
Attachments: epamemo.jpg

Hi Julia,

This memo has been sent to us from several different folks now. Before mentioning it in our existing story, I wanted to double check its accuracy. If this is not a memo EPA employees have received, please let me know.

Thank you,
Brady

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Monday, January 23, 2017 10:38 PM
To: Dennis, Brady
Subject: Re: hold on grants

Hi Brady,

Off the record, we won't have anything for you tonight.

We can chat tomorrow.

Best,
Julia

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 23, 2017, at 10:21 PM, Dennis, Brady <Brady.Dennis@washpost.com> wrote:

Hi Julia,

Sorry for the late email. Doing a short story about the temporary hold on grants and contracts this evening. Just wanted to check and see if the agency had any comment on that -- why they were halted, how long it likely will last, etc?

Also, I'd love to grab coffee sometime if you're up for it. Not sure we've met in the past.

Thanks again,

Brady

- *No press releases will be going out to external audiences.*
- *No social media will be going out. A Digital Strategist will be coming on board to oversee social media. Existing, individually controlled, social media accounts may become more centrally controlled.*
- *No blog messages.*
- *The Beach Team will review the list of upcoming webinars and decide which ones will go forward.*
- *Please send me a list of any external speaking engagements that are currently scheduled among any of your staff from today through February.*
- *Incoming media requests will be carefully screened.*
- *No new content can be placed on any website. Only do clean up where essential.*
- *List servers will be reviewed. Only send out critical messages, as messages can be shared broadly and end up in the press.*

I will provide updates to this information as soon as I receive it.

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/24/2017 3:42:38 AM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: hold on grants

sounds good. call anytime. i will say EPA declined comment.

From: Valentine, Julia <Valentine.Julia@epa.gov>
Sent: Monday, January 23, 2017 10:37:44 PM
To: Dennis, Brady
Subject: Re: hold on grants

Hi Brady,

Off the record, we won't have anything for you tonight.

We can chat tomorrow.

Best,
Julia

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 23, 2017, at 10:21 PM, Dennis, Brady <Brady.Dennis@washpost.com> wrote:

Hi Julia,

Sorry for the late email. Doing a short story about the temporary hold on grants and contracts this evening. Just wanted to check and see if the agency had any comment on that -- why they were halted, how long it likely will last, etc?

Also, I'd love to grab coffee sometime if you're up for it. Not sure we've met in the past.

Thanks again,
Brady

Message

From: Kate Sheppard [kate.sheppard@huffingtonpost.com]
Sent: 1/23/2017 9:28:19 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Can anyone in EPA HQ confirm?

Hi Julia,

Trying you, even if I imagine that this has to come from the acting administrator's or transition office. I have sent a note there as well. I have heard from some sources at the agency that there is an immediate freeze on EPA grants. Would someone in the press office be able to confirm that, and say what grant programs it includes, and whether it's an indefinite freeze or short-term during transition?

Also, can you confirm whether this is a message that went out to staff and whether it accurately summarizes the message from comms staff?

> "I just returned from a briefing for Communication Directors where the following information was provided. These restrictions are effective immediately and will remain in place until further direction is received from the new Administration's Beach Team. Please review this material and share with all appropriate individuals in your organization. If anyone on your staff receives a press inquiry of any kind, it must be referred to me so I can coordinate with the appropriate individuals in OPA.
>
> - No press releases will be going out to external audiences.
> - No social media will be going out. A Digital Strategist will be coming on board to oversee social media. Existing, individually controlled, social media accounts may become more centrally controlled.
> - No blog messages.
> - The Beach Team will review the list of upcoming webinars and decide which ones will go forward.
> - Please send me a list of any external speaking engagements that are currently scheduled among any of your staff from today through February.
> - Incoming media requests will be carefully screened.
> - No new content can be placed on any website. Only do clean up where essential.
> - List servers will be reviewed. Only send out critical messages, as messages can be shared broadly and end up in the press.
>
> I will provide updates to this information as soon as I receive it."

Trying to confirm by 5:30 today. Thanks.

-Kate

Kate Sheppard
Enterprise editor/Senior reporter
Huffington Post
@kate_sheppard

Ex. 6 Personal Privacy (PP)

http://www.huffingtonpost.com/kate-sheppard

Check out Must Reads *and subscribe to the weekly email.*

Message

From: Kate Sheppard [kate.sheppard@huffingtonpost.com]
Sent: 1/23/2017 9:23:19 PM
To: Press [Press@epa.gov]
Subject: Can anyone in EPA HQ confirm?

I have heard from some sources at the agency that there is an immediate freeze on EPA grants. Would someone in the press office be able to confirm that, and say what grant programs it includes, and whether it's an indefinite freeze or short-term during transition?

Also, can you confirm whether this is a message that went out to staff and whether it accurately summarizes the message from comms staff?

"I just returned from a briefing for Communication Directors where the following information was provided. These restrictions are effective immediately and will remain in place until further direction is received from the new Administration's Beach Team. Please review this material and share with all appropriate individuals in your organization. If anyone on your staff receives a press inquiry of any kind, it must be referred to me so I can coordinate with the appropriate individuals in OPA.

- No press releases will be going out to external audiences.
- No social media will be going out. A Digital Strategist will be coming on board to oversee social media. Existing, individually controlled, social media accounts may become more centrally controlled.
- No blog messages.
- The Beach Team will review the list of upcoming webinars and decide which ones will go forward.
- Please send me a list of any external speaking engagements that are currently scheduled among any of your staff from today through February.
- Incoming media requests will be carefully screened.
- No new content can be placed on any website. Only do clean up where essential.
- List servers will be reviewed. Only send out critical messages, as messages can be shared broadly and end up in the press.

I will provide updates to this information as soon as I receive it."

Trying to confirm by 5:30 today. Thanks.

-Kate

Kate Sheppard
Enterprise editor/Senior reporter
Huffington Post
@kate_sheppard

Ex. 6 Personal Privacy (PP)

http://www.huffingtonpost.com/kate-sheppard

Check out Must Reads *and subscribe to the weekly email.*

Message

From: Dolph, Becky [Dolph.Becky@epa.gov]
Sent: 3/21/2017 10:52:21 PM
To: kbogardus@eenews.net
CC: Clarke, Victoria [clarke.victoria@epa.gov]; Hope, Brian [Hope.Brian@epa.gov]; Newton, Jonathan [Newton.Jonathan@epa.gov]; No, Fredrick [No.Fredrick@epa.gov]; White, Candace [White.Candace@epa.gov]
Subject: Multiple pending EPA FOIA requests

Mr. Bogardus – Thanks for taking the time to talk with me this afternoon regarding 9 of the FOIA requests you have pending with EPA. We were able to clarify each of your requests as a result of our conversation. Your requests as now clarified are as follows:

EPA-HQ-2017-003173: All emails to and from the following individuals containing the term or otherwise referencing "who.eop.gov" from Jan. 20, 2017 to Jan. 27, 2017:

- Don Benton
- Carlos Munoz
- Doug Ericksen
- Jon Konkus
- George Hull
- Nancy Grantham

EPA-HQ-2017-003594: All communications to and from the following individuals containing the term or otherwise referencing Trump.com; Ivanka Trump; Kushner Companies; Jared Kushner; Observer Media; or Observer from Jan. 1, 2017 to Feb. 1, 2017:

- Acting Administrator Catherine McCabe
- Acting DA Mike Flynn
- Acting Chief of Staff John Reeder

Please include any emails, letters, memorandums, text messages, voice and video recordings as well as other documented forms of communication as responsive.

EPA-HQ-2017-004088: Records identifying guests who were requested by or on behalf of Scott Pruitt at Administrator Pruitt's swearing-in ceremony held on Feb. 17, 2017 at the Eisenhower Executive Office Building.

EPA-HQ-2017-004089: All written drafts of EPA Administrator Scott Pruitt's official EPA biography, the final of which can be found at https://www.epa.gov/aboutepa/epas-administrator in the custody or possession of the following EPA employees:

- Jon Konkus
- George Hull
- Nancy Grantham
- Jessica Orquina

EPA-HQ-2017-004090, EPA-HQ-2017-004090, and EPA-HQ-2017-004090: For each of these requests, you have clarified that the searches for documents may be by "electronic automated, electronic or other" means.

EPA-HQ-2017-004552: All communications to and from the following individuals containing the term or otherwise referencing "Trump.com"; "Ivanka Trump"; "Kushner Companies"; "Jared Kushner"; "Observer Media"; or "Observer" from Jan. 1, 2017 to Feb. 1, 2017:

- Acting Administrator Catherine McCabe
- Acting DA Mike Flynn
- Acting Chief of Staff John Reeder
- Administrator Scott Pruitt
- Chief of Staff Ryan Jackson

Please include any emails, letters, memorandums, text messages, voice and video recordings as well as other documented forms of communication as responsive.

EPA-HQ-2017-005033: All emails to and from David Schnare to any members of the EPA transition team commonly referred to as the "beachhead team" from the time Mr. Schnare joined EPA as a member of the beachhead team through March 17, 2017. This request includes those to and from his EPA email account, schnare.david@epa.gov, as well as to and from any other non-official email accounts associated with Schnare that were used for official purposes.

If the information does not properly reflect our conversation, please advise me by COB Friday, 3/24. Otherwise, we will proceed with processing your requests as clarified above.

Thanks for your cooperation.

Becky Dolph

Becky Dolph | Director, FOIA Expert Assistance Team Office
U.S Environmental Protection Agency
Office of General Counsel | 7309B WJCN | 202-564-5771

Message

From: Arthur Delaney [arthur@huffingtonpost.com]
Sent: 3/21/2017 4:14:13 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
CC: Grantham, Nancy [Grantham.Nancy@epa.gov]; Press [Press@epa.gov]
Subject: Re: story on Trump fixing Flint

Thanks!

On Tue, Mar 21, 2017 at 12:11 PM Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Hi Arthur,

Nancy Grantham, copied here, is your contact on this.

Julia P. Valentine

Office of Media Relations

202.564.2663

Sent from USEPA iPhone

On Mar 21, 2017, at 11:08 AM, Arthur Delaney <arthur@huffingtonpost.com> wrote:

Another question is whether EPA will still finish its revision to the Lead and Copper Rule, and whether LCR enforcement would be affected by the cuts in the Trump budget outline.

On Mon, Mar 20, 2017 at 4:02 PM, Arthur Delaney

<arthur@huffingtonpost.com> wrote:

Hi, I'm doing a story that looks back at President Trump's promise to fix Flint "quickly and efficiently" -- any idea what he's got in mind? I'm at

Ex. 6 Personal Privacy (PP)

I will note the infrastructure boost in the budget, but also the EPA budget cuts that I am told would affect lead-and-copper rule enforcement. I also saw that EPA just announced the funds Congress had allocated.

--

Reporter | Huffington Post

Ex. 6 Personal Privacy (PP)

Twitter @ArthurDelaneyHP

--

Reporter | Huffington Post

Ex. 6 Personal Privacy (PP)

Twitter @ArthurDelaneyHP

Message

From: Van Cleave, Kris [kvc@cbsnews.com]
Sent: 1/12/2017 4:14:17 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: CBS News

Will anyone be available on camera about FCA today?

Thanks,
Kris

Kris Van Cleave
Correspondent
CBS News
Ex. 6 Personal Privacy (PP)

Sent from my iPhone

Message

From: Harrison, Melissa [Harrison.Melissa@epa.gov]
Sent: 1/12/2017 4:06:39 PM
To: Overly, Steven [Steven.Overly@washpost.com]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Washington Post

CONTACT:
Julia P. Valentine (News media only)
valentine.julia@epa.gov
(202) 564-2663

FOR IMMEDIATE RELEASE
January 12, 2017

EPA Notifies Fiat Chrysler of Clean Air Act Violations
FCA allegedly installed and failed to disclose software that increases air pollution from vehicles

WASHINGTON – The U.S. Environmental Protection Agency (EPA) today issued a notice of violation to Fiat Chrysler Automobiles N.V. and FCA US LLC (collectively FCA) for alleged violations of the Clean Air Act for installing and failing to disclose engine management software in light-duty model year 2014, 2015 and 2016 Jeep Grand Cherokees and Dodge Ram 1500 trucks with 3.0 liter diesel engines sold in the United States. The undisclosed software results in increased emissions of nitrogen oxides (NOx) from the vehicles. The allegations cover roughly 104,000 vehicles. EPA is working in coordination with the California Air Resources Board (CARB), which has also issued a notice of violation to FCA. EPA and CARB have both initiated investigations based on FCA's alleged actions.

"Failing to disclose software that affects emissions in a vehicle's engine is a serious violation of the law, which can result in harmful pollution in the air we breathe," said Cynthia Giles, Assistant Administrator for EPA's Office of Enforcement and Compliance Assurance. "We continue to investigate the nature and impact of these devices. All automakers must play by the same rules, and we will continue to hold companies accountable that gain an unfair and illegal competitive advantage."

"Once again, a major automaker made the business decision to skirt the rules and got caught," said CARB Chair Mary D. Nichols. "CARB and U.S. EPA made a commitment to enhanced testing as the Volkswagen case developed, and this is a result of that collaboration."

The Clean Air Act requires vehicle manufacturers to demonstrate to EPA through a certification process that their products meet applicable federal emission standards to control air pollution. As part of the certification process, automakers are required to disclose and explain any software, known as auxiliary emission control devices, that can alter how a vehicle emits air pollution. FCA did not disclose the existence of certain auxiliary emission control devices to EPA in its applications for certificates of conformity for model year 2014, 2015 and 2016 Jeep Grand Cherokees and Dodge Ram 1500 trucks, despite being aware that such a disclosure was mandatory. By failing to disclose this software and then selling vehicles that contained it, FCA violated important provisions of the Clean Air Act.

FCA may be liable for civil penalties and injunctive relief for the violations alleged in the NOV. EPA is also investigating whether the auxiliary emission control devices constitute "defeat devices," which are illegal.

In September 2015, EPA instituted an expanded testing program to screen for defeat devices on light duty vehicles. This testing revealed that the FCA vehicle models in question produce increased NOx emissions under conditions that would

be encountered in normal operation and use. As part of the investigation, EPA has found at least eight undisclosed pieces of software that can alter how a vehicle emits air pollution.

FCA US LLC is a wholly owned subsidiary of Fiat Chrysler Automobiles N.V., a multinational corporation.

To read the notice of violation, visit EPA's website at:https://www.epa.gov/fca

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

On Jan 12, 2017, at 10:46 AM, Overly, Steven <Steven.Overly@washpost.com> wrote:

> Hi Melissa and Julia,
>
> There are reports out that the announcement will be related to Dodge Ram diesel pickup trucks. Can you confirm that and send any further info?
>
> Steven
>
> ---
>
> **From:** Harrison, Melissa [mailto:Harrison.Melissa@epa.gov]
> **Sent:** Thursday, January 12, 2017 10:27 AM
> **To:** Overly, Steven
> **Cc:** Valentine, Julia
> **Subject:** RE: Washington Post
>
> Yes. I'm also looping in Julia from our team if you have any additional questions following the call. Thanks! Melissa
>
> Melissa J. Harrison
> Deputy Associate Administrator
> Office of Public Affairs
> U.S. Environmental Protection Agency
> Office: (202) 564-8421
> Mobile: Ex. 6 Personal Privacy (PP)
> Harrison.Melissa@epa.gov
>
> ---
>
> **From:** Overly, Steven [mailto:Steven.Overly@washpost.com]
> **Sent:** Thursday, January 12, 2017 10:24 AM
> **To:** Harrison, Melissa <Harrison.Melissa@epa.gov>
> **Subject:** Re: Washington Post
>
> Thank you, Melissa.

Can you please make sure I am on the distribution list for that?

Steven

Sent from my iPhone

On Jan 12, 2017, at 10:20 AM, Harrison, Melissa <Harrison.Melissa@epa.gov> wrote:

> Hi Steven-sorry, nothing to share in advance, but I will send the press release at the top of the call. Thanks! Melissa
>
> Melissa J. Harrison
> Deputy Associate Administrator
> Office of Public Affairs
> U.S. Environmental Protection Agency
> Office: (202) 564-8421
> Mobile: Ex. 6 Personal Privacy (PP)
> Harrison.Melissa@epa.gov
>
> ---
>
> **From:** Overly, Steven [mailto:Steven.Overly@washpost.com]
> **Sent:** Thursday, January 12, 2017 10:15 AM
> **To:** Harrison, Melissa <Harrison.Melissa@epa.gov>
> **Subject:** Washington Post
>
> Hi Melissa,
>
> Steven Overly here with The Washington Post. I plan to dial into the media call at 11. Are there any documents you can provide in advance under embargo to give a sense of what the news will be?
>
> Thanks,
> Steven
>
> --
> Steven Overly
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> Twitter: @StevenOverly[twitter.com]

Message

From: Harrison, Melissa [Harrison.Melissa@epa.gov]
Sent: 1/12/2017 3:50:00 PM
To: Overly, Steven [Steven.Overly@washpost.com]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Washington Post

Sorry-nothing to confirm prior to the call.

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile: Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

From: Overly, Steven [mailto:Steven.Overly@washpost.com]
Sent: Thursday, January 12, 2017 10:47 AM
To: Harrison, Melissa <Harrison.Melissa@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Washington Post

Hi Melissa and Julia,

There are reports out that the announcement will be related to Dodge Ram diesel pickup trucks. Can you confirm that and send any further info?

Steven

From: Harrison, Melissa [mailto:Harrison.Melissa@epa.gov]
Sent: Thursday, January 12, 2017 10:27 AM
To: Overly, Steven
Cc: Valentine, Julia
Subject: RE: Washington Post

Yes. I'm also looping in Julia from our team if you have any additional questions following the call. Thanks! Melissa

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile: Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

From: Overly, Steven [mailto:Steven.Overly@washpost.com]
Sent: Thursday, January 12, 2017 10:24 AM
To: Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: Re: Washington Post

Thank you, Melissa.

Can you please make sure I am on the distribution list for that?

Steven

Sent from my iPhone

On Jan 12, 2017, at 10:20 AM, Harrison, Melissa <Harrison.Melissa@epa.gov> wrote:

> Hi Steven-sorry, nothing to share in advance, but I will send the press release at the top of the call.
> Thanks! Melissa
>
> Melissa J. Harrison
> Deputy Associate Administrator
> Office of Public Affairs
> U.S. Environmental Protection Agency
> Office: (202) 564-8421
> Mobile: Ex. 6 Personal Privacy (PP)
> Harrison.Melissa@epa.gov
>
> ---
>
> **From:** Overly, Steven [mailto:Steven.Overly@washpost.com]
> **Sent:** Thursday, January 12, 2017 10:15 AM
> **To:** Harrison, Melissa <Harrison.Melissa@epa.gov>
> **Subject:** Washington Post
>
> Hi Melissa,
>
> Steven Overly here with The Washington Post. I plan to dial into the media call at 11. Are there any documents you can provide in advance under embargo to give a sense of what the news will be?
>
> Thanks,
> Steven
>
> --
> Steven Overly
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> Twitter: @StevenOverly[twitter.com]

Message

From: Conger, Nick [Conger.Nick@epa.gov]
Sent: 1/6/2017 5:07:08 PM
To: Arianna Skibell [askibell@eenews.net]; Olp, Kevin [Olp.Kevin@epa.gov]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: EJ move

Hi Arianna,

The EJ office is not moving.

In December, 2016, EPA took steps to strengthen the agency's ability to carry out its external civil rights enforcement responsibilities by reorganizing the functions of the formerly Office of Civil Rights with respect to its External Compliance and Complaints Program. This external civil rights enforcement function now resides organizationally within the External Civil Rights Compliance Office (ECRCO), which is located in EPA's Office of General Counsel. ECRCO will continue to carry out the same federally mandated responsibilities to enforce several civil rights laws which, together, prohibit discrimination on the basis of: race, color, or national origin (including on the basis of limited-English proficiency); sex; disability; and age by applicants for and recipients of federal financial assistance from EPA (Title VI of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973, and the Age Discrimination Act of 1975, respectively), as well as the responsibility for enforcing Section 13 of the Federal Water Pollution Control Act Amendments of 1972 which prohibits discrimination based on sex under programs or activities receiving financial assistance under the Clean Water Act.

If you need more, my colleague Julia can help you. Next week is better, unless you're on a tight deadline for today.

Nick Conger
U.S. Environmental Protection Agency
Office: (202) 564-6287
Cell: Ex. 6 Personal Privacy (PP)

From: Arianna Skibell [mailto:askibell@eenews.net]
Sent: Friday, January 06, 2017 11:31 AM
To: Conger, Nick <Conger.Nick@epa.gov>; Olp, Kevin <Olp.Kevin@epa.gov>
Subject: EJ move

Hi Nick and Kevin,

I hope you're both well! Following up via email from my call about EJ moving from the Office of Civil Rights to the Office of General Counsel. Would love to touch base.

Many thanks,
Arianna

Arianna Skibell
Office: 202.446.0409
Cell: Ex. 6 Personal Privacy (PP)
@AriannaSkibell

Environment & Energy Publishing, LLC
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Benenati, Frank [benenati.frank@epa.gov]
Sent: 1/6/2017 4:26:12 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
CC: Fears, Darryl [Darryl.Fears@washpost.com]; Harrison, Melissa [Harrison.Melissa@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Wash Post RE: Chesapeake Bay cleanup plan

Hey Darryl,

Sorry but we aren't in a position to speculate on what the incoming administration will do.

Have a good weekend!

On Jan 6, 2017, at 11:13 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:

> Hi Darryl: Frank Benenati and Melissa Harrison are your contacts on transition questions. I have copied them above.
>
> **From:** Fears, Darryl [mailto:Darryl.Fears@washpost.com]
> **Sent:** Friday, January 06, 2017 11:11 AM
> **To:** Press <Press@epa.gov>
> **Subject:** FW: Press Inquiry about Watersheds
>
> Hi... I sent this inquiry to Tricia Lynn and Cathy Milbourn. Both drew automatic responses saying they were out of the office. I'm trying to find the right person to handle the request. Please refer me. – Darryl Fears, Washington Post
>
> Ex. 6 Personal Privacy (PP)
>
> **From:** Fears, Darryl
> **Sent:** Friday, January 06, 2017 11:09 AM
> **To:** 'Milbourn, Cathy'
> **Subject:** FW: Press Inquiry about Watersheds
>
> Hi Cathy... sorry to bother; this isn't your area. But I sent this inquiry to Tricia Lynn and got an automatic reply saying she's out til Monday. Can you refer me to the right person to handle? - Darryl
>
> **From:** Fears, Darryl
> **Sent:** Friday, January 06, 2017 11:06 AM
> **To:** 'lynn.tricia@epa.gov'
> **Subject:** Press Inquiry about Watersheds
>
> Hi Tricia... I'm writing about the future of the Chesapeake Bay cleanup plan, given that the prospective incoming EPA administrator is on the record opposing it in statements and an amicus brief to a lawsuit. I know you guys are busy over there, but am hoping to talk to someone on background about how the plan will endure, or possibly be undone under the Trump administration. My deadline is currently Monday, 4 pm. - Darryl

Darryl Fears
Staff Writer
The Washington Post
Ex. 6 Personal Privacy (PP)
darryl.fears@washpost.com

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/22/2017 3:34:53 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Exec orders

If you can get the information for today, 8 p.m. for Morning Energy.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Sunday, January 22, 2017 10:33 AM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Exec orders

Hi Alex,

Amy sense of your hard deadline?
On Jan 22, 2017, at 10:10 AM, Alex Guillen <aguillen@politico.com> wrote:

Hi Julia, just wanted to check in on this. Thanks!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, January 20, 2017 4:51 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Exec orders

Hi Alex,

If you can wait til tomorrow, we may be able to get back to you then on this and your beachhead team question.

Will that work?

Thanks

On Jan 20, 2017, at 3:20 PM, Alex Guillen <aguillen@politico.com> wrote:

Appreciated. I'm interested in any directives or orders from the White House.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, January 20, 2017 1:42 PM
To: Alex Guillen <aguillen@politico.com>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Re: Exec orders

Hi Alex,

Checking.

Julia P. Valentine
Office of Media Relations
202.564.2663

Sent from USEPA iPhone

On Jan 20, 2017, at 1:22 PM, Alex Guillen <aguillen@politico.com> wrote:

Hi all,

Have any new executive orders been signed today relating to EPA?

Thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | (c) 571.839.6243
aguillen@politico.com | @alexcguillen

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/20/2017 9:53:50 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Exec orders

I understand, thanks for gathering it for me.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, January 20, 2017 4:51 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Exec orders

Hi Alex,

If you can wait til tomorrow, we may be able to get back to you then on this and your beachhead team question.

Will that work?

Thanks

On Jan 20, 2017, at 3:20 PM, Alex Guillen <aguillen@politico.com> wrote:

Appreciated. I'm interested in any directives or orders from the White House.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, January 20, 2017 1:42 PM
To: Alex Guillen <aguillen@politico.com>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Re: Exec orders

Hi Alex,

Checking.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 20, 2017, at 1:22 PM, Alex Guillen <aguillen@politico.com> wrote:

Hi all,

Have any new executive orders been signed today relating to EPA?

Thanks,

Alex Guillén
Energy Reporter

POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/20/2017 8:49:34 PM
To: Press [Press@epa.gov]
Subject: Beachhead team

Hi, Could I also please get the names of the members of the transition "beachhead" team that has been deployed to EPA?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 12/28/2016 9:50:34 PM
To: Taylor Gee [tgee@politico.com]
CC: Valentine, Julia [Valentine.Julia@epa.gov]; Benenati, Frank [benenati.frank@epa.gov]; Harrison, Melissa [Harrison.Melissa@epa.gov]
Subject: RE: Media Inquiry

Sure thing. Now with aforementioned officials copied in.

From: Taylor Gee [mailto:tgee@politico.com]
Sent: Wednesday, December 28, 2016 4:49 PM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Media Inquiry

Thanks Robert!

From: Daguillard, Robert [mailto:Daguillard.Robert@epa.gov]
Sent: Wednesday, December 28, 2016 4:48 PM
To: Taylor Gee
Cc: Valentine, Julia
Subject: RE: Media Inquiry

Taylor, Frank Benenati (benenati.frank@epa.gov) and Melissa Harrison (harrison.melissa@epa.gov), the agency's senior public affairs officials, are your contacts on this inquiry. Thanks, R.

From: Taylor Gee [mailto:tgee@politico.com]
Sent: Wednesday, December 28, 2016 4:29 PM
To: Daguillard, Robert <Daguillard.Robert@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Media Inquiry

Also, here is a link to the video, if that helps: https://www.youtube.com/watch?v=EER-FdTx5zw. He makes the statement around 12:40.

From: Taylor Gee
Sent: Wednesday, December 28, 2016 4:27 PM
To: 'Daguillard, Robert'
Cc: Valentine, Julia
Subject: RE: Media Inquiry

Hi Robert, thanks for the quick response!

My deadline is end of day Friday. As to the context, I'm actually fact-checking the President-Elect. In an interview with Chris Wallace on December 10th, here was the following exchange:

Wallace: "In the last few, you have named Cabinet heads, department agency people, at EPA, at Labor, at Health and Human Services, Education, who are diametrically opposed to what those agencies have been doing for the last 8 years. Is it fair to say that you're going to take a wrecking ball to the Obama legacy?"

Trump: "No. No I don't want to do that at all. I just want what's right. Uh, EPA, you can't get things approved. **I mean, people are waiting in line for fifteen years before they get rejected.**

For our magazine issue, my research isn't engaging with the politics of Trump's response. I am just cataloguing any false statements the President-Elect has made since election night. That statement in bold above struck me as the kind of my assertion that my editor's want me to check. I figured it might be technically true but misleading, or maybe untrue altogether, or maybe it holds up.

Thanks again for your help!

Best,
Taylor Gee

From: Daguillard, Robert [mailto:Daguillard.Robert@epa.gov]
Sent: Wednesday, December 28, 2016 4:04 PM
To: Taylor Gee
Cc: Valentine, Julia
Subject: RE: Media Inquiry

Hullo Taylor,

What's your deadline, please? And are you looking at any regulatory area in particular? Water, air, chemicals and/or pesticides?

Also, can you send us the exact statement and provide some context? Who made it, when, etc....

Let me know if you want to discuss.

Thanks, R.

Robert Daguillard
Office of Media Relations
U.S. Environmental Protection Agency
Washington, DC
+1 (202) 564-6618 (O)
Ex. 6 Personal Privacy (PP)

From: Taylor Gee [mailto:tgee@politico.com]
Sent: Wednesday, December 28, 2016 3:57 PM
To: Press <Press@epa.gov>
Subject: Media Inquiry

Hello,

My name is Taylor Gee, I am a researcher with Politico Magazine, and I am fact-checking a statement I heard on TV. Could you confirm if there is any truth in the claim that businesses sometimes wait 15 years for EPA approval to begin a project, only to be rejected? If this statement is in anyway untrue or misleading, that would be great to know as we work on our upcoming print issue.

Thank you!

Best,
Taylor Gee

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 4/7/2017 4:58:14 PM
To: Press [Press@epa.gov]
Subject: Adaptation office shut down?

Hi,

Does EPA have any comment on the BNA story that offices dealing with climate adaptation, smart growth and policy innovation have been shut down? What are those employees now assigned to? Are there further plans to close more offices?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Davidson, Joe [joe.davidson@washpost.com]
Sent: 4/6/2017 5:30:46 PM
To: Press [Press@epa.gov]
Subject: Fw: EPA employee morale
Attachments: EPACoxletter.docx

I'm following up on my request for comment below from yesterday.
I am writing on deadline now.

Joe Davidson, columnist
The Washington Post
1301 K Street, NW
Washington, DC 20071
Ex. 6 Personal Privacy (PP)
joe.davidson@washpost.com
Twitter: @JoeDavidsonWP
Website: wapo.st/JoeDavidson

From: Davidson, Joe
Sent: Wednesday, April 5, 2017 3:38 PM
To: daguillard.robert@epa.gov; jones.enesta@epa.gov
Cc: press@epa.gov
Subject: EPA employee morale

Hello Robert, Enesta,

I'm writing a Federal Insider column about the attached letter to Administrator Pruitt from a recently retired EPA scientist. He and other EPA staffers "are becoming increasing alarmed about the direction of EPA under your leadership," Michael Cox said in the letter. I welcome EPA's reaction to the various points made in the letter, particularly about employee morale and the ability of EPA staffers to fulfill the agency's mission under the proposed budget cuts.
I am writing today and tomorrow and plan to file early Thursday afternoon.

Thank you.

Best,
Joe

Joe Davidson, columnist
The Washington Post
1150 15th Street, NW
Washington, DC 20071
Ex. 6 Personal Privacy (PP)
joe.davidson@washpost.com

Twitter: @JoeDavidsonWP
Website: wapo.st/JoeDavidson

March 31st, 2017

Dear Administrator Pruitt,

My name is Michael Cox. Today is my last day after working at EPA for over 25 years. I am writing this note because I, along with many EPA staff, are becoming increasing alarmed about the direction of EPA under your leadership. I understand there are people in the country who distrust EPA, and think we are overreaching our mission. I believe we need to listen to those voices and try to make changes where warranted.

However, I, and many staff, firmly believe the policies this Administration is advancing are contrary to what the majority of the American people, who pay our salaries, want EPA to accomplish, which are to ensure the air their children breath is safe; the land they live, play, and hunt on to be free of toxic chemicals; and the water they drink, the lakes they swim in, and the rivers they fish in to be clean.

I assume you are aware of the current low morale of EPA career staff. I have worked under six Administrations with political appointees leading EPA from both parties. This is the first time I remember staff openly dismissing and mocking the environmental policies of an Administration and by extension you, the individual selected to implement the policies. The message we are hearing is that this Administration is working to dismantle EPA and its staff as quickly as possible. I have highlighted several areas below which are emblematic of why morale at EPA is the lowest since I started in 1987.

1. Denying Fundamental Climate Science: This strikes at the core of the concerns from EPA staff. It was surprising, no shocking, when you stated on National television that carbon dioxide is not a primary contributor to climate change. This is settled science and we have too many other important scientific issues to investigate related to climate change to waste our time debating this issue. I am reminded of a Congressional hearing several years ago when Congressman Henry Waxman asked the CEOs of the major tobacco companies if smoking caused lung cancer. All of the CEOs categorically denied that smoking caused lung cancer. We know, of course, that was not true. You will continue to undermine your credibility and integrity with EPA staff, and the majority of the public, if you continue to question this basic science of climate change.

We are seeing the effects of climate change on the landscape right now. If you do not believe me, travel to Alaska during your tenure and talk with the Alaskans whose way of life is being fundamentally changed because of climate change; visit the Pacific Northwest and see where the streams are too warm for our salmon to survive in the summer; visit the oyster farmers in Puget Sound whose stocks are being altered from the oceans becoming more acidic; talk to the ski area operators who are seeing less snowpack and worrying about their future; and talk to the farmers in Eastern Washington who are struggling to have enough water to grow their crops and water their cattle. The changes I am referencing are not impacts projected for the future, but are happening now

ED_004607_00002867-00001

It was encouraging that the President did not withdraw from the Paris Climate Agreement. However, the message from the President's other actions sends the signal to the rest of the world that the USA is no longer a leader in reducing greenhouse gas emissions and moving to a clean energy economy. You are correct that we do not need to choose between jobs and environmental projection. The question is what jobs? Are they jobs to move us forward to a cleaner energy economy or backwards to a dirtier fossil fuel economy?

Your statement that "we got a bad deal" in the Paris Climate Agreement highlights another case where you have not done your homework. The Paris Agreement, while not perfect, was a huge step forward in battling climate change and moving the world in the direction of newer cleaner energy technology.

Fortunately, there are other global leaders, including China and India, who understand the urgency of the problem and are taking action. Domestically we have Governors, Mayors, CEOs, and Tribal leaders who will fill the void created by the lack of Federal leadership. They will take on the task of reducing greenhouse gases that are causing warming and put in place actions that will make their communities more resilient from climate change. And they will do this while their communities continue to prosper.

2. "Our Big Day Today": The email headline that greeted EPA staff on Tuesday March 28th was "Our Big Day Today". The question many of us had was who is "our" referring too? Was it the many EPA career staff that worked for years developing the work that was rescinded or revoked? Was it the EPA career staff that should be jubilant the President came to EPA to poke a finger in our eye (or as many people indicated to give us the finger)? Was it the fossil fuel industry that will benefit most from the President's action? Or was it the coal miners present at the event who are being given false hope their jobs are coming back?

We were frankly insulted that the President would come to EPA to announce that he is overturning the work to battle the most urgent environmental problem of our generation – climate change. It was beyond comprehension that an Administration could be so arrogant and callous.

3. Giving False Hope: The President is right that we need to help the coal miners who have been displaced and help retrain them for the future. The President is, however, wrong that coal jobs will be coming back after the repeal of the climate change actions. To state otherwise is false and misleading. It is amazing that an Administration that touts itself as business savvy has not done its homework on the market forces at play with coal.

The number of people employed in coal production in the USA has been declining since the high point in 1925 when over 860,000 people were employed to the current low point in 2017 with about 77,000 people are employed (US Department of Labor). The steady decline in employment in the coal industry happened, in general, as coal production increased. The cause of the decline was simple: automation, not job killing regulations.

ED_004607_00002867-00002

According to coal companies themselves, the decline in production of coal in the USA will not be reversed to any great extent. There are no major new coal plants coming on line and the price of the most common replacement fuel, natural gas, will continue to decline with the advent of new production. Even if there is an increase in coal production, the number of jobs associated with the increased production will be small due to the automation of the industry.

4. Indefensible Budget Cuts: We were told that you tried to advocate for a smaller reduction in the EPA budget, yet in the end, the budget passed back to OMB had even deeper cuts. The clear message to EPA staff was either you supported the additional cuts or you have little to no influence with the Administration.

We would appreciate a more detailed description of why you are recommending that certain EPA programs be reduced or eliminated. We would love to know, for example, why resources for Alaska Native Villages are being reduced when they are presented with some of the most difficult conditions in the country; why you would eliminate funds for the protection and restoration of the Puget Sound ecosystem which provides thousands of jobs and revenue for Washington State; and why you would reduce funds for a program that retrofits school buses to reduce diesel emission exhaust inhaled by our most vulnerable population - children. To be credible you need to provide details why you believe these programs should be reduced or cut.

5. Appointing Political Staff Who Are Openly Hostile to EPA: We were surprised and dismayed when it was announced that the new EPA Chief of Staff, and several other staff, had worked for Senator Inhofe. As you know, Senator Inhofe is one of the harshest critics of EPA and the most vocal climate change denier in Congress. This sends an unmistakable and disturbing message to EPA staff that you have no intention of engaging with EPA staff and working together to accomplish what Congress and the American people have entrusted us to do.

6. Continuing to Demonize EPA: You have had several speeches and interviews over the past several weeks where you continue to demonize EPA, and by association EPA career staff. This has to stop. Criticizing the organization you lead is not the type of leadership that will produce results. As a leader, you need to motivate and inspire your staff. The course you are on will continue to alienate EPA career staff; the same people whom you need to accomplish your agenda and fulfill the expectations of the American people.

7. Lack of Understanding of What We Do at EPA (especially in the Regions): In the Regions, we work very closely with our states and Tribes. When you talk about "cooperative Federalism" it implies that this is some new concept and that we are not currently working with our states and Tribes. This is contrary to my experience and that of many others in the Region. It leaves the impression that you do not understand how closely we work with our states and Tribes now. Also, we have not heard you talk specifically about working with tribes and fulfilling our tribal treaty obligations. Working with Tribes is a high priority for us and one we take very seriously.

You have talked about paying attention to process and rule-making. You are right. However, your remarks that EPA has not been paying attention to process or rule-making are not consistent with the experiences of many EPA staff, me included. I can provide you with dozens of examples, in Region 10 alone, where we have participated in extensive public engagement with states, Tribes, communities, and industry. These types of statements indicate to us that you and your staff do not understand the fundamental work we do at EPA.

8. Please Step Back and Listen to EPA Career Staff

If, by some miracle you or your staff actually read this note, I can only hope you take a step back and realize that you are the leader of an organization of very hard working, dedicated professionals who believe deeply in their work. America is a world leader in protecting our citizen's human health and our environment. Do you really want your legacy to be the person who led the rollback and reversal of the amazing gains we have made over the past 40 years?

I understand the challenges you face when going up against ideologues that appear to cherish fulfilling campaign promises more than doing the analysis and evaluation of what makes sense. But, we are counting on you to advocate for EPA. Unfortunately, up to this point, we have no evidence of this.

Good luck and just remember that EPA staff will respond to leadership that takes into account the science and the opinions of individuals who have devoted their entire lives to fulfilling the mission of EPA – to protect human health and the environment. We understand that our positions may not always prevail, but please take the time to listen to expert voices that might differ from yours and your immediate staff. You may be surprised that you can find common ground on many issues. The health of the American people and our country depends on you.

Michael Cox

ED_004607_00002867-00004

Message

From: Bowman, Liz [Bowman.Liz@epa.gov]
Sent: 4/6/2017 3:23:43 PM
To: aguillen@politico.com
CC: Press [Press@epa.gov]
Subject: RE: Ozone question

Hi Alex – We are in the process of assessing our options and working closely with all involved stakeholders. Thanks – Liz

---

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Thursday, April 6, 2017 9:48 AM
To: Press <Press@epa.gov>
Subject: Ozone question

Hello,

The oral arguments over EPA's 2015 ozone standard are less than two weeks away, April 19. The administration has given no indication to the court that there has been a policy or strategy change. Does EPA intend the defend the ozone standard?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Annie Snider [asnider@politico.com]
Sent: 4/5/2017 9:15:16 PM
To: Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Reg list to OMB

Hi all, can you tell me if EPA has yet sent its Regulatory Agenda submission to OMB? I believe it was due last Friday.

Thanks,
Annie

Annie Snider
Reporter
POLITICO
asnider@politico.com
Ex. 6 Personal Privacy (PP)
@AnnElizabeth18

Message

From: Jones, Enesta [Jones.Enesta@epa.gov]
Sent: 4/5/2017 6:06:25 PM
To: Ben.Guarino@washpost.com
Subject: EPA Inquiry RE: Detection of neonicotinoid pesticides in drinking water

Hi Ben,

Thanks for reaching out. We see that your story has already published.

Are you still seeking responses to the questions below to update your story? If yes, please give me your firm deadline.

"While I understand that there are no regulatory limits yet in place, and this area of research is young, what should readers take away from this finding that these pesticides appear to be pervasive in water supplies in agricultural area? Is there anything we can say about neonicotinoids found at these levels (from 0.24 ng/L to 57.3 ng/L)?"

Enesta Jones
U.S. EPA
Office of Media Relations
Office: 202.564.7873
Cell: Ex. 6 Personal Privacy (PP)

"The root of all joy is gratefulness."

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 4/4/2017 10:01:49 PM
To: Press [Press@epa.gov]
Subject: WH meeting

Hi guys, do you have a readout of the administrator's meeting this afternoon with the president? What did they discuss? Who else attended?

Many thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 4/4/2017 3:04:35 PM
To: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Of course.

Thanks, Juliet.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
202.740.1336 m/txt

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Tuesday, April 04, 2017 11:02 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Great, thanks for taking the time to respond.
Best, Juliet

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Tuesday, April 04, 2017 11:02 AM
To: Eilperin, Juliet <Juliet.Eilperin@washpost.com>; Press <Press@epa.gov>
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Hi Juliet,

EPA is working towards implementing the President's budget based on the framework provided by his blueprint. We know we can effectively serve the taxpayers and protect the environment. While many in Washington insist on greater spending, EPA is focused on greater value and real results. The EPA will partner with the states to ensure a thoughtful approach is used to maximize every dollar to protect our air, land, and water.

Best,
Julia

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
202.740.1336 m/txt

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Tuesday, April 04, 2017 10:42 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Press <Press@epa.gov>
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Dear Julia,
Thanks so much. And by this quote, I take it that it's accurate to write that under the proposed budget the "lead risk reduction program" would be eliminated, which would result is a $2.26 million budget savings and the elimination of 73 FTEs?
Thanks.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Tuesday, April 04, 2017 10:36 AM
To: Eilperin, Juliet <Juliet.Eilperin@washpost.com>; Press <Press@epa.gov>
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Hi Juliet,

Administrator Pruitt is committed to leading the EPA in a more effective, more focused, less costly way as we partner with states to fulfill the agency's core mission.

We are redesigning the way we do business to focus on achieving our core responsibilities - working with the states to ensure clean and breathable air, protecting water quality and investing in infrastructure, restoring our communities, ensuring timely review of chemicals and products to ensure safety for American families, all of which will have a positive impact on the environment and the economy.
-- Attributable to Julia Valentine, an EPA spokesperson

Best,
Julia

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
202.740.1336 m/txt

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Tuesday, April 04, 2017 9:56 AM
To: Press <Press@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: a question about how the lead paint division will be affected by proposed budget cuts

To whom it may concern,
I understand that the group within the EPA's National Program Chemicals Division that monitors lead pain exposure will be eliminated under the administration's proposed budget plan. Can you offer any details or context on this?
Thanks, and I'm reached by email or the two numbers below.
Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
(O) 202-334-7774
(C) 202-302-3663
@eilperin

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 2/21/2017 12:36:15 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Pruitt remarks

Thanks, Julia.

Brady Dennis
The Washington Post
Ex. 6 Personal Privacy (PP)
brady.dennis@washpost.com
@brady_dennis

> On Feb 21, 2017, at 7:32 AM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:
>
> You're all set. Brady.
> See you around 11:30
>
> Julia P. Valentine
> Office of Media Relations
> 202.564.2663
> Sent from USEPA iPhone
>
> On Feb 21, 2017, at 7:30 AM, pressrsvp <pressrsvp@epa.gov> wrote:
>
>
>
>
> _____
> From: Dennis, Brady
> Sent: Tuesday, February 21, 2017 12:30:39 PM (UTC+00:00) Monrovia, Reykjavik
> To: pressrsvp
> Subject: Pruitt remarks
>
> I would like to attend the event today.
>
> Thanks,
> Brady
>
> ---
> Brady Dennis
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> brady.dennis@washpost.com
> @brady_dennis
>

Message

From: Konkus, John [konkus.john@epa.gov]
Sent: 2/20/2017 7:50:03 PM
To: Kevin Bogardus [kbogardus@eenews.net]
CC: pressrsvp [pressrsvp@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: EPA Administrator Scott Pruitt to Deliver Remarks to EPA Employees

No wifi here. Please bring your own hot spot. The 10am set up is mainly for cameras. As long as you're here by 11:30, you should have no trouble.

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Monday, February 20, 2017 2:45 PM
To: Konkus, John <konkus.john@epa.gov>
Cc: pressrsvp <pressrsvp@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: EPA Administrator Scott Pruitt to Deliver Remarks to EPA Employees

Thanks John. Two quick questions, which are:

- Do you know if I will be able to get on WiFi tomorrow in the room for Administrator Pruitt's speech?
- I see that doors open at 10 am tomorrow. Should I show up right at 10 am?

Please let me know. Thanks for your help.

-Kevin

From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Sunday, February 19, 2017 8:21 PM
To: Kevin Bogardus <kbogardus@eenews.net>
Cc: pressrsvp <pressrsvp@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Re: EPA Administrator Scott Pruitt to Deliver Remarks to EPA Employees

See you on Tuesday Kevin.

On Feb 19, 2017, at 8:19 PM, Kevin Bogardus <kbogardus@eenews.net> wrote:

> Doug, John and Julia, Hi, it's Kevin Bogardus with E&E News. Please consider this email as my RSVP for Administrator Pruitt's speech on Tuesday, Feb. 21. Thank you for your help.
>
> -Kevin
>
> Sent from my iPhone
>
> On Feb 17, 2017, at 3:56 PM, US EPA Media Relations <noreply-subscriptions@epa.gov> wrote:

EPA HEADQUARTERS

MEDIA ALERT

CONTACT:
pressrsvp@epa.gov

FOR IMMEDIATE RELEASE
February 17, 2017

EPA Administrator Scott Pruitt to Deliver Remarks to EPA Employees

WASHINGTON--U.S. EPA Administrator will address employees in the Green Room at EPA Headquarters at Noon on Tuesday, February 21, 2017. Administrator Pruitt's remarks will be open to the press.

WHAT: EPA Administrator to deliver speech to EPA employees

WHO: Scott Pruitt, U.S. EPA Administrator

WHEN: Noon EST Tuesday, February 21, 2017

WHERE: U.S. EPA Headquarters, 1200 Pennsylvania Ave. N.W. Washington, D.C. 20460

RSVP: Members of the media interested in listening to the speech should dial in 30 minutes prior to the noon starting time.

Call-in Number: Ex. 6 Personal Privacy (PP)

Conference ID Ex. 6 Personal Privacy (PP)

**To join the call, all participants will be required to provide their first and last name, news outlet affiliation, and email address.

For any television or radio logistics please call Ron Slotkin Director, of Office of Multimedia at: (202) 615-2811

***** Event is for credentialed members of the news media only *****

MEDIA RSVP: Please email: pressrsvp@epa.gov to confirm attendance. Doors will open at 10:00 a.m. Members of the news media should allow extra time to enter the building and go through security, and bring a photo id credentials.

Directions: Taking METRO: Take the Blue and Orange Line to the Federal Triangle Station. Go to the top of the escalator and in the alcove, walk to the right to the North Building, through the double glass doors to security screening.

By Car: There is public parking in the garage of the Ronald Reagan Building next to EPA headquarters. Enter through the garage entrance on Pennsylvania Avenue.

R021

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 2/20/2017 3:38:49 PM
To: pressrsvp [pressrsvp@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Info for Tuesday

Great, thank you!

From: pressrsvp [mailto:pressrsvp@epa.gov]
Sent: Monday, February 20, 2017 10:31 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Alex Guillen <aguillen@politico.com>
Subject: Re: Info for Tuesday

You're all set, Alex.

We will see you tomorrow!

From: Valentine, Julia
Sent: Saturday, February 18, 2017 1:08:38 AM
To: Alex Guillen
Cc: pressrsvp
Subject: Info for Tuesday

https://www.epa.gov/newsreleases/epa-administrator-scott-pruitt-deliver-remarks-epa-employees

I cc'd the pressrsvp@epa so you are all set for Tuesday

EPA Administrator Scott Pruitt to Deliver Remarks to EPA Employees

02/17/2017
Contact Information:
(pressrsvp@epa.gov)
WASHINGTON -- U.S. EPA Administrator will address employees in the Green Room at EPA Headquarters at Noon on Tuesday, February 21, 2017. Administrator Pruitt's remarks will be open to the press.

WHAT: EPA Administrator to deliver speech to EPA employees

WHO: Scott Pruitt, U.S. EPA Administrator

WHEN: Noon EST Tuesday, February 21, 2017

WHERE: U.S. EPA Headquarters, 1200 Pennsylvania Ave. N.W. Washington, D.C. 20460

RSVP: Members of the media interested in listening to the speech should dial in 30 minutes prior to the noon

starting time.

Call-in Number: Ex. 6 Personal Privacy (PP)

Conference ID: Ex. 6 Personal Privacy (PP)

**To join the call, all participants will be required to provide their first and last name, news outlet affiliation, and email address.

For any television or radio logistics please call Ron Slotkin Director, of Office of Multimedia at: (202) 615-2811

***** Event is for credentialed members of the news media only *****

MEDIA RSVP: Please email: pressrsvp@epa.gov to confirm attendance. Doors will open at 10:00 a.m. Members of the news media should allow extra time to enter the building and go through security, and bring a photo id credentials.

Directions: Taking METRO: Take the Blue and Orange Line to the Federal Triangle Station. Go to the top of the escalator and in the alcove, walk to the right to the North Building, through the double glass doors to security screening.

By Car: There is public parking in the garage of the Ronald Reagan Building next to EPA headquarters. Enter through the garage entrance on Pennsylvania Avenue.

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
Ex. 6 Personal Privacy (PP)

Message

From: Hughson, Khadeem [HughsonK@cbsnews.com]
Sent: 2/17/2017 3:57:06 AM
To: Milbourn, Cathy [Milbourn.Cathy@epa.gov]; Johnson.alisha@epa.gov; kika.stacy@epa.gov; Jones, Enesta [Jones.Enesta@epa.gov]; kemery.dale@epa.gov; kemery.dale@epa.gov; Valentine, Julia [Valentine.Julia@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]
CC: cbsnewsradio@gmail.com; Stiles, Adam [StilesA@cbsnews.com]
Subject: CBS MEDIA REQUEST

Good evening,

I'm reaching out on behalf of CBS Radio News to see if we could speak with a media spokesperson or EPA member regarding many EPA workers encouraging Senators to vote against the President Trump's nomination for the administrator position, Scott Pruitt. This would be a brief taped phone interview that would only take about 3-5 minutes. We're here 24 hours, you can call the newsroom at Ex. 6 Personal Privacy (PP) if you have some time. I've cc'd my relief, please reply all. Thank you!

Khadeem Hughson
Desk Associate
CBS Radio News
Ex. 6 Personal Privacy (PP)

Message

From: Press [Press@epa.gov]
Sent: 2/15/2017 8:59:02 PM
To: dkahn@eenews.net
Subject: Re: Reporter writing about recent Clean Air Act waivers

Hi Debra,

Below are the responses to the request you sent to Doug Ericksen on Monday.

We apologize for the delay in getting back to you.

Thanks

Office of Public Affairs
US EPA Headquarters
Washington, DC

From: Debra Kahn [mailto:dkahn@eenews.net]
Sent: Monday, February 13, 2017 3:35 PM
To: Ericksen, Doug <ericksen.doug@epa.gov>
Subject: Reporter writing about recent Clean Air Act waivers

Hi Mr. Ericksen,

I'm a reporter with E&E News, writing about five waivers that California recently received from EPA. I was wondering if you have any comment on them, either on their content, their timing, or the general subject of waiver approvals. Could you say whether EPA would approve them under the current administration?

Please feel free to give me a call at Ex. 6 Personal Privacy (PP), or email is also great.

Here's a list of the waivers:

1. California's Greenhouse Gas Regulation for Medium-and Heavy-Duty Engines and Vehicles
· 81 Fed. Reg. 95982 (Dec. 29, 2016)

2. California's Heavy-Duty Diesel Engine In-Use Compliance Program and 2007 and 2011 Amendments
· 82 Fed. Reg. 4867 (Jan. 17, 2017)

3. 2010 Amendments to Commercial Harbor Craft regulations.
· 82 Fed. Reg. 6500 (Jan. 19, 2017)

4. 2011 Amendments to Transport Refrigeration Unit (TRU) Air Toxics Control Measure
· 82 Fed. Reg. 6525 (Jan. 19, 2017)

5. 2014 Amendments to Evaporative Emissions Control Requirements For Off-Highway Recreational Vehicles (OHRVs)
· 82 Fed. Reg. 6540 (Jan. 19, 2017)

Thank you,
Debra

Debra Kahn
E&E News reporter
dkahn@eenews.net
Ex. 6 Personal Privacy (PP)
@debra_kahn

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

EPA Response:

The Clean Air Act grants California unique authority to set and enforce emission standards for on- and off-road vehicles. Under this authority, California can seek waivers and authorizations from EPA. While waivers are for motor vehicle emission standards, authorizations are for emission standards for new and in-use off-road engines and vehicles. According to Clean Air Act Sections 209(b) for motor vehicles and 209(e)(2) for off-road engines and vehicles, EPA shall grant a waiver unless the Administrator finds that California:

- was arbitrary and capricious in its finding that its standards are, in the aggregate, at least as protective of public health and welfare as applicable federal standards;
- does not need such standards to meet compelling and extraordinary conditions; or
- such standards and accompanying enforcement procedures are not consistent with Section 202(a) of the Clean Air Act.

More information on California Waivers and specific waivers that have been granted may be found here: https://www.epa.gov/state-and-local-transportation/vehicle-emissions-california-waivers-and-authorizations

California's Greenhouse Gas Regulation for Medium-and Heavy-Duty Engines and Vehicles

- 81 Fed. Reg. 95982 (Dec. 29, 2016)

The U.S. Environmental Protection Agency is granting California's waiver request enabling the state to enforce its greenhouse gas emissions standards for 2014 and later model year medium- and heavy-duty vehicles and engines. The California Air Resources Board (CARB) administers this program, known as CARB's Phase 1 Heavy-Duty Greenhouse Gas Emission Standards (Phase 1). The Clean Air Act directs EPA to allow California to adopt and enforce its own emission standards for motor vehicles due to the seriousness of the state's air pollution challenges. CARB's Phase 1 standards are essentially the same as EPA's Heavy-Duty GHG Phase 1 standards. CARB also allows manufacturers to demonstrate compliance with its state regulations by complying with EPA's regulations.

Message

From: Press [Press@epa.gov]
Sent: 2/13/2017 9:14:15 PM
To: KIMY@cbsnews.com
CC: Jones, Enesta [Jones.Enesta@epa.gov]
Subject: Response to your inquiry regarding noise pollution

Hi Young,

Please see below for the response to your inquiry.

Thanks

Office of Public Affairs
US EPA Headquarters
Washington, DC

Young Kim
212-975-7842 (office)
Ex. 6 Personal Privacy (PP)
KIMY@cbsnews.com

Inquiry: Hello, my name is Young Kim and I'm an Associate Producer for CBS Sunday Morning.

I'm working on a story about Bernie Krause, the self-proclaimed soundscape ecologist who has recorded environments and animals for over 4 decades. I wanted to inquire about the EPA's stance is on noise pollution and if there is a legitimate role in soundscape ecology when it comes to environmental conservation? Does anyone in the EPA know of Bernie Krause?

EPA Response: Please see the following website for more information about noise pollution under the Clean Air Act: https://www.epa.gov/clean-air-act-overview/clean-air-act-title-iv-noise-pollution

The agency is not aware of Bernie Krause.

Message

From: Rein, Lisa [Lisa.Rein@washpost.com]
Sent: 2/10/2017 5:35:32 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: hi Julia, are you around?

Lisa Rein
Staff Reporter
Washington Post
202-334-5190
Cell Ex. 6 Personal Privacy (PP)
@Reinlwapo

Message

From: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Sent: 2/10/2017 12:32:50 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: a question for you

Great! I've confirmed several aspects of this with companies, and I found an EPA fact sheet that helps, but I still have some outstanding questions. Thanks.

On Feb 10, 2017, at 7:20 AM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

Hi Juliet,

Wanted to let you know I've shared your request. Hope to get back to you today.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Feb 9, 2017, at 2:38 PM, Eilperin, Juliet <Juliet.Eilperin@washpost.com> wrote:

Dear Julia,
I'm sure you're swamped, but I wanted to ask you a question (just so you know, I've also posed this of OMB, who's referred me to the agency, so you may get this same request via them this afternoon). I'm looking at how a combination of factors, including the Jan. 20 regulatory freeze memo and the Jan. 30 EO on regulations, has affected both what agencies are doing and what's happening in the private sector vis-à-vis regulations. One of the issues that came up in the course of my reporting is that the EPA put out an Information Collection Request to something like 1,000 oil and gas companies (it was broadly defined) and firms were gearing up to spend a bunch of money to comply with it. Here's a link to an EPA post on it:

https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/information-collection-request-oil-and-gas[epa.gov]

My understanding is that now many firms assume this detailed request will be scaled back, or jettisoned, and they've been asking EPA for extensions. EPA staff has been liberally granting extensions on it, and it could be altered in the future.

So I'm wondering if I can talk to folks about what's happened with this request, as well as a couple other matters (like what's the status of future criteria for airlines in light of the ICAO agreement reached last year, on GhG emissions from international aviation).
It's probably easiest if we chat by phone—both my numbers are below.
Thanks, Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
(O) 202-334-7774

Ex. 6 Personal Privacy (PP)

@eilperin

Message

From: Nick Visser [nick.visser@huffingtonpost.com]
Sent: 2/8/2017 11:02:41 PM
To: Press [Press@epa.gov]
Subject: Re: HuffPost inquiry // closure of OECA

Appreciate the reply, thank you.

On Thu, Feb 9, 2017 at 10:00 AM, Press <Press@epa.gov> wrote:

Hi Nick,

EPA does not have a confirmed Administrator and we cannot speculate on future plans for the agency.

Thanks

Office of Public Affairs

US EPA Headquarters

Washington, DC

From: Nick Visser <nick.visser@huffingtonpost.com>
Sent: Wednesday, February 8, 2017 05:30 PM
To: Press
Subject: HuffPost inquiry // closure of OECA

Hi there,

I'm working on a story about a report that says the Trump administration is considering closing the EPA's OECA -- I wanted to see if anyone at the EPA had a comment or statement about the validity of the claim. If so, please let me know -- thank you.

--

Nick Visser
Reporter, The Huffington Post
US: +1 630.445.1117 | Aus: +61 451.311.343
50 Bridge St., Level 1, Sydney NSW 2000

--

Nick Visser
Reporter, The Huffington Post
US: +1 630.445.1117 | Aus: +61 451.311.343
50 Bridge St., Level 1, Sydney NSW 2000

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 2/8/2017 2:16:46 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Benton question

OK, thanks.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, February 08, 2017 9:16 AM
To: Alex Guillen <aguillen@politico.com>
Subject: RE: Benton question

Hi Alex,

Don Benton's title is Senior White House Advisor (attribution to EPA spokesperson, if you need it).

Thanks!

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Valentine, Julia
Sent: Tuesday, February 07, 2017 7:03 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Benton question

Hi Alex,

Please let me know if this plays for you.

Here is the link

https://www.youtube.com/watch?v=KByJUYJX42U&feature=youtu.be

Message from the Acting Administrator (Transition Week Three)

www.youtube.com

NOTE: If you need captions, please click the CC button on the player to turn them on. Acting EPA Administrator Catherine McCabe gives employees an update on ...

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Alex Guillen <aguillen@politico.com>
Sent: Tuesday, February 7, 2017 5:17 PM
To: Valentine, Julia
Subject: Benton question

Hi Julia, was there an all-staff memo regarding Don Benton staying at EPA past the initial 120-day transition? Could you please share a copy if so? Or if you can confirm that news and what his title and duties will be?

Thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | (c Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Daguillard, Robert [Daguillard.Robert@epa.gov]
Sent: 2/8/2017 12:49:17 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]; Mike Soraghan [msoraghan@eenews.net]
Subject: RE: Press Inquiry about Research

Hullo Mike,

Happy to look into this for you. Based on your e-mail, I assume a response by Friday would work for your story? Otherwise, what's your hard deadline?

Thanks, R.

From: Valentine, Julia
Sent: Tuesday, February 07, 2017 9:05 PM
To: Mike Soraghan <msoraghan@eenews.net>
Cc: Daguillard, Robert <Daguillard.Robert@epa.gov>
Subject: Re: Press Inquiry about Research

Hi Mike,

Those are research grants. Robert Daguillard, copied here can check on this for you on Wednesday.

Thanks

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Mike Soraghan <msoraghan@eenews.net>
Sent: Tuesday, February 7, 2017 4:24 PM
To: Valentine, Julia
Subject: Press Inquiry about Research

Hi. My name is Mike Soraghan, Energywire reporter at E&E News. I wasn't sure where to send this, but I'm trying to get more information about this research project. Can you tell me when it might be awarded and what the origin of the project is? Trying to finish my reporting this week.

https://www.epa.gov/research-grants/oil-and-gas-development-appalachian-basin

Thanks,

Mike Soraghan
E&E News reporter

msoraghan@eenews.net
Ex. 6 Personal Privacy (PP)
@MikeSoraghan

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Holstein, Julie [HolsteinJ@cbsnews.com]
Sent: 2/7/2017 5:26:52 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: CBS NEWS

Julia – Whoever you think is best to explain what the requirements are now for reporting imports and exports and where they will be once this rule is implemented.

Thanks,

Julie

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Tuesday, February 07, 2017 12:25 PM
To: Holstein, Julie <HolsteinJ@cbsnews.com>
Cc: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: CBS NEWS

Hi Julie,

Christie is out sick today. I expect her tomorrow, or I can talk with you later today.

Thanks!

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Holstein, Julie [mailto:HolsteinJ@cbsnews.com]
Sent: Tuesday, February 07, 2017 12:22 PM
To: Press <Press@epa.gov>
Cc: StClair, Christie <StClair.Christie@epa.gov>
Subject: RE: CBS NEWS

Thank you.

Christie, perhaps you have a few minutes to talk about this?

Best,

jule

From: Press [mailto:Press@epa.gov]
Sent: Tuesday, February 07, 2017 12:15 PM
To: Holstein, Julie <HolsteinJ@cbsnews.com>
Cc: StClair, Christie <StClair.Christie@epa.gov>
Subject: Re: CBS NEWS

Hi Julie,

We apologize for the delay. Here is the information you requested regarding batteries.

EPA Response:

Proposed changes to clarify and streamline requirements and convert paper submittals to electronic submittals arose in part from the Agency's periodic retrospective reviews of existing regulations, as called for by Executive Order 13563. Other proposed revisions to replace the paper process for export shipments at the port with an electronic process were needed in order to fulfill the direction set forth in Executive Order 13659 concerning the electronic management of international trade data by the U.S. Government as part of the International Trade Data System (ITDS). Lastly, EPA proposed making all hazardous waste imports and exports subject to the Organization for Economic Cooperation and Development (OECD) procedures to address concerns and recommendations to strengthen individual shipment oversight in both the 2013 Commission for Environmental Cooperation report on the export and recycling of spent lead-acid batteries (SLABs) within North America and the 2015 EPA Office of Inspector General report on hazardous waste imports.

Under OECD-based procedures, prior notice and consent is required if either the exporting or importing country control the hazardous waste shipment as an export or import of hazardous waste. This allows the country or countries that control the shipment as hazardous waste to review the proposed import or export for compliance with domestic laws and regulations prior to any actual shipment. In cases where the proposed shipment would not comply with domestic laws or regulations or where there might be an issue with the proposed receiving facility, the importing country may deny consent, thus preventing a shipment to a facility that does not have the capacity to manage the waste properly.

Please see Section II.B, Rationale for the Final Rule: https://www.federalregister.gov/documents/2016/11/28/2016-27428/hazardous-waste-export-import-revisions

For more information on SLABs, please visit: https://www.epa.gov/hwgenerators/requirements-transboundary-shipments-specific-wastes#tab-2

You may contact this email or Christie St. Clair, cc'd above, with any further questions.

Thanks

Office of Public Affairs
US EPA Headquarters
Washington, DC

From: Holstein, Julie [mailto:HolsteinJ@cbsnews.com]
Sent: Tuesday, January 24, 2017 10:59 AM
To: Coughlan, Laura <Coughlan.Laura@epa.gov>
Subject: CBS NEWS

Laura –

I'm doing some background research on lead batteries and am interested in EPA's efforts to ensure safer exports overseas. If you have a few minutes to talk, I'd greatly appreciate it.

Thank you,

Julie

Julie L Holstein / CBS 60 Minutes / 555 W. 57th St. 9th Fl, NY 10019 / 212 975 1885

Message

From: Chris DAngelo [chris.dangelo@huffingtonpost.com]
Sent: 2/3/2017 2:20:01 PM
To: Press [Press@epa.gov]
Subject: REQUEST FOR COMMENT: H.B. 637

Good morning,

Would like to speak with someone from EPA this morning about a bill introduced last week by Rep. Gary Palmer. Dubbed the Stopping EPA Overreach Act of 2017, it seeks to repeal federal climate change regulation and exclude greenhouse gases from the list of known air pollutants.

Thanks,

Chris D'Angelo
Reporter, The Huffington Post
m: Ex. 6 Personal Privacy (PP)
Twitter: @c_m_dangelo

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/15/2017 4:51:19 PM
To: Dennis, Brady [Brady.Dennis@washpost.com]; Grantham, Nancy [Grantham.Nancy@epa.gov]
Subject: RE: Fix-a-Leak Week

Hi Brady,

Will check on that for you.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, March 15, 2017 12:50 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Fix-a-Leak Week

Nancy, Julia,

Chris Mooney and I have been hearing that the EPA will not hold its annual Fix-a-Leak program, as it has in the past. We're planning a short story on that topic today. A few questions I'm hoping you can answer about that:

1) Is the event cancelled this year? If so, why?

2) I noticed that in the past, in the lead up to Fix-a-Leak Week, EPA has tweeted often about the event, sent out press releases and posted on social media. That isn't the case this year. Why not?

3) Also in the past, EPA/WaterSense has participated in events in multiple community events around the country to promote stopping household leaks and saving homeowners money. Will the agency be participating in any such events next week?

Appreciate it. Feel free to give me a ring if that's easier. Stay warm out there...

Best,
Brady

****
Brady Dennis
Staff Writer
The Washington Post
brady.dennis@washpost.com
Ex. 6 Personal Privacy (PP)

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/17/2017 7:03:45 PM
To: Michael Mclaughlin [michael.mclaughlin@huffingtonpost.com]; Press [Press@epa.gov]
Subject: RE: Andrew Wheeler

Hi Michael,

Nothing to report at this time.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Michael Mclaughlin [mailto:michael.mclaughlin@huffingtonpost.com]
Sent: Friday, March 17, 2017 1:28 PM
To: Press <Press@epa.gov>
Subject: Andrew Wheeler

I'm a Huffington Post reporter and would like to see if the EPA can comment on Politico's report that Andrew Wheeler will be selected for a top deputy position in the EPA. Please call me at Ex. 6 Personal Privacy (PP) to discuss it. I will be filing my article in an hour or so.

—Michael

--
Michael McLaughlin
Reporter
The Huffington Post
Office phone: (415) 844-9133
Cellphone Ex. 6 Personal Privacy (PP)
@McLaughlinnews

Message

From: Annie Snider [asnider@politico.com]
Sent: 1/24/2017 7:55:34 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: SRF & 2016 WIIN funds?

Hi Julia - I am trying to find out if Clean Water and Drinking Water SRF distributions and the new funding in the 2016 WIIN legislation (for Flint and other water infrastructure) are being impacted by this freeze on grants and contracts. Can you help?

Thanks,
Annie

Annie Snider
Reporter
POLITICO
asnider@politico.com
Ex. 6 Personal Privacy (PP)
@AnnElizabeth18

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 1/24/2017 8:50:19 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Gag order

Hi Julia-

Did you folks want to comment on the reports of restrictions on communications, grants and such from EPA employees?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Timothy Cama [tcama@thehill.com]
Sent: 1/24/2017 8:53:00 PM
To: Press [Press@epa.gov]
Subject: Restrictions on communications/grants

Hi folks-

I already sent this to Julia, but just want to make sure it gets around.

Did you folks want to comment on the reports regarding new restrictions at the EPA from the beachhead team regarding communications and grants?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

Message

From: Alex Guillen [aguillen@politico.com]
Sent: 1/25/2017 2:45:15 AM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Another stmt

Got it, thanks. Much appreciated.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Tuesday, January 24, 2017 9:25 PM
To: Alex Guillen
Subject: Another stmt

Hi Alex,

Will send these as I get them.
Attributable to EPA or an EPA spokesperson

EPA staff have been reviewing grants and contracts information with the incoming transition team. Pursuant to that review, the Agency is continuing to award the environmental program grants and state revolving loan fund grants to the states and tribes; and we are working to quickly address issues related to other categories of grants. The goal is to complete the grants and contracts review by the close of business on Friday, January 27.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/25/2017 4:15:35 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: checking on a couple things

Hi Julia,

We're going to be reporting today on the requests some managers received to take down climate-related web pages. To that end, a couple questions for the agency:

1) Any comment on why there have been verbal requests to take down these pages? Is that still the plan, and if so, what parts will be removed and what might stay?

2) Is there a written EPA policy on the process required to take down data from EPA's website?

3) I saw Doug Ericksen's comments on NPR today about scientists having their work reviewed going forward. Wanted to confirm that's indeed the case? I also wanted to put in a request to speak with Doug both about that and the climate site issue.

Thanks, Julia. Feel free to give me a ring if that's easier.

Best,
Brady

The Washington Post

Brady Dennis
National Staff
Health, Science & Environment
Work: (202) 334-7745
Email: brady.dennis@washpost.com
Stories: goo.gl/SY131A
Twitter: @brady_dennis

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/25/2017 10:06:11 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Let me know if you get a call

Yes, I spoke too soon. Nothing.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 3:46 PM
To: Dennis, Brady
Subject: RE: Let me know if you get a call

Sure, but don't thank me yet

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, January 25, 2017 3:45 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Let me know if you get a call

Will do. Thank you!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 3:43 PM
To: Dennis, Brady
Subject: Let me know if you get a call

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/25/2017 10:50:44 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Let me know if you get a call

Checking one last time.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 3:46 PM
To: Dennis, Brady
Subject: RE: Let me know if you get a call

Sure, but don't thank me yet

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, January 25, 2017 3:45 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Let me know if you get a call

Will do. Thank you!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, January 25, 2017 3:43 PM
To: Dennis, Brady
Subject: Let me know if you get a call

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/24/2017 3:42:38 AM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: hold on grants

sounds good. call anytime. i will say EPA declined comment.

From: Valentine, Julia
Sent: Monday, January 23, 2017 10:37:44 PM
To: Dennis, Brady
Subject: Re: hold on grants

Hi Brady,

Off the record, we won't have anything for you tonight.

We can chat tomorrow.

Best,
Julia

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 23, 2017, at 10:21 PM, Dennis, Brady <Brady.Dennis@washpost.com> wrote:

Hi Julia,

Sorry for the late email. Doing a short story about the temporary hold on grants and contracts this evening. Just wanted to check and see if the agency had any comment on that -- why they were halted, how long it likely will last, etc?

Also, I'd love to grab coffee sometime if you're up for it. Not sure we've met in the past.

Thanks again,
Brady

Message

From: Dennis, Brady [Brady.Dennis@washpost.com]
Sent: 1/24/2017 6:02:02 PM
To: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: hold on grants
Attachments: epamemo.jpg

Hi Julia,

This memo has been sent to us from several different folks now. Before mentioning it in our existing story, I wanted to double check its accuracy. If this is not a memo EPA employees have received, please let me know.

Thank you,
Brady

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Monday, January 23, 2017 10:38 PM
To: Dennis, Brady
Subject: Re: hold on grants

Hi Brady,

Off the record, we won't have anything for you tonight.

We can chat tomorrow.

Best,
Julia

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 23, 2017, at 10:21 PM, Dennis, Brady <Brady.Dennis@washpost.com> wrote:

Hi Julia,

Sorry for the late email. Doing a short story about the temporary hold on grants and contracts this evening. Just wanted to check and see if the agency had any comment on that -- why they were halted, how long it likely will last, etc?

Also, I'd love to grab coffee sometime if you're up for it. Not sure we've met in the past.

Thanks again,

Brady

Message

From: Hughes, Jillian [HughesJ@cbsnews.com]
Sent: 1/24/2017 6:28:46 PM
To: Press [Press@epa.gov]
Subject: CBS Request

Hi all -

Does the EPA have any comment on reports that the administration has instituted a media blackout at the EPA and barred staff from awarding any new contracts or grants?

Is this typical for the beginning of an administration?

Thank you,
Jillian

Jillian B. Hughes
White House Associate Producer, CBS News
(202) 457-4385 (o)

Ex. 6 Personal Privacy (PP)

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/19/2017 3:14:54 PM
To: Kevin Bogardus [kbogardus@eenews.net]
BCC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Acting EPA Administrator?

Hi Kevin,

I can confirm that Catherine McCabe will be the Acting Administrator. Correction on her current positions -- that she is currently the Region 2 Deputy Administrator. I will check on the other and get back to you.

Best,
Julia

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus
Sent: Thursday, January 19, 2017 9:21 AM
To: Valentine, Julia; Press
Subject: Acting EPA Administrator?

Julia,
Hi, it's Kevin Bogardus with E&E News.
I have a few quick questions, which is:

- Starting tomorrow, who will be the acting EPA administrator? And acting EPA deputy administrator?

I have seen reports that Deputy EPA Region 2 Administrator Catherine McCabe will be the acting EPA administrator until President-elect Trump's EPA administrator nominee is confirmed.
Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)
Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net . www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/19/2017 5:30:49 PM
To: Kevin Bogardus [kbogardus@eenews.net]
BCC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Acting EPA Administrator?

Hi Kevin,

Associate Deputy Administrator Mike Flynn will become the Acting Deputy Administrator.

Best,
Julia

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Valentine, Julia
Sent: Thursday, January 19, 2017 10:14 AM
To: Kevin Bogardus
Subject: Re: Acting EPA Administrator?
Hi Kevin,

I can confirm that Catherine McCabe will be the Acting Administrator. Correction on her current positions -- that she is currently the Region 2 Deputy Administrator. I will check on the other and get back to you.

Best,
Julia

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus
Sent: Thursday, January 19, 2017 9:21 AM
To: Valentine, Julia; Press
Subject: Acting EPA Administrator?
Julia,

Hi, it's Kevin Bogardus with E&E News.
I have a few quick questions, which is:

- Starting tomorrow, who will be the acting EPA administrator? And acting EPA deputy administrator?

I have seen reports that Deputy EPA Region 2 Administrator Catherine McCabe will be the acting EPA administrator until President-elect Trump's EPA administrator nominee is confirmed.
Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)
Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net . www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/19/2017 7:17:52 PM
To: Anthony Adragna [aadragna@politico.com]
Subject: Re: Parting words from administrator?

Hi Anthony,

Checking on this for you though I not sure we will have anything.

Thanks

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

On Jan 19, 2017, at 2:03 PM, Anthony Adragna <aadragna@politico.com> wrote:

Hey guys,

Not sure who's over there still, but was hoping you might pass along any parting words from the administrator to EPA staff. We'd love to feature something in ME tomorrow.

Thanks!
--
Anthony Adragna
Energy Reporter
POLITICO
Ex. 6 Personal Privacy (PP)
aadragna@politico.com
@AnthonyAdragna

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/19/2017 7:39:31 PM
To: Anthony Adragna [aadragna@politico.com]
Subject: Re: Parting words from administrator?

Hi again, Anthony,

This went to all EPA staff:

Hi everyone,
As we come to the end of my time as your Administrator, I would like to take this opportunity to say thank you.
It has been the honor of a lifetime to work alongside you at EPA. Thanks to your hard work, the Agency has made tremendous strides in realizing our mission to protect human health and the environment—an accomplishment list way too long to compile in one email.
As I told the President in our Agency exit memo, I am proud to have run my leg of the race with steadfast vigor, leaving a healthier country and stronger EPA.
Thank you for your support and your unwavering commitment to science and the law.
Sincerely,

Gina

Gina McCarthy

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Anthony Adragna
Sent: Thursday, January 19, 2017 2:02:55 PM
To: Press
Subject: Parting words from administrator?
Hey guys,

Not sure who's over there still, but was hoping you might pass along any parting words from the administrator to EPA staff. We'd love to feature something in ME tomorrow.

Thanks!
--
Anthony Adragna
Energy Reporter

POLITICO
Cell: 571-351-0749
Desk: Ex. 6 Personal Privacy (PP)
aadragna@politico.com
@AnthonyAdragna

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/23/2017 10:40:57 PM
To: Alex Guillen [aguillen@politico.com]
Subject: Re: Exec orders

Standby forwarding internal mailer to you next.

On Jan 23, 2017, at 5:20 PM, Alex Guillen <aguillen@politico.com> wrote:

Hi Julia, wanted to follow up on getting the list of beachhead team members. Is that possible today since they're all on the job now?

From: Alex Guillen
Sent: Monday, January 23, 2017 10:12 AM
To: 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: RE: Exec orders
Hi Julia, wanted to check in again since the beachhead teams should be there today. Thanks!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Sunday, January 22, 2017 10:33 AM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Exec orders
Hi Alex,
Amy sense of your hard deadline?
On Jan 22, 2017, at 10:10 AM, Alex Guillen <aguillen@politico.com> wrote:

Hi Julia, just wanted to check in on this. Thanks!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, January 20, 2017 4:51 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Exec orders
Hi Alex,
If you can wait til tomorrow, we may be able to get back to you then on this and your beachhead team question.
Will that work?
Thanks
On Jan 20, 2017, at 3:20 PM, Alex Guillen <aguillen@politico.com> wrote:

Appreciated. I'm interested in any directives or orders from the White House.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, January 20, 2017 1:42 PM
To: Alex Guillen <aguillen@politico.com>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Re: Exec orders
Hi Alex,
Checking.
Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 20, 2017, at 1:22 PM, Alex Guillen <aguillen@politico.com> wrote:

Hi all,
Have any new executive orders been signed today relating to EPA?
Thanks,
Alex Guillen
Energy Reporter
POLITICO ***Pro***
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/23/2017 10:47:21 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
Subject: Re: landing team at EPA

Forwarding you an internal email in a moment, Niina

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 23, 2017, at 3:43 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

Great. Well, this is my first time covering a shifting administration and I am interested in speaking with someone today who is involved with the process, either on the record or on background, to better understand what EPA is prioritizing under a new administration.
Is anyone available to talk?
Thanks very much for your help.
Sincerely,
Niina

From: Press [mailto:Press@epa.gov]
Sent: Monday, January 23, 2017 3:38 PM
To: Niina Heikkinen
Subject: RE: landing team at EPA
This is the right email, Niina.
Thanks

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, January 23, 2017 2:00 PM
To: Press <Press@epa.gov>
Subject: landing team at EPA
Who is the best person to refer questions about the landing team at EPA? Have they already gotten to work at the agency and is anyone available today to talk about the transition process?
Thanks,
Niina Heikkinen
E & E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/23/2017 10:42:39 PM
To: aguillen@politico.com
Subject: Fwd: Message from the Acting Administrator

Here you go, Alex. Attribution to the agency or an agency spokesperson.

Thank you for your patience!

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Begin forwarded message:

From: MassMailer <massmailer@epa.gov>
Date: January 23, 2017 at 4:45:32 PM EST
To: MassMailer <massmailer@epa.gov>
Subject: Message from the Acting Administrator

Today we welcome to EPA members of President Trump's beachhead team. Acting Deputy Administrator Mike Flynn and I will work closely with them as they transition into the Agency.
A message from Senior White House Advisor Don Benton and White House Liaison Charles Munoz:
"As the leaders for the new Administration on EPA transition, we would like to say thank you for the warm reception that we have received. We are looking forward to working with the career professionals at the EPA to make this transition work as well as possible, and to carry out the Agency's mission to protect public health and the environment. We know and understand the incredible knowledge level and commitment of the people who work here. We will be asking you for help. We are committed to working with you. While transitions are always hard, straight forward honest communication combined with respect for each other will make the process work much better."
Listed below are the names and short bios of those currently serving on the transition team.
Layne Bangerter

- <!--[if !supportLists]--><!--[endif]-->Layne is an Idaho native who most recently worked with Sen. Crapo. He brings a wealth of experience in the natural resources world related to farming and ranching.

Don Benton, Senior White House Advisor

- <!--[if !supportLists]--><!--[endif]-->Don is from Washington State and served in the State Senate there for 20 years. Don has a long and accomplished history in the private sector in addition to his service as the head of a large county environmental office in Washington.

Patrick Davis

- <!--[if !supportLists]--><!--[endif]-->Patrick is a nationally recognized political consultant and strategist. Since 1992, he has advised candidates for President, Governor, U.S. Senate, Congress, and state/local offices. Patrick is an organizational, strategic, and communications consultant to corporations, issue committees, and non-profits.

Doug Ericksen, Communications Director

- <!--[if !supportLists]--><!--[endif]-->Doug is a Washington State native and a current member of the Washington State Senate. Senator Ericksen has extensive background in energy and environmental policy. He holds a B.A. in Government from Cornell University and a M.A. in Environmental Policy.

Holly Greaves, Budget Issues

- <!--[if !supportLists]--><!--[endif]-->Holly has a long background in government accounting and Federal financial management. Ms. Greaves previously worked as a senior manager with KPMG and with the public accounting firm EY. She is a licensed CPA, CISA, and CGFM.

David Kreutzer

- <!--[if !supportLists]--><!--[endif]-->David finished nine years with the Heritage Foundation as Senior Research Fellow in Energy, Economics, and Climate Change. David taught economics at Ohio University for three years and at James Madison University for 22 years. His academic research has been published in numerous professional publications.

Charles Munoz, White House Liaison

- <!--[if !supportLists]--><!--[endif]-->Charles comes to the EPA from Nevada, where he served in key capacities for Americans for Prosperity. For the last two years, Charles served The Donald J. Trump campaign in several high level positions.

David Schnare, Esq.,Ph.D

- <!--[if !supportLists]--><!--[endif]-->Dr. Schnare is an attorney and environmental scientist returning to EPA after a 41 year career in the field of environmental science, with 33 of those years at EPA. Most recently, Dr. Schnare has been associated with the Free-Market Environmental Law Clinic, The Energy and Environment Legal Institute and the Center for Environmental Stewardship at the Thomas Jefferson Institute for Public Policy.

Justin Schwab, Legal Advisor

- <!--[if !supportLists]--><!--[endif]-->Justin is an environmental and regulatory lawyer currently practicing in the Washington, D.C., area. Justin will be serving as legal advisor on several fronts including environmental health and safety, in addition to other key areas of implementing EPA's core mission.

George Sugiyama

- <!--[if !supportLists]--><!--[endif]-->George brings over 30 years of EPA experience with him to the transition team. George will be serving as a senior advisor to the team.

Please join me in welcoming our new colleagues to EPA.

Catherine McCabe

Acting Administrator

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/23/2017 10:49:18 PM
To: nheikkinen@eenews.net
Subject: Fwd: Message from the Acting Administrator

Hi Niina.

Here is the info you requested.

Please attribute to the agency or an agency spokesperson.

Thanks,

Julia P. Valentine
Associate Director
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Begin forwarded message:

From: MassMailer <massmailer@epa.gov>
Date: January 23, 2017 at 4:45:32 PM EST
To: MassMailer <massmailer@epa.gov>
Subject: Message from the Acting Administrator

Today we welcome to EPA members of President Trump's beachhead team. Acting Deputy Administrator Mike Flynn and I will work closely with them as they transition into the Agency.
A message from Senior White House Advisor Don Benton and White House Liaison Charles Munoz:
"As the leaders for the new Administration on EPA transition, we would like to say thank you for the warm reception that we have received. We are looking forward to working with the career professionals at the EPA to make this transition work as well as possible, and to carry out the Agency's mission to protect public health and the environment. We know and understand the incredible knowledge level and commitment of the people who work here. We will be asking you for help. We are committed to working with you. While transitions are always hard, straight forward honest communication combined with respect for each other will make the process work much better."
Listed below are the names and short bios of those currently serving on the transition team.
Layne Bangerter

- <!--[if !supportLists]--><!--[endif]-->Layne is an Idaho native who most recently worked with Sen. Crapo. He brings a wealth of experience in the natural resources world related to farming and ranching.

Don Benton, Senior White House Advisor

- <!--[if !supportLists]--><!--[endif]-->Don is from Washington State and served in the State Senate there for 20 years. Don has a long and accomplished history in the private sector in addition to his service as the head of a large county environmental office in Washington.

Patrick Davis

- <!--[if !supportLists]--><!--[endif]-->Patrick is a nationally recognized political consultant and strategist. Since 1992, he has advised candidates for President, Governor, U.S. Senate, Congress, and state/local offices. Patrick is an organizational, strategic, and communications consultant to corporations, issue committees, and non-profits.

Doug Ericksen, Communications Director

- <!--[if !supportLists]--><!--[endif]-->Doug is a Washington State native and a current member of the Washington State Senate. Senator Ericksen has extensive background in energy and environmental policy. He holds a B.A. in Government from Cornell University and a M.A. in Environmental Policy.

Holly Greaves, Budget Issues

- <!--[if !supportLists]--><!--[endif]-->Holly has a long background in government accounting and Federal financial management. Ms. Greaves previously worked as a senior manager with KPMG and with the public accounting firm EY. She is a licensed CPA, CISA, and CGFM.

David Kreutzer

- <!--[if !supportLists]--><!--[endif]-->David finished nine years with the Heritage Foundation as Senior Research Fellow in Energy, Economics, and Climate Change. David taught economics at Ohio University for three years and at James Madison University for 22 years. His academic research has been published in numerous professional publications.

Charles Munoz, White House Liaison

- <!--[if !supportLists]--><!--[endif]-->Charles comes to the EPA from Nevada, where he served in key capacities for Americans for Prosperity. For the last two years, Charles served The Donald J. Trump campaign in several high level positions.

David Schnare, Esq.,Ph.D

- <!--[if !supportLists]--><!--[endif]-->Dr. Schnare is an attorney and environmental scientist returning to EPA after a 41 year career in the field of environmental science, with 33 of those years at EPA. Most recently, Dr. Schnare has been associated with the Free-Market Environmental Law Clinic, The Energy and Environment Legal Institute and the Center for Environmental Stewardship at the Thomas Jefferson Institute for Public Policy.

Justin Schwab, Legal Advisor

- <!--[if !supportLists]--><!--[endif]-->Justin is an environmental and regulatory lawyer currently practicing in the Washington, D.C., area. Justin will be serving as legal advisor on several fronts including environmental health and safety, in addition to other key areas of implementing EPA's core mission.

George Sugiyama

- <!--[if !supportLists]--><!--[endif]-->George brings over 30 years of EPA experience with him to the transition team. George will be serving as a senior advisor to the team.

Please join me in welcoming our new colleagues to EPA.

Catherine McCabe

Acting Administrator

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/24/2017 11:18:53 PM
To: Brady.Dennis@washpost.com
Subject: EPA statement

Here you go, Brady.

Please attribute to the EPA or an agency spokesperson. Thanks!

EPA staff have been reviewing grants and contracts information with the incoming transition team. Pursuant to that review, the Agency is continuing to award the environmental program grants and state revolving loan fund grants to the states and tribes; and we are working to quickly address issues related to other categories of grants. The goal is to complete the grants and contracts review by the close of business on Friday, January 27.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 1/25/2017 4:38:29 PM
To: 'Alex Guillen' [aguillen@politico.com]
Subject: RE: Website questions

Hi Alex,

I'll let you know if I have anything for you.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
202.740.1336 m/txt

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Wednesday, January 25, 2017 11:25 AM
To: Valentine, Julia ; Press
Subject: Website questions

Hi Julia et al,

I saw a report that EPA will stand down from removing climate change information from the website. Can you confirm that? Will any of the links that have been removed be restored? And will that information be reviewed and potentially removed at a later date?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | (c) 571.839.6243
aguillen@politico.com | @alexcguillen

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 1/25/2017 5:07:40 PM
To: 'Dennis, Brady' [Brady.Dennis@washpost.com]
Subject: RE: freezing of regs

Checking, Brady

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, January 25, 2017 12:06 PM
To: Valentine, Julia
Subject: freezing of regs

Hi Julia,

Sorry to bombard you, but we're also following up on reports that EPA is planning to freeze roughly 30 regs. Story below says EPA announced this Wednesday. Am I missing something?

http://thehill.com/regulation/316049-trump-delays-dozens-of-epa-regs

Thank you again,
Brady

The Washington Post
Brady Dennis
National Staff
Health, Science & Environment
Work: (202) 334-7745
Email: brady.dennis@washpost.com
Stories: goo.gl/SY131A
Twitter: @brady_dennis

Message

From: Overly, Steven [Steven.Overly@washpost.com]
Sent: 1/12/2017 3:27:56 PM
To: Harrison, Melissa [Harrison.Melissa@epa.gov]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Washington Post

Thank you both. I will be working with Brady Dennis on this so you may hear from him as well. Appreciate your help.

Steven

From: Harrison, Melissa [mailto:Harrison.Melissa@epa.gov]
Sent: Thursday, January 12, 2017 10:27 AM
To: Overly, Steven
Cc: Valentine, Julia
Subject: RE: Washington Post

Yes. I'm also looping in Julia from our team if you have any additional questions following the call. Thanks! Melissa

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile: Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

From: Overly, Steven [mailto:Steven.Overly@washpost.com]
Sent: Thursday, January 12, 2017 10:24 AM
To: Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: Re: Washington Post

Thank you, Melissa.

Can you please make sure I am on the distribution list for that?

Steven

Sent from my iPhone

On Jan 12, 2017, at 10:20 AM, Harrison, Melissa <Harrison.Melissa@epa.gov> wrote:

> Hi Steven-sorry, nothing to share in advance, but I will send the press release at the top of the call. Thanks! Melissa
>
> Melissa J. Harrison
> Deputy Associate Administrator
> Office of Public Affairs
> U.S. Environmental Protection Agency
> Office: (202) 564-8421
> Mobile: Ex. 6 Personal Privacy (PP)

Harrison.Melissa@epa.gov

From: Overly, Steven [mailto:Steven.Overly@washpost.com]
Sent: Thursday, January 12, 2017 10:15 AM
To: Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: Washington Post

Hi Melissa,

Steven Overly here with The Washington Post. I plan to dial into the media call at 11. Are there any documents you can provide in advance under embargo to give a sense of what the news will be?

Thanks,
Steven

--
Steven Overly
The Washington Post
Ex. 6 Personal Privacy (PP)
Twitter: @StevenOverly[twitter.com]

Message

From: Harrison, Melissa [Harrison.Melissa@epa.gov]
Sent: 1/12/2017 3:50:00 PM
To: Overly, Steven [Steven.Overly@washpost.com]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: Washington Post

Sorry-nothing to confirm prior to the call.

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile: Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

From: Overly, Steven [mailto:Steven.Overly@washpost.com]
Sent: Thursday, January 12, 2017 10:47 AM
To: Harrison, Melissa
Cc: Valentine, Julia
Subject: RE: Washington Post

Hi Melissa and Julia,

There are reports out that the announcement will be related to Dodge Ram diesel pickup trucks. Can you confirm that and send any further info?

Steven

From: Harrison, Melissa [mailto:Harrison.Melissa@epa.gov]
Sent: Thursday, January 12, 2017 10:27 AM
To: Overly, Steven
Cc: Valentine, Julia
Subject: RE: Washington Post

Yes. I'm also looping in Julia from our team if you have any additional questions following the call. Thanks! Melissa

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile: Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

From: Overly, Steven [mailto:Steven.Overly@washpost.com]
Sent: Thursday, January 12, 2017 10:24 AM
To: Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: Re: Washington Post

Thank you, Melissa.

Can you please make sure I am on the distribution list for that?

Steven

Sent from my iPhone

On Jan 12, 2017, at 10:20 AM, Harrison, Melissa <Harrison.Melissa@epa.gov> wrote:

> Hi Steven-sorry, nothing to share in advance, but I will send the press release at the top of the call. Thanks! Melissa
>
> Melissa J. Harrison
> Deputy Associate Administrator
> Office of Public Affairs
> U.S. Environmental Protection Agency
> Office: (202) 564-8421
> Mobile: Ex. 6 Personal Privacy (PP)
> Harrison.Melissa@epa.gov
>
> ---
>
> **From:** Overly, Steven [mailto:Steven.Overly@washpost.com]
> **Sent:** Thursday, January 12, 2017 10:15 AM
> **To:** Harrison, Melissa <Harrison.Melissa@epa.gov>
> **Subject:** Washington Post
>
> Hi Melissa,
>
> Steven Overly here with The Washington Post. I plan to dial into the media call at 11. Are there any documents you can provide in advance under embargo to give a sense of what the news will be?
>
> Thanks,
> Steven
>
> --
> Steven Overly
> The Washington Post
> Ex. 6 Personal Privacy (PP)
> Twitter: @StevenOverly[twitter.com]

Message

From: Harrison, Melissa [Harrison.Melissa@epa.gov]
Sent: 1/12/2017 4:06:39 PM
To: Overly, Steven [Steven.Overly@washpost.com]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Washington Post

CONTACT:
Julia P. Valentine (News media only)
valentine.julia@epa.gov
(202) 564-2663

FOR IMMEDIATE RELEASE
January 12, 2017

EPA Notifies Fiat Chrysler of Clean Air Act Violations
FCA allegedly installed and failed to disclose software that increases air pollution from vehicles

WASHINGTON – The U.S. Environmental Protection Agency (EPA) today issued a notice of violation to Fiat Chrysler Automobiles N.V. and FCA US LLC (collectively FCA) for alleged violations of the Clean Air Act for installing and failing to disclose engine management software in light-duty model year 2014, 2015 and 2016 Jeep Grand Cherokees and Dodge Ram 1500 trucks with 3.0 liter diesel engines sold in the United States. The undisclosed software results in increased emissions of nitrogen oxides (NOx) from the vehicles. The allegations cover roughly 104,000 vehicles. EPA is working in coordination with the California Air Resources Board (CARB), which has also issued a notice of violation to FCA. EPA and CARB have both initiated investigations based on FCA's alleged actions.

"Failing to disclose software that affects emissions in a vehicle's engine is a serious violation of the law, which can result in harmful pollution in the air we breathe," said Cynthia Giles, Assistant Administrator for EPA's Office of Enforcement and Compliance Assurance. "We continue to investigate the nature and impact of these devices. All automakers must play by the same rules, and we will continue to hold companies accountable that gain an unfair and illegal competitive advantage."

"Once again, a major automaker made the business decision to skirt the rules and got caught," said CARB Chair Mary D. Nichols. "CARB and U.S. EPA made a commitment to enhanced testing as the Volkswagen case developed, and this is a result of that collaboration."

The Clean Air Act requires vehicle manufacturers to demonstrate to EPA through a certification process that their products meet applicable federal emission standards to control air pollution. As part of the certification process, automakers are required to disclose and explain any software, known as auxiliary emission control devices, that can alter how a vehicle emits air pollution. FCA did not disclose the existence of certain auxiliary emission control devices to EPA in its applications for certificates of conformity for model year 2014, 2015 and 2016 Jeep Grand Cherokees and Dodge Ram 1500 trucks, despite being aware that such a disclosure was mandatory. By failing to disclose this software and then selling vehicles that contained it, FCA violated important provisions of the Clean Air Act.

FCA may be liable for civil penalties and injunctive relief for the violations alleged in the NOV. EPA is also investigating whether the auxiliary emission control devices constitute "defeat devices," which are illegal.

In September 2015, EPA instituted an expanded testing program to screen for defeat devices on light duty vehicles. This testing revealed that the FCA vehicle models in question produce increased NOx emissions under conditions that would

be encountered in normal operation and use. As part of the investigation, EPA has found at least eight undisclosed pieces of software that can alter how a vehicle emits air pollution.

FCA US LLC is a wholly owned subsidiary of Fiat Chrysler Automobiles N.V., a multinational corporation.

To read the notice of violation, visit EPA's website at:https://www.epa.gov/fca

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile: Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

On Jan 12, 2017, at 10:46 AM, Overly, Steven <Steven.Overly@washpost.com> wrote:

> Hi Melissa and Julia,
> There are reports out that the announcement will be related to Dodge Ram diesel pickup trucks. Can you confirm that and send any further info?
> Steven
>
> **From:** Harrison, Melissa [mailto:Harrison.Melissa@epa.gov]
> **Sent:** Thursday, January 12, 2017 10:27 AM
> **To:** Overly, Steven
> **Cc:** Valentine, Julia
> **Subject:** RE: Washington Post
> Yes. I'm also looping in Julia from our team if you have any additional questions following the call.
> Thanks! Melissa
> Melissa J. Harrison
> Deputy Associate Administrator
> Office of Public Affairs
> U.S. Environmental Protection Agency
> Office: (202) 564-8421
> Mobile: Ex. 6 Personal Privacy (PP)
> Harrison.Melissa@epa.gov
>
> **From:** Overly, Steven [mailto:Steven.Overly@washpost.com]
> **Sent:** Thursday, January 12, 2017 10:24 AM
> **To:** Harrison, Melissa <Harrison.Melissa@epa.gov>
> **Subject:** Re: Washington Post
> Thank you, Melissa.
> Can you please make sure I am on the distribution list for that?
> Steven
>
> Sent from my iPhone
>
> On Jan 12, 2017, at 10:20 AM, Harrison, Melissa <Harrison.Melissa@epa.gov> wrote:

Hi Steven-sorry, nothing to share in advance, but I will send the press release at the top of the call. Thanks! Melissa

Melissa J. Harrison
Deputy Associate Administrator
Office of Public Affairs
U.S. Environmental Protection Agency
Office: (202) 564-8421
Mobile: Ex. 6 Personal Privacy (PP)
Harrison.Melissa@epa.gov

From: Overly, Steven [mailto:Steven.Overly@washpost.com]
Sent: Thursday, January 12, 2017 10:15 AM
To: Harrison, Melissa <Harrison.Melissa@epa.gov>
Subject: Washington Post

Hi Melissa,

Steven Overly here with The Washington Post. I plan to dial into the media call at 11. Are there any documents you can provide in advance under embargo to give a sense of what the news will be?

Thanks,

Steven

--

Steven Overly
The Washington Post
Ex. 6 Personal Privacy (PP)
Twitter: @StevenOverly[twitter.com]

Message

From: Benenati, Frank [benenati.frank@epa.gov]
Sent: 1/6/2017 4:26:12 PM
To: Jones, Enesta [Jones.Enesta@epa.gov]
CC: Fears, Darryl [Darryl.Fears@washpost.com]; Harrison, Melissa [Harrison.Melissa@epa.gov]; Valentine, Julia [Valentine.Julia@epa.gov]; StClair, Christie [StClair.Christie@epa.gov]
Subject: Re: Wash Post RE: Chesapeake Bay cleanup plan

Hey Darryl,

Sorry but we aren't in a position to speculate on what the incoming administration will do.

Have a good weekend!

On Jan 6, 2017, at 11:13 AM, Jones, Enesta <Jones.Enesta@epa.gov> wrote:

> Hi Darryl: Frank Benenati and Melissa Harrison are your contacts on transition questions. I have copied them above.
>
> **From:** Fears, Darryl [mailto:Darryl.Fears@washpost.com]
> **Sent:** Friday, January 06, 2017 11:11 AM
> **To:** Press <Press@epa.gov>
> **Subject:** FW: Press Inquiry about Watersheds
> Hi. I sent this inquiry to Tricia Lynn and Cathy Milbourn. Both drew automatic responses saying they were out of the office. I'm trying to find the right person to handle the request. Please refer me. - Darryl Fears, Washington Post
> 202.334.7511
>
> **From:** Fears, Darryl
> **Sent:** Friday, January 06, 2017 11:09 AM
> **To:** 'Milbourn, Cathy'
> **Subject:** FW: Press Inquiry about Watersheds
> Hi Cathy. sorry to bother; this isn't your area. But I sent this inquiry to Tricia Lynn and got an automatic reply saying she's out til Monday. Can you refer me to the right person to handle? - Darryl
>
> **From:** Fears, Darryl
> **Sent:** Friday, January 06, 2017 11:06 AM
> **To:** 'lynn.tricia@epa.gov'
> **Subject:** Press Inquiry about Watersheds
> Hi Tricia. I'm writing about the future of the Chesapeake Bay cleanup plan, given that the prospective incoming EPA administrator is on the record opposing it in statements and an amicus brief to a lawsuit. I know you guys are busy over there, but am hoping to talk to someone on background about how the plan will endure, or possibly be undone under the Trump administration. My deadline is currently Monday, 4 pm. - Darryl
> Darryl Fears
> Staff Writer
> The Washington Post
> 202.334.7511
> darryl.fears@washpost.com

Message

From: Conger, Nick [Conger.Nick@epa.gov]
Sent: 1/6/2017 5:07:08 PM
To: Arianna Skibell [askibell@eenews.net]; Olp, Kevin [Olp.Kevin@epa.gov]
CC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: RE: EJ move

Hi Arianna,

The EJ office is not moving.

In December, 2016, EPA took steps to strengthen the agency's ability to carry out its external civil rights enforcement responsibilities by reorganizing the functions of the formerly Office of Civil Rights with respect to its External Compliance and Complaints Program. This external civil rights enforcement function now resides organizationally within the External Civil Rights Compliance Office (ECRCO), which is located in EPA's Office of General Counsel. ECRCO will continue to carry out the same federally mandated responsibilities to enforce several civil rights laws which, together, prohibit discrimination on the basis of: race, color, or national origin (including on the basis of limited-English proficiency); sex; disability; and age by applicants for and recipients of federal financial assistance from EPA (Title VI of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973, and the Age Discrimination Act of 1975, respectively), as well as the responsibility for enforcing Section 13 of the Federal Water Pollution Control Act Amendments of 1972 which prohibits discrimination based on sex under programs or activities receiving financial assistance under the Clean Water Act.

If you need more, my colleague Julia can help you. Next week is better, unless you're on a tight deadline for today.

Nick Conger
U.S. Environmental Protection Agency
Office: (202) 564-6287
Cell: Ex. 6 Personal Privacy (PP)

From: Arianna Skibell [mailto:askibell@eenews.net]
Sent: Friday, January 06, 2017 11:31 AM
To: Conger, Nick ; Olp, Kevin
Subject: EJ move

Hi Nick and Kevin,

I hope you're both well! Following up via email from my call about EJ moving from the Office of Civil Rights to the Office of General Counsel. Would love to touch base.

Many thanks,
Arianna

Arianna Skibell
Office: 202.446.0409
Cell: Ex. 6 Personal Privacy (PP)
@AriannaSkibell

Environment & Energy Publishing, LLC
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net . www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 1/30/2017 7:52:52 PM
To: Dennis, Brady [Brady.Dennis@washpost.com]
Subject: BRADY: Message from the Acting Administrator

Hi Brady,

Here is the email that went out late Friday.

Let me know if you need anything else

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

Sent: Friday, January 27, 2017
To: MassMailer <massmailer@epa.gov>
Subject: Message from the Acting Administrator

As you know, the Agency has been involved in a high level of activity this week with the transition to the new Administration. As I mentioned in my video communication to you, senior EPA career officials, including myself, have been educating the President's new transition team about many aspects of the Agency's programs and operations. This is standard practice for a transition, as are many of the government-wide and agency-level actions the new Administration has taken this week. Most of the major decisions have involved a pause in certain activities to give the new Administration time to review them, including the following:

- a hiring freeze for much of the federal government, including EPA;
- a pause on external communications and engagements to provide the transition team an opportunity to familiarize themselves with our operations and upcoming events and announcements;
- a hold on new (not yet effective) and pending (not yet published) regulations; and
- a review of EPA grants and contracts information with the incoming transition team. **As of today, we have completed review of our grant programs. All grants are proceeding normally, and nothing has been delayed.** This includes environmental program grants and state revolving loan fund grants to the states and tribes.

  The review of contracts is nearly complete, with very few contracts still under review. We are moving forward with contracts supporting agency infrastructure (e.g., facilities, IT, systems), implementation of our core programs, and science.

I realize that you may be feeling anxious about the uncertainty of these changes and that many of you have questions. While issues are still evolving and information is still being clarified, we will continue to share information with you through normal channels. I will also continue to provide you with updates in the coming days, and recommend that you continue to visit EPA's intranet transition site for updated information.

Thank you for your continued support and dedication to EPA as we move forward through this transition.

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 1/25/2017 4:38:29 PM
To: Alex Guillen [aguillen@politico.com]
Subject: RE: Website questions

Hi Alex,

I'll let you know if I have anything for you.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Wednesday, January 25, 2017 11:25 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Press <Press@epa.gov>
Subject: Website questions

Hi Julia et al,

I saw a report that EPA will stand down from removing climate change information from the website. Can you confirm that? Will any of the links that have been removed be restored? And will that information be reviewed and potentially removed at a later date?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/25/2017 2:25:24 AM
To: aguillen@politico.com
Subject: Another stmt

Hi Alex,

Will send these as I get them.
Attributable to EPA or an EPA spokesperson

EPA staff have been reviewing grants and contracts information with the incoming transition team. Pursuant to that review, the Agency is continuing to award the environmental program grants and state revolving loan fund grants to the states and tribes; and we are working to quickly address issues related to other categories of grants. The goal is to complete the grants and contracts review by the close of business on Friday, January 27.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/24/2017 11:18:53 PM
To: Brady.Dennis@washpost.com
Subject: EPA statement

Here you go, Brady.

Please attribute to the EPA or an agency spokesperson. Thanks!

EPA staff have been reviewing grants and contracts information with the incoming transition team. Pursuant to that review, the Agency is continuing to award the environmental program grants and state revolving loan fund grants to the states and tribes; and we are working to quickly address issues related to other categories of grants. The goal is to complete the grants and contracts review by the close of business on Friday, January 27.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/23/2017 10:49:18 PM
To: nheikkinen@eenews.net
Subject: Fwd: Message from the Acting Administrator

Hi Niina.

Here is the info you requested.

Please attribute to the agency or an agency spokesperson.

Thanks,

Julia P. Valentine
Associate Director
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Begin forwarded message:

From: MassMailer <massmailer@epa.gov>
Date: January 23, 2017 at 4:45:32 PM EST
To: MassMailer <massmailer@epa.gov>
Subject: Message from the Acting Administrator

Today we welcome to EPA members of President Trump's beachhead team. Acting Deputy Administrator Mike Flynn and I will work closely with them as they transition into the Agency.

A message from Senior White House Advisor Don Benton and White House Liaison Charles Munoz:

"As the leaders for the new Administration on EPA transition, we would like to say thank you for the warm reception that we have received. We are looking forward to working with the career professionals at the EPA to make this transition work as well as possible, and to carry out the Agency's mission to protect public health and the environment. We know and understand the incredible knowledge level and commitment of the people who work here. We will be asking you for help. We are committed to working with you. While transitions are always hard, straight forward honest communication combined with respect for each other will make the process work much better."

Listed below are the names and short bios of those currently serving on the transition team.

Layne Bangerter

- <!--[if !supportLists]--><!--[endif]-->Layne is an Idaho native who most recently worked with Sen. Crapo. He brings a wealth of experience in the natural resources world related to farming and ranching.

Don Benton, Senior White House Advisor

- <!--[if !supportLists]--><!--[endif]-->Don is from Washington State and served in the State Senate there for 20 years. Don has a long and accomplished history in the private sector in addition to his service as the head of a large county environmental office in Washington.

Patrick Davis

- <!--[if !supportLists]--><!--[endif]-->Patrick is a nationally recognized political consultant and strategist. Since 1992, he has advised candidates for President, Governor, U.S. Senate, Congress, and state/local offices. Patrick is an organizational, strategic, and communications consultant to corporations, issue committees, and non-profits.

Doug Ericksen, Communications Director

- <!--[if !supportLists]--><!--[endif]-->Doug is a Washington State native and a current member of the Washington State Senate. Senator Ericksen has extensive background in energy and environmental policy. He holds a B.A. in Government from Cornell University and a M.A. in Environmental Policy.

Holly Greaves, Budget Issues

- <!--[if !supportLists]--><!--[endif]-->Holly has a long background in government accounting and Federal financial management. Ms. Greaves previously worked as a senior manager with KPMG and with the public accounting firm EY. She is a licensed CPA, CISA, and CGFM.

David Kreutzer

- <!--[if !supportLists]--><!--[endif]-->David finished nine years with the Heritage Foundation as Senior Research Fellow in Energy, Economics, and Climate Change. David taught economics at Ohio University for three years and at James Madison University for 22 years. His academic research has been published in numerous professional publications.

Charles Munoz, White House Liaison

- <!--[if !supportLists]--><!--[endif]-->Charles comes to the EPA from Nevada, where he served in key capacities for Americans for Prosperity. For the last two years, Charles served The Donald J. Trump campaign in several high level positions.

David Schnare, Esq.,Ph.D

- <!--[if !supportLists]--><!--[endif]-->Dr. Schnare is an attorney and environmental scientist returning to EPA after a 41 year career in the field of environmental science, with 33 of those years at EPA. Most recently, Dr. Schnare has been associated with the Free-Market Environmental Law Clinic, The Energy and Environment Legal Institute and the Center for Environmental Stewardship at the Thomas Jefferson Institute for Public Policy.

Justin Schwab, Legal Advisor

- <!--[if !supportLists]--><!--[endif]-->Justin is an environmental and regulatory lawyer currently practicing in the Washington, D.C., area. Justin will be serving as legal advisor on several fronts including environmental health and safety, in addition to other key areas of implementing EPA's core mission.

George Sugiyama

- <!--[if !supportLists]--><!--[endif]-->George brings over 30 years of EPA experience with him to the transition team. George will be serving as a senior advisor to the team.

Please join me in welcoming our new colleagues to EPA.

Catherine McCabe
Acting Administrator

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/23/2017 10:47:21 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
Subject: Re: landing team at EPA

Forwarding you an internal email in a moment, Niina

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 23, 2017, at 3:43 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

Great. Well, this is my first time covering a shifting administration and I am interested in speaking with someone today who is involved with the process, either on the record or on background, to better understand what EPA is prioritizing under a new administration.

Is anyone available to talk?

Thanks very much for your help.

Sincerely,

Niina

From: Press [mailto:Press@epa.gov]
Sent: Monday, January 23, 2017 3:38 PM
To: Niina Heikkinen
Subject: RE: landing team at EPA

This is the right email, Niina.

Thanks

From: Niina Heikkinen [mailto:nheikkinen@eenews.net]
Sent: Monday, January 23, 2017 2:00 PM
To: Press <Press@epa.gov>
Subject: landing team at EPA

Who is the best person to refer questions about the landing team at EPA? Have they already gotten to work at the agency and is anyone available today to talk about the transition process?

Thanks,

Niina Heikkinen
E & E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen

Skype: niina.h.heikkinen

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/23/2017 10:42:39 PM
To: aguillen@politico.com
Subject: Fwd: Message from the Acting Administrator

Here you go, Alex. Attribution to the agency or an agency spokesperson.

Thank you for your patience!

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

Begin forwarded message:

From: MassMailer <massmailer@epa.gov>
Date: January 23, 2017 at 4:45:32 PM EST
To: MassMailer <massmailer@epa.gov>
Subject: Message from the Acting Administrator

Today we welcome to EPA members of President Trump's beachhead team. Acting Deputy Administrator Mike Flynn and I will work closely with them as they transition into the Agency.

A message from Senior White House Advisor Don Benton and White House Liaison Charles Munoz:

"As the leaders for the new Administration on EPA transition, we would like to say thank you for the warm reception that we have received. We are looking forward to working with the career professionals at the EPA to make this transition work as well as possible, and to carry out the Agency's mission to protect public health and the environment. We know and understand the incredible knowledge level and commitment of the people who work here. We will be asking you for help. We are committed to working with you. While transitions are always hard, straight forward honest communication combined with respect for each other will make the process work much better."

Listed below are the names and short bios of those currently serving on the transition team.

Layne Bangerter

- <!--[if !supportLists]--><!--[endif]-->Layne is an Idaho native who most recently worked with Sen. Crapo. He brings a wealth of experience in the natural resources world related to farming and ranching.

Don Benton, Senior White House Advisor

- <!--[if !supportLists]--><!--[endif]-->Don is from Washington State and served in the State Senate there for 20 years. Don has a long and accomplished history in the private sector in addition to his service as the head of a large county environmental office in Washington.

Patrick Davis

- <!--[if !supportLists]--><!--[endif]-->Patrick is a nationally recognized political consultant and strategist. Since 1992, he has advised candidates for President, Governor, U.S. Senate, Congress, and state/local offices. Patrick is an organizational, strategic, and communications consultant to corporations, issue committees, and non-profits.

Doug Ericksen, Communications Director

- <!--[if !supportLists]--><!--[endif]-->Doug is a Washington State native and a current member of the Washington State Senate. Senator Ericksen has extensive background in energy and environmental policy. He holds a B.A. in Government from Cornell University and a M.A. in Environmental Policy.

Holly Greaves, Budget Issues

- <!--[if !supportLists]--><!--[endif]-->Holly has a long background in government accounting and Federal financial management. Ms. Greaves previously worked as a senior manager with KPMG and with the public accounting firm EY. She is a licensed CPA, CISA, and CGFM.

David Kreutzer

- <!--[if !supportLists]--><!--[endif]-->David finished nine years with the Heritage Foundation as Senior Research Fellow in Energy, Economics, and Climate Change. David taught economics at Ohio University for three years and at James Madison University for 22 years. His academic research has been published in numerous professional publications.

Charles Munoz, White House Liaison

- <!--[if !supportLists]--><!--[endif]-->Charles comes to the EPA from Nevada, where he served in key capacities for Americans for Prosperity. For the last two years, Charles served The Donald J. Trump campaign in several high level positions.

David Schnare, Esq.,Ph.D

- <!--[if !supportLists]--><!--[endif]-->Dr. Schnare is an attorney and environmental scientist returning to EPA after a 41 year career in the field of environmental science, with 33 of those years at EPA. Most recently, Dr. Schnare has been associated with the Free-Market Environmental Law Clinic, The Energy and Environment Legal Institute and the Center for Environmental Stewardship at the Thomas Jefferson Institute for Public Policy.

Justin Schwab, Legal Advisor

- <!--[if !supportLists]--><!--[endif]-->Justin is an environmental and regulatory lawyer currently practicing in the Washington, D.C., area. Justin will be serving as legal advisor on several fronts including environmental health and safety, in addition to other key areas of implementing EPA's core mission.

George Sugiyama

- <!--[if !supportLists]--><!--[endif]-->George brings over 30 years of EPA experience with him to the transition team. George will be serving as a senior advisor to the team.

Please join me in welcoming our new colleagues to EPA.

Catherine McCabe
Acting Administrator

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/23/2017 10:40:57 PM
To: Alex Guillen [aguillen@politico.com]
Subject: Re: Exec orders

Standby forwarding internal mailer to you next.

On Jan 23, 2017, at 5:20 PM, Alex Guillen <aguillen@politico.com> wrote:

Hi Julia, wanted to follow up on getting the list of beachhead team members. Is that possible today since they're all on the job now?

From: Alex Guillen
Sent: Monday, January 23, 2017 10:12 AM
To: 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: RE: Exec orders

Hi Julia, wanted to check in again since the beachhead teams should be there today. Thanks!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Sunday, January 22, 2017 10:33 AM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Exec orders

Hi Alex,

Amy sense of your hard deadline?
On Jan 22, 2017, at 10:10 AM, Alex Guillen <aguillen@politico.com> wrote:

Hi Julia, just wanted to check in on this. Thanks!

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, January 20, 2017 4:51 PM
To: Alex Guillen <aguillen@politico.com>
Subject: Re: Exec orders

Hi Alex,

If you can wait til tomorrow, we may be able to get back to you then on this and your beachhead team question.

Will that work?

Thanks

On Jan 20, 2017, at 3:20 PM, Alex Guillen <aguillen@politico.com> wrote:

Appreciated. I'm interested in any directives or orders from the White House.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, January 20, 2017 1:42 PM
To: Alex Guillen <aguillen@politico.com>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Re: Exec orders

Hi Alex,

Checking.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Jan 20, 2017, at 1:22 PM, Alex Guillen <aguillen@politico.com> wrote:

Hi all,

Have any new executive orders been signed today relating to EPA?

Thanks,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/19/2017 7:39:31 PM
To: Anthony Adragna [aadragna@politico.com]
Subject: Re: Parting words from administrator?

Hi again, Anthony,

This went to all EPA staff:

Hi everyone,

As we come to the end of my time as your Administrator, I would like to take this opportunity to say thank you.

It has been the honor of a lifetime to work alongside you at EPA. Thanks to your hard work, the Agency has made tremendous strides in realizing our mission to protect human health and the environment—an accomplishment list way too long to compile in one email.

As I told the President in our Agency exit memo, I am proud to have run my leg of the race with steadfast vigor, leaving a healthier country and stronger EPA.

Thank you for your support and your unwavering commitment to science and the law.

Sincerely,

Gina

Gina McCarthy

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Anthony Adragna <aadragna@politico.com>
Sent: Thursday, January 19, 2017 2:02:55 PM
To: Press
Subject: Parting words from administrator?

Hey guys,

Not sure who's over there still, but was hoping you might pass along any parting words from the administrator to EPA staff. We'd love to feature something in ME tomorrow.

Thanks!

--

Anthony Adragna
Energy Reporter
POLITICO
Cell: Ex. 6 Personal Privacy (PP)
Desk:
aadragna@politico.com
@AnthonyAdragna

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/19/2017 7:17:52 PM
To: Anthony Adragna [aadragna@politico.com]
Subject: Re: Parting words from administrator?

Hi Anthony,

Checking on this for you though I not sure we will have anything.

Thanks

Julia P. Valentine
Acting Director
Office of Media Relations
202.564.2663 desk
Sent from USEPA iPhone

On Jan 19, 2017, at 2:03 PM, Anthony Adragna <aadragna@politico.com> wrote:

Hey guys,

Not sure who's over there still, but was hoping you might pass along any parting words from the administrator to EPA staff. We'd love to feature something in ME tomorrow.

Thanks!
--
Anthony Adragna
Energy Reporter
POLITICO
Cell Ex. 6 Personal Privacy (PP)
Desk
aadragna@politico.com
@AnthonyAdragna

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 1/19/2017 5:30:49 PM
To: Kevin Bogardus [kbogardus@eenews.net]
BCC: Valentine, Julia [Valentine.Julia@epa.gov]
Subject: Re: Acting EPA Administrator?

Hi Kevin,

Associate Deputy Administrator Mike Flynn will become the Acting Deputy Administrator.

Best,
Julia

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Valentine, Julia
Sent: Thursday, January 19, 2017 10:14 AM
To: Kevin Bogardus
Subject: Re: Acting EPA Administrator?

Hi Kevin,

I can confirm that Catherine McCabe will be the Acting Administrator. Correction on her current positions -- that she is currently the Region 2 Deputy Administrator. I will check on the other and get back to you.

Best,
Julia

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus <kbogardus@eenews.net>
Sent: Thursday, January 19, 2017 9:21 AM
To: Valentine, Julia; Press
Subject: Acting EPA Administrator?

Julia,

Hi, it's Kevin Bogardus with E&E News.

I have a few quick questions, which is:

- Starting tomorrow, who will be the acting EPA administrator? And acting EPA deputy administrator?

I have seen reports that Deputy EPA Region 2 Administrator Catherine McCabe will be the acting EPA administrator until President-elect Trump's EPA administrator nominee is confirmed.

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 1/17/2017 4:47:19 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]; Conger, Nick [Conger.Nick@epa.gov]
Subject: RE: Happy last days

I'll check on that for you, Camille

Julia P. Valentine
Acting Director
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Tuesday, January 17, 2017 11:46 AM
To: Conger, Nick <Conger.Nick@epa.gov>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Happy last days

Great! Btw, I was wrong on the timeline re: VW's submission of plans to EPA, which will be in February. But I'd still like to check in on the independent trustee.

From: Conger, Nick [mailto:Conger.Nick@epa.gov]
Sent: Tuesday, January 17, 2017 11:44 AM
To: Camille von Kaenel <cvonkaenel@eenews.net>
Cc: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Happy last days

Hi Camille. Thanks for the kind words. I will be back in touch soon with my personal info and next steps.

On your VW questions, Julia Valentine should be your go-to for the time-being moving forward. She is copied here.

Nick Conger
U.S. Environmental Protection Agency
Office: (202) 564-6287
Cell: Ex. 6 Personal Privacy (PP)

From: Camille von Kaenel [mailto:cvonkaenel@eenews.net]
Sent: Tuesday, January 17, 2017 11:12 AM
To: Conger, Nick <Conger.Nick@epa.gov>
Subject: Happy last days

Hi Nick,

What a busy couple of weeks! I'd like to thank you for your prompt responses, helpful background chats, and heads' up over the past months. What are you up to next?

Also, I'd like to check in on Volkswagen. They've said they would submit their spending plans for the EV infrastructure yesterday to you guys. Have you received it? Can you share? Also, have you found an independent trustee yet?

Cheers,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 3/15/2017 4:51:19 PM
To: Dennis, Brady [Brady.Dennis@washpost.com]; Grantham, Nancy [Grantham.Nancy@epa.gov]
BCC: Press [Press@epa.gov]
Subject: RE: Fix-a-Leak Week

Hi Brady,

Will check on that for you.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Wednesday, March 15, 2017 12:50 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Fix-a-Leak Week

Nancy, Julia,

Chris Mooney and I have been hearing that the EPA will not hold its annual Fix-a-Leak program, as it has in the past. We're planning a short story on that topic today. A few questions I'm hoping you can answer about that:

1) Is the event cancelled this year? If so, why?

2) I noticed that in the past, in the lead up to Fix-a-Leak Week, EPA has tweeted often about the event, sent out press releases and posted on social media. That isn't the case this year. Why not?

3) Also in the past, EPA/WaterSense has participated in events in multiple community events around the country to promote stopping household leaks and saving homeowners money. Will the agency be participating in any such events next week?

Appreciate it. Feel free to give me a ring if that's easier. Stay warm out there...

Best,
Brady

****
Brady Dennis
Staff Writer
The Washington Post
brady.dennis@washpost.com
Ex. 6 Personal Privacy (PP)

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/13/2017 11:42:05 PM
To: Kevin Bogardus [kbogardus@eenews.net]
CC: Konkus, John [konkus.john@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Press [Press@epa.gov]
Subject: Re: E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest

Hi Kevin,

On this, please contact the IG press folks:

Jennifer Kaplan Kaplan.Jennifer@epa.gov
Jeffrey Lagda Lagda.Jeffrey@epa.gov

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 13, 2017, at 5:57 PM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

Does EPA have any reaction and/or response to the below?

Please get back to me as soon as possible since I'm writing now. Also, since I'm working from home, please email me here or call my cell phone at Ex. 6 Personal Privacy (PP) Thank you for your help.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

From: E&C Dem News [ecdemnews@mail.house.gov]
Sent: Monday, March 13, 2017 5:36 PM
To: E&C Dem News
Subject: E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest

<image001.png>

FOR IMMEDIATE RELEASE
March 13, 2017

CONTACT
CJ Young — (202) 225-5735

E&C Dems Request Investigation into Pruitt's Potential Conflicts of Interest

Washington, D.C. – Energy and Commerce Committee Democrats sent a letter to Inspector General Arthur A. Elkins, Jr. of the Environmental Protection Agency (EPA) today requesting an investigation into the policies and procedures designed to safeguard the agency from conflicts of interest. The request comes after Administrator Scott Pruitt, the top U.S. environmental official, raised additional concerns about potential conflicts of interest by rejecting clear scientific evidence that human activity is a primary contributor to global warming. As part of the investigation, the letter includes a series of questions on what policies exist and how these policies ensure Administrator Pruitt is recused from agency enforcement actions where potential conflicts of interest exist.

The letter was signed by Ranking Member Frank Pallone, Jr. (D-NJ), Energy Subcommittee Ranking Member Bobby Rush (D-IL), Environment Subcommittee Ranking Member Paul Tonko (D-NY), Oversight and Investigations Ranking Member Diana DeGette (D-CO), Vice Ranking Member Kathy Castor (D-FL), and Rep. John Sarbanes (D-MD).

"It is critical that EPA and all federal agencies maintain effective conflict of interest policies and ethics requirements in order to ensure government operates in an honest and transparent manner," the members wrote. **"Your investigation will help us better understand the role your office will play in ensuring strict adherence to such rules and guidelines, and how EPA and its new management will address these concerns."**

The letter follows a succession of recent reports by *The New York Times* and *The Wall Street Journal* suggesting that Administrator Pruitt closely coordinated with the oil and gas industry during his tenure as Attorney General of Oklahoma. The reports note that Administrator Pruitt was part of a coalition of mainly Republican state attorney generals who regularly sued the government to undermine environmental rules. As EPA Administrator, Mr. Pruitt is now charged with safeguarding the environment and implementing these very same rules.

As part of the investigation request, the Committee Democrats are seeking answers to several questions including:

- What conflict of interest policies, procedures, and laws exist to ensure Mr. Pruitt and all other current political appointees do not have conflicts of interest with their positions at EPA or with EPA enforcement actions?
- Do these policies specifically consider whether Mr. Pruitt or other political appointees or their spouses maintain any financial holdings (including but not limited to stock holdings or mutual fund holdings) in the oil and gas industry or electric utility industry?
- What agency ethics trainings and certifications are Mr. Pruitt and all other current political appointees required to complete in order to join the agency?
- How do agency conflict of interest policies, procedures, and any relevant laws restrict Mr. Pruitt's ability to coordinate, fundraise, or otherwise support organizations in which Mr. Pruitt previously served in a leadership capacity?

A copy of the letter is available here.

###

NEWS

ENERGY & COMMERCE
DEMOCRATS

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/8/2017 7:02:48 PM
To: Hannah Hess [hhess@eenews.net]
CC: Grantham, Nancy [Grantham.Nancy@epa.gov]
BCC: Press [Press@epa.gov]
Subject: Re: Cancellation of methane requests

Hi Hannah,

Nancy Grantham, copied here, is your contact.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 8, 2017, at 1:52 PM, Hannah Hess <hhess@eenews.net> wrote:

Good afternoon,
I'm writing about a letter from Reps. Raul Grijalva and Lowenthal asking Administrator Pruitt to reissue EPA's information request to the oil and gas industry. They called it "irresponsible and counterproductive." Does EPA have a response?

Also, I'm wondering if EPA intends to comply with a FOIA request from Natural Resources Defense Council and Environmental Defense Fund for all records related to the request. The request seems to imply they think the decision was influenced by GOP attorneys general from 11 states.

I'm on a 3:15pm deadline.

Thank you!

Hannah Hess
E&E News Reporter
hhess@eenews.net
Ex. 6 Personal Privacy (PP)
@ha_nah_nah

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/8/2017 5:29:50 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
CC: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
BCC: Press [Press@epa.gov]
Subject: Re: follow up on Pruitt cancelling ICR on methane

Hi Niina,

Cathy Milbourn is your contact on this one. I've copied her above.

Thanks!

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 8, 2017, at 11:26 AM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

Hi Julia,

I'm following up about Administrator Pruitt canceling the information collection request on methane emissions for the oil and gas industry. To many people this looks like he will stop the process of regulating methane emissions entirely. Can you comment on whether that is his intention? And if so, is that legal to do under the Clean Air Act?

My deadline today is 4 pm Eastern.

Thanks as always for your help.

Sincerely,

Niina Heikkinen
E&E News reporter
Ex. 6 Personal Privacy (PP)
@nnheikkinen
Skype: niina.h.heikkinen

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/8/2017 3:02:15 PM
To: Kevin Bogardus [kbogardus@eenews.net]
Subject: Re: EPA Region 5 sexual harassment allegations

Thanks for letting me know, Kevin

On Mar 8, 2017, at 9:31 AM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Thanks for getting back to me, Julia. I have reached out to the EPA IG and will include their responses in my piece. I will also include the below in my piece:

An EPA spokeswoman referred questions about the investigation of sexual harassment allegations at EPA Region 5 to the EPA IG office.

Thanks again.

-Kevin

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, March 08, 2017 9:23 AM
To: Kevin Bogardus <kbogardus@eenews.net>
Cc: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Arcaute, Francisco <Arcaute.Francisco@epa.gov>
Subject: Re: EPA Region 5 sexual harassment allegations

Hi Kevin,

Please reach out to the IG press folks on this.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 8, 2017, at 9:12 AM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Doug, John, Julia and Francisco, Any progress on the below? My deadline is noon EST today. Please get back to me before then. Thanks for your help.

-Kevin

From: Kevin Bogardus
Sent: Tuesday, March 07, 2017 12:58 PM
To: 'press@epa.gov' <press@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; konkus.john@epa.gov; Arcaute, Francisco <Arcaute.Francisco@epa.gov>
Subject: EPA Region 5 sexual harassment allegations

Doug, John, Julia and Francisco,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about sexual harassment allegations in EPA's Region 5 office. Under the Freedom of Information Act, I obtained the closing report on CASE 15, as listed in the "Summary of Closed Employee Integrity Cases October 1, 2015, to March 31, 2016" report (please see attached). Also, on page 3 of this document (https://www.epa.gov/sites/production/files/2016-06/documents/_epaoig_oi-summary_of_closed_employee_integrity_cases_march-31-2016.pdf) is the original summary of CASE 15. I have a few questions about this, which are:

- <!--[if !supportLists]--><!--[endif]-->On page 2 of the attached document, EPA IG special agents spoke to individuals and found information that was "significant enough" to open a new case, numbered OI-HQ-2016-ADM-0028. In addition, on page 3 of the attached document, an EPA IG special agent opened a complaint, numbered COMP-2016-6. CASE 15 was transferred to the Office of Audit, as seen on page 2 and 3. What is EPA's reaction to the fact that one sexual harassment investigation has now turned into three such investigations?

- <!--[if !supportLists]--><!--[endif]-->EPA under the Obama administration was criticized for its response or lack thereof to such sexual harassment allegations. What has EPA under the Trump administration done to better respond to such sexual harassment allegations?

Please get back to me as soon as possible. My deadline is noon EST on Wednesday, March 8, but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 4/25/2017 10:13:56 PM
To: Camille von Kaenel [cvonkaenel@eenews.net]
BCC: Press [Press@epa.gov]
Subject: Re: Did you approve VW's investment plan?

Hi Camille, what's your hard deadline on this?

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Apr 25, 2017, at 5:49 PM, Camille von Kaenel <cvonkaenel@eenews.net> wrote:

Hi,

There have been some concerns, accompanied by confusion, from AGs, from Congress and from conservative groups, about EPA's lack of publicity and context when publishing Volkswagen's investment plan on its website. I'm seeking to clarify: Did EPA approve Volkswagen's plan, fully or in part? Would you reconsider the approval?

Thanks,

Camille

Camille von Kaenel
E&E News transportation reporter
cvonkaenel@eenews.net
202-446-0424 (office)
Ex. 6 Personal Privacy (PP)
@cvonka

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 3/7/2017 8:47:51 PM
To: Anthony Adragna [aadragna@politico.com]
CC: Milbourn, Cathy [Milbourn.Cathy@epa.gov]
BCC: Press [Press@epa.gov]
Subject: RE: Details on NAM Remarks

Hi Anthony,

Cathy Milbourn, copied here, is your contact.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Anthony Adragna [mailto:aadragna@politico.com]
Sent: Tuesday, March 07, 2017 3:46 PM
To: Press <Press@epa.gov>
Subject: Details on NAM Remarks

Hey there,

I was hoping the agency can share some more information about Administrator Pruitt's appearance at NAM. Was that appearance today and what was his message?

Thanks,
--
Anthony Adragna
Energy Reporter
POLITICO
Ex. 6 Personal Privacy (PP)
aadragna@politico.com
@AnthonyAdragna

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 4/24/2017 7:44:28 PM
To: Eric Wolff [ewolff@politico.com]; Press [Press@epa.gov]
Subject: RE: Point of obligation comments

Hi Eric,

Please contact DOJ on this question.
Wyn Hornbuckle: Wyn.hornbuckle@usdoj.gov

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
202.740.1336 m/txt

From: Eric Wolff [mailto:ewolff@politico.com]
Sent: Monday, April 24, 2017 2:04 PM
To: Press <Press@epa.gov>
Subject: Fwd: Point of obligation comments

Sorry, wasn't at all clear: This was at the oral arguments over the Renewable Fuel Standard at the DC Circuit. you probably figured that out, but thought I should say.

- Eric

---------- Forwarded message ----------
From: **Eric Wolff** <ewolff@politico.com>
Date: Mon, Apr 24, 2017 at 2:03 PM
Subject: Point of obligation comments
To: Press <press@epa.gov>

Hi,

The DOJ lawyer representing EPA said today in court that comments on the Point of obligation petition denial "split 50-50" on each side of the issue. Can you confirm that accuracy of that remark?

Thanks,

Eric

--
Eric Wolff
Energy Reporter
POLITICO
760-303-1927

ewolff@politico.com
@ericwolff

--

Eric Wolff
Energy Reporter
POLITICO
760-303-1927
ewolff@politico.com
@ericwolff

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 3/6/2017 9:40:25 PM
To: Emily Holden [eholden@eenews.net]
BCC: Press [Press@epa.gov]
Subject: RE: One more question

Emily, on the budget, as I said on the phone, we are not commenting at this early stage in the process.

On your other question, we will check. Thank you!

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Emily Holden [mailto:eholden@eenews.net]
Sent: Monday, March 06, 2017 4:09 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: One more question

Lots of people are asking me if Energy Star's Portfolio Manager is all under the EPA budget. Do you know specifically how it gets money?

Emily Holden
Reporter at E&E News
Content Editor, E&E's Power Plan Hub
Ex. 6 Personal Privacy (PP)
eholden@eenews.net
@emilyhholden
@EENewsUpdates

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 4/12/2017 8:33:18 PM
To: Kevin Bogardus [kbogardus@eenews.net]
CC: Press [Press@epa.gov]; pressrsvp [pressrsvp@epa.gov]
Subject: RE: EPA Administrator Pruitt's 'Back-to-Basics' launch streaming?

Hi Kevin,

Adding pressrsvp here which should be the right place for your request.

Thanks!

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Wednesday, April 12, 2017 3:06 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: EPA Administrator Pruitt's 'Back-to-Basics' launch streaming?

Julia,

Hi, it's Kevin Bogardus with E&E News.

Any chance that EPA Administrator Pruitt's 'Back-to-Basics' launch will be streaming live somewhere online? See the link below.

https://www.epa.gov/newsreleases/epa-administrator-visit-pennsylvania-coal-mine-launch-back-basics-agenda-0

I ask because I'm not going to be able to make it out to Pennsylvania tomorrow but I would love to cover the speech.

Please let me know. Thanks for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 3/2/2017 1:30:03 PM
To: Kevin Bogardus [kbogardus@eenews.net]
BCC: Press [Press@epa.gov]
Subject: RE: Employee Integrity Cases

Hi Kevin,

Got your email. Checking.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, March 02, 2017 8:28 AM
To: Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Employee Integrity Cases

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on the EPA Inspector General's latest summary report of its closed employee integrity cases, which was released yesterday (https://www.epa.gov/sites/production/files/2017-03/documents/closed-employee-integrity-cases-april_1_2016_to_sept_30_2016.pdf). Some of these cases involved an inappropriate romantic relationship, possession of crack cocaine and other incidents of fraud and government waste. I have one question for you, which is:

-- What is EPA's reaction to the EPA IG's latest summary report of its closed employee integrity cases?

Please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 2/28/2017 6:39:14 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
CC: Press [Press@epa.gov]
Subject: Re: add to press list please!

Adding you now, Nina

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Feb 28, 2017, at 1:38 PM, Niina Heikkinen <nheikkinen@eenews.net> wrote:

Hi,

Can you add me to your press distribution list? Thanks very much.

Sincerely,

Niina Heikkinen
E&E News reporter
202-737-3715 (w)
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 2/26/2017 11:58:57 PM
To: Anthony Adragna [aadragna@politico.com]
CC: Press [Press@epa.gov]
Subject: Re: Confirming Ryan Jackson's Role

Hi Anthony,

Confirming that Ryan Jackson is now the chief of staff at EPA.

Thanks and have a nice night

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Feb 26, 2017, at 1:51 PM, Anthony Adragna <aadragna@politico.com> wrote:

Hey guys,

Can you confirm Ryan Jackson's role as Administrator Pruitt's chief-of-staff at EPA? He's visible in this picture tweeted out by the administrator on Friday.

https://pbs.twimg.com/media/C5denqnU4AAfkDk.jpg:large
--
Anthony Adragna
Energy Reporter
POLITICO
Ex. 6 Personal Privacy (PP)
aadragna@politico.com
@AnthonyAdragna

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 2/23/2017 6:49:30 PM
To: Alex Guillen [aguillen@politico.com]
Subject: RE: Twitter photo

Hi Alex,

Just letting you know we've got your request.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Alex Guillen [mailto:aguillen@politico.com]
Sent: Thursday, February 23, 2017 1:44 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>; Press <Press@epa.gov>
Subject: Twitter photo

Hi all,

Could you please identify the EPA employees pictured in this shot Adm. Pruitt tweeted today?

https://twitter.com/EPAScottPruitt/status/834833803583557633/photo/1

Thank you!

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 | Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 2/22/2017 6:21:17 PM
To: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
Subject: RE: a question about the auto industry asking for a reversal on locking in the 2022-25 carbon standards

That's fine, Juliet. Thanks for asking

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Wednesday, February 22, 2017 1:09 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: a question about the auto industry asking for a reversal on locking in the 2022-25 carbon standards

Thanks, Julia. Can I just refer to you by name, as in "agency spokeswoman Julia Valentine"?

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Wednesday, February 22, 2017 1:07 PM
To: Eilperin, Juliet
Subject: RE: a question about the auto industry asking for a reversal on locking in the 2022-25 carbon standards

Hi Juliet,

For attribution to the agency or an agency spokesperson.

We are reviewing the letters.

Thanks and sorry I don't have more for you right now.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Wednesday, February 22, 2017 11:42 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: a question about the auto industry asking for a reversal on locking in the 2022-25 carbon standards

Dear Julia,
Is the EPA releasing a statement in response to the Auto Alliance's request that Administrator Pruitt reverse the administration's decision to lock in the 2022-2025 auto emissions standards?

Thanks, and I'm just at my office.
Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
(O) 202-334-7774
Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 2/20/2017 7:50:55 PM
To: Kevin Bogardus [kbogardus@eenews.net]
CC: Konkus, John [konkus.john@epa.gov]; pressrsvp [pressrsvp@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]
Subject: Re: EPA Administrator Scott Pruitt to Deliver Remarks to EPA Employees

Hi Kevin,

No wi fi available, sorry. You'll need to use your own hot spot.

10 am is for cameras to come set up. No need for you to get there that early.
11:15 or 11:30 will be plenty early for you.

Hope that answers your questions.

On Feb 20, 2017, at 2:44 PM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Thanks John. Two quick questions, which are:

- <!--[if !supportLists]--><!--[endif]-->Do you know if I will be able to get on WiFi tomorrow in the room for Administrator Pruitt's speech?
- <!--[if !supportLists]--><!--[endif]-->I see that doors open at 10 am tomorrow. Should I show up right at 10 am?

Please let me know. Thanks for your help.

-Kevin

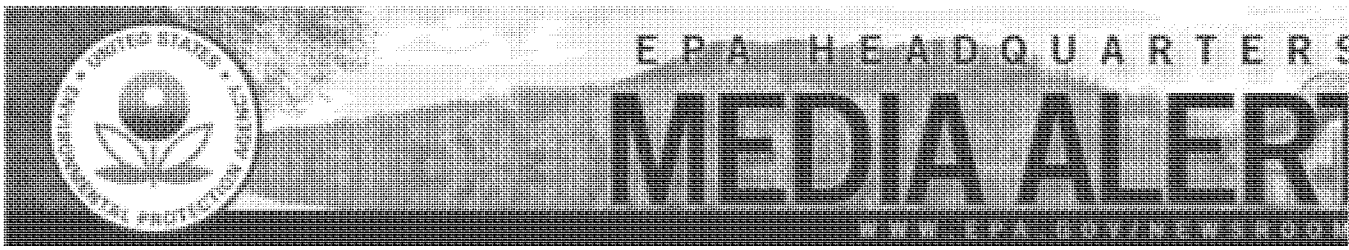
From: Konkus, John [mailto:konkus.john@epa.gov]
Sent: Sunday, February 19, 2017 8:21 PM
To: Kevin Bogardus <kbogardus@eenews.net>
Cc: pressrsvp <pressrsvp@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Re: EPA Administrator Scott Pruitt to Deliver Remarks to EPA Employees

See you on Tuesday Kevin.

On Feb 19, 2017, at 8:19 PM, Kevin Bogardus <kbogardus@eenews.net> wrote:

> Doug, John and Julia, Hi, it's Kevin Bogardus with E&E News. Please consider this email as my RSVP for Administrator Pruitt's speech on Tuesday, Feb. 21. Thank you for your help.
>
> -Kevin
>
> Sent from my iPhone

On Feb 17, 2017, at 3:56 PM, US EPA Media Relations <noreply-subscriptions@epa.gov> wrote:



CONTACT:
pressrsvp@epa.gov

FOR IMMEDIATE RELEASE
February 17, 2017

EPA Administrator Scott Pruitt to Deliver Remarks to EPA Employees

WASHINGTON--U.S. EPA Administrator will address employees in the Green Room at EPA Headquarters at Noon on Tuesday, February 21, 2017. Administrator Pruitt's remarks will be open to the press.

WHAT: EPA Administrator to deliver speech to EPA employees

WHO: Scott Pruitt, U.S. EPA Administrator

WHEN: Noon EST Tuesday, February 21, 2017

WHERE: U.S. EPA Headquarters, 1200 Pennsylvania Ave. N.W. Washington, D.C. 20460

RSVP: Members of the media interested in listening to the speech should dial in 30 minutes prior to the noon starting time.

Call-in Numbe

Conference ID:

Ex. 6 Personal Privacy (PP)

**To join the call, all participants will be required to provide their first and last name, news outlet affiliation, and email address.

For any television or radio logistics please call Ron Slotkin Director, of Office of Multimedia at: (202) 615-2811

***** Event is for credentialed members of the news media only *****

MEDIA RSVP: Please email: pressrsvp@epa.gov to confirm attendance. Doors will open at 10:00 a.m. Members of the news media should allow extra time to enter the building and go through security, and bring a photo id credentials.

Directions: Taking METRO: Take the Blue and Orange Line to the Federal Triangle Station. Go to the top of the escalator and in the alcove, walk to the right to the North Building, through the double glass doors to security screening.

By Car: There is public parking in the garage of the Ronald Reagan Building next to EPA

headquarters. Enter through the garage entrance on Pennsylvania Avenue.

R021

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 4/7/2017 5:12:37 PM
To: Timothy Cama [tcama@thehill.com]
Subject: RE: Climate adaptation and smart growth

Hi Tim,
Yes, that's JP's correct email.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Friday, April 07, 2017 1:06 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Re: Climate adaptation and smart growth

Hey Julia-

JP called me and I didn't actually get his email address. Is it freire.jp@epa.gov?

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP)
www.thehill.com

On Fri, Apr 7, 2017 at 12:41 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

> Got your email, Tim, thanks.
>
> Julia P. Valentine
>
> Assoc. Dir./Acting Dir.
> U.S. EPA, Ofc of Media Relations
>
> 202.564.2663 direct
>
> Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Friday, April 07, 2017 12:40 PM
To: Press <Press@epa.gov>
Subject: Climate adaptation and smart growth

Hi folks-

Could you confirm the BNA report that EPA is shutting down its climate adaptation and smart growth offices?

Thanks.

--

Timothy Cama, Staff writer

The Hill

Ex. 6 Personal Privacy (PP)

www.thehill.com

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 2/13/2017 5:15:54 PM
To: Rein, Lisa [Lisa.Rein@washpost.com]
Subject: Re: Julia I've written you two emails this is the third

Yes, sorry! Will get back to you shortly.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Feb 13, 2017, at 11:11 AM, Rein, Lisa <Lisa.Rein@washpost.com> wrote:

Are you getting them?

Sent from my Verizon, Samsung Galaxy smartphone

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 2/10/2017 8:37:04 PM
To: Kevin Bogardus [kbogardus@eenews.net]
Subject: RE: Walden letter on waste study?

Hi Kevin,

Hoping to get something to you before your fast approaching deadline.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Friday, February 10, 2017 2:59 PM
To: Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Walden letter on waste study?

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about Reps. Walden and Murphy sending letters to agencies, including EPA, asking if they have any government waste studies (please see https://energycommerce.house.gov/sites/republicans.energycommerce.house.gov/files/documents/20170210EPA.pdf). I have a question about this, which is:

- Does EPA plan to respond to this letter?

Please get back to me as soon as possible. My deadline is 4 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 2/9/2017 11:30:16 PM
To: Niina Heikkinen [nheikkinen@eenews.net]
Subject: Re: cutting travel budget for EPA staff

Hi Niina,

For attribution to the agency or an agency spokesperson:

EPA does not have a confirmed Administrator and we cannot speculate on future plans for the agency.

Thanks

Julia P. Valentine
Acting Director
Office of Media Relations
US EPA Headquarters
202.564.2663 desk
Ex. 6 Personal Privacy (PP)

From: Niina Heikkinen <nheikkinen@eenews.net>
Sent: Thursday, February 9, 2017 4:03:35 PM
To: Valentine, Julia
Subject: cutting travel budget for EPA staff

Hi Julia,

I've reached out to both Doug Ericksen and John Konkus on this and haven't heard back yet. But I am following up on the dozen or so EPA staff who were pulled from a conference in Alaska. The reason Ericksen told Bloomberg was due to cuts to travel spending. I'm trying to get a sense of if there is a specific percent cut being talked about or if this is a case by case basis kind of thing.

My deadline is 6 pm Eastern, but as I said I will take an answer whenever you get it!

Thanks!

Niina Heikkinen
E&E News reporter
Ex. 6 Personal Privacy (PP)
@nhheikkinen
Skype: niina.h.heikkinen

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 2/9/2017 6:37:30 PM
To: Kevin Bogardus [kbogardus@eenews.net]
Subject: RE: EPA ethics/political activity email reminder

Hi Kevin,

Here you go:

"It is imperative that this agency and its employees follow the law."

To be attributed to Doug Ericksen, Communications Lead for the EPA Transition Team

Thanks in advance for updating your piece. And thanks for your patience.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, February 09, 2017 1:08 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: Re: EPA ethics/political activity email reminder

Thanks Julia. I will update the piece once you get back to me.

-Kevin

Sent from my iPhone

On Feb 9, 2017, at 12:53 PM, Valentine, Julia <Valentine.Julia@epa.gov> wrote:

> Hi Kevin,
>
> We are going to have something for you. Working on it now. Will get it to you as quickly as we can.
>
> Back to you soon
>
> Julia P. Valentine
> Office of Media Relations
> 202.564.2663
> Sent from USEPA iPhone
>
> On Feb 9, 2017, at 10:54 AM, Kevin Bogardus <kbogardus@eenews.net> wrote:
>
> Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about EPA's Office of the General Counsel emailing out an ethics reminder for agency employees (please see below) as well as these documents (http://www.eenews.net/assets/2017/02/09/document_gw_05.pdf and http://www.eenews.net/assets/2017/02/09/document_gw_06.pdf).

I wanted to give you a heads up about the piece. I don't need a comment from you but if you do have any thoughts, please get back to me before my deadline of noon EST today. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

P.S. – Here is the email I'm referring to:

FROM
OGC/ETHICS
February 3, 2017

ETHICS REMINDERS FOR EPA EMPLOYEES

Many EPA employees have inquired about the possible ethical implications of sharing your personal opinions on science, policy or politics, particularly in social media. You as a United States citizen are free to express yourself about matters that are important to you, including ones that relate to EPA. Your ability to express yourself includes doing so in the workplace and in personal social media. But, when you do express yourself in the workplace or EPA (which *is* your workplace), there are three things you should bear in mind: the federal ethics rules continue to apply to you as they always have; the rules depend on whether you are speaking in your official EPA capacity or your individual personal capacity; and your expression of your views in the workplace needs to comply with agency orders prohibiting conduct that is "abusive or offensive," or that constitutes harassment.

Understanding the Ethics Rules

While you may express yourself, please remember that you can't misuse your federal position when doing so. We want to help ensure you understand every employee's ethics obligations while being clear that we are not limiting or expanding your ability to act or communicate, nor taking any position in support of or against such actions or communications. This message explains the ethics rules you should consider when you speak or write or otherwise express your opinions.

Let's start with the basics. The ethics rules have not changed because we have a new Administration. We, as EPA employees, are still bound by the Hatch Act and the Standards of Ethical Conduct for Employee of the Executive Branch, and the conflict of interest statutes. The ethics rules do not change depending on the type of forum. The same rules about misuse of position, EPA's limited personal use policy, fundraising and the Hatch Act apply to your use of social media, tweeting or blogging as they do to non-virtual, more traditional forms of communication.

Understanding the Capacity In Which You Are Acting

In terms of ethics rules, we view any activity in one of two ways: either you are acting in your *OFFICIAL EPA* capacity, or you are acting in your *INDIVIDUAL PERSONAL* capacity. There is no in-between, no "professional" capacity category. It's either official duty or individual personal capacity.

When speaking or writing, including blogging and in social media, you should be clear in what capacity you are communicating. We liken it to staying in your designated lane when driving: you can be in one lane of the highway or the other, and you can also switch lanes, but don't straddle the dotted line or weave back and forth. The safest drivers stay in the middle of their designated lane and signal appropriately when they are changing lanes. It's the same with ethics. The ethical employee knows and makes clear to others when she is acting in her official capacity versus her personal capacity.

Typically, an activity is undertaken in OFFICIAL CAPACITY when it is consistent with statutory authority and Agency or office mission and assigned duties. When working in your official capacity, you can use EPA time and resources, including EPA email address, EPA phone number, EPA equipment and property and, if applicable, subordinates. To participate in INDIVIDUAL PERSONAL CAPACITY, we urge you not to use your EPA email address or contact information and, if possible, not refer to EPA position or title. If you feel you must refer to your EPA position or title, then the prudential advice is to do so as one of several biographical details with EPA not having any undue prominence. You should be clear you are expressing an

individual personal opinion, not speaking on behalf of the Agency. While the agency does have a limited personal use policy that allows some personal use of EPA equipment such as computers, if expressing a personal opinion publicly on a subject, it is safest to avoid the use of EPA equipment.

Understanding Some Limits on Conduct

Displaying offensive materials or engaging in conversations that constitute "abusive or offensive language, gestures, or other conduct" as listed in EPA Order 3120.1 is prohibited. Harassment based on conduct that is threatening, intimidating, and/or bullying will not be tolerated, per EPA Order 4711.

For Those Who Want to Know More

To assist you in navigating the ethics and Hatch Act rules that apply to communications, whether in personal or official capacity, we created a couple of charts. We hope they help guide you to stay in the correct ethics "lane." Treat your fellow employees with the dignity and respect we all deserve and to stay committed to and focused on our core mission, protecting human health and the environment. As always, if you have an ethics question, please don't hesitate to contact the OGC Ethics team, your regional ethics counsel or your Deputy Ethics Official. To reach OGC Ethics, send an email to ethics@epa.gov.

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 2/8/2017 10:24:18 PM
To: Kevin Bogardus [kbogardus@eenews.net]
Subject: Re: Plan to close Office of Enforcement and Compliance Assurance?

Hi Kevin,

Attributable to the agency or an agency spokesperson, rather than to my name in particular:

EPA does not have a confirmed Administrator and we cannot speculate on future plans for the agency.

Thanks,

Julia

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Feb 8, 2017, at 5:12 PM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

Any thoughts on this Inside EPA story below? Is EPA planning to close its Office of Enforcement and Compliance Assurance? Let me know. Thanks.

https://insideepa.com/daily-news/trump-epa-weighs-shuttering-enforcement-office-prospects-unclear

Trump EPA Weighs Shuttering Enforcement Office But Prospects Unclear

February 08, 2017
The Trump EPA is weighing a possible shuttering of EPA's Office of Enforcement & Compliance Assurance (OECA) and returning civil enforcement to program offices, a move that sources say would significantly curb civil enforcement and be in line with Trump's calls to limit the agency's work -- though its prospects are unclear. The plan would to some extent echo a move that Oklahoma Attorney General (AG) Scott Pruitt (R), President Donald Trump's nominee to be the next EPA administrator, made...

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net

202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 4/4/2017 3:04:35 PM
To: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
BCC: Press [Press@epa.gov]
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Of course.

Thanks, Juliet.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Tuesday, April 04, 2017 11:02 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Great, thanks for taking the time to respond.
Best, Juliet

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Tuesday, April 04, 2017 11:02 AM
To: Eilperin, Juliet <Juliet.Eilperin@washpost.com>; Press <Press@epa.gov>
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Hi Juliet,

EPA is working towards implementing the President's budget based on the framework provided by his blueprint. We know we can effectively serve the taxpayers and protect the environment. While many in Washington insist on greater spending, EPA is focused on greater value and real results. The EPA will partner with the states to ensure a thoughtful approach is used to maximize every dollar to protect our air, land, and water.

Best,
Julia

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Tuesday, April 04, 2017 10:42 AM

To: Valentine, Julia <Valentine.Julia@epa.gov>; Press <Press@epa.gov>
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Dear Julia,
Thanks so much. And by this quote, I take it that it's accurate to write that under the proposed budget the "lead risk reduction program" would be eliminated, which would result is a $2.26 million budget savings and the elimination of 73 FTEs?
Thanks.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Tuesday, April 04, 2017 10:36 AM
To: Eilperin, Juliet <Juliet.Eilperin@washpost.com>; Press <Press@epa.gov>
Subject: RE: a question about how the lead paint division will be affected by proposed budget cuts

Hi Juliet,

Administrator Pruitt is committed to leading the EPA in a more effective, more focused, less costly way as we partner with states to fulfill the agency's core mission.

We are redesigning the way we do business to focus on achieving our core responsibilities - working with the states to ensure clean and breathable air, protecting water quality and investing in infrastructure, restoring our communities, ensuring timely review of chemicals and products to ensure safety for American families, all of which will have a positive impact on the environment and the economy.
-- Attributable to Julia Valentine, an EPA spokesperson

Best,
Julia

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Tuesday, April 04, 2017 9:56 AM
To: Press <Press@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: a question about how the lead paint division will be affected by proposed budget cuts

To whom it may concern,
I understand that the group within the EPA's National Program Chemicals Division that monitors lead pain exposure will be eliminated under the administration's proposed budget plan. Can you offer any details or context on this?
Thanks, and I'm reached by email or the two numbers below.
Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 4/3/2017 3:24:34 PM
To: Arianna Skibell [askibell@eenews.net]
CC: Press [Press@epa.gov]
Subject: RE: Regulatory Task force

Thanks, Arianna

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Arianna Skibell [mailto:askibell@eenews.net]
Sent: Monday, April 03, 2017 11:24 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: RE: Regulatory Task force

Thanks for getting back to me, Julia. It's 5pm today.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Monday, April 03, 2017 11:23 AM
To: Arianna Skibell <askibell@eenews.net>; Press <Press@epa.gov>
Subject: RE: Regulatory Task force

Hi Arianna,

Thanks. What is your hard deadline?

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Arianna Skibell [mailto:askibell@eenews.net]
Sent: Monday, April 03, 2017 10:14 AM
To: Press <Press@epa.gov>
Subject: Regulatory Task force

Hi,

This is Arianna Skibell with E&E News. I'm writing to inquire about EPA's Regulatory Reform Task Force and who has been designated as the Regulatory Reform Officer and other members of the task force.

Thank you,
Arianna

Arianna Skibell
E&E News reporter
askibell@eenews.net
Ex. 6 Personal Privacy (PP)
@AriannaSkibell

E&E NEWS
122 C Street NW 7th Floor Washington, DC 20001
www.eenews.net | @EENewsUpdates
Energywire, Climatewire, Greenwire, E&E Daily, E&E News PM, E&ETV

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/30/2017 9:56:13 PM
To: Eilperin, Juliet [Juliet.Eilperin@washpost.com]
CC: Press [Press@epa.gov]
Subject: Re: we are writing a post on David Kreutzer leaving the EPA

Thanks Juliet
Just letting you know we have your email.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 30, 2017, at 5:55 PM, Eilperin, Juliet <Juliet.Eilperin@washpost.com> wrote:

Dear Julia and the rest of the press team,
I just wanted to let you know we are doing a piece about David Kreutzer leaving EPA and returning to the Heritage Foundation. If you would like to comment on this, please email me or call my cell, below.
Thanks so much,
Juliet

Juliet Eilperin
Senior National Affairs Correspondent
Washington Post
Juliet.eilperin@washpost.com
Ex. 6 Personal Privacy (PP)
@eilperin

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/28/2017 3:31:29 PM
To: Kevin Bogardus [kbogardus@eenews.net]
CC: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: Re: David Fotouhi joined EPA

Thanks for the heads up, Kevin.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 28, 2017, at 11:23 AM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about David Fotouhi joining EPA as a deputy general counsel, citing an email from Acting EPA General Counsel Kevin Minoli that I obtained.

I wanted to give you a heads up about the piece. I don't need a comment from you but if you do have any thoughts to share, I would be happy to add them to the piece.

If you do wish to comment, please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

P.S. – Here is the email I'm referring to:

Hi Everyone- It is my pleasure to welcome David Fotouhi to OGC as our newest Deputy General Counsel! While today is his first day at EPA, Justin and I had the chance to meet David yesterday to begin to introduce him to our office.

David joins us from the law firm of Gibson, Dunn & Crutcher LLP, where he was an Associate in the Environmental Litigation and Mass Tort group since 2011. While at the firm, David worked on cases under the Resource Conservation and Recovery Act; the Comprehensive Environmental Response, Compensation, and Liability Act; and the Clean Air Act; as well as a number of mass tort claims. Prior to joining the firm, David clerked for the Honorable Raymond W. Gruender in the United States Court of Appeals for the Eighth Circuit. David earned his JD from Harvard Law School in 2010, where he was the Executive Editor for the *Harvard Journal of Law & Public Policy* and the recipient of the Dean's Award for Community Leadership. Outside of the office, David lists international travel, craft beer, and college football among his interests.

David is sitting in 4407 and I encourage you to stop down, introduce yourself, and get to know him. Now that we have Justin and David on board, please keep your eyes out for an invite to an all hands meeting the week of April 10th where we can introduce them to everyone in person.

Thanks, Kevin

Kevin S. Minoli
Acting General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 3/24/2017 9:33:51 PM
To: Dennis, Brady [Brady.Dennis@washpost.com]
CC: Press [Press@epa.gov]
Subject: RE: Fix-a-Leak Week

Hi Brady,

Wanted to make sure you saw our updated WaterSense website and twitter and FB posts.

Website:

https://www.epa.gov/watersense

Social media posts:

https://www.facebook.com/EPA/posts/10155175291292229

https://twitter.com/EPA/status/845357777010745345

https://twitter.com/epawatersense/status/845361736542801926

https://www.facebook.com/EPAWatersense/photos/a.396337139500.173189.216575194500/10155105085394501/?type=3

Have a great weekend

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Dennis, Brady [mailto:Brady.Dennis@washpost.com]
Sent: Friday, March 17, 2017 12:47 PM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Cc: Press <Press@epa.gov>
Subject: RE: Fix-a-Leak Week

Great. Thanks, Julia.

From: Valentine, Julia [mailto:Valentine.Julia@epa.gov]
Sent: Friday, March 17, 2017 12:46 PM
To: Dennis, Brady <Brady.Dennis@washpost.com>
Cc: Press <Press@epa.gov>
Subject: Re: Fix-a-Leak Week

Hi Brady,

"The EPA including the EPA Administrator is actively participating in water week. The Administrator will be making public remarks on at World Water Day on Wednesday. We will also find ways to work 'fix-a-leak' messaging into the week's activities." Please attribute to Julia Valentine, an EPA spokesperson

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 15, 2017, at 12:50 PM, Dennis, Brady <Brady.Dennis@washpost.com> wrote:

Nancy, Julia,

Chris Mooney and I have been hearing that the EPA will not hold its annual Fix-a-Leak program, as it has in the past. We're planning a short story on that topic today. A few questions I'm hoping you can answer about that:

1) Is the event cancelled this year? If so, why?

2) I noticed that in the past, in the lead up to Fix-a-Leak Week, EPA has tweeted often about the event, sent out press releases and posted on social media. That isn't the case this year. Why not?

3) Also in the past, EPA/WaterSense has participated in events in multiple community events around the country to promote stopping household leaks and saving homeowners money. Will the agency be participating in any such events next week?

Appreciate it. Feel free to give me a ring if that's easier. Stay warm out there...

Best,

Brady

****

Brady Dennis

Staff Writer

The Washington Post

brady.dennis@washpost.com

Ex. 6 Personal Privacy (PP)

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 3/24/2017 2:41:54 PM
To: Kevin Bogardus [kbogardus@eenews.net]; Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]; Minoli, Kevin [Minoli.Kevin@epa.gov]
Subject: RE: Justin Schwab as EPA's new deputy general counsel

Thanks for the heads up, Kevin.

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Friday, March 24, 2017 10:19 AM
To: Press <Press@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Konkus, John <konkus.john@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>; Minoli, Kevin <Minoli.Kevin@epa.gov>
Subject: Justin Schwab as EPA's new deputy general counsel

Doug, John, Julia and Kevin,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about Justin Schwab being picked as EPA's new deputy general counsel. In my piece, I'm quoting from Kevin's email sent earlier this week announcing Schwab's hire (please see below).

I don't need a comment from you but I wanted to give you a heads up about the piece. That said, if you do have any thoughts to share, I would be happy to add them to my piece.

If you do want to comment, please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. In addition, since I'm working from home today, please email me here or call my cell phone at 202-247-7844. Thank you for your help.

Kevin Bogardus
E&E News Reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E News
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

P.S. -- Here is the email that I'm referring to:

Hi Everyone-

It is my pleasure to officially welcome Justin Schwab to OGC as a new Deputy General Counsel. Some of you have already met and worked with Justin as he was the legal POC for the transition team.

Justin comes to us form Baker & Hostetler, where for the past four years he specialized in the Clean Air Act and researched and drafted briefs (including to the Supreme Court) on various environmental issues. Prior to that he clerked for two Judges, the Hon. Richard Wesley, United States Court of Appeals for the Second Circuit, and the Hon. Christine Durham, Utah Supreme Court. He is a graduate of Yale Law School, where he was Editor-in-Chief of the Yale Journal of Law & the Humanities, as well as serving as an editor on the Yale Journal on Regulation. We are looking forward to seeing his gimlet eye cast over OGC's written opinions! Justin also has a PhD in Classics from the University of California at Berkeley. So all our Cicero scholars, here's your chance to reinvigorate those rusty skills!

Justin is sitting in 4020 and I encourage you all to come get to know him. We are delighted that he has joined the OGC team, please come to a breakfast in the Front Office Thursday morning (that's today) and welcome and/or meet him!

Kevin

Kevin S. Minoli
Acting General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/22/2017 5:03:55 PM
To: Kevin Bogardus [kbogardus@eenews.net]
CC: Press [Press@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]; Konkus, John [konkus.john@epa.gov]
Subject: Re: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Hi Kevin,

EPA declines to comment at this time.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 22, 2017, at 11:57 AM, Kevin Bogardus <kbogardus@eenews.net> wrote:

Hey guys, any thoughts on the below? Let me know. Thanks.

-Kevin

From: Kevin Bogardus
Sent: Wednesday, March 22, 2017 10:59 AM
To: 'Press' <Press@epa.gov>; 'Ericksen, Doug' <ericksen.doug@epa.gov>; 'Konkus, John' <konkus.john@epa.gov>; 'Valentine, Julia' <Valentine.Julia@epa.gov>
Subject: FW: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about Cause of Action Institute suing EPA for failing to respond to its FOIA request on records of EPA employees using Signal, the encrypted messaging app. Does EPA have any response to this lawsuit (please see below)?

Please get back to me as soon as possible. My deadline is 12:30 pm EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

-Kevin

From: COA Media [mailto:media@causeofaction.org]
Sent: Wednesday, March 22, 2017 9:29 AM
To: Zachary Kurz <zachary.kurz@causeofaction.org>
Subject: Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Lawsuit Demands Records on EPA Employees' Use of Encrypted Messaging App

Washington, D.C. – Cause of Action Institute ("CoA Institute") has filed a lawsuit in the U.S. District Court for the District of Columbia after the Environmental Protection Agency ("EPA") failed to disclose records about its employees' use of an encrypted messaging application, "Signal," to discuss the Trump administration's expected changes to the agency's policy agenda.

The lawsuit follows a February 2, 2017 Freedom of Information Act ("FOIA") request, which sought all records of Signal communications created or received by EPA officials, as well as records concerning the EPA's efforts, if any, to retriever, recover, or retain such work-related correspondence in accordance with federal records management laws.

Cause of Action Institute Assistant Vice President Henry Kerner: "Career employees at the EPA appear to be using Signal to avoid transparency laws and vital oversight by the Executive Branch, Congress, and the public. Communications on this encrypted application, however, which relate to agency business must still be preserved under the Federal Records Act and be made available for disclosure under the FOIA. Taxpayers have a right to know if the EPA's leadership is meeting its record preservation obligations."

According to media reports, at least a dozen EPA career employees have been using Signal to communicate about work-related issues, including how to prevent President Trump's political appointees from "undermin[ing] their agency's mission to protect public health and the environment" or "delet[ing] valuable scientific data." CoA Institute's investigation into this matter has been widely discussed in the press, along with Congress's request for the EPA's watchdog to independently investigate the matter. To date, the EPA has failed to issue a timely determination on CoA Institute's FOIA request, let alone produce any responsive records.

The full complaint can be found here.

For information regarding this press release, please contact Zachary Kurz, Director of Communications: zachary.kurz@causeofaction.org

<image004.jpg>

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/22/2017 4:59:58 PM
To: Joe Uchill [juchill@thehill.com]
CC: Press [Press@epa.gov]
Subject: Re: Cause of Action lawsuit

Hi Joe,

EPA declines to comment at this time.

Thanks

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 22, 2017, at 12:58 PM, Joe Uchill <juchill@thehill.com> wrote:

I am a reporter for The Hill. Any response to the Cause of Action lawsuit?

Best,
Joe Uchill
Cybersecurity reporter / The Hill

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/21/2017 4:11:55 PM
To: Arthur Delaney [arthur@huffingtonpost.com]
CC: Press [Press@epa.gov]; Grantham, Nancy [Grantham.Nancy@epa.gov]
Subject: Re: story on Trump fixing Flint

Hi Arthur,

Nancy Grantham, copied here, is your contact on this.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 21, 2017, at 11:08 AM, Arthur Delaney <arthur@huffingtonpost.com> wrote:

Another question is whether EPA will still finish its revision to the Lead and Copper Rule, and whether LCR enforcement would be affected by the cuts in the Trump budget outline.

On Mon, Mar 20, 2017 at 4:02 PM, Arthur Delaney <arthur@huffingtonpost.com> wrote:

Hi, I'm doing a story that looks back at President Trump's promise to fix Flint "quickly and efficiently" -- any idea what he's got in mind? I'm at Ex. 6 Personal Privacy (PP)

I will note the infrastructure boost in the budget, but also the EPA budget cuts that I am told would affect lead-and-copper rule enforcement. I also saw that EPA just announced the funds Congress had allocated.

--
Reporter | Huffington Post
Ex. 6 Personal Privacy (PP)
Twitter @ArthurDelaneyHP

--
Reporter | Huffington Post
Ex. 6 Personal Privacy (PP)
Twitter @ArthurDelaneyHP

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 3/20/2017 8:56:45 PM
To: Anthony Adragna [aadragna@politico.com]
CC: Press [Press@epa.gov]
Subject: RE: Copy of Mike Flynn's Message

Hi Anthony,

Here is the message that went out today all staff from Mike Flynn.

Thanks

Senior Leadership Message

Colleagues,

As an alumni of the University of North Carolina and a diehard Tar Heels basketball fan, I couldn't be more excited about the beginning of 'March Madness' last week. Every year I'm impressed by the tremendous talent, teamwork, and sheer determination displayed by the teams in this tournament. It's a strong reminder for me of the incredible EPA team that I've seen work together to tackle countless challenges – responding to emergencies, major regulatory and enforcement efforts, complex negotiations, tight deadlines, declining resources, and difficult administrative challenges. In every instance, you rose to the occasion and put your heart and soul into doing your best to help us accomplish our mission of protecting human health and the environment.

Last week you heard that the Office of Management and Budget released the President's 2018 budget blueprint. The request provides EPA with funding of $5.65 billion and approximately 3200 fewer positions, which represents a 31 percent reduction from levels contained in the annualized 2017 Continuing Resolution. Funding reductions were made across all domestic agencies to support the President's vision to increase funding for defense, homeland security, and veterans programs. If you would like to read the budget, you can find the EPA section on pages 41-42.

As we go through this time, it's important for all of us to remember several things. First, we are in the early stages of a long budget development process, and funding levels will not be finalized until Congress acts. Second, your work — the mission of the Agency — is very important, and it's critical that you continue to focus on the important work you do. And finally, remember you are part of a strong EPA team, one that has worked together to accomplish great things in the past and will continue to do so in the future.

I am very proud to be one of your colleagues, and thank you again for your continued dedication and hard work.

Mike Flynn
Acting Deputy Administrator

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Anthony Adragna [mailto:aadragna@politico.com]
Sent: Monday, March 20, 2017 4:45 PM
To: Press <Press@epa.gov>
Subject: Copy of Mike Flynn's Message

Hey everyone,

May I have a copy of the message from Mike Flynn that went out to agency staff today?

Thanks,

--

Anthony Adragna
Energy Reporter
POLITICO
Ex. 6 Personal Privacy (PP)
aadragna@politico.com
@AnthonyAdragna

Message

From: Valentine, Julia [Valentine.Julia@epa.gov]
Sent: 3/16/2017 9:54:55 PM
To: Alex Guillen [aguillen@politico.com]
CC: Konkus, John [konkus.john@epa.gov]; Press [Press@epa.gov]
Subject: Re: Budget question

Hi Alex,

Here you go:

EPA Answer: The budget blueprint reflects the President's priorities of preserving clean air and water as well as to ease the burden of costly regulations to industry. Administrator Pruitt is committed to leading the EPA in a more effective, more focused, less costly way as we partner with states to fulfill the agency's core mission.

Attributable to an agency spokesperson, or my my name if you need to use one.

Julia P. Valentine
Office of Media Relations
202.564.2663
Sent from USEPA iPhone

On Mar 16, 2017, at 4:46 PM, Alex Guillen <aguillen@politico.com> wrote:

Hi all,

The White House's budget blueprint says that "more than 50 EPA programs" are proposed for elimination. However, only a few of those programs are specified. Can you please provide me with the full list of programs the budget specifies for elimination?

Thank you,

Alex Guillén
Energy Reporter
POLITICO *Pro*
(o) 703.341.4619 Ex. 6 Personal Privacy (PP)
aguillen@politico.com | @alexcguillen

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 3/16/2017 2:21:20 PM
To: Kevin Bogardus [kbogardus@eenews.net]; Press [Press@epa.gov]; Konkus, John [konkus.john@epa.gov]; Ericksen, Doug [ericksen.doug@epa.gov]
Subject: RE: David Schnare's resignation

Got it Kevin.

Thanks

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Kevin Bogardus [mailto:kbogardus@eenews.net]
Sent: Thursday, March 16, 2017 10:19 AM
To: Press <Press@epa.gov>; Konkus, John <konkus.john@epa.gov>; Ericksen, Doug <ericksen.doug@epa.gov>; Valentine, Julia <Valentine.Julia@epa.gov>
Subject: David Schnare's resignation

Doug, John and Julia,

Hi, it's Kevin Bogardus with E&E News.

I'm working on a piece about David Schnare's resignation from EPA, citing his resignation email (please see below).

I don't need a comment from you but if you have any other thoughts you wish to share, I would be happy to add them to the piece.

If you do want to comment, please get back to me as soon as possible. My deadline is noon EST today but the sooner you get back to me, the more it helps my reporting. Thank you for your help.

Kevin Bogardus
E&E News reporter
kbogardus@eenews.net
202-446-0401 (p)
Ex. 6 Personal Privacy (PP)
202-737-5299 (f)

Follow me @KevinBogardus

E&E NEWS
122 C Street, NW, Suite 722, Washington, DC 20001
www.eenews.net • www.eenews.tv
EnergyWire, ClimateWire, E&E Daily, Greenwire, E&ENews PM, E&ETV

P.S. – Here is the email that I was referring to:

From: "Schnare, David" <schnare.david@epa.gov>
Date: March 15, 2017 at 2:41:18 PM EDT
To: 2017CareerTransitionLeaders <2017CareerTransitionLeaders@epa.gov>, 2017HQfirstassistants <2017HQfirstassistants@epa.gov>, 2017Regionfirstassistants <2017Regionfirstassistants@epa.gov>
Cc: "Willis, Sharnett" <Willis.Sharnett@epa.gov>, "Brazauskas, Joseph" <joseph.Brazauskas@mail.house.gov>, "john.k.mashburn@who.eop.gov" <john.k.mashburn@who.eop.gov>, "Catanzaro, Michael J. EOP/WHO" <Michael.J.Catanzaro@who.eop.gov>, "Bremberg, Andrew P. EOP/WHO" <Andrew.P.Bremberg@who.eop.gov>, "Jackson, Ryan" <jackson.ryan@epa.gov>
Subject: Resignation

Dear colleagues:

Transitions begin and they end. I have been honored to have had the opportunity to serve the Trump Administration, but I have completed as much as I am able. Thus it is time for me to move on.

I will resign effective COB Friday and will be on leave until then.

My contact information for any who wish to remain in touch **Ex. 6 Personal Privacy (PP)**

I wish each of you the best.

David W. Schnare

Assistant Deputy Administrator

US. EPA

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 1/30/2017 9:29:28 PM
To: Kevin Bogardus [kbogardus@eenews.net]
Subject: Kevin: Email that went out today to EPA staff

Hi Kevin,

Here is an email that went today. In case you don't already have it.

Fine to say that the EPA provided the email.

Thanks,
Julia

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

After one week on the job leading the transition team, I would like to say thank you to the many career professionals here at the EPA who have been working with me, White House Liaison Charles Munoz, and the transition team. I have served many roles in my life in both the private sector and in government. I want the EPA team to know that the people I have worked with here are among the best I have ever had the opportunity to work with.

We all know that political transitions are never easy. Carter to Reagan in 1981, Bush to Clinton in 1993, Clinton to Bush, and then Bush to Obama have all been unique and possessed their own challenges. We are now working our way through the transition from President Obama to President Trump.

Due to the important nature of the work that is done here at EPA, we are falling under a greater media microscope than most agencies.

I, like many of you, am surprised each morning by what I read in the newspaper and see on TV news shows, because much of what we see is just not accurate.

In addition, many news outlets are quoting individuals who are no longer serving on the EPA transition team. I am not able to validate or reject the statements made by these individuals, since I am not directly working with them, and I have not seen many of the documents referenced in the stories.

I cannot tell you today what the final decisions from the White House, from our new Administrator, and from the Congress will be. I can tell you that despite what you read and see on TV, no final decisions have been made with regard to the EPA.

Changes will likely come, and when they do, we will work together to implement them.

One thing I am certain of is that the transition team is committed to working with you to carry out the core mission of the EPA – To Protect Human Health and the Environment.

Don Benton
Senior White House Advisor

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 1/30/2017 9:24:44 PM
To: Dennis, Brady [Brady.Dennis@washpost.com]
Subject: Brady: another email today to all EPA staff

Hey there,

Here is an email that went today

Fine to say that the EPA provided the email.

After one week on the job leading the transition team, I would like to say thank you to the many career professionals here at the EPA who have been working with me, White House Liaison Charles Munoz, and the transition team. I have served many roles in my life in both the private sector and in government. I want the EPA team to know that the people I have worked with here are among the best I have ever had the opportunity to work with.

We all know that political transitions are never easy. Carter to Reagan in 1981, Bush to Clinton in 1993, Clinton to Bush, and then Bush to Obama have all been unique and possessed their own challenges. We are now working our way through the transition from President Obama to President Trump.

Due to the important nature of the work that is done here at EPA, we are falling under a greater media microscope than most agencies.

I, like many of you, am surprised each morning by what I read in the newspaper and see on TV news shows, because much of what we see is just not accurate.

In addition, many news outlets are quoting individuals who are no longer serving on the EPA transition team. I am not able to validate or reject the statements made by these individuals, since I am not directly working with them, and I have not seen many of the documents referenced in the stories.

I cannot tell you today what the final decisions from the White House, from our new Administrator, and from the Congress will be. I can tell you that despite what you read and see on TV, no final decisions have been made with regard to the EPA.

Changes will likely come, and when they do, we will work together to implement them.

One thing I am certain of is that the transition team is committed to working with you to carry out the core mission of the EPA – To Protect Human Health and the Environment.

Don Benton
Senior White House Advisor

Julia P. Valentine
Assoc. Dir./Acting Dir.
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 12/16/2016 7:46:36 PM
To: Timothy Cama [tcama@thehill.com]
Subject: RE: West Virginia lawsuit

Hi Tim,

Gotta refer you to DOJ for this.

Thanks

Julia P. Valentine
Acting Director
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: Timothy Cama [mailto:tcama@thehill.com]
Sent: Friday, December 16, 2016 2:42 PM
To: Press <Press@epa.gov>
Subject: West Virginia lawsuit

Hey folks-

Not sure who on the press team would take this, but:

I see that EPA is appealing the decision in the West Virginia case over the job forecasts. Did you folks want to comment on that?

Thanks.

--
Timothy Cama, Staff writer
The Hill
Ex. 6 Personal Privacy (PP) | www.thehill.com

Message

From: Valentine, Julia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0D386C8E6ABC4DAB9A307A9411E36D47-VALENTINE,]
Sent: 11/23/2016 3:32:51 PM
To: Steven.Mufson@washpost.com
CC: Conger, Nick [Conger.Nick@epa.gov]; Lee, Monica [Lee.Monica@epa.gov]
Subject: FW: EPA Finalizes Increase in Renewable Fuel Volumes

Release below in text.
And here is the link: https://www.epa.gov/newsreleases/epa-finalizes-increase-renewable-fuel-volumes

Julia P. Valentine
Acting Director
U.S. EPA, Ofc of Media Relations
202.564.2663 direct
Ex. 6 Personal Privacy (PP)

From: EPA Media Relations [mailto:noreply-subscriptions@epa.gov]
Sent: Wednesday, November 23, 2016 10:28 AM
To: Valentine, Julia <Valentine.Julia@epa.gov>
Subject: EPA Finalizes Increase in Renewable Fuel Volumes

CONTACT:
press@epa.gov

FOR IMMEDIATE RELEASE
November 22, 2016

EPA Finalizes Increase in Renewable Fuel Volumes

WASHINGTON - The U.S. Environmental Protection Agency (EPA) today finalized increases in renewable fuel volume requirements across all categories of biofuels under the Renewable Fuel Standard (RFS) program. In a required annual rulemaking, today's action finalizes the volume requirements and associated percentage standards for cellulosic biofuel, advanced biofuel, and total renewable fuel for 2017, and for biomass-based diesel for 2018.

"Renewable fuel volumes continue to increase across the board compared to 2016 levels," said Janet McCabe, the agency's acting assistant administrator for the Office of Air and Radiation. "These final standards will boost production, providing for ambitious yet achievable growth of biofuels in the transportation sector. By implementing the program enacted by Congress, we are expanding the nation's renewable fuels sector while reducing our reliance on imported oil."

Some key elements of today's action:

- Non-advanced or “conventional” renewable fuel increases in 2017, meeting the 15 billion-gallon congressional target for conventional fuels.

- The standard for biomass-based biodiesel – which must achieve at least 50 percent lifecycle greenhouse gas emission reductions compared to petroleum-based diesel – grows by 100 million gallons. The required volume of biomass-based diesel for 2017 is twice that of the minimum congressional target.

- Cellulosic biofuel – which must achieve at least 60 percent lifecycle greenhouse gas emissions reductions – grows 35 percent over the 2016 standard.

- The advanced biofuel standard – comprised of biomass-based diesel, cellulosic biofuel, and other biofuel that achieves at least 50 percent lifecycle greenhouse gas emissions reductions – increases 19 percent over the 2016 standard.

- Total renewable fuel volumes grow 1.2 billion gallons from 2016 to 2017, a 6 percent increase.

Renewable Fuel Volume Requirements for 2014-2018

	2014	**2015**	**2016**	**2017**	**2018**
Cellulosic biofuel (million gallons)	33	123	230	311	n/a
Biomass-based diesel (billion gallons)	1.63	1.73	1.9	2.0	2.1
Advanced biofuel (billion gallons)	2.67	2.88	3.61	4.28	n/a
Renewable fuel (billion gallons)	**16.28**	**16.93**	**18.11**	**19.28**	**n/a**

The Clean Air Act requires EPA to set annual RFS volume requirements for four categories of biofuels. By displacing fossil fuels, biofuels are part of the nation’s overall strategy to enhance energy security and address climate change. EPA is using the tools provided by Congress to adjust the standards below the statutory targets, but the steadily increasing volumes in the final rule continue to support Congress’s intent to grow the volumes. EPA implements the RFS program in consultation with the U.S. Department of Agriculture and the U.S. Department of Energy.

For more information on today’s announcement, go to: https://www.epa.gov/renewable-fuel-standard-program/final-renewable-fuel-standards-2017-and-biomass-based-diesel-volume

R180

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

From: Sean Reilly [sreilly@eenews.net]
Sent: 5/1/2017 9:07:43 PM
To: Press [Press@epa.gov]
Subject: FW: EPA Promotes Cooperation with States to Facilitate Safe Disposal of Coal Ash
Attachments: NV Sandoval.pdf

Hi folks:

At this point, have any states applied for authorization to create their own CCR disposal programs? If so, which ones and have any of these requests been approved?

My deadline is 7:30 this evening.

Thanks,

Sean Reilly

Reporter

E&E News

Subject: EPA Promotes Cooperation with States to Facilitate Safe Disposal of Coal Ash

EPA HEADQUARTERS
NEWS RELEASE
WWW.EPA.GOV/NEWSROOM

CONTACT:
press@epa.gov

FOR IMMEDIATE RELEASE
May 1, 2017

EPA Promotes Cooperation with States to Facilitate Safe Disposal of Coal Ash

WASHINGTON – U.S. Environmental Protection Agency Administrator Scott Pruitt sent a **letter (attached)** today informing states that EPA is working on guidance for implementing state permitting programs that allow flexibility in individual permits to manage the safe disposal of coal combustion residuals, known as CCR or "coal ash." EPA expects that its new guidance will allow for the safe disposal and continued beneficial use of coal ash, while enabling states to decide what works best for their environment.

"EPA continues to support the environmentally sound recycling of coal ash," said EPA Administrator Scott Pruitt. "Through the authority granted by Congress in the WIIN Act, EPA is issuing this guidance to promote the swift submission and review of state permit programs, make state and federal management of coal ash more consistent, and place enforcement in the hands of state regulators – those who best know the needs of local communities."

Based on the concept of cooperative federalism that is the hallmark of our environmental laws, section 2301 of the Water Infrastructure Improvements for the Nation Act (WIIN Act) authorizes state permit programs to manage coal combustion residuals. Through the WIIN

Act, Congress provided authority for states to operate permit programs, as long as the EPA determines that the state's requirements are at least as protective as the federal standards.

Legislation was necessary to better-facilitate implementation of EPA's 2014 CCR Final Rule. On December 19, 2014, EPA's CCR Final Rule was issued, but did not grant EPA or states the authority to directly regulate and permit safe coal ash disposal, making citizen lawsuits the primary enforcement mechanism for disposal of coal ash under the rule. In December of 2016, Congress passed the WIIN Act, which included language giving state agencies the authority to implement and enforce coal ash under the 2014 CCR Final Rule through EPA-approved state permit programs. The WIIN Act also gives EPA the authority to regulate coal ash in states that choose not to implement state permitting programs and in states whose permitting programs are determined to be inadequate by EPA.

###

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking here.
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States