

01268-EPA-5809

**Bob  
Perciasepe/DC/USEPA/US**  
11/05/2011 05:51 PM

To "Richard Windsor"  
cc  
bcc

Subject Fw: EPA Utility MACT rule EEI letter

(b)(5) Deliberative

Bob Perciasepe  
Deputy Administrator  
(o)202 564 4711  
(c)(b)(6) Privacy

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**From:** "Zichal, Heather R." ((b)(6) Privacy  
**Sent:** 11/03/2011 05:23 PM AST  
**To:** Bob Perciasepe  
**Subject:** FW: EPA Utility MACT rule

(b)(5) Deliberative

**From:** Kuhn, Thomas [mailto:TKuhn@eei.org]  
**Sent:** Wednesday, November 02, 2011 5:36 PM  
**To:** Sunstein, Cass R.  
**Cc:** Jackson.lisap@epa.gov; Zichal, Heather R.; Mancini, Dominic J.  
**Subject:** EPA Utility MACT rule

Attached is a letter from Tom Farrell, EEI's Chairman, and me regarding the EPA Utility MACT Rule.

Tom

Thomas R. Kuhn  
President  
Edison Electric Institute  
701 Pennsylvania Avenue NW  
Washington, DC 20004-2696  
202-508-5555; FAX: 202-508-5786  
[tkuhn@eei.org](mailto:tkuhn@eei.org)





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**EDISON ELECTRIC  
INSTITUTE**

November 2, 2011

The Honorable Cass R. Sunstein  
Administrator, Office of Information and Regulatory Affairs  
White House Office of Management and Budget  
725 17th Street, NW  
Washington, DC 20503

Dear Administrator Sunstein:

Thank you for taking the time to visit Monday during our meeting with your colleagues at OMB. We appreciated the opportunity to discuss how we can work together to develop a Utility MACT rule that will protect public health without jeopardizing the reliability of our electricity supply or unnecessarily driving up costs to consumers. This letter is intended to provide additional information on two critically important issues—the categorical approval of a fourth compliance year, and the benefits of using Section 112(i)(4) of the Clean Air Act to provide additional time for the limited number of units that need more than four years to come into compliance.

The Edison Electric Institute (EEI) is the association of U.S. shareholder-owned electric companies. Our members represent approximately 70 percent of the U.S. electric power industry. The electric power industry employs more than 500,000 American workers and represents approximately 3 percent of real GDP. EEI and our member companies are dedicated to providing reliable and affordable electricity in a responsible manner to U.S. consumers.

The pending Utility MACT rulemaking<sup>1</sup> creates opportunities and challenges for the electric industry. Our member companies are devoting extraordinary resources to remain in compliance with the Clean Air Act. However, full compliance with the final Utility MACT rule will require more than the three or four years allowed in the Clean Air Act to install technology at individual units or to build new generation or

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<sup>1</sup> National Emission Standards for Hazardous Air Pollutants From Coal- and Oil-Fired Electric Utility Steam Generating Units and Standards of Performance for Fossil-Fuel-Fired Electric Utility, Industrial-Commercial- Institutional, and Small Industrial-Commercial-Institutional Steam Generating Units, 76 Fed. Reg. 24976 (May 3, 2011).

transmission capacity or natural gas pipelines to replace retired units. EEI is focused on working with EPA and the Administration to find solutions within the Clean Air Act that enable full compliance with its provisions. EEI has submitted detailed comments on the proposed rule and we are grateful for the constructive dialogue we have had with EPA.

The Clean Air Act requires that all electric generating units (EGUs) be in compliance with the MACT requirements by 2015 (three years after the rule is effective). EPA states that 525 coal- and oil-based power plants are affected by this rule. While companies closing EGUs will do so by the end of 2015, we know right now that compliance by 2015 is not possible for all of our member companies' EGUs that require additional investment to comply. Many more will be able to comply within four years and some of our members will need five to six years to bring certain units into compliance. Moreover, even if the majority of units could individually come into compliance in four years, they may not all be able to install controls at the same time and may need to stagger installations to preserve grid reliability.

Fortunately, Section 112 of the Clean Air Act anticipates this scenario and authorizes the President to provide a short-term extension "if the President determines that the technology to implement such standard is not available and that it is in the national security interests of the United States to do so."<sup>2</sup> The extensions can be granted to individual units for periods of up to two years. If this authority is delegated to EPA, the Agency gets to determine exactly how much time is needed. This statutory extension authority, combined with a categorical extension for the fourth year, provides the best way for the Administration to anticipate compliance needs and to provide extensions in a reliable, efficient and cost-effective manner where technological availability and national security dictate.

This extension provision is unique to only the HAPs program in the Clean Air Act (as is the statutory deadline for MACT compliance) and does not set a precedent for other industry programs. An Executive Order issued under Section 112 of the Clean Air Act gives the President the ability to establish specific standards and procedures that EPA applies to determine compliance with the statutory criteria. This would establish a strong precedent limiting future Administrations. Otherwise, a future Administration could interpret Section 112 far more broadly, and potentially could delegate the extension authority to a federal agency other than EPA.

The Section 112 exemption provision, combined with a categorical one-year extension, directly addresses the problems caused by the statutory three-year deadline. The installation of controls or replacement facilities usually will require utility regulatory commission approval; engineering and design; financing arrangements; approval of multiple environmental permits; coordination with other upgrade and maintenance activities; construction; and start-up.

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<sup>2</sup> 42 U.S.C. 7412(i)(4).

We know that some plants, primarily large units adding expensive technology, will need five to six years to come into compliance, even if these plants work as diligently as possible, beginning as soon as the rule is final. We also know that the simultaneous installation of controls at multiple units—assuming the technology, labor and equipment are even available—would cause serious electric reliability concerns. For example, we understand that the Midwest ISO has informed the Administration that if the three-year time limit were in effect, it would expect that 60 to 80 GW of capacity, or virtually all of its coal supply, would try to install controls at the same time, which would raise serious system adequacy problems. A better approach would be to phase in the installation of controls over more time to assure that both reliability and emission-control goals are met in an efficient, economic and reliable manner.

Section 112(i)(4), together with a categorical fourth year, provides the opportunity to address these problems because it can establish a solution that will create the flexibility necessary to implement this new rule most reliably, efficiently, and cost effectively. This solution must be made clear early in the planning and development process. Given the significant investments in time, resources, advance planning and permitting necessary for facility enhancements or new construction to come into compliance, there is no time to take a "wait and see" approach to determine whether more time is needed for compliance with this rule by at least some units.

Section 112's emphasis on availability of technology and national security (which we believe includes electric supply reliability, adequacy, efficiency and cost) also provides the opportunity to create a collaborative process for EPA to work with EGUs, states, Reliability Authorities and industry to take into consideration the impact of compliance efforts on the grid. We envision that this process would result in development and approval early in the compliance process of very specific plans for sequential installation of controls. This allows EPA to direct a more logical, orderly and cost-effective implementation of the Utility MACT rule for electricity providers, consumers and the economy.

We feel strongly that an approach using an Executive Order rooted in Section 112 of the Clean Air Act will be more defensible legally and has numerous advantages over an approach that looks to Section 113 Enforcement Orders to provide compliance extensions. Points to consider:

- As an initial matter, an Enforcement Order may only be issued for a one-year extension beyond the maximum four years allowed for MACT compliance. This is not enough time for some facilities to comply.
- Enforcement Orders do not provide for consistent standards and approaches, and provide no process for consultation with experts in reliability, technology availability, or other factors that are directly relevant to phasing compliance and that can be considered under Section 112. Each EPA region operates autonomously. Each Enforcement Order is reviewed in court, with

opportunities for public participation that could mire a "violator" in settlement discussions or litigation for years at significant cost. These factors promote inconsistency and delay, not efficient planning and compliance.

- Enforcement Orders come late in the compliance process and provide no mechanism to develop coordinated, efficient and cost-effective compliance plans.
- Enforcement Orders are premised on a finding that the Clean Air Act has been violated and often are understood to imply that the violation could have been avoided. An EGU that is found in violation of the Clean Air Act is subject to civil penalties (up to \$37,500 per day) and criminal penalties (up to 5 years in prison) for a knowing violation of the Act.
- Third parties may well file citizen suits seeking damages for violations of compliance deadlines subject to Enforcement Orders, even if the utility was totally diligent and not at fault in needing more time to comply. One of our members already has lost such a suit when it operated a gas plant pursuant to a Department of Energy order to assure electricity supply during the California energy crises—despite the fact that it would violate EPA emission restrictions. The plant was sued by a local group for several million dollars based on the violation of EPA standards. Under a Section 113 approach, EPA cannot stop such suits from taking place. In some cases, environmental groups also have challenged a utility's right to recover costs spent to comply with Enforcement Orders. Both situations threaten to impose increased costs that would not even be relevant under a Section 112 approach.
- Finally, using Enforcement Orders as a process to extend MACT compliance deadlines is not specifically authorized in the statute. In contrast, use of an Executive Order is authorized expressly in the statute. The Enforcement Order approach, therefore, is more vulnerable to legal challenge. It is extremely unlikely that an Executive Order delegating Presidential Authority could be litigated.


In summary, EEI believes strongly that EPA will be able to achieve compliance more efficiently and more cost effectively using the authorities of Section 112 delegated through an Executive Order (together with a categorical fourth-year extension) than could occur if EPA uses Enforcement Orders to "approve" extensions.

The Section 112 approach enables EPA to determine when extensions are justified, and strengthens the basis for rational, efficient and cost-effective decision making by using the technical expertise of the Reliability Authorities.

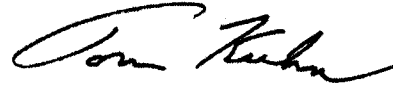
EEI's objective is to help expedite compliance with the Utility MACT goals without sacrificing environmental progress. We appreciate your consideration of these

concerns and ask that you implement the Section 112 process simultaneously with issuance of the final Utility MACT rule. We look forward to continuing a constructive dialogue on this subject.

Sincerely,



Thomas F. Farrell, II  
Chairman, Edison Electric Institute  
Chairman, President & CEO  
Dominion



Thomas R. Kuhn  
President

cc: Lisa Jackson, Administrator, Environmental Protection Agency  
Heather Zichal, Deputy Assistant to the President for Energy & Climate Change  
Dominic Mancini, Chief, OIRA Natural Resources and Environment Branch

01268-EPA-5810

Noah Dubin/DC/USEPA/US

To

11/07/2011 05:55 PM

cc

bcc Richard Windsor

Subject 11/09/2011 thru 11/22/2011 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

11/07/2011 05:54:07 PM

**Wednesday, 11/9/2011**

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

**09:30 AM-09:45 AM Meet & Photo Op with Winners of Apps for the Environment Challenge**  
Ct: Malcolm Jackson (OEI)

\*This is follow up to the event in June that the Administrator did with Secretary Sebelius. The Administrator will engage with the winners of the challenge in this event.  
Location: Administrator's Office

**09:45 AM-10:00 AM Depart for Capitol**  
Location: Ariel Rios

**10:00 AM-10:30 AM Meeting with Senator Durbin (IL)**  
Ct: Claire Reuschel (b) (6), Claire\_Reuschel@durbin.senate.gov

Staff:  
Arvin Ganesan (OA)

Location: Capitol Building - S-321

**10:30 AM-10:45 AM Depart for Ariel Rios**  
Location: Capitol

**10:45 AM-11:45 AM White House OPE Policy in Action Leadership Conference**  
Ct: Heidi Ellis - 202-564-3019  
Location: WH, Room TBD

**11:30 AM-11:45 AM Nature Magazine Interview**  
Ct: Andra Belknap 564-0369

Staff: Brendan Gilfillan, Betsaida Alcantara, Alisha Johnson (OEAE)

Topics: advancement of challenge of advancing science-based regs in the current political environment. Focus on climate and energy.  
Location: Administrator's Office

**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

**01:15 PM-01:45 PM PARS: Bob Sussman**



Ct: Don Maddox - 202-564-7207

Staff:  
Bob Sussman (OA)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

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**02:00 PM-02:30 PM One on One with Cynthia Giles**  
Ct: Linda Huffman 564-3139

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

-----  
**02:45 PM-03:15 PM PARS: Al Armendariz**  
Ct: Chrissy Mann - 214-665-7295

Staff:  
Al Armendariz (R6) - Calling in  
Bob Perciasepe (OA) - Calling in

Optional:  
Diane Thomspn (OA)

\*\*Aaron or Gladys will open up the Administrator's conference line

Location: Administrator's Office

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**03:30 PM-05:00 PM Senior Policy**  
Location: Bullet Room

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**Thursday, 11/10/2011**

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

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**10:30 AM-10:45 AM Meeting with American Association of Blacks in Energy**  
Ct: Heidi Ellis - 202-564-3019  
Wadi Muhammad - 202-564-8876

Attendees:

-Hilda Pinnix-Ragland

-Arnetta McRae

-Frank Stewart

Staff:  
Stephanie Owens, Heidi Ellis (OEAE)

Location: Administrator's Office

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**11:00 AM-11:30 AM PARS: Nancy Stoner**  
Ct: Martha Workman - 202-564-3774

Staff:  
Nancy Stoner (OW)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

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**11:30 AM-01:30 PM POTUS Lunch**  
Ct: (b)(6) Privacy

LPJ with: POTUS, Bill Daley, Secretaries Chu and LaHood  
Location: WH Private Dining Room

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**02:00 PM-02:30 PM One on One with Lisa Garcia**  
Ct: Andrea Dickerson 564-2349

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

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**03:00 PM-03:30 PM One on One with Malcolm Jackson**  
Ct: Georgia Bednar 564-9816

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

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**03:45 PM-04:15 PM Meeting to Discuss Keystone XL Pipeline EIS**  
Ct: Linda Huffman - 202-564-3139

Staff:  
Bob Perciasepe, Bob Sussman, Diane Thompson, Lisa Garcia (OA)  
Cynthia Giles, Steven Chester, Susan Bromm, Cliff Rader (OECA)  
Seth Oster (OEAE)  
Gina McCarthy (OAR)  
Michelle DePass (OITA)

Location: Bullet Room

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**04:30 PM-05:00 PM Discussion on Refinery Rules**  
Ct: Noah Dubin - 202-564-7314

Bob Perciasepe, Bob Sussman (OA)  
Janet McCabe (OAR)  
Scott Fulton, Avi Garbow (OGC)  
Michael Goo (OP)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

**Friday, 11/11/2011**

**08:00 AM-06:00 PM**    **FYI: Veterans Day Holiday**  
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**Saturday, 11/12/2011**

**09:00 AM-06:00 PM**    **DO NOT TRAVEL**  
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**Sunday, 11/13/2011**

**Monday, 11/14/2011**

**08:45 AM-09:15 AM**    **Daily Briefing**

Location: Administrator's Office  
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**10:30 AM-10:45 AM**    **Phone Call w/ Senator Lieberman (CT)**

Ct: Rayanne\_Bostick@lieberman.senate.gov or (b) (6)

\*Senator Lieberman will call (b) (6) Privacy to be connected w/ the Administrator

Location: Administrator's Office  
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**11:15 AM-12:00 PM**    **Early Guidance for National Primary Drinking Water Regulation : Group Regulation of Carcinogenic Volatile Organic Compounds**

Ct: Martha Workman - 202-564-3774

Staff:

- Bob Perciasepe, Bob Sussman (OA)
- Nancy Stoner, Cynthia Dougherty, Pamela Barr, Lisa Christ, Yvette Selby-Mohamadu, Betsy Behl, Rita Schoeny (OW)
- Scott Fulton, Carrie Wehling (OGC)
- Michael Goo (OP)
- Cynthia Giles (OECA)
- Paul Anastas (ORD)
- Mathy Stanislaus (OSWER)
- Peter Grevatt (OCHP)
- Shawn Grevatt (R3)
- Susan Hedman (R5)
- Karl Brooks (R7)
- Jared Blumenfeld (R9)
- Dennis McLerran (R10)

Optional:

- Dlane Thompson (OA)
- Mike Shapiro, Ron Bergman, Phil Oshida, Eric Burneson (OW)
- Arvin Ganesan, Laura Vaught (OCIR)
- Janet Woodka (Reg. Ops)

\*\*Teleconferencing is required for this briefing

Location: Bullet Room

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**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

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**01:00 PM-02:00 PM Senior Staff**  
Location: Bullet Room

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**01:00 PM-07:00 PM HOLD: Travel to Madison, WI**

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**03:15 PM-03:45 PM One on One with Michelle DePass**  
Ct: Lakita Stewart 564-6458

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office  
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**Tuesday, 11/15/2011**

**05:00 AM-08:00 PM HOLD: Travel to Madison, WI**

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**10:00 AM-10:30 AM One on One with Scott Fulton**  
Ct: Carla Veney 564-1619

Optional: Diane Thompson  
Location: Administrator's Office  
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**11:00 AM-11:30 AM One on One with Peter Grevatt**  
Ct: Florence Claggett 566-0637

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office  
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**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

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**01:00 PM-01:30 PM One on One with John Hankinson**  
Ct: Caroline Whitehead 566-2907

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office  
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**03:30 PM-04:00 PM One on One with Steve Owens**  
Ct: Gloria Milhouse 564-4206

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office  
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**Wednesday, 11/16/2011**

**05:00 AM-08:00 PM HOLD: Travel to Madison, WI**

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**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

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**09:00 AM-10:30 AM Proposed Meeting Date - Everglades Principals Meeting with Governor Rick Scott (FL), DOI, and DOJ**  
Ct: Liz Ashwell 564.1008

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**11:30 AM-12:00 PM PARS: Gwen Keyes-Fleming**  
Ct: Brenda Beverly 404-562-8348

Staff: Diane Thompson, Bob Perciasepe  
Location: Green Room

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**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

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**01:00 PM-01:30 PM PARS: Craig Hooks**  
Ct: Kim Wheeler - 202-564-1877

Staff:  
Craig Hooks (OARM)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

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**01:45 PM-02:15 PM One on One with Gina McCarthy**  
Ct: Cindy Huang 564-1850

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

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**02:30 PM-03:00 PM PARS: Karl Brooks**  
Ct: Julia Cacho - 913-551-7071

Staff:  
Karl Brooks (R7)  
Bob Perciasepe (OA)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

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**03:30 PM-04:30 PM Senior Policy**  
Location: Bullet Room

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Thursday, 11/17/2011

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**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

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**10:00 AM-10:30 AM One on One with Mathy Stanislaus**

Ct: Nelida Torres 564-5767

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

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**11:00 AM-11:30 AM One on One with Barbara Bennett**  
Ct: Rhonda Robinson 564-0126

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

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**02:00 PM-03:00 PM Meeting on Chesapeake Bay Progress Reporting**  
Ct: Julie Winters - 410-267-5754

Staff:  
Jeff Corbin, Nicholas DiPasquale  
Katherine Antos, Jeff Sweeney, Julie Winters  
James Edward (CBTF)  
Shawn Garvin (R3)

Location: Administrator's Office

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**03:15 PM-03:45 PM PARS: Shawn Garvin**  
Ct: Janice Donlon 215-814-5565

Staff: Diane Thompson, Bob Perciasepe  
Location: Administrator's Office

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**Friday, 11/18/2011**

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**11:15 AM-11:45 AM Joint Initiative on Urban Sustainability Update**  
Ct: Shalini Vajjhala - 202-564-2789

Staff:  
Diane Thompson, Erica Jeffries (OA)  
Michelle Depass, Shalini Vajjhala, Elle Beard (OITA)  
Barbara Bennett (OCFO)  
Tseming Yang (OGC)  
Bicky Corman (OP)

Optional:  
Dan Kanninen (OA)

Location: Administrator's Office

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**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

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**01:00 PM-01:30 PM PARS: Curt Spalding**  
Ct: Kate Renahan 617-918-1491

Staff: Diane Thompson, Bob Perciasepe  
Location: Administrator's Office

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**01:45 PM-02:15 PM PARS: Jared Blumenfeld**  
Ct: Abigail Gaurdaro 415-947-4238

Staff: Bob Perciasepe  
Optional: Diane Thompson  
Location: Administrator's Office

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**02:30 PM-03:00 PM PARS: Susan Hedman**  
Ct: Gloria Swanson 312-886-3545

Staff: Diane Thompson, Bob Perciasepe  
  
Location: Administrator's Office

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**03:15 PM-04:00 PM Options Selection for Tier 3 Vehicle Emissions and Fuel Standards Rule**  
Ct: Cindy Huange - 202-564-1850

Staff:  
Bob Sussman, Bob Perciasepe (OA)  
Gina McCarthy, Janet McCabe, Joseph Goffman, Jim Jones, Don Zinger (OAR)  
Margo Oge, Lori Stewart, Karen Orehowsky, Chet France, Kathryn Sargeant, Paul  
Machiele, Glenn Passavant, John Koupal, Mike Olechiw (OTAQ)  
Scott Fulton (OGC)  
Michael Goo (OP)  
Paul Anastas (ORD)  
Cynthia Giles (OECA)  
Judith Enck (R2)  
Shawn Garvin (R3)  
Jared Blumenfeld (R9)

Optional:  
Diane Thompson (OA)  
Janet Woodka (Reg. Ops)  
Arvin Ganesan, Laura Vaught (OCIR)  
Bill Nickerson, Elizabeth Kopits, Peter Nagelhuout, Lester Facey (OP)  
Matthew Davis (OCHP)  
Anne Wick, Jeff Kodish OECA  
John Hannon, Michael Horowitz, Mark Kataoka, Winifred Okoye (OGC)  
Larke Williams, Sarah Mazur, Tim Benner, Gene Stroup, John Cowden, Will Boyes,  
Deb Luecken (ORD)  
Dan Birkett (R2)  
Brian Rehn (R3)  
Jeffrey Buss (R9)

\*\*Teleconferencing is required for this briefing

Location: Bullet Room  
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Saturday, 11/19/2011

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**Sunday, 11/20/2011**

**Monday, 11/21/2011**

08:00 AM-08:00 PM HOLD for Travel

08:45 AM-09:15 AM FYI Daily Briefing  
Location: Administrator's Office

02:00 PM-04:00 PM HOLD - Dr. Oz Taping  
Taping at 3  
Location: New York NY

09:00 PM-10:00 PM Live Interview with Rachel Maddow

10:00 PM-11:59 PM RON: NYC  
Location: NYC

**Tuesday, 11/22/2011**

08:00 AM-10:00 AM Travel from NYC

10:00 AM-10:30 AM One on One with Steve Owens  
Ct: Gloria Milhouse 564-4206

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

12:00 PM-01:00 PM No Meetings  
Location: Administrator's Office

01:00 PM-01:30 PM Discussion on EPA's Burlington Northern Strategy  
Ct: Linda Huffman - 202-564-3139

Staff:  
Cynthia Giles, Larry Starfield, Elliott Gilberg, Cyndy Mackey, Karin Leff,  
Benjamin Lammie, Deniz Ergener, Gregory Wall (OECA)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

02:00 PM-02:30 PM One on One with Paul Anastas  
Ct: Nathan Gentry 564-9084

Optional: Diane Thompson, Bob Perciasepe Bob Sussman  
Location: Administrator's Office

03:00 PM-03:30 PM One on One with Cynthia Giles  
Ct: Linda Huffman 564-3139



Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

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\*\*\* END \*\*\*

01268-EPA-5811

**Richard Windsor/DC/USEPA/US**  
11/08/2011 09:55 AM

To "Stephanie Cutter", "David Plouffe"  
cc  
bcc  
Subject NJ Star Ledger editorial

(b)(5) Deliberative

Lisa

-----Original Message-----

From: Lisa Plevin  
To: Lisa At Home  
Subject: Great SL editorial attacking Christie's position on CSAPR  
Sent: Nov 8, 2011 8:56 AM

Christie abandoning big fight to protect the environment

Published: Tuesday, November 08, 2011, 7:09 AM

By Star-Ledger Editorial Board The Star-Ledger

Gov. Chris Christie made it official yesterday: He is abandoning New Jersey's longtime bipartisan effort to force a cleanup of dirty coal plants in states to our west and south.

The governor tried to spin his way out of this by pointing to smaller steps he's taken to guard against air pollution. But make no mistake: This is the big fight and he is sounding a retreat.

Roughly one-third of New Jersey's air pollution comes from states such as Pennsylvania and Ohio, where coal plant operators are not required to install modern pollution controls. So even though New Jersey requires those controls on plants within our borders, the air here remains dirty.

Now, the Environmental Protection Agency has proposed rules that would require a cleanup in those states. For New Jersey, this should be a no-brainer.

Scientists at the EPA say the new rules will prevent up to 1,200 deaths per year in New Jersey, and much larger numbers of heart attacks and asthma cases. And by making the rules more uniform, businesses here will no longer be at such a competitive disadvantage on energy costs, which is why the state Chamber of Commerce supports the EPA position. So do reasonable Republicans, such as former Gov. Tom Kean.

Christie's position is an intellectual muddle. He supports EPA efforts to force cleanups at individual plants in other states, a process that takes years and has uncertain outcomes. (In the past month, New Jersey won one such case and lost another.) But he opposes EPA moves to force a broader cleanup, and won't join a lawsuit defending the agency. What sense does that make?

Our suspicion is that this is all about the governor's standing in the Republican Party. He apparently wants to be vice president, and his party is engaged in a broad assault against EPA authority. So rather than protect the health of New Jersey residents, he is protecting his political prospects.

01268-EPA-5812

Noah Dubin/DC/USEPA/US

To

11/08/2011 05:28 PM

cc

bcc Richard Windsor

Subject 11/10/2011 thru 11/23/2011 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

11/08/2011 05:26:53 PM

**Thursday, 11/10/2011**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**09:45 AM-10:00 AM Nature Magazine Interview**

Ct: Andra Belknap 564-0369

Staff: Brendan Gilfillan, Betsaida Alcantara, Alisha Johnson (OEAE)

Topics: advancement of challenge of advancing science-based regs in the current political environment. Focus on climate and energy.

Location: Administrator's Office

**10:30 AM-10:45 AM Meeting with American Association of Blacks in Energy**

Ct: Heidi Ellis - 202-564-3019

Wadi Muhammad - 202-564-8876

Attendees:

-Hilda Pinnix-Ragland

-Arnetta McRae

-Frank Stewart

Staff:

Dru Ealons, Heidi Ellis (OEAE)

Optional:

Janet McCabe (OAR)

Location: Administrator's Office

**11:00 AM-11:30 AM PARS: Nancy Stoner**

Ct: Martha Workman - 202-564-3774

Staff:

Nancy Stoner (OW)

Optional:

Diane Thompson (OA)

Location: Administrator's Office

-----  
**11:30 AM-11:45 AM**    **Depart for White House**  
Call time in West Wing Lobby is 11:45 AM

Location: Ariel Rios

-----  
**11:45 AM-01:30 PM**    **POTUS Lunch**  
Ct: (b)(6) Privacy

LPJ with: POTUS, Bill Daley, Secretaries Chu and LaHood  
Location: WH Private Dining Room

-----  
**02:00 PM-02:30 PM**    **PARS: Bob Sussman**  
Ct: Don Maddox - 202-564-7207

Staff:  
Bob Sussman (OA)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

-----  
**03:00 PM-03:30 PM**    **One on One with Malcolm Jackson**  
Ct: Georgia Bednar 564-9816

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

-----  
**03:45 PM-04:15 PM**    **Meeting to Discuss Keystone XL Pipeline EIS**  
Ct: Linda Huffman - 202-564-3139

Staff:  
Bob Perciasepe, Bob Sussman, Diane Thompson, Lisa Garcia (OA)  
Cynthia Giles, Steven Chester, Susan Bromm, Cliff Rader (OECA)  
Seth Oster (OEAE)  
Gina McCarthy (OAR)  
Michael Stahl (OITA)  
Tseming Yang (OGC)

Location: Bullet Room

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**Friday, 11/11/2011**

**08:00 AM-06:00 PM**    **FYI: Veterans Day Holiday**

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**Saturday, 11/12/2011**

**09:00 AM-06:00 PM**    **DO NOT TRAVEL**

-----  
**Sunday, 11/13/2011**

**Monday, 11/14/2011**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**10:30 AM-11:00 AM Discussion on Refinery Rules**

Ct: Noah Dubin - 202-564-7314

Bob Perciasepe, Bob Sussman (OA)  
Gina McCarthy, Janet McCabe (OAR)  
Scott Fulton, Avi Garbow (OGC)  
Michael Goo (OP)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

**11:45 AM-12:00 PM Phone Call with Senator Lieberman (CT)**

Ct: Rayanne\_Bostick@lieberman.senate.gov or (b)(6) Privacy

\*Senator Lieberman will call 202-564-1783 to be connected w/ the Administrator

Location: Administrator's Office

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:00 PM-02:00 PM FYI Senior Staff**

Location: Bullet Room

**01:00 PM-07:00 PM HOLD: Travel to Madison, WI**

**03:15 PM-03:45 PM RESCHEDULE One on One with Michelle DePass**

Ct: Lakita Stewart 564-6458

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**Tuesday, 11/15/2011**

**05:00 AM-08:00 PM HOLD: Travel to Madison, WI**

**10:00 AM-10:30 AM RESCHEDULE One on One with Scott Fulton**

Ct: Carla Veney 564-1619

Optional: Diane Thompson  
Location: Administrator's Office

**11:00 AM-11:30 AM RESCHEDULE One on One with Peter Grevatt**

Ct: Florence Claggett 566-0637

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**01:00 PM-01:30 PM RESCHEDULE One on One with John Hankinson**

Ct: Caroline Whitehead 566-2907

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**03:30 PM-04:00 PM RESCHEDULE One on One with Steve Owens**

Ct: Gloria Milhouse 564-4206

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**Wednesday, 11/16/2011**

**05:00 AM-08:00 PM HOLD: Travel to Madison, WI**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**09:00 AM-10:30 AM Proposed Meeting Date - Everglades Principals Meeting with Governor Rick Scott (FL), DOI, and DOJ**

Ct: Liz Ashwell 564.1008

**11:30 AM-12:00 PM PARS: Gwen Keyes-Fleming**

Ct: Brenda Beverly 404-562-8348

Staff: Diane Thompson, Bob Perciasepe

Location: Green Room

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:00 PM-01:30 PM PARS: Craig Hooks**

Ct: Kim Wheeler - 202-564-1877

Staff:

Craig Hooks (OARM)

Optional:

Diane Thompson (OA)

Location: Administrator's Office

**01:45 PM-02:15 PM One on One with Gina McCarthy**

Ct: Cindy Huang 564-1850

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**02:30 PM-03:00 PM PARS: Karl Brooks**

Ct: Julia Cacho - 913-551-7071

Staff:

Karl Brooks (R7)

Bob Perciasepe (OA)

Optional:

Diane Thompson (OA)

Location: Administrator's Office

**03:30 PM-04:30 PM Senior Policy**

Location: Bullet Room

Thursday, 11/17/2011

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**10:00 AM-10:30 AM One on One with Mathy Stanislaus**

Ct: Nelida Torres 564-5767

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**11:00 AM-11:30 AM One on One with Barbara Bennett**

Ct: Rhonda Robinson 564-0126

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:15 PM-01:45 PM One on One with Cynthia Giles**

Ct: Linda Huffman 564-3139

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**02:00 PM-03:00 PM Meeting on Chesapeake Bay Progress Reporting**

Ct: Julie Winters - 410-267-5754

Staff:

Jeff Corbin, Nicholas DiPasquale

Katherine Antos, Jeff Sweeney, Julie Winters

James Edward (CBTF)

Shawn Garvin (R3)

Location: Administrator's Office

**03:15 PM-03:45 PM PARS: Shawn Garvin**

Ct: Janice Donlon 215-814-5565

Staff: Diane Thompson, Bob Perciasepe  
Location: Administrator's Office

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**04:00 PM-04:30 PM One on One with Lisa Garcia**

Ct: Andrea Dickerson 564-2349

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

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**Friday, 11/18/2011**

**11:15 AM-11:45 AM Joint Initiative on Urban Sustainability Update**

Ct: Shalini Vajjhala - 202-564-2789

Staff:

Diane Thompson, Erica Jeffries (OA)  
Michelle Depass, Shalini Vajjhala, Elle Beard (OITA)  
Barbara Bennett (OCFO)  
Tseming Yang (OGC)  
Bicky Corman (OP)

Optional:

Dan Kanninen (OA)

Location: Administrator's Office

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**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

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**01:00 PM-01:30 PM PARS: Curt Spalding**

Ct: Kate Renahan 617-918-1491

Staff: Diane Thompson, Bob Perciasepe

Location: Administrator's Office

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**01:45 PM-02:15 PM PARS: Jared Blumenfeld**

Ct: Abigail Gaurdaro 415-947-4238

Staff: Bob Perciasepe

Optional: Diane Thompson

Location: Administrator's Office

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**02:30 PM-03:00 PM PARS: Susan Hedman**

Ct: Gloria Swanson 312-886-3545

Staff: Diane Thompson, Bob Perciasepe

Location: Administrator's Office

-----

**03:15 PM-04:00 PM Options Selection for Tier 3 Vehicle Emissions and Fuel Standards Rule**

Ct: Cindy Huange - 202-564-1850

Staff:



Bob Sussman, Bob Perciasepe (OA)  
 Gina McCarthy, Janet McCabe, Joseph Goffman, Jim Jones, Don Zinger (OAR)  
 Margo Oge, Lori Stewart, Karen Orehowsky, Chet France, Kathryn Sargeant, Paul  
 Machiele, Glenn Passavant, John Koupal, Mike Olechwi (OTAQ)  
 Scott Fulton (OGC)  
 Michael Goo (OP)  
 Paul Anastas (ORD)  
 Cynthia Giles (OECA)  
 Judith Enck (R2)  
 Shawn Garvin (R3)  
 Jared Blumenfeld (R9)

Optional:

Diane Thompson (OA)  
 Janet Woodka (Reg. Ops)  
 Arvin Ganesan, Laura Vaught (OCIR)  
 Bill Nickerson, Elizabeth Kopits, Peter Nagelhuout, Lester Facey (OP)  
 Matthew Davis (OCHP)  
 Anne Wick, Jeff Kodish OECA  
 John Hannon, Michael Horowitz, Mark Kataoka, Winifred Okoye (OGC)  
 Larke Williams, Sarah Mazur, Tim Benner, Gene Stroup, John Cowden, Will Boyes,  
 Deb Luecken (ORD)  
 Dan Birkett (R2)  
 Brian Rehn (R3)  
 Jeffrey Buss (R9)

\*\*Teleconferencing is required for this briefing

Location: Bullet Room

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**Saturday, 11/19/2011**

**Sunday, 11/20/2011**

**Monday, 11/21/2011**

**08:45 AM-09:15 AM** FYI Daily Briefing

Location: Administrator's Office

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**09:00 AM-09:45 AM** HOLD: Meeting with the Regulatory Working Group of POTUS Council on Jobs

Ct: Charles Imohiosen: Imohiosen.Charles@epamail.epa.gov

Location: BNSF Railway, 500 New Jersey Avenue, NW, Ste. 550

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**09:45 AM-10:00 AM** HOLD: Travel to DCA

-----

**10:00 AM-11:00 PM** HOLD for Travel

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**11:00 AM-12:15 PM** HOLD: Flight to LGA

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**02:00 PM-04:00 PM** HOLD - Dr. Oz Taping

Taping at 3

Location: New York NY

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**09:00 PM-10:00 PM Live Interview with Rachel Maddow**

**10:00 PM-11:59 PM RON: NYC**  
Location: NYC

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**Tuesday, 11/22/2011**

**08:00 AM-10:00 AM Travel from NYC**

**10:00 AM-10:30 AM One on One with Steve Owens**  
Ct: Gloria Milhouse 564-4206

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**11:45 AM-12:00 PM Photo and Q and A with OEAE Interns**  
Ct: Shira Sternberg - 202-525-8850

Location: Bullet Room

**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

**01:00 PM-01:30 PM Discussion on EPA's Burlington Northern Strategy**  
Ct: Linda Huffman - 202-564-3139

Staff:  
Cynthia Giles, Larry Starfield, Elliott Gilberg, Cyndy Mackey, Karin Leff,  
Benjamin Lammie, Deniz Ergener, Gregory Wall (OECA)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office

**02:00 PM-02:30 PM One on One with Paul Anastas**  
Ct: Nathan Gentry 564-9084

Optional: Diane Thompson, Bob Perciasepe Bob Sussman  
Location: Administrator's Office

**03:00 PM-03:30 PM One on One with Cynthia Giles**  
Ct: Linda Huffman 564-3139

Optional: Diane Thompson, Bob Perciasepe, Bob Sussman  
Location: Administrator's Office

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**Wednesday, 11/23/2011**

**08:45 AM-09:15 AM**    **FYI Daily Briefing**  
Location: Administrator's Office

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**09:00 AM-06:00 PM**    **Out of Office**  
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\*\*\* END \*\*\*

01268-EPA-5813

**Richard Windsor/DC/USEPA/US**  
11/09/2011 06:51 AM

To "Heather Zichal"  
cc  
bcc

Subject Fw: NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

Fyi

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**From:** Mathy Stanislaus  
**Sent:** 11/09/2011 06:49 AM EST  
**To:** Richard Windsor; Bob Perciasepe; Bob Sussman; Seth Oster  
**Cc:** Lisa Feldt  
**Subject:** Fw: NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

---

**From:** Emily Enderle [eenderle@earthjustice.org]  
**Sent:** 11/08/2011 04:17 PM PST  
**To:** Mathy Stanislaus; Stephanie Owens  
**Subject:** NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

Dear Assistant Administrator Stanislaus and Ms. Owens,  
Earthjustice and the Sierra Club have started running ads in MI, WI and VA last week to compliment a fly-in with 19 affected citizens and leaders from 10 states. Additionally, we phone banked Senators. We'll likely undertake similar efforts other states.  
Please find below the press release with links to the ads and the E&E coverage.  
Emily

## **FOR IMMEDIATE RELEASE**

November 8, 2011

Contacts: Jared Saylor, Earthjustice (202) 667-4500 ext. 213  
Maggie Kao, Sierra Club (202) 675-2384

### **Groups Call on Senate to Prevent Another Toxic Coal Ash Spill**

*TV ads in Wisc., Mich. and Va. highlight threat of coal ash after Great Lakes spill*

**Washington, D.C.** – Earthjustice and Sierra Club launched a television ad campaign in three states urging Senators to reject legislation that prevents the Environmental Protection Agency from regulating toxic coal ash. The ads are launching on the heels of a toxic coal ash spill into Lake Michigan, and are airing in Wisc., Mich. and Va. All three states have been plagued by toxic coal ash contamination onto their land and into drinking water sources. The bill, which was passed by the U.S. House of Representatives, is before the Senate now.

The 30-second spots take a humorous look at a very serious problem. Coal ash contains

dangerous pollutants such as lead, arsenic, mercury, hexavalent chromium, selenium and much more. Though the EPA reports that drinking water contaminated with arsenic from a coal ash site increases cancer risk to 1 in 50 – 2,000 times greater than acceptable risk levels – there are still no federally enforceable standards to protect nearby communities from this toxic menace.

View the Wisconsin ad here: <http://youtu.be/d3M3PNJayDk>

View the Michigan ad here: <http://youtu.be/YGCBXsftPbI>

View the Virginia ad here: <http://youtu.be/bUhMIUlb0j0>

“A vote against this dangerous Senate legislation is a vote to protect public health and our environment,” said **Martin Hayden, vice president of policy and legislation for Earthjustice**. “This bill creates fewer safeguards to protect people from toxic coal ash than currently exist for a banana peel in the town dump. It passes on tackling the national problem of coal ash contamination, thus threatening human lives, irreparably harming our drinking water and ensuring that future generations have an even larger mess to clean up. The only right vote is one that would kill this legislation and stop it from passage. We are calling on our senators to vote for the people, not for the polluting industries. We do not need another disaster to show us the very real threat of coal ash.”

“This spill in the Great Lakes is a tragic reminder of why the status quo is not good enough,” said **Mary Anne Hitt, Sierra Club’s Beyond Coal campaign director**. “As long as politicians interfere, spills like this are going to happen, communities across the country are at risk. Congress needs to back off and allow the EPA to finalize strong protections and the Senate should stop their work to block the EPA from protecting Americans from toxic coal ash.”

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## 11. COAL:

# Enviros launch TV ads in bid to derail Senate ash bill

Manuel Quinones, E&E reporter

Published: Tuesday, November 8, 2011

Environmentalists have launched a television ad campaign against House-passed legislation that would limit U.S. EPA oversight of combustion waste from coal-burning power plants.

The legislation -- now in front of the Senate -- would prohibit EPA from regulating coal ash as a hazardous substance and give states broad oversight powers ([E&E Daily](#), Oct. 21). The ads airing in Wisconsin, Virginia and Michigan are meant to pressure Senate Democrats who may be inclined to support the measure.

The ads show a man wearing a hazardous-materials suit. "Coal ash contaminates our lives," the ad says, in text shown on the screen. "We need strong protections from toxic coal ash." It then urges residents to press Democratic Sens. Mark Warner and Jim Webb of Virginia, Carl Levin and Debbie Stabenow of Michigan and Wisconsin's Herb Kohl to reject the proposal.

The ad is sponsored by the Sierra Club and Earthjustice.

"A vote against this dangerous Senate legislation is a vote to protect public health and our environment," said Martin Hayden, Earthjustice's vice president of policy and legislation, in a statement. "This bill creates fewer safeguards to protect people from toxic coal ash than currently exist for a banana peel in the town dump."

Last week, Wisconsin Democratic Reps. Tammy Baldwin and Ron Kind pledged their continued support for the legislation in the Senate ([E&E Daily](#), Nov. 4). Despite a coal ash spill in their state, the lawmakers echo industry advocates in saying the bill will add new safeguards while protecting efforts to promote coal ash recycling for numerous uses like construction.

The bill's supporters believe it has a chance in the Senate. And while the White House has expressed opposition, it has stopped short of issuing a veto threat. However, Sen. Barbara Boxer (D-Calif.), chairwoman of the Environment and Public Works Committee, has dismissed its chances and suggested she opposes holding a hearing on the measure.

"We've already had hearings on the problems of coal ash," Boxer said in an interview. "We've produced a lot of important documentation that shows that coal ash is dangerous."

[Click here](#) to watch one of the ads.

*Reporter Jason Plautz contributed*

01268-EPA-5814

"Zichal, Heather R."

(b)(6) Privacy

11/09/2011 09:08 AM

To Richard Windsor

cc

bcc

Subject RE: NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Wednesday, November 09, 2011 6:51 AM  
**To:** Zichal, Heather R.  
**Subject:** Fw: NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

Fyi

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**From:** Mathy Stanislaus  
**Sent:** 11/09/2011 06:49 AM EST  
**To:** Richard Windsor; Bob Perciasepe; Bob Sussman; Seth Oster  
**Cc:** Lisa Feldt  
**Subject:** Fw: NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

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**Sent:** 11/08/2011 04:17 PM PST  
**To:** Mathy Stanislaus; Stephanie Owens  
**Subject:** NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

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Earthjustice and the Sierra Club have started running ads in MI, WI and VA last week to compliment a fly-in with 19 affected citizens and leaders from 10 states. Additionally, we phone banked Senators. We'll likely undertake similar efforts other states.  
Please find below the press release with links to the ads and the E&E coverage.  
Emily

**FOR IMMEDIATE RELEASE**

November 8, 2011

Contacts: Jared Saylor, Earthjustice (202) 667-4500 ext. 213  
Maggie Kao, Sierra Club (202) 675-2384

**Groups Call on Senate to Prevent Another Toxic Coal Ash Spill**  
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The 30-second spots take a humorous look at a very serious problem. Coal ash contains dangerous pollutants such as lead, arsenic, mercury, hexavalent chromium, selenium and much more. Though the EPA reports that drinking water contaminated with arsenic from a coal ash site increases cancer risk to 1 in 50 – 2,000 times greater than acceptable risk levels – there are still no federally enforceable standards to protect nearby communities from this toxic menace.

View the Wisconsin ad here: <http://youtu.be/d3M3PNJayDk>

View the Michigan ad here: <http://youtu.be/YGCBXsftPbI>

View the Virginia ad here: <http://youtu.be/bUhMIUl0j0>

“A vote against this dangerous Senate legislation is a vote to protect public health and our environment,” said **Martin Hayden, vice president of policy and legislation for Earthjustice**. “This bill creates fewer safeguards to protect people from toxic coal ash than currently exist for a banana peel in the town dump. It passes on tackling the national problem of coal ash contamination, thus threatening human lives, irreparably harming our drinking water and ensuring that future generations have an even larger mess to clean up. The only right vote is one that would kill this legislation and stop it from passage. We are calling on our senators to vote for the people, not for the polluting industries. We do not need another disaster to show us the very real threat of coal ash.”

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The bill's supporters believe it has a chance in the Senate. And while the White House has expressed opposition, it has stopped short of issuing a veto threat. However, Sen. Barbara Boxer (D-Calif.), chairwoman of the Environment and Public Works Committee, has dismissed its chances and suggested she opposes holding a hearing on the measure.

"We've already had hearings on the problems of coal ash," Boxer said in an interview. "We've produced a lot of important documentation that shows that coal ash is dangerous."

[Click here](#) to watch one of the ads.

*Reporter Jason Plautz contributed*

01268-EPA-5815

**Richard Windsor/DC/USEPA/US**  
11/09/2011 09:17 AM

To "Zichal, Heather R."  
cc  
bcc  
Subject Re: NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

(b)(5) Deliberative

---

**From:** "Zichal, Heather R." (b)(6) Privacy  
**Sent:** 11/09/2011 09:08 AM EST  
**To:** Richard Windsor  
**Subject:** RE: NEWS: Groups Call on Senate to Prevent Another Toxic Coal Ash Spill

(b)(5) Deliberative

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Fyi

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November 8, 2011

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"A vote against this dangerous Senate legislation is a vote to protect public health and our environment," said Martin Hayden, Earthjustice's vice president of policy and legislation, in a statement. "This bill creates fewer safeguards to protect people from toxic coal ash than currently exist for a banana peel in the town dump."

Last week, Wisconsin Democratic Reps. Tammy Baldwin and Ron Kind pledged their continued support for the legislation in the Senate ([E&E Daily](#), Nov. 4). Despite a coal ash spill in their state, the lawmakers echo industry advocates in saying the bill will add new safeguards while protecting efforts to promote coal ash recycling for numerous uses like construction.

The bill's supporters believe it has a chance in the Senate. And while the White House has expressed opposition, it has stopped short of issuing a veto threat. However, Sen. Barbara Boxer (D-Calif.), chairwoman of the Environment and Public Works Committee, has dismissed its chances and suggested she opposes holding a hearing on the measure.

"We've already had hearings on the problems of coal ash," Boxer said in an interview. "We've produced a lot of important documentation that shows that coal ash is dangerous."

[Click here](#) to watch one of the ads.

*Reporter Jason Plautz contributed*

01268-EPA-5816

"Zichal, Heather R."

(b)(6) Privacy

11/09/2011 03:46 PM

To Richard Windsor

cc

bcc

Subject FW: ibew and manchin-coats

**FYI: Call tomorrow to RT, per our conversation.**

----- Message from "Burton, Bruce G." <Bruce\_Burton@IBEW.org> on Wed, 9 Nov 2011 15:05:28 -0500

-----

**To:** "Tamarin, Nate" (b)(6) Privacy

**cc:** "Baker, Brian" <Brian\_Baker@IBEW.org>

**Subject:** Machin-Coats Press Release

Nate,

As promised,

Bruce



ManchinCoats IBEW release FINAL.doc

----- Message from "Burton, Bruce G." <Bruce\_Burton@IBEW.org> on Wed, 9 Nov 2011 14:34:27 -0500

-----

**To:** "Tamarin, Nate" (b)(6) Privacy

**cc:** "Baker, Brian" <Brian\_Baker@IBEW.org>

**Subject:** FW: IBEW Manchin-Coats Fair Compliance Act Letter to Senate

Oops! Sorry Nate, got your email address wrong.

**From:** Burton, Bruce G.

**Sent:** Wednesday, November 09, 2011 2:32 PM

**To:** (b)(6) Privacy

**Cc:** Baker, Brian (Brian\_Baker@IBEW.org)

**Subject:** IBEW Manchin-Coats Fair Compliance Act Letter to Senate

--Nate,

Please find attached President Hill's letter to the Senate in support of the Manchin-Coats *Fair Compliance Act of 2011* . Senator Akaka is example only. Each letter was individually addressed and "blast faxed" to the respective Senator's office this morning. I will send our press release shortly.

Sincerely,  
Bruce Burton  
International Rep.



IBEW Fair Compliance 2011 Senator Akaka.pdf Generic Fair Compliance 2011.pdf

01268-EPA-5817

"Zichal, Heather R."

(b)(6) Privacy

11/10/2011 01:19 PM

To Richard Windsor

cc

bcc

Subject FW: NYT: U.S. to Delay Decision on Pipeline Until After Election

**This is unbelievable:** Larry Schweiger, president the National Wildlife Federation, one of many environmental groups opposed to the pipeline project, said Thursday that White House officials had indicated to his organization that a decision to change the plans for the pipeline was imminent.

<http://www.nytimes.com/2011/11/11/us/politics/administration-to-delay-pipeline-decision-past-12-election.html?hp>

## U.S. to Delay Decision on Pipeline Until After Election

By [JOHN M. BRODER](#) and [DAN FROSCH](#)

WASHINGTON — The Obama administration is preparing to delay a decision on the contested [Keystone XL](#) pipeline while it studies an alternate route, effectively pushing any action past the 2012 election, officials and lobbyists who have been briefed on the matter said on Thursday. An announcement is expected as early as Thursday afternoon. The proposed project by a Canadian pipeline company had put [President Obama](#) in a political vise, squeezed between demands for secure energy sources and the jobs the project will bring, and the loud opposition of environmental advocates who have threatened to withhold electoral support next year if he approves it.

The \$7 billion pipeline, which would run from Alberta to the Gulf Coast, has generated intense opposition from environmentalists and public officials in Nebraska, who claim that it threatens sensitive lands and underground water supplies along its 1,700-mile route. Critics also say that the heavy [oil](#) extracted from sand formations in Canada will add to [climate change](#) and extend American dependence on fossil fuels.

The administration in recent days has been exploring ways to put off the decision until after the 2012 election, fearing further alienation of environmental and health advocates who consider the pipeline decision a test of the Obama administration's commitment to clean energy and air quality. Environmental groups have expressed sharp disappointment with a number of recent administration environmental decisions, including the rejection of a tougher new smog standard proposed by the Environmental Protection Agency and a five-year [offshore drilling](#) plan that opens new areas in the Arctic and Gulf of Mexico.

The administration is expected to announce that it will order a study of an alternate route for the pipeline that avoids Nebraska's Sand Hills region and the Ogallala aquifer. That study could take as long as 18 months, putting an ultimate decision on the project well past next November.

Larry Schweiger, president the National Wildlife Federation, one of many environmental groups opposed to the pipeline project, said Thursday that White House officials had indicated to his organization that a decision to change the plans for the pipeline was imminent.

"The way I understand it, the process will be altered and altered to make sure all of our concerns are considered," he said.

A spokesman for the environmental group added that the White House had indicated that considering a new route for the pipeline would essentially delay the project by 12 to 18 months.

The State Department's inspector general announced earlier this week that he was looking into charges of conflict of interest and improper political influence in the preparation of the project's environmental impact statement. Last week, the State Department's spokeswoman said that a target date of Dec. 31 for determining whether the pipeline was in the national interest could slip.

Mr. Obama, in an interview with KETV in Omaha last week, said that he, not the State Department, would make the final decision based on "what's best for the American people."

He cited protection of the Nebraska aquifer and the health of the American people as considerations in his decision. Yet he also said that he would weigh domestic energy needs as a factor. He has been under considerable pressure from the oil and gas industry and their allies in Congress to increase domestic oil production and approve the pipeline to bring oil from a friendly neighbor.

"We need to encourage domestic natural gas and oil production," Mr. Obama said in the television interview. "We need to make sure that we have energy security and aren't just relying on Middle East sources. But there's a way of doing that and still making sure that the health and safety of the American people and folks in Nebraska are protected, and that's how I'll be measuring these recommendations when they come to me."

Opponents of the project have organized two large protests outside the White House, including one on Sunday in which several thousand protesters encircled the mansion demanding that the president kill the pipeline. Earlier this year more than 1,000 protesters were arrested in large demonstrations across from the White House.

01268-EPA-5818

Richard  
Windsor/DC/USEPA/US  
11/10/2011 01:25 PM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: NYT: U.S. to Delay Decision on Pipeline Until After Election

Indeed. Also not accurate.

---

**From:** "Zichal, Heather R." ((b)(6) Privacy)  
**Sent:** 11/10/2011 01:19 PM EST  
**To:** Richard Windsor  
**Subject:** FW: NYT: U.S. to Delay Decision on Pipeline Until After Election

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01268-EPA-5819

"Zichal, Heather R."

(b)(6) Privacy

11/10/2011 01:59 PM

To Richard Windsor

cc

bcc

Subject Re: Calls

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]

**Sent:** Thursday, November 10, 2011 01:38 PM

**To:** Zichal, Heather R.

**Subject:** Re: Calls

(b)(5) Deliberative

---

**From:** "Zichal, Heather R." [(b)(6) Privacy]

**Sent:** 11/10/2011 01:25 PM EST

**To:** Richard Windsor

**Subject:** RE: Calls

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]

**Sent:** Thursday, November 10, 2011 1:19 PM

**To:** Zichal, Heather R.

**Subject:** Re: Calls

(b)(5) Deliberative

---

**From:** "Zichal, Heather R." [(b)(6) Privacy]

**Sent:** 11/10/2011 01:17 PM EST

**To:** Richard Windsor

**Subject:** RE: Calls

This is embargoed until 2:30

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [mailto:Windsor.Richard@epamail.epa.gov]

**Sent:** Thursday, November 10, 2011 1:12 PM

**To:** Zichal, Heather R.

**Subject:** Re: Calls

Cool

---

**From:** "Zichal, Heather R." **((b)(6) Privacy**

**Sent:** 11/10/2011 12:52 PM EST

**To:** Richard Windsor

**Subject:** Calls

**At 1:30PM:**

- Gene Karpinski, LCV
- Larry Schweiger, NWF (if needed)
- Frances Beinecke, NRDC

**Immediately after Announcement:**

- Courtney Height, Energy Action Coalition [Note: carson will also be calling]
- Erich Pica, FOE

01268-EPA-5820

**Richard Windsor/DC/USEPA/US**  
11/10/2011 02:15 PM

To "Zichal, Heather R."  
cc  
bcc  
Subject Re: Calls

Calls done.

---

**From:** "Zichal, Heather R." ((b)(6) Privacy)  
**Sent:** 11/10/2011 01:59 PM EST  
**To:** Richard Windsor  
**Subject:** Re: Calls

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 01:38 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

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**To:** Richard Windsor  
**Subject:** RE: Calls

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**To:** Zichal, Heather R.

**Subject:** Re: Calls

Cool

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**To:** Richard Windsor

**Subject:** Calls

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- Larry Schweiger, NWF (if needed)
- Frances Beinecke, NRDC

**Immediately after Announcement:**

- Courtney Height, Energy Action Coalition [Note: carson will also be calling]
- Erich Pica, FOE

01268-EPA-5821

**Richard Windsor/DC/USEPA/US**  
11/10/2011 02:16 PM

To "Seth Oster", "Brendan Gilfillan"  
cc  
bcc

Subject Fw: Calls

Can u get transcript for me. Tx.

---

**From:** "Zichal, Heather R." ((b)(6) Privacy)  
**Sent:** 11/10/2011 01:59 PM EST  
**To:** Richard Windsor  
**Subject:** Re: Calls

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 01:38 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

(b)(5) Deliberative

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**From:** "Zichal, Heather R." ((b)(6) Privacy)  
**Sent:** 11/10/2011 01:25 PM EST  
**To:** Richard Windsor  
**Subject:** RE: Calls

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 1:19 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

(b)(5) Deliberative

---

**From:** "Zichal, Heather R." ((b)(6) Privacy)  
**Sent:** 11/10/2011 01:17 PM EST  
**To:** Richard Windsor

**Subject:** RE: Calls

This is embargoed until 2:30

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [<mailto:Windsor.Richard@epamail.epa.gov>]

**Sent:** Thursday, November 10, 2011 1:12 PM

**To:** Zichal, Heather R.

**Subject:** Re: Calls

Cool

---

**From:** "Zichal, Heather R." ((b)(6) Privacy

**Sent:** 11/10/2011 12:52 PM EST

**To:** Richard Windsor

**Subject:** Calls

**At 1:30PM:**

- Gene Karpinski, LCV
- Larry Schweiger, NWF (if needed)
- Frances Beinecke, NRDC

**Immediately after Announcement:**

- Courtney Height, Energy Action Coalition [Note: carson will also be calling]
- Erich Pica, FOE

01268-EPA-5822

**Brendan  
Gilfillan/DC/USEPA/US**  
11/10/2011 02:19 PM

To: Richard Windsor, "Seth Oster"  
cc  
bcc

Subject: Re: Calls

They haven't released but we're working to pull.

---

**From:** Richard Windsor  
**Sent:** 11/10/2011 02:16 PM EST  
**To:** "Seth Oster" <oster.seth@epa.gov>; Brendan Gilfillan  
**Subject:** Fw: Calls

Can u get transcript for me. Tx.

---

**From:** "Zichal, Heather R." ((b)(6) Privacy  
**Sent:** 11/10/2011 01:59 PM EST  
**To:** Richard Windsor  
**Subject:** Re: Calls

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 01:38 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

(b)(5) Deliberative

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**From:** "Zichal, Heather R." ((b)(6) Privacy  
**Sent:** 11/10/2011 01:25 PM EST  
**To:** Richard Windsor  
**Subject:** RE: Calls

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]  
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**To:** Zichal, Heather R.



**Subject:** Re: Calls

(b)(5) Deliberative

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**From:** "Zichal, Heather R." ((b)(6) Privacy)

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**To:** Richard Windsor

**Subject:** RE: Calls

This is embargoed until 2:30

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [mailto:[Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov)]

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**To:** Zichal, Heather R.

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Cool

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**Sent:** 11/10/2011 12:52 PM EST

**To:** Richard Windsor

**Subject:** Calls

**At 1:30PM:**

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- Frances Beinecke, NRDC

**Immediately after Announcement:**

- Courtney Height, Energy Action Coalition [Note: carson will also be calling]
- Erich Pica, FOE

01268-EPA-5823

"Zichal, Heather R."

(b)(6) Privacy

11/10/2011 02:20 PM

To Richard Windsor

cc

bcc

Subject RE: Calls

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]

**Sent:** Thursday, November 10, 2011 2:16 PM

**To:** Zichal, Heather R.

**Subject:** Re: Calls

Calls done.

---

**From:** "Zichal, Heather R." (b)(6) Privacy

**Sent:** 11/10/2011 01:59 PM EST

**To:** Richard Windsor

**Subject:** Re: Calls

(b)(5) Deliberative

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [mailto:Windsor.Richard@epamail.epa.gov]

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**To:** Zichal, Heather R.

**Subject:** Re: Calls

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Cool

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**Immediately after Announcement:**

- Courtney Height, Energy Action Coalition [Note: carson will also be calling]
- Erich Pica, FOE

01268-EPA-5824

**Richard Windsor/DC/USEPA/US**  
11/10/2011 02:26 PM

To "Zichal, Heather R."  
cc  
bcc  
Subject Re: Calls

(b)(5) Deliberative

---

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 02:20 PM EST  
**To:** Richard Windsor  
**Subject:** RE: Calls

(b)(5) Deliberative

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**To:** Zichal, Heather R.  
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Calls done.

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**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 01:59 PM EST  
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**Subject:** Re: Calls

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**Subject:** Calls

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- Frances Beinecke, NRDC

**Immediately after Announcement:**

- Courtney Height, Energy Action Coalition [Note: carson will also be calling]
- Erich Pica, FOE

01268-EPA-5825

"Zichal, Heather R."

(b)(6) Privacy

11/10/2011 02:40 PM

To Richard Windsor

cc

bcc

Subject RE: Calls

(b) (6) Privacy, (b) (5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 2:27 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

(b)(5) Deliberative

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 02:20 PM EST  
**To:** Richard Windsor  
**Subject:** RE: Calls

(b)(5) Deliberative

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 2:16 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

Calls done.

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 01:59 PM EST  
**To:** Richard Windsor  
**Subject:** Re: Calls

(b)(5) Deliberative

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 01:38 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

(b)(5) Deliberative

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**At 1:30PM:**

- Gene Karpinski, LCV
- Larry Schweiger, NWF (if needed)
- Frances Beinecke, NRDC

**Immediately after Announcement:**

- Courtney Height, Energy Action Coalition [Note: carson will also be calling]
  - [Erich Pica, FOE](#)



01268-EPA-5826

**Richard Windsor/DC/USEPA/US**  
11/10/2011 02:41 PM

To "Zichal, Heather R."  
cc  
bcc  
Subject Re: Calls

Don't know her.

---

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 02:40 PM EST  
**To:** Richard Windsor  
**Subject:** RE: Calls

(b) (5) Deliberative, (b) (6) Privacy

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 2:27 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

(b)(5) Deliberative

---

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 02:20 PM EST  
**To:** Richard Windsor  
**Subject:** RE: Calls

(b)(5) Deliberative

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [mailto:Windsor.Richard@epamail.epa.gov]  
**Sent:** Thursday, November 10, 2011 2:16 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

Calls done.

---

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 01:59 PM EST  
**To:** Richard Windsor  
**Subject:** Re: Calls

(b)(5) Deliberative

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [<mailto:Windsor.Richard@epamail.epa.gov>]  
**Sent:** Thursday, November 10, 2011 01:38 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

(b)(5) Deliberative

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 01:25 PM EST  
**To:** Richard Windsor  
**Subject:** RE: Calls

(b)(5) Deliberative

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [<mailto:Windsor.Richard@epamail.epa.gov>]  
**Sent:** Thursday, November 10, 2011 1:19 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

(b)(5) Deliberative

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 01:17 PM EST  
**To:** Richard Windsor  
**Subject:** RE: Calls

This is embargoed until 2:30

**From:** [Windsor.Richard@epamail.epa.gov](mailto:Windsor.Richard@epamail.epa.gov) [<mailto:Windsor.Richard@epamail.epa.gov>]  
**Sent:** Thursday, November 10, 2011 1:12 PM  
**To:** Zichal, Heather R.  
**Subject:** Re: Calls

Cool

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 12:52 PM EST  
**To:** Richard Windsor  
**Subject:** Calls

**At 1:30PM:**

- Gene Karpinski, LCV
- Larry Schweiger, NWF (if needed)
- Frances Beinecke, NRDC

**Immediately after Announcement:**

- Courtney Height, Energy Action Coalition [Note: carson will also be calling]
- Erich Pica, FOE

01268-EPA-5827

**"Zichal, Heather R."****(b)(6) Privacy**

11/10/2011 03:10 PM

To Richard Windsor

cc

bcc

Subject Bill M draft statement

FYI:

"A done deal has come spectacularly undone. The American people spoke loudly about climate change and the president responded. There have been few even partial victories about global warming in recent years so that makes this an important day. The president deserves thanks for making this call--it's not easy in the face of the fossil fuel industry and its endless reserves of cash.

Six months ago, almost no one outside the pipeline route even knew about Keystone XL. One month ago, a secret poll of "energy insiders" by the National Journal found that "virtually all" expected easy approval of the pipeline by year's end. As late as last week the CBC reported that TransCanada was moving huge quantities of pipe across the border and seizing land by eminent domain, certain that its permit would be granted.

"The president should know that nothing that happened today changes our position--we're unequivocal in our opposition. If this pipeline proposal reemerges from the review process intact we will use every form of nonviolent civil disobedience to keep it from ever being built.

"We take courage from today's announcement. It's an unspoken salute to the power of people who come together in the open to demand action; it gives us some clues about how to fight going forward."

01268-EPA-5828

**"Zichal, Heather R."****(b)(6) Privacy**

11/10/2011 03:31 PM

To Richard Windsor

cc

bcc

Subject FW: MEDIA NOTE - Keystone XL Pipeline Project Review  
Process: Decision to Seek Additional Information**FYI – out.****From:** State Department Press Office [<mailto:Press@state.gov>]**Sent:** Thursday, November 10, 2011 3:17 PM**To:** State Department Press Office**Subject:** MEDIA NOTE - Keystone XL Pipeline Project Review Process: Decision to Seek Additional Information[For Immediate Release and Posting](#)U.S. DEPARTMENT OF STATE  
Office of the SpokespersonFor Immediate Release  
November 10, 2011  
2011/1909**MEDIA NOTE****Keystone XL Pipeline Project Review Process: Decision to Seek Additional Information**

Executive Order 13337 authorizes the Department of State to lead the review of Presidential Permit applications for transborder pipelines, granting the Department discretion in determining what factors to examine to inform a determination of whether the proposed project is in the national interest. Since 2008, the Department has been conducting a transparent, thorough and rigorous review of TransCanada's application for the proposed Keystone XL Pipeline project. As a result of this process, particularly given the concentration of concerns regarding the environmental sensitivities of the current proposed route through the Sand Hills area of Nebraska, the Department has determined it needs to undertake an in-depth assessment of potential alternative routes in Nebraska.

As part of the National Interest Determination process, the State Department held a public comment period, including public meetings in the six potentially affected states and Washington, D.C., to increase the opportunity for public comments. During this time, the Department also received input from state, local, and tribal officials. We received comments on a wide range of issues including the proposed project's impact on jobs, pipeline safety, health concerns, the societal impact of the project, the oil extraction in Canada, and the proposed route through the Sand Hills area of Nebraska, which was one of the most common issues raised. The comments were consistent with the information in the final Environmental Impact Statement (EIS) about the unique combination of characteristics in the Sand Hills (which includes a high concentration

of wetlands of special concern, a sensitive ecosystem, and extensive areas of very shallow groundwater) and provided additional context and information about those characteristics. The concern about the proposed route's impact on the Sand Hills of Nebraska has increased significantly over time, and has resulted in the Nebraska legislature convening a special session to consider the issue.

State law primarily governs routes for interstate petroleum pipelines; however, Nebraska currently has no such law or regulatory framework authorizing state or local authorities to determine where a pipeline goes. Taken together with the national concern about the pipeline's route, the Department has determined it is necessary to examine in-depth alternative routes that would avoid the Sand Hills in Nebraska in order to move forward with a National Interest Determination for the Presidential Permit.

Based on the Department's experience with pipeline project reviews and the time typically required for environmental reviews of similar scope by other agencies, it is reasonable to expect that this process including a public comment period on a supplement to the final EIS consistent with NEPA could be completed as early as the first quarter of 2013. After obtaining the additional information, the Department would determine, in consultation with the eight other agencies identified in the Executive Order, whether the proposed pipeline was in the national interest, considering all of the relevant issues together. Among the relevant issues that would be considered are environmental concerns (including climate change), energy security, economic impacts, and foreign policy.

###

01268-EPA-5829

**Richard Windsor/DC/USEPA/US**  
11/10/2011 03:41 PM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: Bill M draft statement

Wow

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**From:** "Zichal, Heather R." (b)(6) Privacy

**Sent:** 11/10/2011 03:10 PM EST

**To:** Richard Windsor

**Subject:** Bill M draft statement

FYI:

"A done deal has come spectacularly undone. The American people spoke loudly about climate change and the president responded. There have been few even partial victories about global warming in recent years so that makes this an important day. The president deserves thanks for making this call--it's not easy in the face of the fossil fuel industry and its endless reserves of cash.

Six months ago, almost no one outside the pipeline route even knew about Keystone XL. One month ago, a secret poll of "energy insiders" by the National Journal found that "virtually all" expected easy approval of the pipeline by year's end. As late as last week the CBC reported that TransCanada was moving huge quantities of pipe across the border and seizing land by eminent domain, certain that its permit would be granted.

"The president should know that nothing that happened today changes our position--we're unequivocal in our opposition. If this pipeline proposal reemerges from the review process intact we will use every form of nonviolent civil disobedience to keep it from ever being built.

"We take courage from today's announcement. It's an unspoken salute to the power of people who come together in the open to demand action; it gives us some clues about how to fight going forward."

01268-EPA-5830

"Zichal, Heather R."  
(b)(6) Privacy

11/10/2011 06:14 PM

To Richard Windsor

cc

bcc

Subject FW: BIG NEWS: We won. You won.

Begin forwarded message:

**From:** "Bill McKibben, [350.org](http://350.org)" <[organizers@350.org](mailto:organizers@350.org)>

**Date:** November 10, 2011 4:50:01 PM EST

**Subject:** BIG NEWS: We won. You won.

**Reply-To:** "Bill McKibben, [350.org](http://350.org)" <[organizers@350.org](mailto:organizers@350.org)>

**Incredible news: the President just delayed the decision on the Keystone XL tar sands pipeline, effectively killing the project!**

This is an amazing victory for our movement, and a demonstration of people power in action. But we can't back down now -- we need to [pledge to take this fight forward](#), and stand up to Keystone and other tar sands projects as we take this movement forward.

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**You won.**

Not completely. The President didn't outright reject the Keystone XL pipeline permit. My particular fantasy -- that he would invite the 1253 people arrested on his doorstep in August inside the gates for a victory picnic by the vegetable garden -- didn't materialize.

**But a few minutes ago the President sent the pipeline back to the State Department for a thorough re-review, which most analysts are saying will effectively kill the project.** The president explicitly noted climate change, along with the pipeline route, as one of the factors that a new review would need to



assess. There's no way, with an honest review, that a pipeline that helps speed the tapping of the world's second-largest pool of carbon can pass environmental muster.

And he has made clear that the environmental assessment won't be carried out by cronies of the pipeline company -- that it will be an expert and independent assessment. We will watch that process like hawks, making sure that it doesn't succumb to more cronyism. Perhaps this effort will go some tiny way towards cleaning up the Washington culture of corporate dominance that came so dramatically to light here in emails and lobbyist disclosure forms.

It's important to understand how unlikely this victory is. Six months ago, almost no one outside the pipeline route even knew about Keystone XL. One month ago, a secret poll of "energy insiders" by the National Journal found that "virtually all" expected easy approval of the pipeline by year's end. As late as last week the CBC reported that Transcanada was moving huge quantities of pipe across the border and seizing land by eminent domain, certain that its permit would be granted. A done deal has come spectacularly undone.

**Our movement spoke loudly about climate change and the President responded. There have been few even partial victories about global warming in recent years so that makes this an important day.** We need to let the president and oil companies know that we're ready to take action should they try to push this pipeline through in a couple of years. There's a pledge to take bold action against the pipeline up on our site, and I'll be keeping your names and emails safely stored away so that you'll be the first to know about anything we need to do down the road.

[Please sign the pledge here.](#)

The President deserves thanks for making this call -- it's not easy in the face of the fossil fuel industry and its endless reserves of cash. The deepest thanks, however, go to you: to indigenous peoples who began the fight, to the folks in Nebraska who rallied so fiercely, to the scientists who explained the stakes, to the environmental groups who joined with passionate common purpose, to the campuses that lit up with activity, to the faith leaders that raised a moral cry, to the labor leaders who recognized where our economic future lies, to the Occupy movement that helped galvanize revulsion at insider dealing, and most of all to the people in every state and province who built the movement that made this decision inevitable.

**Our fight, of course, is barely begun.** Some in our movement will say that this decision is just politics as usual: that the President wants us off the streets -- and off his front lawn -- until after the election, at which point the administration can approve the pipeline, alienating its supporters without electoral consequence. The president should know that if this pipeline proposal somehow reemerges from the review process we will use every tool at our disposal to keep it from ever being built; if there's a lesson of the last few months, both in our work and in the Occupy encampments around the world, it's that sometimes we have to put our bodies on the line.

In the meantime, since federal action will be in abeyance for a long stretch, we need to figure out how best to support our Canadian brothers and sisters, who are effectively battling against proposed pipelines west from the tar sands to the Pacific. And we need to broaden our work to take on all the forms of 'extreme energy' now

coming to the fore: mountaintop removal coal mining, deepsea oil drilling, fracking for gas and oil. We'll keep sending you updates; you keep letting us know what we need to do next.

Last week, scientists announced that the planet had poured a record amount of CO2 into the atmosphere last year; that's a sign of how desperate our battle is. But we take courage from today's White House announcement; it gives us some clues about how to fight going forward.

**And I simply can't say thank you enough.** I know, because of my own weariness, how hard so many of you have worked. It was good work, done in the right spirit, and it has secured an unlikely victory. You are the cause of that victory; you upended enormous odds.

I'm going to bed tired tonight. But I'll get up in the morning ready for the next battle, more confident because I know you're part of this fight too.

Onwards,

Bill McKibben for the [350.org](http://350.org) Team

P.S. Victories need to be shared. Let's make this one fly all over the web: [share it on Twitter here](#) and [share it on Facebook here](#).

---

#### MORE INFORMATION AND LINKS

[U.S. to Delay Decision on Pipeline Until After Election](#) - The New York Times

01268-EPA-5831

**"Zichal, Heather R."****(b)(6) Privacy**

11/10/2011 06:15 PM

To Richard Windsor

cc

bcc

Subject : Keystone Statements

Below are a collection of statements related to today's announcement. [Thank you so much for everything! Have a good night:](#)

**National Wildlife Federation—Tony Iallanardo, Spokesman**

It's a huge victory, and it would probably be the biggest environmental gift that President Barack Obama has given us," said Tony Iallanardo, a spokesman at the National Wildlife Federation. "The U.S. administration is feeling the heat and wants to put off a decision until after the election," added John Bennett of the Sierra Club Canada. "It's the first time the environment has trumped oil in U.S. politics."

**NRDC— Frances Beinecke, President & Robert Redford, Board member****[President's Decision on Keystone XL Pipeline Shows Leadership and Courage](#)**

"President Obama is displaying leadership and courage in putting the interests of the American people before those of Big Oil. He has taken another significant step in the fight against climate change and in our march toward a clean energy future, which will mean healthier lives for all. The president's decision also means that our property, water and agricultural lands cannot be stripped from us without a fight."

**League of Conservation Voters—[Press Release](#)**

We strongly applaud the Obama administration's prudent delay of this dangerous pipeline, which would increase global warming pollution. It is a big win for our environment, our democracy, and the health and safety of surrounding communities. This pipeline is simply not in the national interest, and ultimately should be rejected."

**Sierra Club—Michael Brune, Executive Director****[State Dept. Announces Reevaluation of Keystone XL Tar Sand Pipeline](#)**

"The mere fact that the State Department is slowing down and taking a look at the dirty Keystone XL tar sands pipeline is hugely encouraging. We commend President Obama for listening to the American people and putting the brakes on what would have been a disaster for millions of Americans who want clean air, clean water and good health for their families...Today's announcement is a death knell for the Keystone XL tar sand pipeline and lands a considerable blow to Big Oil, their lobbyists, and their campaign of lies to keep Americans addicted to oil."

**Friends of the Earth—Erich Pica, President**

"By rejecting TransCanada's plan and exploring a reroute, the Obama administration has essentially hit the reset button on the Keystone XL environmental review process," said Erich Pica, president of Friends of the Earth. "Hopefully today's announcement will halt TransCanada's pursuit of this pipeline."

**Green For All—Phaedra Ellis-Lambkins**

**[A victory - and a step in the right direction](#)**

"It's breathtaking. Stunning. It's absolutely the right thing to do, of course, to further assess the potential damage the pipeline could do - to the land it runs across if the oil were to spill; to the planet, once its burned...But it was also the leadership of President Barack Obama. Make no mistake: without his intervention, this outcome may not have happened. We thank him for doing the right thing - and we remind him that the fight for a cleaner environment isn't over."

**Tar Sands Action – Bill McKibben**

**<http://www.tarsandsaction.org/>**

"The president deserves thanks for making this call—it's not easy in the face of the fossil fuel industry and its endless reserves of cash... And he has made clear that the environmental assessment won't be carried out by cronies of the pipeline company—that it will be an expert and independent assessment."

**Environment America—Daniel Gatti, Staff Attorney**

**[President Obama Slows the Rush for Dirty Tar Sands Oil](#)**

"Today's announcement shows that the Obama administration is listening. Ultimately we hope the President rejects tar sands oil and continues to focus on the real clean energy solutions that will get us off oil and protect our families' health."

**Wilderness Society—David Moulton, Director of Climate Policy**

**[The Wilderness Society Statement on Keystone XL Delay](#)**

"The Wilderness Society welcomes the Administration's decision to slow down the Keystone XL pipeline juggernaut long enough to address the looming catastrophe of climate change. While the focus of the State Department's decision to "seek additional information" involved the impact of the route through Nebraska, the statement specifically provided that "among the relevant issues that would be considered are environmental concerns (including climate change), energy security, economic impacts, and foreign policy."

**Nebraska Gov. Dave Heineman**

He said he was "pleased that Nebraskans have been heard...We've tried to make it very clear that we support the pipeline but oppose the route over the Ogallala Aquifer," Mr. Heineman said, adding that he was not expecting the State Department's decision. "I hope we can find a common-sense solution, change the route and begin construction of the pipeline."

01268-EPA-5832

"Zichal, Heather R."

(b)(6) Privacy

11/10/2011 06:17 PM

To Richard Windsor

cc

bcc

Subject FW: BREAKING: Obama responds to grassroots, deals crippling blow to Keystone XL

(b)(5) Deliberative

**From:** Courtney Hight [<mailto:courtney@energyactioncoalition.org>]

**Sent:** Thursday, November 10, 2011 5:03 PM

**To:** Carson, Jon

**Cc:** Maura Cowley

**Subject:** BREAKING: Obama responds to grassroots, deals crippling blow to Keystone XL

press statement, and below that is the email sent to our 150,000 member list.

**For Immediate Release**

November 10, 2011

**Contact:** Rachel Tardiff

[202.746.1507](tel:202.746.1507)

**\*\*STATEMENT FROM COURTNEY HIGHT, CO-DIRECTOR,  
ENERGY ACTION COALITION AND FORMER OBAMA  
CAMPAIGN AND WHITE HOUSE STAFFER\*\***

**Responding to Grassroots Pressure,  
Obama Administration Rejects Current TransCanada Keystone XL  
Proposal**

*President Obama Takes Leadership On Pipeline,  
Must Ensure Keystone XL Is Stopped*

*Youth Vote Organizers, Energy Action Coalition, Vow to Keep  
Organizing Until Climate & Environmental Justice Concerns Are Considered In  
All Upcoming Energy Decisions*

Washington, DC—Today, amidst unprecedented grassroots organizing led by young people, the Obama Administration announced a decision to stop the current permitting process around the Keystone XL

pipeline to consider additional concerns and alternate routes. We're excited to see the Obama Administration stand up to Big Oil and take leadership on the pipeline by standing up for the American people; it is now imperative for President Obama to ensure that climate and environmental justice concerns are fully considered and the pipeline is completely stopped.

For the last three months, young voters have been calling on President Obama to stand up to Big Oil and deny the Keystone XL pipeline. From 1,200 people engaging in civil disobedience at the White House, to rallies across the country, and 12,000 people completely surrounding the White House this past weekend, young people have shown our generation's commitment to standing up to the big polluter agenda, advancing a clean energy economy, and holding our elected officials accountable. In this next round of review, young voters will continue to hold the Obama Administration accountable to their commitment to fully consider the climate and environmental justice concerns surrounding Keystone XL. This is a major step in President Obama fulfilling his campaign promises to end the tyranny of oil in the United States and usher in a clean energy economy.

###

*Energy Action Coalition is a coalition of 50 youth-led environmental and social justice groups working together to build the youth clean energy and climate movement. Working with hundreds of campus and youth groups, dozens of youth networks, and hundreds of thousands of young people, Energy Action Coalition and its partners have united a burgeoning movement behind winning local victories and coordinating on state, regional, and national levels in the United States and Canada.*

[[First\_Name]],

Huge news: The Obama Administration just rejected TransCanada's Keystone XL pipeline plan, putting the project on hold indefinitely while they study alternate routes.

This decision is a tremendous victory in the grassroots campaign against a pipeline that, until recently, was considered a done deal. The expected 12-18 month delay is a critical blow to the project, making it likely that the pipeline will be rejected or abandoned altogether.

**Today's decision is a major step in the right direction , and a true reason to celebrate – but let's be clear: we can't stop. The fight against Keystone XL isn't over , and there are critical decisions on the horizon .**

Perhaps the best news of the day is that we know how to win this fight. In this battle between people power and corporate dollars, **people power is coming out on top .**

In the last 72 hours, you have pledged over 200,000 hours to stand up to Big Polluters this

year. Our people power *will* win this fight, and it will carry us to victory against coal, fracking, and the corporate interests polluting our politics.

Let's keep the people power going. **We've set a new goal of 500,000 hours for People Power 2012.**

[Pledge to continue standing up to Big Polluters and Keystone XL so that we can make it clear we're not going away.](#)

Half a million hours is an ambitious target, but we're confident this movement can reach it. Once you sign, please spread the word by posting your pledge to Facebook and Twitter, and forwarding this email to your networks.

Today we can celebrate, but we can't let up. People power is what got us this far, and people power is what will allow us to see it through.

Onward,

Maura Cowley  
Co-Director  
Energy Action Coalition

---

*Energy Action Coalition is a youth-led coalition of 50 organizations working together to fight for a clean, just and renewable energy future. Get live updates from the youth climate movement on [Facebook](#) and [Twitter](#). For a list of Energy Action Coalition partners, please visit our [Energy Action Partners](#) page. [Unsubscribe](#)*

--

Courtney Hight  
Co-Director  
Energy Action Coalition  
541-554-9679  
[@c\\_hight](#)

[WeArePowerShift.org](#)

01268-EPA-5833

**Richard Windsor/DC/USEPA/US**  
11/10/2011 06:20 PM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: BREAKING: Obama responds to grassroots, deals crippling blow to Keystone XL

(b)(5) Deliberative

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**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 11/10/2011 06:17 PM EST  
**To:** Richard Windsor  
**Subject:** FW: BREAKING: Obama responds to grassroots, deals crippling blow to Keystone XL

(b)(5) Deliberative

[Redacted]

**From:** Courtney Hight [<mailto:courtney@energyactioncoalition.org>]  
**Sent:** Thursday, November 10, 2011 5:03 PM  
**To:** Carson, Jon  
**Cc:** Maura Cowley  
**Subject:** BREAKING: Obama responds to grassroots, deals crippling blow to Keystone XL

press statement, and below that is the email sent to our 150,000 member list.

**For Immediate Release**  
November 10, 2011

**Contact:** Rachel Tardiff  
[202.746.1507](tel:202.746.1507)

**\*\*STATEMENT FROM COURTNEY HIGHT, CO-DIRECTOR,  
ENERGY ACTION COALITION AND FORMER OBAMA  
CAMPAIGN AND WHITE HOUSE STAFFER\*\***

**Responding to Grassroots Pressure,  
Obama Administration Rejects Current TransCanada Keystone XL  
Proposal**

*President Obama Takes Leadership On Pipeline,  
Must Ensure Keystone XL Is Stopped*



*Youth Vote Organizers, Energy Action Coalition, Vow to Keep  
Organizing Until Climate & Environmental Justice Concerns Are Considered In  
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Washington, DC—Today, amidst unprecedented grassroots organizing led by young people, the Obama Administration announced a decision to stop the current permitting process around the Keystone XL pipeline to consider additional concerns and alternate routes. We're excited to see the Obama Administration stand up to Big Oil and take leadership on the pipeline by standing up for the American people; it is now imperative for President Obama to ensure that climate and environmental justice concerns are fully considered and the pipeline is completely stopped.

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[[First\_Name]],

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**Today's decision is a major step in the right direction , and a true reason to celebrate – but let's be clear: we can't stop. The fight against Keystone XL isn't over , and there are critical decisions on the horizon .**

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In the last 72 hours, you have pledged over 200,000 hours to stand up to Big Polluters this year. Our people power *will* win this fight, and it will carry us to victory against coal, fracking, and the corporate interests polluting our politics.

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**[Pledge to continue standing up to Big Polluters and Keystone XL so that we can make it clear we're not going away.](#)**

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Today we can celebrate, but we can't let up. People power is what got us this far, and people power is what will allow us to see it through.

Onward,

Maura Cowley  
Co-Director  
Energy Action Coalition

---

*Energy Action Coalition is a youth-led coalition of 50 organizations working together to fight for a clean, just and renewable energy future. Get live updates from the youth climate movement on [Facebook](#) and [Twitter](#). For a list of Energy Action Coalition partners, please visit our [Energy Action Partners](#) page. [Unsubscribe](#)*

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Courtney Hight  
Co-Director  
Energy Action Coalition  
541-554-9679  
[@c\\_hight](#)

[WeArePowerShift.org](#)



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01268-EPA-5835

**Richard Windsor/DC/USEPA/US**  
11/18/2011 05:24 PM

To "Heather Zichal"  
cc  
bcc

Subject Fw: DOMINION: Chicago-area coal plant to shut down earlier than expected - State Line Power Station to close by March instead of 2014

FYI. Returned your call from earlier but haven't heard back. That's cool.  
Susan Hedman

----- Original Message -----

**From:** Susan Hedman  
**Sent:** 11/18/2011 04:13 PM CST  
**To:** Richard Windsor; Cynthia Giles-AA; Bob Sussman  
**Subject:** DOMINION: Chicago-area coal plant to shut down earlier than expected - State Line Power Station to close by March instead of 2014

## chicagotribune.com

### Air pollution: Chicago-area coal plant to shut down earlier than expected

#### State Line Power Station to close by March instead of 2014

By [Michael Hawthorne](#), Chicago Tribune reporter

November 18, 2011

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[mhawthorne@tribune.com](mailto:mhawthorne@tribune.com)

Susan Hedman  
Regional Administrator - Region 5  
Great Lakes National Program Manager  
U.S. Environmental Protection Agency  
77 West Jackson, 19th Floor  
Chicago, IL 60604



01268-EPA-5836

"Zichal, Heather R."

(b)(6) Privacy

11/18/2011 05:30 PM

To Richard Windsor

cc

bcc

Subject Re: DOMINION: Chicago-area coal plant to shut down earlier than expected - State Line Power Station to close by March instead of 2014

Sorry -- just tried you. Have been in budget meetings all day.

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77 West Jackson, 19th Floor  
Chicago, IL 60604

01268-EPA-5837

Richard Windsor/DC/USEPA/US  
11/18/2011 05:56 PM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: DOMINION: Chicago-area coal plant to shut down earlier than expected - State Line Power Station to close by March instead of 2014

Done!

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01268-EPA-5838

**"Zichal, Heather R."****(b)(6) Privacy**

11/18/2011 06:00 PM

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cc

bcc

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01268-EPA-5839

Richard Windsor/DC/USEPA/US  
11/18/2011 06:01 PM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: DOMINION: Chicago-area coal plant to shut down earlier than expected - State Line Power Station to close by March instead of 2014

No worries at all. !

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U.S. Environmental Protection Agency  
77 West Jackson, 19th Floor  
Chicago, IL 60604

01268-EPA-5840

Noah Dubin/DC/USEPA/US

To

11/21/2011 05:39 PM

cc

bcc Richard Windsor

Subject 11/23/2011 thru 12/06/2011 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

11/21/2011 05:37:30 PM

**Wednesday, 11/23/2011**

**08:45 AM-09:15 AM** FYI Daily Briefing  
Location: Administrator's Office

-----  
**09:00 AM-06:00 PM** Out of Office  
-----

**Thursday, 11/24/2011**

**08:00 AM-06:00 PM** FYI: Thanksgiving  
-----

**Friday, 11/25/2011**

**05:00 AM-08:00 PM** HOLD: Out of Office  
-----

**Saturday, 11/26/2011**

**Sunday, 11/27/2011**

**Monday, 11/28/2011**

**08:45 AM-09:15 AM** Daily Briefing  
Location: Administrator's Office

-----  
**10:00 AM-10:30 AM** One on One with Peter Grevatt  
Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:  
Peter Grevatt (OCHP)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**10:45 AM-11:15 AM** One on One with Mathy Stanislaus

Ct: Nelida Torres - 202-564-5767 (OSWER)

Staff:  
Mathy Stanislaus (OSWER)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**11:15 AM-11:30 AM Travel to EEOB**

-----  
**11:30 AM-12:00 PM One on One with Barbara Bennett**  
Ct: Rhonda Robinson - 202-564-0126

Staff:  
Barbara Bennett (OCFO)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**11:30 AM-12:30 PM HOLD: National Adoption Month Event**  
Ct: (b)(6) Privacy

Run of Show:  
11:30 AM Event Begins w/ Tina Tchen  
11:50 AM LPJ Remarks  
TBD

Location: EEOB 430 ABC

-----  
**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

-----  
**01:00 PM-02:00 PM Senior Staff**  
Location: Bullet Room

-----  
**02:15 PM-02:45 PM One on One with Cynthia Giles**  
Ct: Linda Huffman - 202-564-3139 (OECA)

Staff:  
Cynthia Giles (OECA)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

-----  
**03:00 PM-04:00 PM Options Selection: National Ambient Air Quality Standards for Oxides of Nitrogen and Oxides of Sulfur (NOx/SOx)**  
Ct: Cindy Huange - 202-564-1850

Staff:  
Bob Perciasepe, Bob Sussman (OA)  
Gina McCarthy, Janet McCabe, Joseph Goffman, Don Zinger, Lorie Schmidt (OAR)

Steve Page, Lydia Wegman, Karen Martin (OAQPS)  
 Scott Fulton (OGC)  
 Cynthia Giles (OECA)  
 Michael Goo (OP)  
 Paul Anastas (ORD)  
 Judith Enck (R2)  
 Sean Garvin(R3)  
 Al Armendariz (R6)  
 Nancy Stoner (OW)

Optional:

Diane Thompson (OA)  
 Lisa Garcia (OEJ)  
 Gerard Kraus (OECA)  
 Rosalina Rodriguez, Ginger Tennant, Randy Waite, Richard Wayland, Bill Lamason,  
 Phil Lorang, Rich Scheffe, Jeffrey Clark, Anna Wood, Scott Mathias (OAQPS)  
 Marilyn Kuray, John Hannon, Lea Anderson (OGC)  
 Robert Fegley, John Vandenberg, Mary Ross, Tara Greaver (ORD)  
 Alan Shar (R6)  
 Robert Dresdner (OECA)  
 Gina Ferreira(R2)  
 Wanda Ferrar, Tom Eagles, Margo Oge, Margaret Zawacki, Catherine Yanca, Rick  
 Haeuber, Jason Lynch (OAR)  
 Lesley Schaaf, Charlotte Bertrand, Bridgid Curry Thomas Gillis, Brian Heninger  
 (OP)  
 Richard Batiuk (R3)  
 Dwight Atkinson, Sandy Evalenko (OW)

\*\*Teleconferencing is required for this meeting

Location: Bullet Room

-----  
**04:00 PM-05:30 PM Out of Office**  
 Ct: Liz Ashwell 564.1008  
 -----

**Tuesday, 11/29/2011**

**09:45 AM-10:30 AM Meeting on Dominion Proposal**  
 Ct: Linda Huffman - 202-564-2440

Staff:

Bob Perciasepe, Bob Sussman (OA)  
 Scott Fulton (OGC)  
 Gina McCarthy, Janet McCabe, Joe Goffman (OAR)  
 Michael Goo (OP)  
 Lisa Garcia (EJ)  
 Cynthia Giles, Adam Kushner, Phillip Brooks, Larry Starfield, Steven Chester  
 (OECA)

Location: Bullet Room

-----  
**11:25 AM-11:30 AM Meeting with Peace Corps Director Aaron Williams**  
 Ct: Julia Ortiz - 202-564-1931

Staff:

Michelle DePass (OITA)

Location: Administrator's Office

-----  
**11:30 AM-12:00 PM EPA Celebration of Peace Corps ' 50th Anniversary**

EPA Ct: Julia Ortiz - 202-564-1931

PC Ct: Claudia Calderon - 202-692-2109, ccalderon@peacecorps.gov

Run of Show:

11:30 AM: Kevin Quigley, National Peace Corps Association President, delivers remarks

11:35 AM: Michelle DePass delivers remarks, introduces the Administrator

11:40 AM: The Administrator delivers remarks and introduces Aaron Williams

11:45 AM: Aaron Williams, Dir. of the Peace Corps delivers remarks

11:50 AM: Photos and tour of exhibit areas

Location: Green Room

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:45 PM-02:15 PM One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-1850 (OAR)

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**02:30 PM-03:00 PM One on One with Fulton**

Ct: Carla Veney 564-1619

Optional: Diane Thompson

Location: Administrator's Office

-----  
**03:30 PM-04:00 PM One on One with Malcolm Jackson**

Ct: Ronda Boatright - 202-564-3139

Staff:

Malcolm Jackson (OEI)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**04:15 PM-04:45 PM One on One with Paul Anastas**

Ct: Nathan Gentry - 202-564-9084 (ORD)

Staff:



Paul Anastas (ORD)

Optional:

Diane Thompson, Bob Perciasepe Bob Sussman (OA)

Location: Administrator's Office

-----

**Wednesday, 11/30/2011**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

-----

**09:45 AM-10:15 AM One on One with Lisa Garcia**

Ct: Andrea Dickerson - 202-564-2349 (OA)

Staff:

Lisa Garcia (OA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----

**10:30 AM-10:35 AM EPA Orientation for OA New Employees from FY 2011**

\*\*The Administrator will drop by for 5 minutes

Location: AR2530

-----

**11:30 AM-12:00 PM One on One with Cameron Davis**

Ct: Veronica Burley 202-564-7084 (OA)

Staff:

Cameron Davis (Sr. Advisor - Great Lakes)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----

**01:00 PM-02:00 PM Senior Staff Retreat Prep**

Ct: Dan Kanninen - 202-564-0471

Staff:

Bob Perciasepe, Diane Thompson, Jose Lozano, Dan Kanninen (OA)

Location: Administrator's Office

-----

**02:15 PM-03:00 PM Meeting with Local Elected Officials**

Ct: Sarah Pallone 202-564-7178

Topic: Utility MACT

Attendees:

- Eula McNeill, Mayor Pro Tem, Red Springs, NC
- Clarence Ramsey, Council Member, Monroeville, PA
- William Callaham, Council Member, East Landsdown, PA
- Sharon Steel, Vice mayor, St. Paul, VA
- Pam Snyder, Commissioner, Greene County, PA
- Scott Finney, Trustee, Sleepy Hollow, IL
- Pete Hennard, Commissioner, Ogemaw County, MI
- Mark Sweeney, Commissioner, Anaconda-Deer Lode County, MT
- David Agnew, White House Intergovernmental Affairs

Staff:

Sarah Pallone (OCIR)  
 Gina McCarthy, Janet McCabe

Location: Bullet Room

**03:30 PM-04:30 PM Senior Policy**

Location: Bullet Room

**04:30 PM-05:30 PM All Hands Meeting**

Ct: Sharnett Willis 202-564-7866

Location: Green Room

---

**Thursday, 12/1/2011**

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**08:30 AM-05:30 PM Senior Staff Leadership Offsite**

Ct: Dan Kanninen - 202-564-7960

Location: Cash Room, Treasury Department, 1500 Pennsylvania Ave NW

**10:00 AM-10:30 AM RESCHEDULE One on One with Mathy Stanislaus**

Ct: Nelida Torres - 202-564-5767 (OSWER)

Staff:

Mathy Stanislaus

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**04:00 PM-05:00 PM FYI - White House Christmas Tree Lighting Ceremony**

Ct: Ryan Robison - 202-564-2856

**Friday, 12/2/2011**

**10:30 AM-12:45 PM HOLD: White House Tribal Nations Conference**  
Ct: Lisa Kohn: (b)(6) Privacy

Location: DOI, Yates Auditorium

**01:30 PM-03:00 PM HOLD: Tribal Nations Conference Closing Session w / POTUS**  
Location: DOI, Yates Auditorium

**Saturday, 12/3/2011**

**Sunday, 12/4/2011**

**01:00 PM-02:00 PM Council of Scientific Society Presidents 2011 Leadership Award Presentation**  
Ct: Dr. Martin Apple mapple@sciencepres.org or (b)(6) Privacy  
Location: 1155 16th St (@ M) WDC 20036

**02:00 PM-07:30 PM HOLD: Travel to Houston, TX**

**08:30 PM-10:00 PM Dinner with Nancy Sutley and Dr. Jane Lubchenco**  
Ct: Liz Ashwell 564.1008  
Lubchenco: Kristin.Carden@noaa.gov or Pat.A.Simms@noaa.gov  
Sutley: (b)(6) Privacy  
Location: TBD, Houston, TX

**Monday, 12/5/2011**

**05:00 AM-08:00 PM HOLD for Possible Travel**  
Ct: John Hankinson  
Location: Houston, TX

**08:45 AM-09:15 AM FYI Daily Briefing**  
Location: Administrator's Office

**Tuesday, 12/6/2011**

**05:00 AM-08:00 PM HOLD for Travel**  
Location: Raleigh, NC

**10:00 AM-10:30 AM One on One with Steve Owens**  
Ct: Gloria Milhouse - 202-564-4206 (OSCPP)

Staff:  
Steve Owens (OSCPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
-----

---

\*\*\* END \*\*\*

01268-EPA-5841

Noah Dubin/DC/USEPA/US

To

11/22/2011 04:35 PM

cc

bcc Richard Windsor

Subject 11/24/2011 thru 12/07/2011 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

11/22/2011 04:33:29 PM

**Thursday, 11/24/2011**

**08:00 AM-06:00 PM**    **FYI: Thanksgiving**  
-----

**Friday, 11/25/2011**

**05:00 AM-08:00 PM**    **HOLD: Out of Office**  
-----

**Saturday, 11/26/2011**

**Sunday, 11/27/2011**

**Monday, 11/28/2011**

**08:45 AM-09:15 AM**    **Daily Briefing**

Location: Administrator's Office  
-----

**10:00 AM-10:30 AM**    **One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**10:45 AM-11:15 AM**    **One on One with Mathy Stanislaus**

Ct: Nelida Torres - 202-564-5767 (OSWER)

Staff:

Mathy Stanislaus (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**11:15 AM-11:30 AM**    **Travel to EEOB**

-----  
**11:30 AM-12:00 PM**    **HOLD: One on One with Barbara Bennett**  
Ct: Rhonda Robinson - 202-564-0126

Staff:  
Barbara Bennett (OCFO)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**11:30 AM-12:15 PM**    **HOLD: National Adoption Month Event**  
Ct: (b)(6) Privacy

Run of Show:  
11:30 AM Event Begins w/ Tina Tchen  
11:50 AM LPJ Remarks  
TBD

Location: EEOB 430 ABC

-----  
**12:00 PM-01:00 PM**    **No Meetings**  
Location: Administrator's Office

-----  
**01:00 PM-02:00 PM**    **Senior Staff**  
Location: Bullet Room

-----  
**01:45 PM-02:00 PM**    **Depart for White House**  
Location: Ariel Rios

-----  
**02:00 PM-03:00 PM**    **Cabinet Briefing w/ Bill Daley and Jack Lew**  
Location: WH-Roosevelt Room

-----  
**03:00 PM-03:15 PM**    **Depart for Ariel Rios**  
Location: White House

-----  
**03:15 PM-04:00 PM**    **Options Selection: National Ambient Air Quality Standards for Oxides of Nitrogen and Oxides of Sulfur (NOx/SOx)**  
Ct: Cindy Huange - 202-564-1850

Staff:  
Bob Perciasepe, Bob Sussman (OA)  
Gina McCarthy, Janet McCabe, Joseph Goffman, Don Zinger, Lorie Schmidt (OAR)  
Steve Page, Lydia Wegman, Karen Martin (OAQPS)  
Scott Fulton (OGC)  
Cynthia Giles (OECA)  
Michael Goo (OP)  
Paul Anastas (ORD)  
Judith Enck (R2)  
Sean Garvin(R3)  
Al Armendariz (R6)  
Nancy Stoner (OW)

Optional:

Diane Thompson (OA)

Lisa Garcia (OEJ)

Gerard Kraus (OECA)

Rosalina Rodriguez, Ginger Tennant, Randy Waite, Richard Wayland, Bill Lamason,

Phil Lorang, Rich Scheffe, Jeffrey Clark, Anna Wood, Scott Mathias (OAQPS)

Marilyn Kuray, John Hannon, Lea Anderson (OGC)

Robert Fegley, John Vandenberg, Mary Ross, Tara Greaver (ORD)

Alan Shar (R6)

Robert Dresdner (OECA)

Gina Ferreira(R2)

Wanda Ferrar, Tom Eagles, Margo Oge, Margaret Zawacki, Catherine Yanca, Rick

Haeuber, Jason Lynch (OAR)

Lesley Schaaf, Charlotte Bertrand, Bridgid Curry Thomas Gillis, Brian Heninger

(OP)

Richard Batiuk (R3)

Dwight Atkinson, Sandy Evalenko (OW)

\*\*Teleconferencing is required for this meeting

Location: Bullet Room

-----  
**04:00 PM-05:30 PM Out of Office**

Ct: Liz Ashwell 564.1008  
-----

**Tuesday, 11/29/2011**

**10:00 AM-10:10 AM Phone Call with Congressman Ron Kind (WI)**

Ct: Shannon Glynn - shannon.glynn@mail.house.gov

\*\*The Administrator will call the Congressman at (b)(6) Privacy

Staff:

Laura Vaught (OCIR)

Location: Administrator's Office

-----  
**10:45 AM-11:15 AM One on One with Malcolm Jackson**

Ct: Ronda Boatright - 202-564-3139

Staff:

Malcolm Jackson (OEI)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**11:25 AM-11:30 AM Meeting with Peace Corps Director Aaron Williams**

Ct: Julia Ortiz - 202-564-1931

Staff:

Michelle DePass (OITA)

Location: Administrator's Office

-----  
**11:30 AM-12:00 PM EPA Celebration of Peace Corps' 50th Anniversary**

EPA Ct: Julia Ortiz - 202-564-1931

PC Ct: Claudia Calderon - 202-692-2109, ccalderon@peacecorps.gov

Run of Show:

11:30 AM: Kevin Quigley, National Peace Corps Association President, delivers remarks

11:35 AM: Michelle DePass delivers remarks, introduces the Administrator

11:40 AM: The Administrator delivers remarks and introduces Aaron Williams

11:45 AM: Aaron Williams, Dir. of the Peace Corps delivers remarks

11:50 AM: Photos and tour of exhibit areas

Location: Green Room

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-01:45 PM Briefing on Designations for 2008 Ozone NAAQS: Initial Agency Decisions**

\*\*Meeting 1 of 2

Ct: Cindy Huang - 202-564-1850

Bob Perciasepe, Bob Sussman (OA)

Gina McCarthy, Janet McCabe, Don Zinger, Steve Page, Anna Wood, Scott Mathias,

Rhea Jones, Carla Oldham, Richard Wayland, Lydia Wegman, James Hemby (OAR)

Jan Tierney, Kevin McLean, Sara Schneeberg (OGC)

Curt Spalding, Dave Conroy (R1)

Judith Enck, William Baker (R2)

Shawn Garvin, Diana Esher (R3)

Gwendolyn Keyes Fleming, Beverly Banister (R4)

Susan Hedman, Cheryl Newton (R5)

Al Armendariz, Carl Edlund (R6)

Karl Brooks, Rebecca Weber (R7)

James Martin, Carl Daly (R8)

Jared Blumenfeld, Debbie Jordan, Elizabeth Adams (R9)

Optional:

Diane Thompson (OA)

Arvin Ganesan (OCIR)

Location: Bullet Room

-----  
**01:45 PM-02:00 PM Depart for State Dept.**

Location: Ariel Rios

-----  
**02:00 PM-02:30 PM Energy Star Agreement signing w/ Transatlantic Economic Council**

Ct: vajjhala.shalini@epa.gov

(b)(6) Privacy

Location: State Department



-----  
**02:30 PM-02:45 PM**    **Depart for Ariel Rios**  
Location: State Dept.

-----  
**02:45 PM-03:15 PM**    **One on One with Fulton**  
Ct: Carla Veney 564-1619

Optional: Diane Thompson  
Location: Administrator's Office

-----  
**03:30 PM-04:15 PM**    **Briefing on Designations for 2008 Ozone NAAQS: Initial Agency Decisions**  
\*\*Meeting 2 of 2  
Ct: Cindy Huang - 202-564-1850

Bob Perciasepe, Bob Sussman (OA)  
Gina McCarthy, Janet McCabe, Don Zinger, Steve Page, Anna Wood, Scott Mathias,  
Rhea Jones, Carla Oldham, Richard Wayland, Lydia Wegman, James Hemby (OAR)  
Jan Tierney, Kevin McLean, Sara Schneeberg (OGC)  
Curt Spalding, Dave Conroy (R1)  
Judith Enck, William Baker (R2)  
Shawn Garvin, Diana Esher (R3)  
Gwendolyn Keyes Fleming, Beverly Banister (R4)  
Susan Hedman, Cheryl Newton (R5)  
Al Armendariz, Carl Edlund (R6)  
Karl Brooks, Rebecca Weber (R7)  
James Martin, Carl Daly (R8)  
Jared Blumenfeld, Debbie Jordan, Elizabeth Adams (R9)

Optional:  
Diane Thompson (OA)  
Arvin Ganesan (OCIR)

Location: Bullet Room

-----  
**04:30 PM-05:00 PM**    **One on One with Paul Anastas**  
Ct: Nathan Gentry - 202-564-9084 (ORD)

Staff:  
Paul Anastas (ORD)

Optional:  
Diane Thompson, Bob Perciasepe Bob Sussman (OA)  
Location: Administrator's Office

-----

**Wednesday, 11/30/2011**

**08:45 AM-09:15 AM**    **Daily Briefing**  
Location: Administrator's Office

-----  
**09:45 AM-10:15 AM**    **One on One with Lisa Garcia**  
Ct: Andrea Dickerson - 202-564-2349 (OA)

Staff:  
Lisa Garcia (OA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**10:30 AM-10:35 AM EPA Orientation for OA New Employees from FY 2011**

\*\*The Administrator will drop by for 5 minutes

Location: AR2530  
-----

**10:45 AM-11:15 AM PARS: Jared Blumenfeld**

Ct: Abigail Guardario 415-947-4238 (R9 RA Ofc)

Staff:

Jared Blumenfeld (R9 RA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**11:30 AM-12:00 PM One on One with Cameron Davis**

Ct: Veronica Burley 202-564-7084 (OA)

Staff:

Cameron Davis (Sr. Advisor - Great Lakes)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM Senior Staff Retreat Prep**

Ct: Dan Kanninen - 202-564-0471

Staff:

Bob Perciasepe, Diane Thompson, Jose Lozano, Dan Kanninen (OA)

Location: Administrator's Office  
-----

**02:15 PM-03:00 PM Meeting with Local Elected Officials**

Ct: Sarah Pallone 202-564-7178

Topic: Utility MACT

Attendees:

-Eula McNeill, Mayor Pro Tem, Red Springs, NC

-Clarence Ramsey, Council Member, Monroeville, PA

-William Callaham, Council Member, East Landsdown, PA

- Sharon Steel, Vice mayor, St. Paul, VA
- Pam Snyder, Commissioner, Greene County, PA
- Scott Finney, Trustee, Sleepy Hollow, IL
- Pete Hennard, Commissioner, Ogemaw County, MI
- Mark Sweeney, Commissioner, Anaconda-Deer Lode County, MT
- David Agnew, White House Intergovernmental Affairs

Staff:

Sarah Pallone (OCIR)  
 Gina McCarthy, Janet McCabe (OAR)  
 Laura Vaught (OCIR)  
 David Agnew (WH Leg)

TBD:

Janet Woodka and OPE

cc:

Arnita Marcus, Kellyn Blossom  
 Location: Bullet Room

-----  
**03:00 PM-03:30 PM**    **FYI: Bryon Griffith's Retirement Party**  
 Location: 3233 EPA East

-----  
**03:30 PM-04:30 PM**    **Senior Policy**  
 Location: Bullet Room

-----  
**04:30 PM-05:30 PM**    **All Hands Meeting**  
 Ct: Sharnett Willis 202-564-7866  
 Location: Green Room

---

**Thursday, 12/1/2011**

**08:30 AM-05:30 PM**    **Senior Staff Leadership Offsite**  
 Ct: Dan Kanninen - 202-564-7960

Location: Cash Room, Treasury Department, 1500 Pennsylvania Ave NW

-----  
**10:00 AM-10:30 AM**    **RESCHEDULE One on One with Mathy Stanislaus**  
 Ct: Nelida Torres - 202-564-5767 (OSWER)

Staff:

Mathy Stanislaus

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
 Location: Administrator's Office

-----  
**04:00 PM-05:00 PM**    **FYI - White House Christmas Tree Lighting Ceremony**  
 Ct: Ryan Robison - 202-564-2856

**Friday, 12/2/2011**

**10:30 AM-12:45 PM**    **HOLD: White House Tribal Nations Conference**

Ct: Lisa Kohn: (b)(6) Privacy

Location: DOI, Yates Auditorium

**01:30 PM-03:00 PM**    **HOLD: Tribal Nations Conference Closing Session w / POTUS**

Location: DOI, Yates Auditorium

**03:30 PM-04:00 PM**    **One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**Saturday, 12/3/2011**

**Sunday, 12/4/2011**

**01:00 PM-02:00 PM**    **Council of Scientific Society Presidents 2011 Leadership Award Presentation**

Ct: Dr. Martin Apple mapple@sciencepres.org or (b)(6) Privacy

Location: 1155 16th St (@ M) WDC 20036

**02:00 PM-07:30 PM**    **HOLD: Travel to Houston, TX**

**08:30 PM-10:00 PM**    **Dinner with Nancy Sutley and Dr. Jane Lubchenco**

Ct: Liz Ashwell 564.1008

Lubchenco: Kristin.Carden@noaa.gov or Pat.A.Simms@noaa.gov

Sutley: (b)(6) Privacy

Location: TBD, Houston, TX

**Monday, 12/5/2011**

**05:00 AM-08:00 PM**    **HOLD for Travel**

Ct: John Hankinson

Location: Houston, TX

**08:45 AM-09:15 AM**    **FYI Daily Briefing**

Location: Administrator's Office

**Tuesday, 12/6/2011**

**05:00 AM-08:00 PM**    **HOLD for Travel**

Location: Raleigh, NC  
-----

**10:00 AM-10:30 AM**    **One on One with Steve Owens**

Ct: Gloria Milhouse - 202-564-4206 (OSCPP)

Staff:

Steve Owens (OSCPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

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**Wednesday, 12/7/2011**

---

**08:45 AM-09:15 AM**    **Daily Briefing**

Location: Administrator's Office  
-----

**11:00 AM-11:30 AM**    **One on One with Larry Elworth**

Ct: Cheryl Woodward - 202 564-1274 (OA)

Staff:

Larry Elworth (OA - Ag Counsel)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**12:00 PM-01:00 PM**    **No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-01:30 PM**    **One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-1850 (OAR)

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**01:45 PM-02:15 PM**    **One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3129 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**02:30 PM-03:15 PM**    **Meeting on Release of GHG Reporting Program Data Publication Tool**

Ct: Cindy Huang - 202-564-1850

Bob Perciasepe, Bob Sussman (OA)

Arvin Ganesan (OCIR)

Malcolm Jackson (OEI)

Seth Oster, Brendan Gilfillian (OEAE)

Michael Goo (OP)

Gina McCarthy, Janet McCabe, Joseph Goffman, John Millett, Kirsten King,

Kristina Friedman, Don Zinger, Sarah Dunham, Rona Birnbaum, Anhar Karimjee,

Brian Cook (OAR)

Cynthia Giles (OECA)

Optional:

Diane Thompson (OA)

Location: Bullet Room

-----  
**03:30 PM-05:00 PM**    **FYI Senior Policy**

Location: Bullet Room  
-----

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\*\*\* END \*\*\*

01268-EPA-5842

**Richard Windsor/DC/USEPA/US**  
11/23/2011 11:33 AM

To "Heather Zichal"  
cc  
bcc

Subject Fw: Inside EPA piece on MATS

Laura Vaught

----- Original Message -----

**From:** Laura Vaught  
**Sent:** 11/23/2011 09:52 AM EST  
**To:** Richard Windsor; Bob Perciasepe; Bob Sussman; Michael Goo; Scott Fulton  
**Subject:** Fw: Inside EPA piece on MATS

Joel Beauvais

----- Original Message -----

**From:** Joel Beauvais  
**Sent:** 11/23/2011 09:11 AM EST  
**To:** Laura Vaught; Joseph Goffman  
**Subject:** Inside EPA piece on MATS

ICYMI

## White House Seeks Deal With Utilities To Win Support For Air Toxics Rule

Posted: November 22, 2011

White House officials are quietly reaching out to the power industry in a bid to strike a "grand bargain" on EPA's utility air toxics rule that could include industry-sought compliance deadline extensions, in order to win prominent power sector backing for the rule, help rebut criticisms of its costs and reliability impacts, and turn it into an issue President Obama can campaign on in 2012, sources say.

The effort echoes successful Obama administration bids to secure industry buy-in on major environmental rules, including two landmark deals with the automobile sector that led to greenhouse gas (GHG) and fuel economy limits for [light-duty vehicles](#) through 2025. EPA similarly struck a pact with a majority of the trucking industry, which endorsed the roll-out of the agency's GHG limits for heavy-duty trucks in 2014-2016.

Sources say the administration wants to secure broad backing from the power sector, labor unions and environmentalists on the air toxics rule that could potentially head off litigation playing out during the 2012 election, depriving agency critics of the opportunity to hammer on conflicts over the rule, which must be finalized by Dec. 16.

"They would like to have this put to bed and not be talking about it during the campaign,"

according to one informed source. "In their ideal world, everyone holds hands at a press conference . . . and announces a bold new step forward where they protect ratepayers and reliability and improve air quality."

EPA's final maximum achievable control technology standard (MACT) for coal- and oil-fired power plants is undergoing White House Office of Management and Budget (OMB) review, ahead of the Dec. 16 consent decree deadline for the agency to finalize the regulation. Once the rule is final, power companies will have to meet a three-year statutory deadline to reduce mercury and other air toxics from their plants. Plants can seek up to a one-year extension under the Clean Air Act, meaning all plants would have to comply by 2016.

But the power industry has long complained that the Clean Air Act's three- or four-year deadline for compliance with the pending MACT will be logistically impossible to meet, given the amount of retrofits needed to be completed. Companies have been pursuing other competing options, including enforceable deadline extensions in consent decrees, blanket categorical extensions and presidential national security exemptions.

Sources note it is the White House, more than EPA, that has been reaching out to the industry about last-minute changes to win industry's support ahead of the rule's release. A second source says White House officials have been "asking if there was anything that would satisfy the utilities toward attaining agreement among labor, environmental . . . groups and industry."

Winning industry backing could also potentially help dilute some political criticism of the rule, led most recently by congressional Republicans who claim that the proposed version of the MACT has impossible deadlines and would force some facilities to shutter, in turn creating major problems for [electric grid reliability](#).

Sources suggest the issues surrounding the MACT rule may be too complicated to reach a broad deal, similar to those achieved with auto and engine makers, and that there may be splits between EPA and the White House on how to craft any agreement.

White House officials did not respond to requests for comment by press time and an EPA source would only say the agency is "on track to make the deadline for completing the rule."

### **Harmonizing Priorities**

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Another major sticking point is what the companies would have to give up in exchange for more

time to comply, and options would be designed to satisfy environmentalists -- such as providing money for supplemental environmental projects that benefit communities where plants will continue to run uncontrolled, and expansion of renewable energy, sources note. -- *Dawn Reeves* ( [dreeves@iwnews.com](mailto:dreeves@iwnews.com) This e-mail address is being protected from spambots. You need JavaScript enabled to view it )

01268-EPA-5843

"Zichal, Heather R."

(b)(6) Privacy

11/23/2011 12:16 PM

To Richard Windsor

cc

bcc

Subject RE: Inside EPA piece on MATS

(b)(5) Deliberative

-----Original Message-----

From: Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov ]

Sent: Wednesday, November 23, 2011 11:34 AM

To: Zichal, Heather R.

Subject: Fw: Inside EPA piece on MATS

----- Original Message -----

From: Laura Vaught

Sent: 11/23/2011 09:52 AM EST

To: Richard Windsor; Bob Perciasepe; Bob Sussman; Michael Goo; Scott Fulton

Subject: Fw: Inside EPA piece on MATS

----- Original Message -----

From: Joel Beauvais

Sent: 11/23/2011 09:11 AM EST

To: Laura Vaught; Joseph Goffman

Subject: Inside EPA piece on MATS

ICYMI

White House Seeks Deal With Utilities To Win Support For Air Toxics Rule  
Posted: November 22, 2011

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The effort echoes successful Obama administration bids to secure industry buy-in on major environmental rules, including two landmark deals with the automobile sector that led to greenhouse gas (GHG) and fuel economy limits for light-duty vehicles through 2025. EPA similarly struck a pact with a majority of the trucking industry, which endorsed the roll-out of the agency's GHG limits for heavy-duty trucks in 2014-2016.

Sources say the administration wants to secure broad backing from the power sector, labor unions and environmentalists on the air toxics rule that could potentially head off litigation playing out during the 2012 election, depriving agency critics of the opportunity to hammer on conflicts over the rule, which must be finalized by Dec. 16.

"They would like to have this put to bed and not be talking about it during the campaign," according to one informed source. "In their ideal world, everyone holds hands at a press conference . . . and announces a bold new step forward where they protect ratepayers and reliability and improve air quality."

EPA's final maximum achievable control technology standard (MACT) for coal- and oil-fired power plants is undergoing White House Office of Management and Budget (OMB) review, ahead of the Dec. 16 consent decree deadline for the agency to finalize the regulation. Once the rule is final, power companies will have to meet a three-year statutory deadline to reduce mercury and other air toxics from their plants. Plants can seek up to a one-year extension under the Clean Air Act, meaning all plants would have to comply by 2016.

But the power industry has long complained that the Clean Air Act's three- or four-year deadline for compliance with the pending MACT will be logistically impossible to meet, given the amount of retrofits needed to be completed. Companies have been pursuing other competing options, including enforceable deadline extensions in consent decrees, blanket categorical extensions and presidential national security exemptions.

Sources note it is the White House, more than EPA, that has been reaching out to the industry about last-minute changes to win industry's support ahead of the rule's release. A second source says White House officials have been "asking if there was anything that would satisfy the utilities toward attaining agreement among labor, environmental . . . groups and industry."

Winning industry backing could also potentially help dilute some political criticism of the rule, led most recently by congressional Republicans who claim that the proposed version of the MACT has impossible deadlines and would force some facilities to shutter, in turn creating major problems for electric grid reliability.

Sources suggest the issues surrounding the MACT rule may be too complicated to reach a broad deal, similar to those achieved with auto and engine makers, and that there may be splits between EPA and the White House on how to craft any agreement.

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01268-EPA-5844

Richard Windsor/DC/USEPA/US  
11/23/2011 12:18 PM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: Inside EPA piece on MATS

(b)(5) Deliberative

----- Original Message -----

From: "Zichal, Heather R." [(b)(6) Privacy]  
Sent: 11/23/2011 12:16 PM EST  
To: Richard Windsor  
Subject: RE: Inside EPA piece on MATS

(b)(5) Deliberative

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01268-EPA-5845

**Ryan Robison/DC/USEPA/US**

To

11/25/2011 12:51 PM

cc

bcc Richard Windsor

Subject 11/29/2011 thru 12/12/2011 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator**

**Lisa P. Jackson**

**Schedule**

11/25/2011 12:49:17 PM

**Tuesday, 11/29/2011**

**09:30 AM-09:40 AM Call with Senator Lieberman**

Ct: Ryan Robison - 202-564-2856

Sen. Ct: Rayanne Bostick - 202-224-0677

Staff:

Laura Vaught (OCIR)

\*The Administrator will call 202-224-0677 to be connected to the Senator.

Location: Administrator's Office

**10:00 AM-10:10 AM Phone Call with Congressman Ron Kind (WI)**

Ct: Shannon Glynn - shannon.glynn@mail.house.gov

\*\*The Administrator will call the Congressman at 202-258-5071

Staff:

Laura Vaught (OCIR)

Location: Administrator's Office

**10:45 AM-11:15 AM One on One with Malcolm Jackson**

Ct: Ronda Boatright - 202-564-3139

Staff:

Malcolm Jackson (OEI)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**11:25 AM-11:30 AM Meeting with Peace Corps Director Aaron Williams**

Ct: Julia Ortiz - 202-564-1931

Staff:

Michelle DePass (OITA)

Location: Administrator's Office

**11:30 AM-12:00 PM EPA Celebration of Peace Corps' 50th Anniversary**

EPA Ct: Julia Ortiz - 202-564-1931

PC Ct: Claudia Calderon - 202-692-2109, ccalderon@peacecorps.gov

Run of Show:

11:30 AM: Kevin Quigley, National Peace Corps Association President, delivers remarks

11:35 AM: Michelle DePass delivers remarks, introduces the Administrator

11:40 AM: The Administrator delivers remarks and introduces Aaron Williams

11:45 AM: Aaron Williams, Dir. of the Peace Corps delivers remarks

11:50 AM: Photos and tour of exhibit areas

Location: Green Room

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-01:45 PM Briefing on Designations for 2008 Ozone NAAQS: Initial Agency Decisions**

\*\*Meeting 1 of 2

Ct: Cindy Huang - 202-564-1850

Bob Perciasepe, Bob Sussman (OA)

Gina McCarthy, Janet McCabe, Don Zinger, Steve Page, Anna Wood, Scott Mathias,

Rhea Jones, Carla Oldham, Richard Wayland, Lydia Wegman, James Hemby (OAR)

Jan Tierney, Kevin McLean, Sara Schneeberg (OGC)

Michael Goo (OP)

Curt Spalding, Dave Conroy (R1)

Judith Enck, William Baker (R2)

Shawn Garvin, Diana Esher (R3)

Gwendolyn Keyes Fleming, Beverly Banister (R4)

Susan Hedman, Cheryl Newton (R5)

Al Armendariz, Carl Edlund (R6)

Karl Brooks, Rebecca Weber (R7)

James Martin, Carl Daly (R8)

Jared Blumenfeld, Debbie Jordan, Elizabeth Adams (R9)

Optional:

Diane Thompson (OA)

Arvin Ganesan (OCIR)

Location: Bullet Room

-----  
**01:45 PM-02:00 PM Depart for State Dept.**

Location: Ariel Rios

-----  
**02:00 PM-02:30 PM Energy Star Agreement signing w/  
EU Energy Commissioner Günther Oettinger for Transatlantic Economic Council**

Ct: vajjhala.shalini@epa.gov

(b)(6) Privacy

Location: State Department

**02:30 PM-02:45 PM** Depart for Ariel Rios

Location: State Dept.

**02:45 PM-03:15 PM** One on One with Fulton

Ct: Carla Veney 564-1619

Optional: Diane Thompson

Location: Administrator's Office

**03:30 PM-04:15 PM** Briefing on Designations for 2008 Ozone NAAQS: Initial Agency Decisions

\*\*Meeting 2 of 2

Ct: Cindy Huang - 202-564-1850

Bob Perciasepe, Bob Sussman (OA)

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Judith Enck, William Baker (R2)

Shawn Garvin, Diana Esher (R3)

Gwendolyn Keyes Fleming, Beverly Banister (R4)

Susan Hedman, Cheryl Newton (R5)

Al Armendariz, Carl Edlund (R6)

Karl Brooks, Rebecca Weber (R7)

James Martin, Carl Daly (R8)

Jared Blumenfeld, Debbie Jordan, Elizabeth Adams (R9)

Optional:

Diane Thompson (OA)

Arvin Ganesan (OCIR)

Location: Bullet Room

**04:30 PM-05:00 PM** One on One with Paul Anastas

Ct: Nathan Gentry - 202-564-9084 (ORD)

Staff:

Paul Anastas (ORD)

Optional:

Diane Thompson, Bob Perciasepe Bob Sussman (OA)

Location: Administrator's Office

**06:00 PM-06:30 PM** Meeting with David Plouffe

Ct: (b)(6) Privacy or (b)(6) Privacy

Location: West Wing, White House

Wednesday, 11/30/2011

**08:45 AM-09:15 AM** Daily Briefing

Location: Administrator's Office

**09:45 AM-10:15 AM** One on One with Lisa Garcia

Ct: Andrea Dickerson - 202-564-2349 (OA)

Staff:  
Lisa Garcia (OA)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**10:30 AM-10:35 AM EPA Orientation for OA New Employees from FY 2011**

\*\*The Administrator will drop by for 5 minutes

Location: AR2530

-----  
**10:45 AM-11:15 AM PARS: Jared Blumenfeld**

Ct: Abigail Guardario 415-947-4238 (R9 RA Ofc)

Staff:  
Jared Blumenfeld (R9 RA)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**11:30 AM-12:00 PM One on One with Cameron Davis**

Ct: Veronica Burley 202-564-7084 (OA)

Staff:  
Cameron Davis (Sr. Advisor - Great Lakes)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-02:00 PM Senior Staff Retreat Prep**

Ct: Dan Kanninen - 202-564-0471

Staff:  
Bob Perciasepe, Diane Thompson, Jose Lozano, Dan Kanninen (OA)

Location: Administrator's Office

-----  
**02:15 PM-03:00 PM Meeting with Local Elected Officials**

Ct: Sarah Pallone 202-564-7178

Topic: Utility MACT

Attendees:

-Eula McNeill, Mayor Pro Tem, Red Springs, NC

- Clarence Ramsey, Council Member, Monroeville, PA
- William Callaham, Council Member, East Landsdown, PA
- Sharon Steel, Vice mayor, St. Paul, VA
- Pam Snyder, Commissioner, Greene County, PA
- Scott Finney, Trustee, Sleepy Hollow, IL
- Pete Hennard, Commissioner, Ogemaw County, MI
- Mark Sweeney, Commissioner, Anaconda-Deer Lode County, MT
- David Agnew, White House Intergovernmental Affairs

Staff:

Sarah Pallone (OCIR)  
 Gina McCarthy, Janet McCabe (OAR)  
 Laura Vaught (OCIR)  
 David Agnew (WH Leg)

TBD:

Janet Woodka and OPE

cc:

Arnita Marcus, Kellyn Blossom  
 Location: Bullet Room

-----  
**03:00 PM-03:30 PM**    **FYI: Bryon Griffith's Retirement Party**  
 Location: 3233 EPA East

-----  
**03:30 PM-04:30 PM**    **Senior Policy**  
 Location: Bullet Room

-----  
**04:30 PM-05:30 PM**    **All Hands Meeting**  
 Ct: Sharnett Willis 202-564-7866  
 Location: Green Room

-----  
**Thursday, 12/1/2011**  
 -----

**08:30 AM-05:30 PM**    **Senior Staff Leadership Offsite**  
 Ct: Dan Kanninen - 202-564-7960

Location: Cash Room, Treasury Department, 1500 Pennsylvania Ave NW

-----  
**04:00 PM-05:00 PM**    **FYI - White House Christmas Tree Lighting Ceremony**  
 Ct: Ryan Robison - 202-564-2856

-----  
**Friday, 12/2/2011**  
 -----

**10:00 AM-11:30 AM**    **HOLD: White House Tribal Nations Conference**  
 Ct: Elle Beard (202) 564-7723

Lisa Kohn: (b)(6) Privacy or cell: (b)(5)

Location: DOI, Yates Auditorium

-----  
**11:30 AM-05:30 PM**    **HOLD: Out of Office**

-----  
**01:30 PM-03:00 PM**    **HOLD: Tribal Nations Conference Closing Session w / POTUS**

Location: DOI, Yates Auditorium

-----  
**03:30 PM-04:00 PM**    **One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**04:15 PM-04:45 PM**    **One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

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**Saturday, 12/3/2011**

**Sunday, 12/4/2011**

**01:30 PM-02:00 PM**    **Council of Scientific Society Presidents 2011 Leadership Award Presentation**

Ct: Dr. Martin Apple mapple@sciencepres.org or (b)(6) Privacy

Location: 1155 16th St (@ M) WDC 20036

-----  
**02:00 PM-07:30 PM**    **HOLD: Travel to Houston, TX**

-----  
**08:30 PM-10:00 PM**    **Dinner with Nancy Sutley and Dr . Jane Lubchenco**

Ct: Liz Ashwell 564.1008

Lubchenco: Kristin.Carden@noaa.gov or Pat.A.Simms@noaa.gov

Sutley: (b)(6) Privacy

Location: TBD, Houston, TX

-----

**Monday, 12/5/2011**

**05:00 AM-08:00 PM**    **HOLD for Possible Travel**

Ct: John Hankinson

Location: Houston, TX

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**08:45 AM-09:15 AM FYI Daily Briefing**

Location: Administrator's Office  
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**Tuesday, 12/6/2011**

**05:00 AM-08:00 PM HOLD for Travel**

Location: Raleigh, NC  
-----

**10:00 AM-10:30 AM One on One with Steve Owens**

Ct: Gloria Milhouse - 202-564-4206 (OSCPP)

Staff:

Steve Owens (OCSP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**Wednesday, 12/7/2011**

**08:00 AM-12:00 PM Hold: Out of Office**

Location: Out of Office  
-----

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office  
-----

**11:00 AM-11:30 AM One on One with Larry Elworth**

Ct: Cheryl Woodward - 202 564-1274 (OA)

Staff:

Larry Elworth (OA - Ag Counsel)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-01:30 PM One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-1850 (OAR)

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**01:45 PM-02:15 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3129 (OECA)

Staff:  
Cynthia Giles (OECA)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

-----  
**02:30 PM-03:15 PM Meeting on Release of GHG Reporting Program Data Publication Tool**  
Ct: Cindy Huang - 202-564-1850

Bob Perciasepe, Bob Sussman (OA)  
Arvin Ganesan (OCIR)  
Malcolm Jackson (OEI)  
Seth Oster, Brendan Gilfillian (OEAE)E  
Michael Goo (OP)  
Gina McCarthy, Janet McCabe, Joseph Goffman, John Millett, Kirsten King,  
Kristina Friedman, Don Zinger, Sarah Dunham, Rona Birnbaum, Anhar Karimjee,  
Brian Cook (OAR)  
Cynthia Giles (OECA)

Optional:  
Diane Thompson (OA)

Location: Bullet Room

-----  
**03:30 PM-05:00 PM FYI Senior Policy**  
Location: Bullet Room

**Thursday, 12/8/2011**

**08:00 AM-06:00 PM HOLD: Out of Office**

-----  
**08:45 AM-09:15 AM FYI Daily Briefing**  
Location: Administrator's Office

-----  
**02:15 PM-02:45 PM One on One with Michelle DePass**  
Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:  
Michelle DePass (OITA)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

**Friday, 12/9/2011**

**11:00 AM-11:45 AM Options Selection: Numeric Nutrient Criteria for Florida's Estuaries & Coastal Waters**  
Ct: Martha Workman - 202-564-3774

Staff:

Bob Perciasepe, Bob Sussman (OA)  
 Nancy Stoner, Ellen Gilinsky, Ephraim King, Evelyn Washington, Betsy Behl, Dana Thomas, Lester Yuan, Jacques Oliver, Tiffany Crawford, Erica Fleisig, Karen Milam, Colleen Flaherty (OW)  
 Michael Goo, Bridgid Curry (OP)  
 Scott Fulton, Steven Neugeboren, Lee Schroer, Heidi Nalven (OGC)  
 Paul Anastas, Valerie Blank, Robert Cantilli, Rick Greene (ORD)  
 Gwendolyn Keyes-Fleming, Jim Giattina, Ed Decker, Joanne Benante, Annie Godfrey, Carol Baschon (R4)

Optional:  
 Diane Thompson (OA)  
 Arvin Ganesan, Laura Vaught (OCIR)  
 Sara Hisel-McCay, Lisa Larimer, Julie Hewitt, Corey Buffo (OW)

\*\*Teleconferencing is required for this briefing

Location: Bullet Room

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:30 PM-02:00 PM HOLD - Conference Call with American Sustainable Business Council**

Ct: Ryan Robison - 202-564-2856

Location: Administrator's Office

**02:15 PM-03:00 PM Meeting on Dominion Proposal**

Ct: Linda Huffman - 202-564-2440

Staff:

Bob Perciasepe, Bob Sussman, Lisa Garcia (calling in) (OA)  
 Scott Fulton (OGC)  
 Gina McCarthy, Janet McCabe, Joe Goffman (OAR)  
 Michael Goo (OP)  
 Cynthia Giles, Adam Kushner, Phillip Brooks, Larry Starfield, Steven Chester (OECA)

\*\*Teleconferencing is required for this meeting

Location: Bullet Room

**03:15 PM-04:15 PM Coffee with Secretary Bryson , US Department of Commerce**

Location: Administrator's Office

Saturday, 12/10/2011

Sunday, 12/11/2011

Monday, 12/12/2011

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**02:15 PM-02:45 PM Meeting with Farm, Ranch, and Rural Communities Federal Advisory Committee**  
Ct: Cheryl Woodward - 202-564-1274

Staff:

Bob Perciasepe, Larry Elworth (OA)

Nancy Stoner, Ken Kopocis (OW)

Michael Goo, Al McGartland (OP)

\*\*This meeting will last from 2:15 - 3:15, with the Administrator present for the first half hour

Location: Bullet Room

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**02:45 PM-03:15 PM Bullet Room in Use**

Location: Bullet Room

-----  
**06:30 PM-09:30 PM HOLD: White House and Cabinet Holiday Dinner**

Location: WH

-----

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\*\*\* END \*\*\*

01268-EPA-5846

**EPAExecSec**

Sent by: (b) (6) Personal Privacy

11/28/2011 05:10 PM

To Aaron Dickerson, Arvin Ganesan, Bicky Corman, Bob Perciasepe, Bob Sussman, Diane Thompson, Eric Wachter, Gladys Stroman, Heidi Ellis, Jose Lozano, Laura Vaught, Michael Goo, Richard Windsor, Sarah Pallone, Seth Oster, Stephanie Washington, Christopher Busch, Veronica Burley, Janet Woodka, Elizabeth Ashwell

cc

bcc

Subject Daily Reading File: November 28, 2011



Daily Reading File.11.28.11.pdf



# Correspondence Management System

Control Number: AX-11-001-9813

Printing Date: November 28, 2011 03:53:37



## Citizen Information

Citizen/Originator: Laskey, Frederick A.

Organization: Massachusetts Water Resources Authority  
Address: 100 First Avenue, Building 39, Boston, MA 02129

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-9813      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Nov 15, 2011      Received Date: Nov 28, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File- MWRA has been forced to approve the fabrication of UV equipment so that manufacturer can deliver equipment in time to meet EPA's regulatory deadline.

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OCIR - Office of Congressional and Intergovernmental Relations  
 OEAE - Office of External Affairs and Environmental Education  
 OP - Office of Policy  
 R1 - Region 1 -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Privacy	OEX	OW	Nov 28, 2011
Wanda Fields	OW	OW-OGWDW	Nov 28, 2011

## History

Action By	Office	Action	Date
(b) (6) Privacy	OEX	Forward control to OW	Nov 28, 2011



MASSACHUSETTS WATER RESOURCES AUTHORITY

Charlestown Navy Yard  
100 First Avenue, Building 39  
Boston, MA 02129

Frederick A. Laskey  
Executive Director

Telephone: (617) 242-6000  
Fax: (617) 788-4899  
TTY: (617) 788-4971

November 15, 2011

Lisa Jackson, Administrator  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

RECEIVED  
2011 NOV 28 AM 10:44  
OFFICE OF THE  
EXECUTIVE SECRETARIAT

Dear Administrator Jackson:

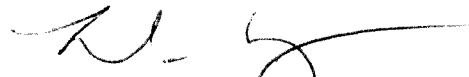
In response to its previous request for guidance in a letter dated October 7, 2011, staff of the Massachusetts Water Resources Authority ("MWRA") participated in a conference call with U.S. EPA staff from Washington DC and Region 1 on November 3, 2011 regarding design parameters and schedules relevant to installation by MWRA of ultraviolet (UV) disinfection equipment at its drinking water treatment facilities. The addition of a \$30 million UV facility, as a second means of disinfection of public water supplies in compliance with applicable regulatory requirements under EPA's Long Term 2 Enhanced Surface Water Treatment Rule (LT2), has been under construction at MWRA's John J. Carroll Water Treatment Plant since April 2011. Final design began in April 2008 in accordance with EPA's UV Guidance Manual and installation is mandated by the LT2 Rule to be complete by April 1, 2014.

As indicated in the prior letter, a substantial degree of recently identified uncertainty remains as to the validity of assumptions made by EPA in its UV Guidance Manual in regards to the degree of effectiveness of medium pressure UV lamps. This is making the efforts to achieve compliance of a facility already under construction a moving target.

In the telephone conversation with EPA staff, MWRA was advised that even in the face of an expected lack of definitive guidance for months, if not years, into the future, EPA would be unable to postpone the deadline for completion of UV facilities due to timeframes for revising existing regulations. EPA staff also indicated it could not grant an extension of time to resolve the uncertainty of the underlying UV science. Furthermore, EPA staff indicated it could not impose a moratorium upon regulatory enforcement in the event that the science relative to the efficacy of UV treatment evolves in a way that renders facilities constructed and operated based on the EPA UV Guidance Manual unable to comply with the LT2 Rule.

In the face of a looming, unmovable deadline, MWRA has been forced to approve the fabrication of the UV equipment so that the manufacturer can deliver the equipment in time to meet EPA's regulatory deadline. MWRA remains of the belief that what should come first is the correction of questionable assumptions about the efficacy of the UV process. However, MWRA feels it has no other choice and is compelled to do all it can to save its ratepayers from the penalties that could ensue if the UV systems are not in place in a timely manner, regardless of how questionable their ultimate effectiveness may be.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Laskey", with a long horizontal flourish extending to the right.

Frederick A. Laskey  
Executive Director

cc: H. Curtis Spalding, EPA Region 1 Administrator  
Kenneth L. Kimmel, Mass DEP Commissioner

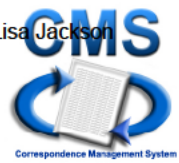




# Correspondence Management System

Control Number: AX-11-001-9798

Printing Date: November 28, 2011 03:43:36



## Citizen Information

**Citizen/Originator:** Hill, Marlene

Organization: American College of Allergy, Asthma and Immunology  
Address: 85 West Algonquin Road, Arlington Heights, IL 60005

**Fineman, Stanley M.**

Organization: American College of Allergy, Asthma & Immunology  
Address: 85 West Algonquin Road, Arlington Heights, IL 60005

**Ledford, Dennis K.**

Organization: American Academy of Allergy Asthma & Immunology  
Address: 555 East Wells Street, Milwaukee, WI 53202

**Constituent:** N/A

**Committee:** N/A

**Sub-Committee:** N/A

## Control Information

**Control Number:** AX-11-001-9798      **Alternate Number:** N/A  
**Status:** Pending      **Closed Date:** N/A  
**Due Date:** Dec 13, 2011      **# of Extensions:** 0  
**Letter Date:** Nov 22, 2011      **Received Date:** Nov 28, 2011  
**Addressee:** AD-Administrator      **Addressee Org:** EPA  
**Contact Type:** EML (E-Mail)      **Priority Code:** Normal  
**Signature:** DX-Direct Reply      **Signature Date:** N/A  
**File Code:** 404-141-02-01\_141\_b Controlled and Major Corr. Record copy of the offices of Division Directors and other personnel.  
**Subject:** DRF - Letters from Presidents of ACAAI and AAAA re: Decision to remove over the counter epinephrine asthma inhalers  
**Instructions:** DX-Respond directly to this citizen's questions, statements, or concerns  
**Instruction Note:** N/A  
**General Notes:** N/A  
**CC:** OCSPP - OCSPP - Immediate Office  
 OEAE - Office of External Affairs and Environmental Education  
 OP - Office of Policy  
 ORD - Office of Research and Development -- Immediate Office

## Lead Information

**Lead Author:** N/A

**Lead Assignments:**

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

**Supporting Author:** N/A



# Correspondence Management System

Control Number: AX-11-001-9798

Printing Date: November 28, 2011 03:43:36



## Supporting Assignments:

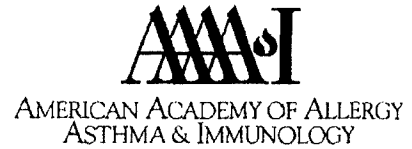
Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OAR	Nov 28, 2011
Martha Faulkner	OAR	OAR-ORIA	Nov 28, 2011

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Control Created	Nov 28, 2011
(b) (6) Personal Privacy	OEX	Forward control to OAR	Nov 28, 2011
Martha Faulkner	OAR	Forwarded control to OAR-ORIA	Nov 28, 2011
(b) (6) Personal Privacy	OEX	Changed Status For Your Information Pending	Nov 28, 2011
(b) (6) Personal Privacy	OEX	Changed File Code 401_127_a General Correspondence Files Record copy 404-141-02-01_141_b Controlled and Major Corr. Record copy	Nov 28, 2011
(b) (6) Personal Privacy	OEX	Changed Signature SNR-Signature Not Required DX-Direct Reply	Nov 28, 2011
(b) (6) Personal Privacy	OEX	Changed Instruction For Your Information -- No action required DX-Respond directly to this citizen's questions, statements, or	Nov 28, 2011
(b) (6) Personal Privacy	OEX	Changed Due Date December 13, 2011	Nov 28, 2011

## Comments

Commentator	Comment	Date
No Record Found.		



November 22, 2011

Honorable Pat Roberts  
109 Hart Senate Office Building  
Washington, DC 20510-1605  
RE: S. 1752 Freedom to Breathe Act of 2011

Honorable Lisa Jackson  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

Honorable Jim DeMint  
167 Russell Senate Office Building  
Washington, DC 20510  
RE: Amendment OTC Epinephrine Inhalers

The Honorable Margaret H. Hamburg, M.D.  
Commissioner  
Food and Drug Administration  
10903 New Hampshire Avenue  
Silver Spring, MD 20993

Dear Senator Roberts, Senator DeMint, Administrator Jackson and Commissioner Dr. Hamburg:

The United States Food and Drug Administration's decision to remove over the counter epinephrine asthma inhalers will take effect on January 1, 2012. This action has been proposed to eliminate the CFC propellants in inhalers that could affect the ozone layer. Over the counter epinephrine is the only asthma inhaler remaining on the market with a CFC propellant. All other manufacturers of asthma medications have switched to different delivery systems and have eliminated CFC propellants from their metered doses inhalers in favor of HFA which likely does not effect the environment. We would like to see that inhaled epinephrine is banned since it is not in patients' best interest to use this product to manage their asthma symptoms.

Optimal asthma care requires consultation with health care professionals including asthma specialists and the use of appropriate medications. Evidenced based guidelines do not recommend the use of inhaled epinephrine for treatment or control of either acute or chronic asthma symptoms.

It is important to recognize that appropriate care of asthma with more effective rescue medications and chronic controller medications will ultimately decrease morbidity and mortality due to this common disease. Not only will this benefit patients, but this will provide considerable cost savings to the health care system and the economy as a whole due to decreases in lost productivity at work and school, urgent care visits and hospitalizations, all of which result from inadequate asthma control.

In summary, although the cost of epinephrine inhalers are approximately 50 -70% less than prescription albuterol, the use of these inhalers for the management of asthma will ultimately cost the health care system considerably more and imperil the lives of those patients with asthma who rely on this treatment and do not seek the most appropriate care. As representatives of asthma specialists, we support the removal of over the counter epinephrine inhalers from the market and urge optimal care for patients with asthma.

Sincerely,

Stanley M. Fineman, MD, MBA  
President, ACAA

Dennis K. Ledford, MD  
President, AAAA



# Correspondence Management System

Control Number: AX-11-001-9794

Printing Date: November 28, 2011 12:42:28



## Citizen Information

Citizen/Originator: Ewart, Gary

Organization: American Thoracic Society  
Address: 1150 18th Street, NW, Washington, DC 20036-3816

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-9794 Alternate Number: N/A  
Status: Pending Closed Date: N/A  
Due Date: Dec 12, 2011 # of Extensions: 0  
Letter Date: Nov 23, 2011 Received Date: Nov 28, 2011  
Addressee: AD-Administrator Addressee Org: EPA  
Contact Type: LTR (Letter) Priority Code: Normal  
Signature: AA-OAR-Assistant Administrator Signature Date: N/A  
- OAR

File Code: 404-141-02-01\_141\_a(2) Copy of Controlled and Major Correspondence Record of the EPA Administrator and other senior officials - Electronic.

Subject: Daily Reading File- We strongly urge you to move forward with the December 31, 2011, phase-out of CFC-propelled over the counter epinephrine (Primatene Mist CFC) from the U.S. Market

Instructions: AA-OAR-Prepare draft response for signature by the Assistant Administrator for OAR

Instruction Note: N/A

General Notes: N/A

CC: OEAE - Office of External Affairs and Environmental Education  
OP - Office of Policy

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Privacy	OEX	OAR	Nov 28, 2011	Dec 12, 2011	N/A
Instruction: AA-OAR-Prepare draft response for signature by the Assistant Administrator for OAR					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

## History



*We help the world breathe*  
FOR BREATHERS FOR TODAY AND TOMORROW



Asthma and Allergy  
 Foundation of America



November 23, 2011

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

Dear Administrator Jackson:

On behalf of the undersigned medical and public health organizations, we strongly urge you to move forward with the December 31, 2011, phase-out of CFC-propelled over-the-counter epinephrine (Primatene Mist CFC) from the U.S. market. We strongly believe that a firm transition date is in the best interest of patients with asthma.

As you know, in response to concerns about the growth of the hole in the ozone layer and its potential global health and environmental effects, the Montreal Protocol treaty was signed by the United States in 1987 and later ratified by the U.S. Senate. The Montreal Protocol created a process to remove non-essential ozone depleting chemicals from the market place. Chloroflourocarbons (CFCs) were one of the many ozone depleting substances covered by the treaty.

As you also know, prior to the Montreal Protocol, CFCs were commonly used as a propellant in household and medical aerosol products. One of the more challenging technical aspects of the transition was developing CFC alternatives for aerosolized respiratory medicines to treat asthma and other lung diseases. Due in large part to industry innovation, the United States has successfully managed the transition from CFC to CFC-free products for drugs used to treat asthma and other respiratory conditions.

We are aware Members of Congress have requested that EPA allow the existing stock of Primatene Mist CFC be sold after the December 31, 2011 deadline and until the stock is depleted. We urge you to reject this request for the following reasons.

### Epinephrine is suboptimal care for the treatment of asthma.

Asthma is a common and potentially serious health condition that impacts millions of Americans. Fortunately there are effective medications that can be used to manage patients with asthma. Several expert panels have produced recommendations on the treatment of patients with asthma. None of the expert guidelines recommend the use of over-the-counter medications--like Primatene Mist--to treat asthma. The National Asthma Education and Prevention Program (NAEPP), an expert panel convened by the National Institutes of Health, has issued treatment guidelines for management of asthma. NAEPP recommends against the use of epinephrine for treating asthma exacerbations stating:

“Drugs of choice for acute bronchospasm. Inhaled route has faster onset, fewer adverse effects, and is more effective than systemic routes. The less beta2-selective agents (isoproterenol, metaproterenol, isoetharine, and **epinephrine**) are not recommended due to their potential for excessive cardiac stimulation, especially in high doses. (*emphasis added*)(1)

We strongly encourage any patient who uses over the counter medications--like Primatene Mist CFC--to treat his/her asthma to seek a healthcare provider who can help the patient develop an asthma management plan and recommend more effective and safer medications to manage the asthma.

### A Firm Transition Date will Help Ensure an Orderly Transition

We note that delay letter requests Primatene Mist CFC be permitted to be sold after the December 31, 2011 deadline, until the product stockpile is deleted. Such an imprecise transition deadline will create confusion for patients and undermine efforts for an orderly and effective transition. It will invariably lead to significant variation in product availability. More importantly, a rolling enforcement deadline will prevent pharmacists and other health professionals from being able to deliver a nationally coordinated, timely message to Primatene Mist CFC users on their treatment options.

### Consistent Transition Process

This is not the first time industry has petitioned the EPA to be granted an enforcement extension beyond the established deadline. Manufacturers of CFC- containing medical products sought similar exemptions earlier in the transition process. The EPA rejected those earlier petitions. We also note that Armstrong Pharmaceuticals sought and received a one-year extension of the transition date. We believe Armstrong has had sufficient time to prepare for a final transition date of December 31, 2011. FDA determined in 2008 that epinephrine should be phased out. We have been working for more than three years for this orderly transition.

### The Ozone Layer

Lastly, we note the hole in the ozone layer still exists. Thankfully, scientists project that due to continuing reductions of on ozone-depleting substances; the hole in the ozone layer is stabilizing and is expected to recover in the coming decades. The success of the Montreal Protocol should be celebrated and give the EPA firm resolve to move

forward the established, orderly transition schedule for continued emissions reductions in ozone depleting substances.

We hope you will keep our thoughts in mind as you evaluate any request to delay the phase-out deadline.

Sincerely,

American Thoracic Society  
American Lung Association  
American Association of Respiratory Care  
Asthma and Allergy Foundation of America  
American Association of Cardiovascular and Pulmonary Rehabilitation  
National Home Oxygen Patients Association  
National COPD Foundation

1) National Asthma Education Prevention Program– Expert Report 2 (1997) p. 64 figure 3-2.



# Correspondence Management System

Control Number: AX-11-001-9785

Printing Date: November 28, 2011 03:45:06



## Citizen Information

Citizen/Originator: Fossum, Curtis L

Organization: California State Lands Commission  
Address: 100 Howe Avenue, Sacramento, CA 95825-8202

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-9785      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Nov 16, 2011      Received Date: Nov 28, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: DRF - The Next Version of the EPA Vessel General Permit  
 Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OCIR - Office of Congressional and Intergovernmental Relations  
 OEAE - Office of External Affairs and Environmental Education  
 R9 - Region 9 - Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OW	Nov 28, 2011
Diane Jones-Coleman	OW	OW-OWM	Nov 28, 2011

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Forward control to OW	Nov 28, 2011
Diane Jones-Coleman	OW	Forwarded control to OW-OWM	Nov 28, 2011



# DAILY READING FILE

STATE OF CALIFORNIA

EDMUND G. BROWN JR., Governor

## CALIFORNIA STATE LANDS COMMISSION

GAVIN NEWSOM, *Lieutenant Governor*  
JOHN CHIANG, *Controller*  
ANA J. MATOSANTOS, *Director of Finance*



**EXECUTIVE OFFICE**  
100 Howe Avenue, Suite 100-South  
Sacramento, CA 95825-8202

CURTIS L. FOSSUM, *Executive Officer*  
(916) 574-1800 Fax (916) 574-1810  
California Relay Service TDD Phone 1-800-735-2929  
Voice Phone 1-800-735-2922

November 16, 2011

File Ref: W9777.234  
NOV 28 AM 10:02  
OFFICE OF THE EXECUTIVE SECRETARY

Honorable Lisa Jackson  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Suite 3000  
Washington, D.C. 20460

### RE: The Next Version of the EPA Vessel General Permit

Dear Administrator Jackson:

The staff of the California State Lands Commission appreciates the opportunity to discuss its views regarding the next version of the Vessel General Permit (VGP).

Since 1999, California has been and remains a national and world leader in the development of effective science-based management strategies for preventing marine invasive species introductions through vessel vectors. The California State Lands Commission's Marine Invasive Species Program (MISP) pursues aggressive strategies to limit the introduction and spread of nonindigenous species (NIS), including having established strict performance standards for the discharge of ballast water in 2007. California's technology-forcing performance standards serve to push the development of innovative, technology-based strategies to manage NIS in ballast water discharges.

California works cooperatively with the U.S. Environmental Protection Agency (EPA) and the United States Coast Guard (USCG) in order to advance a consistent, strong, enforceable, funded, national program that pushes technology and the science of vessel vector management forward, while ensuring that the state's existing, world-leading programs be allowed to continue. The Commission's staff reviewed and commented on the draft VGP issued in 2008, and provided suggestions for improvements to the next VGP based on a Federal Register request in late 2010. Additionally, Commission Staff has continued to communicate and work closely with EPA staff as we begin to implement California's performance standards for the discharge of ballast water and strategies to limit the introduction of species from vessel biofouling.

Commission staff has recently discussed possible NIS management strategies that are likely to appear in the next version of the Vessel General Permit with colleagues in Michigan and New York state government as well as with scientists and non-governmental environmental organizations. Commission staff is in agreement with these stakeholders that the next version of the Vessel General Permit must include:

### **A Protective Set of Water Quality-based Limitations for Living Organisms in Ballast Water Discharges**

*There is clear scientific evidence that the International Maritime Organization (IMO) performance standards are not a significant improvement over ballast water exchange (the current management practice). Studies have shown that some vessels could meet the IMO standards by simply conducting ballast water exchange, and some could meet it without conducting exchange at all (MEPC 2003, Minton et al. 2005). Therefore, adoption of the IMO standard does little to advance the protection of U.S. waters from NIS introductions.*

*If the EPA does not take a protective, pro-active, water-quality based approach to setting ballast water discharge standards in the U.S., we will be no closer to reaching the stated Clean Water Act goal of eliminating the discharge of pollutants into the Nation's navigable waters.*

### **A Timely Implementation Schedule for Federal Performance Standards**

*Performance standards for the discharge of ballast water should be implemented for regulated vessels to control NIS discharges as soon as possible. A timely implementation schedule is critical, as many shipping companies will delay installing treatment systems until required to do so to meet federal requirements. In the meantime, vessels will continue to discharge NIS into U.S. waters. Given that San Francisco Bay is the most highly invaded estuary in North America, and perhaps the world, and that these invasive species cost the state millions of dollars each year in eradication and control costs, we cannot wait several more years for vessels to reach their next regularly scheduled dry-dock period before installing treatment systems. We encourage EPA to set a strict compliance schedule, such as that being implemented in California, based on vessels' year of construction and ballast water capacity.*

### **Federal Management of Vessel Biofouling**

*By including ballast water management in the 2008 VGP, the EPA has made a clear commitment to manage the introduction of NIS from commercial shipping activities. In order to be effective, this management must include all vessel-mediated transfers of NIS, including vessel biofouling. Vessel biofouling has been identified as being at least as important, and possibly more important, than ballast water as a mechanism for marine NIS introductions in several regions, including California, Australia, North*

*America, Hawaii and the North Sea (Ruiz et al. 2000, Eldredge and Carlton 2002, Gollasch 2002, Ruiz et al. 2011). Recent estimates suggest that vessel biofouling is responsible for 42.6% of all established coastal NIS throughout the world (Hewitt and Campbell 2010). The current VGP largely ignores the threat of species introductions from this vector. Because of the federal void in the management of this vector, Commission Staff is in the process of establishing regulations in California to manage the potential introduction of NIS from vessel biofouling. Staff encourages the EPA to incorporate biofouling management requirements into the next version of the VGP in order to protect U.S. waters from this important maritime vector of species introductions.*

Commission staff believes that the combination of strong, water-quality based standards for limits on the numbers of living organisms in discharged ballast water, and tough management strategies to combat vessel biofouling will significantly enhance the power of the next Vessel General Permit to protect the Nation's waterways from the onslaught of species introductions. Commission staff has worked proactively to manage introductions from these vessel vectors in California waters, and we appreciate the opportunity to work cooperatively with the U.S. EPA to protect waters of the United States.

Thank you for consideration of these comments. If you have any questions, please do not hesitate to contact me or my staff.

Sincerely,

  
CURTIS L. FOSSUM  
Executive Officer



# Correspondence Management System

Control Number: AX-11-001-9767

Printing Date: November 28, 2011 12:03:48



## Citizen Information

Citizen/Originator: Mull, Stephen D

Organization: United States Department of State  
Address: 2201 C Street, NW, Washington, DC 20520

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-9767      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Nov 14, 2011      Received Date: Nov 28, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: EML (E-Mail)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File- Memo from Department of State Exec Sec Stephen D. Mull National Security Affairs Calendar Sensitive but Unclassified.

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: Linda Huffman - OECA  
 Noah Dubin - OEX  
 OECA - OECA -- Immediate Office  
 OHS - Office of Homeland Security

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Privacy	OEX	OITA	Nov 28, 2011

## History

Action By	Office	Action	Date
(b) (6) Privacy	OEX	Forward control to OITA	Nov 28, 2011



Memo from Department of State Exec Sec Stephen D. Mull: National Security Affairs Calendar SENSITIVE BUT UNCLASSIFIED/FOR OFFICIAL GOVERNMENT USE ONLY - S/ES No. 201120628

Garcia, Indira G to: Bobbitt, Alicia CIV USAF AF/CC-POLAD, Allison.Carragher, andre.williams, andrew.beach, anneem1, anne.e.money, 11/14/2011 07:45 PM

From: "Garcia, Indira G" <GarcialG@state.gov>  
To: "Bobbitt, Alicia CIV USAF AF/CC-POLAD" <Alicia.Bobbitt@pentagon.af.mil>, <Allison.Carragher@opic.gov>, <andre.williams@faa.gov>, <andrew.beach@dni.gov>, <anneem1@dni.gov>, <anne.e.money@ugov.gov>, <ABlinken@ovp.eop.gov>

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MEMORANDUM FOR NATHAN D. TIBBITS

EXECUTIVE SECRETARY

NATIONAL SECURITY STAFF

SUBJECT: NATIONAL SECURITY AFFAIRS CALENDAR

The National Security Affairs Calendar for the upcoming months is attached. Please transmit the attached materials to the Executive Secretary-level representative noted on the attached National Security Affairs Calendar Distribution Sheet.

**NOTE: CIRCULATION OF THE NATIONAL SECURITY AFFAIRS CALENDAR IS LIMITED TO MEMBERS LISTED ON THE DISTRIBUTION SHEET.**

<<Final Dist 201120628>> <<201120628>>

Stephen D. Mull

Executive Secretary

RECEIVED  
2011 NOV 28 AM 7:27  
OFFICE OF THE  
EXECUTIVE SECRETARIAT

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**United States Department of State**

*Washington, D.C. 20520*

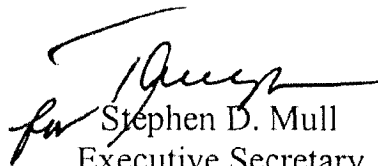
November 14, 2011

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MEMORANDUM FOR NATHAN D. TIBBITS  
EXECUTIVE SECRETARY  
NATIONAL SECURITY STAFF

SUBJECT: National Security Affairs Calendar

The National Security Affairs Calendar for the upcoming months is attached.

  
Stephen D. Mull  
Executive Secretary

Attachment:  
As stated.

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November 14, 2011

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**NATIONAL SECURITY AFFAIRS CALENDAR**

**ONGOING EVENTS**

Oct 7-Dec 4	100 <sup>th</sup> Session of the International Organization for Migration (IOM) Council and High-Level Segment of the Council, Geneva
Nov 7-16*	Visit of President Cavaco Silva of Portugal to New York, Washington and San Jose
Nov 9-19	Visit of Secretary of State Clinton to Hawaii, the Philippines, Thailand and Indonesia
Nov 12-15	Dubai Air Show, Dubai
Nov 13-15	India Economic Summit, Mumbai
Nov 14-15	Visit of Secretary of Homeland Security Napolitano to Norway and Sweden
Nov 14-18	International Atomic Energy Agency (IAEA) International Conference on Research Reactors, Rabat
Nov 14-18	International Education Week
Nov 14-20	Global Entrepreneurship Week
Nov 14-25	Convention of Certain Conventional Weapons (CCW) 4 <sup>th</sup> Review Conference, Geneva

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2

- Nov 15\* Tunisia Investment, Trade and Tourism Partnerships Forum, Washington
- Nov 15\* Visit of Defense Minister Pinzon of Colombia to Washington
- Nov 15-16 Africa Partnership Forum Fall Meeting, Addis Ababa
- Nov 15-19 Visit of President Obama to Australia to Commemorate the 60<sup>th</sup> Anniversary of the U.S.-Australia Alliance and Indonesia for the East Asia Summit
- Nov 16-17 Inaugural Meeting of the Global Counterterrorism Forum's Sahel Working Group, Algiers
- Nov 16-17 Multilateral Force Observers (MFO) Annual Trilateral Meetings, Rome
- Nov 16-17\* Overseas Security Advisory Council's 26<sup>th</sup> Annual Briefing, "Responding to Global Political Change," Washington
- Nov 16-18 Bonn 2011 Conference: The Water, Energy and Food Security Nexus, Bonn
- Nov 17 10<sup>th</sup> Plenary Meeting of the Contact Group on Piracy Off the Coast of Somalia, New York
- Nov 17-18 International Atomic Energy Agency (IAEA) Board of Governors, Vienna
- Nov 17-18 2011 Black Sea Energy and Economic Forum, Istanbul
- Nov 17-18 Organization of American States 3<sup>rd</sup> Meeting of Ministers and High Authorities on Science and Technology, Panama City

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3

- Nov 17-18\* Major Economies Forum on Climate Change Meeting, Washington
- Nov 17-19 ASEAN Summit and Related Meetings, Bali
- Nov 19 East Asia Summit (EAS) Meeting, Bali
- Nov 20 Parliamentary Elections in Spain
- Nov 20-22 22<sup>nd</sup> Session of the U.S.-China Joint Commission on Commerce and Trade (JCCT), Chengdu [Secretary of Commerce Bryson, U.S. Trade Representative Kirk, Secretary of Agriculture Vilsack]
- Nov 20-25 23<sup>rd</sup> Meeting of the Parties to the Montreal Protocol (MOP-23) United Nations Environment Program, Bali
- Nov 21 Parliamentary Elections in the Marshall Islands
- Nov 21-22 Forum for the Future, Kuwait City

**LOOKING AHEAD**

- Nov 22 International Energy Forum (IEF) Executive Board Meeting, Riyadh
- Nov 23 10<sup>th</sup> Anniversary Meeting of the Budapest Convention on Cybercrime, Strasbourg
- Nov 24 Presidential Elections in Gambia
- Nov 25 Parliamentary Elections in Morocco
- Nov 26 Parliamentary Elections in New Zealand
- Nov 28 Presidential and Legislative Elections in the Democratic Republic of Congo

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Nov 28            Parliamentary Elections in Egypt-Stage One

Nov 28            Parliamentary Elections in Guyana

Nov 28\*           U.S.-EU Summit, Washington

Nov 28\*           Visit of President Barroso of the European Commission to  
Washington

Nov 28\*           Visit of President Van Rompuy of the European Council to  
Washington

Nov 28-30        High-Level Expert Meeting on the Sustainable Use of Oceans,  
Monaco

Nov 28-Dec 2    11<sup>th</sup> Meeting of State's Parties (MSP) on Anti-Personnel Mine  
Ban Convention (APMBC), Phnom Penh

Nov 28-Dec 9    17<sup>th</sup> Session of the Conference of Parties to the United States  
Framework Convention on Climate Change (UNFCCC) and the  
7<sup>th</sup> Session of the Conference of the Parties Serving as a Meeting of  
the Parties (CMP 7) to the Kyoto Protocol, Durban

Nov 29-Dec 1    4<sup>th</sup> High-Level Forum on Aid Effectiveness, Busan

Nov 29\*           Visit of Prime Minister Rutte of the Netherlands to Washington

Dec 1\*(T)        U.S.-Israel Strategic Dialogue, Washington

Dec 1\*            Visit of President Schmitt of Hungary to Washington

Dec 3-4           World Climate Summit 2011, Durban

Dec 4             Parliamentary Elections in Croatia

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Dec 4            Parliamentary Elections in Russia

Dec 4            Parliamentary Elections in Slovenia

Dec 5            International Afghanistan Conference, Bonn

Dec 5-6         ASEAN Regional Forum (ARF) Proxy Actors in Cyberspace  
Workshop, Hoi An

Dec 6-7         Organization for Security Cooperation in Europe (OSCE) Ministerial,  
Vilnius

Dec 7\*          Visit of Prime Minister Harper of Canada to Washington

Dec 7            U.S.-China Defense Consultative Talks, Beijing

Dec 7-8         North Atlantic Treaty Organization (NATO) Foreign Ministers  
Meeting, Brussels

Dec 7-8         60<sup>th</sup> Anniversary of the 1951 Convention Relating to the Status  
of Refugees and the 50<sup>th</sup> Anniversary of the 1961 Convention on  
the Reduction of Statelessness Ministerial-Level Meeting, Geneva

Dec 8-9         4<sup>th</sup> Bali Democracy Forum: "Enhancing Democratic Participation  
in a Changing World: Responding to Democratic Voices," Bali

Dec 9            Ministerial Conference on Internet Freedom, The Hague

Dec 10          Presidential Inauguration in Argentina

Dec 11(T)        Parliamentary Elections in Cote d'Ivoire

Dec 11-13       4<sup>th</sup> Annual Forum of the United Nations Alliance of Civilizations  
(UNAOC), Doha

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Dec 12\* Visit of Prime Minister al-Maliki of Iraq to Washington

Dec 12-19 World Trade Organization (WTO) Ministerial Conference, Geneva

Dec 13-15 Plenary Session of the Wassenaar Arrangement, Vienna

Dec 14 Parliamentary Elections in Egypt-Stage 2

Dec 14-15\* International Engagement Conference for the Republic of South Sudan (RoSS), Washington

Dec 15\* Inaugural Women in Public Service Project Conference, Washington

Dec 17 Parliamentary Elections in Gabon

Dec 20 Presidential Swearing-in in Democratic Republic of Congo

2012

Jan 3 Parliamentary Elections in Egypt-Stage 3

Jan 14 Presidential and Legislative Elections in Taiwan

Jan 16 Presidential Inauguration in Liberia

Jan 16-19 5<sup>th</sup> World Future Energy Summit, Abu Dhabi

Jan 22 Presidential Elections in Finland-1<sup>st</sup> Round

Jan 22 Legislative Elections in Egypt-1<sup>st</sup> Round

Jan 23-Feb 17 World Radiocommunications Conference 2012 (WRC-12), Geneva

Jan 25-29 World Economic Forum Annual Meeting, Davos-Klosters

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Jan 26-27\*(T) U.S.-Philippines Strategic Dialogue, Washington

Feb 3-5 48<sup>th</sup> Munich Security Conference, Munich

Feb 5 Presidential Elections in Finland-2<sup>nd</sup> Round

Feb 12 Presidential Elections in Turkmenistan

Feb 16 Paris Pact Ministerial, Vienna

Feb 19 Parliamentary Elections in Greece (Snap)

Feb 26 Presidential Elections in Senegal

Feb 27-28 Mobile World Conference, Barcelona

Mar TBD Presidential Elections in Egypt

Mar 4 Presidential Elections in Russia

Mar 5-9 International Atomic Energy Agency (IAEA) Board of Governors Meeting, Vienna

Mar 8-9 4<sup>th</sup> ASEAN Regional Forum (ARF) Intersessional Meeting on Nonproliferation and Disarmament, Sydney

Mar 10 Parliamentary Elections in Slovakia

Mar 11 Legislative Elections in El Salvador

Mar 12-14 International Energy Forum (IEF) Ministerial Meeting, Kuwait City

Mar 12-17 6<sup>th</sup> World Water Forum, Marseille

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Mar 24 Legislative Elections in Gambia

Mar 26-27 2<sup>nd</sup> Nuclear Security Summit, Seoul

Mar 29 Parliamentary Elections in Iran

Apr 3-5 Pan-African Intellectual Property Rights (IPR) Summit, Cape Town

Apr 14-15 6<sup>th</sup> Summit of the Americas, Cartagena

Apr 16-18 World Economic Forum on Latin America, Puerto Vallarta

Apr 18-19 Clean Energy Ministerial, London

Apr 22 Presidential Elections in France-1<sup>st</sup> Round

Apr 23 Nordic-Baltic-U.S. Cooperation Summit, Vilnius

Apr 29 Presidential Elections in Mali-1<sup>st</sup> Round

May 6 Presidential Elections in France-2<sup>nd</sup> Round

May 9-11 World Economic Forum on Africa, Addis Ababa

May 12-Aug 12 Expo 2012 Yeosu Korea: The Living Ocean and Coast

May 13 Presidential Elections in Mali-2<sup>nd</sup> Round

May 15-22 NATO/G-8 Summits, Chicago

May 16 Presidential Elections in the Dominican Republic

May 18-19 2012 European Bank for Reconstruction and Development (EBRD) Annual Meeting, London

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May 28-30 3<sup>rd</sup> Preparatory Committee Meeting on UN Conference on Sustainable Development, Rio de Janeiro

May 30-Jun 1 World Economic Forum on East Asia, Bangkok

May 31-Jun 1 African Development Bank Annual Meeting, Arusha

Jun 4-6 UN Conference on Sustainable Development (UNCSD) or Rio + 20, Rio de Janeiro

Jun 4-8 International Atomic Energy Agency (IAEA) Board of Governors Meeting, Vienna

Jun 4-8 25<sup>th</sup> World Gas Conference: "Gas: Sustaining Future Global Growth," Kuala Lumpur

Jun 10 Legislative Elections in France-1<sup>st</sup> Round

Jun 17 Legislative Elections in France-2<sup>nd</sup> Round

Jun 19-21 World Economic Forum on Europe, the Middle East, North Africa and Central Asia, Istanbul

Jul 1 Presidential and Legislative Elections in Mexico

Jul 1 Parliamentary Elections in Mali-1<sup>st</sup> Round

Jul 8-10 Organization of American States (OAS) General Assembly, Cochabamba

Jul 21-25(T) 19<sup>th</sup> Annual Association of Southeast Asian Nations (ASEAN) Regional Forum, Phnom Penh

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10

Jul 22	Parliamentary Elections in Mali-2 <sup>nd</sup> Round
Jul 22-27*	International AIDS Conference, Washington
Jul 27-Aug 12	XXX Summer Olympic Games, London
Aug 14	Presidential Elections in Kenya-1 <sup>st</sup> Round
Aug 29-Sep 9	Paralympic Games, London
Sep 10-14	International Atomic Energy Agency (IAEA) Board of Governors Meeting, Vienna
Sept 17-21	International Atomic Energy Agency (IAEA) General Conference, Vienna
Oct 7	Presidential Elections in Venezuela
Oct 8	Presidential Elections in Slovenia
Oct 28	Parliamentary Elections in Ukraine
Nov 18-20(T)	21 <sup>st</sup> Annual Association of Southeast Asian Nations (ASEAN) Summit, Phnom Penh
Nov 29-30	International Atomic Energy Agency (IAEA) Board of Governors Meeting, Vienna

\* = Taking place in Washington

(T) = Tentative

TBD = To Be Determined

For additions/updates/corrections/changes: Please e-mail Saadia Sarkis at [sarkiss@state.sgov.gov](mailto:sarkiss@state.sgov.gov) or [sarkiss@state.gov](mailto:sarkiss@state.gov).

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01268-EPA-5847

Noah Dubin/DC/USEPA/US

To

11/28/2011 06:19 PM

cc

bcc Richard Windsor

Subject 11/30/2011 thru 12/13/2011 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

11/28/2011 06:06:28 PM

**Wednesday, 11/30/2011**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**09:45 AM-09:55 AM Phone Call with Congressman Ron Kind (WI)**

Ct: Shannon Glynn - shannon.glynn@mail.house.gov

\*\*The Administrator will call the Congressman at (b)(6) Privacy

Staff:

Laura Vaught (OCIR)

Location: Administrator's Office

**10:30 AM-10:35 AM EPA Orientation for OA New Employees from FY 2011**

Ct: Chris Reed - 202-566-0606

\*\*The Administrator will drop by for 5 minutes

Location: AR2530

**10:45 AM-11:15 AM PARS: Jared Blumenfeld**

Ct: Abigail Guardario 415-947-4238 (R9 RA Ofc)

Staff:

Jared Blumenfeld (R9 RA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**11:30 AM-12:00 PM One on One with Cameron Davis**

Ct: Veronica Burley 202-564-7084 (OA)

Staff:

Cameron Davis (Sr. Advisor - Great Lakes)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-02:00 PM Senior Staff Offsite Prep**

Ct: Dan Kanninen - 202-564-0471

Staff:

Bob Perciasepe, Diane Thompson, Jose Lozano, Dan Kanninen (OA)

Location: Administrator's Office

-----  
**02:15 PM-03:00 PM Meeting with Local Elected Officials**

Ct: Sarah Pallone 202-564-7178

Topic: Utility MACT

Attendees:

- Eula McNeill, Mayor Pro Tem, Red Springs, NC
- Clarence Ramsey, Council Member, Monroeville, PA
- William Callaham, Council Member, East Landsdown, PA
- Sharon Steel, Vice Mayor, St. Paul, VA
- Pam Snyder, Commissioner, Greene County, PA
- Scott Finney, Trustee, Sleepy Hollow, IL
- Pete Hennard, Commissioner, Ogemaw County, MI
- Mark Sweeney, Commissioner, Anaconda-Deer Lode County, MT
- Katrina Ross, Commissioner, Mint Hill, NC
- Tom Roberts, Council Member, St. Peters, MO
- David Agnew, White House Intergovernmental Affairs

Staff:

Sarah Pallone (OCIR)  
Gina McCarthy, Janet McCabe (OAR)  
Laura Vaught (OCIR)  
David Agnew (WH Leg)

TBD:

Janet Woodka and OPE

cc:

Arnita Marcus, Kellyn Blossom  
Location: Bullet Room

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**03:00 PM-03:30 PM FYI: Bryon Griffith's Retirement Party**

Location: 3233 EPA East

-----  
**03:30 PM-04:30 PM Senior Policy**

Location: Bullet Room

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**04:30 PM-05:30 PM All Hands Meeting**

Ct: Sharnett Willis 202-564-7866

Location: Green Room  
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**Thursday, 12/1/2011**

**08:30 AM-05:30 PM Senior Staff Leadership Offsite**

Ct: Dan Kanninen - 202-564-7960

Location: Cash Room, Treasury Department, 1500 Pennsylvania Ave NW  
-----

**04:00 PM-05:00 PM FYI - White House Christmas Tree Lighting Ceremony**

Ct: Ryan Robison - 202-564-2856  
-----

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**Friday, 12/2/2011**

**10:00 AM-11:30 AM White House Tribal Nations Conference**

Ct: Elle Beard (202) 564-7723

Lisa Kohn: (b)(6) Privacy or cell: (b)(6) Privacy

Location: DOI, Yates Auditorium  
-----

**11:30 AM-05:30 PM HOLD: Out of Office**  
-----

**01:30 PM-03:00 PM HOLD: Tribal Nations Conference Closing Session w / POTUS**

Location: DOI, Yates Auditorium  
-----

**03:30 PM-04:00 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**04:15 PM-04:45 PM One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
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**Saturday, 12/3/2011**

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**Sunday, 12/4/2011**

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**01:30 PM-02:00 PM Council of Scientific Society Presidents 2011 Leadership Award Presentation**

Ct: Dr. Martin Apple mapple@sciencepres.org or (b)(6) Privacy

Location: 1155 16th St (@ M) WDC 20036

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**02:00 PM-07:30 PM HOLD: Travel to Houston, TX**

---

**08:30 PM-10:00 PM Dinner with Nancy Sutley and Dr. Jane Lubchenco**

Ct: Liz Ashwell 564.1008

Lubchenco: Kristin.Carden@noaa.gov or Pat.A.Simms@noaa.gov

Sutley: (b)(6) Privacy

Location: TBD, Houston, TX

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**Monday, 12/5/2011**

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**05:00 AM-08:00 PM HOLD for Possible Travel**

Ct: John Hankinson

Location: Houston, TX

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**08:45 AM-09:15 AM FYI Daily Briefing**

Location: Administrator's Office

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**Tuesday, 12/6/2011**

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**05:00 AM-08:00 PM HOLD for Travel**

Location: Raleigh, NC

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**10:00 AM-10:30 AM One on One with Steve Owens**

Ct: Gloria Milhouse - 202-564-4206 (OSCPP)

Staff:

Steve Owens (OSCPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

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**Wednesday, 12/7/2011**

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**08:00 AM-11:00 AM Hold: Out of Office**

Location: Out of Office

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**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

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**11:00 AM-11:30 AM One on One with Larry Elworth**

Ct: Cheryl Woodward - 202 564-1274 (OA)

Staff:

Larry Elworth (OA - Ag Counsel)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-01:30 PM One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-1850 (OAR)

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**01:45 PM-02:15 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3129 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**02:30 PM-03:15 PM Meeting on Release of GHG Reporting Program Data Publication Tool**

Ct: Cindy Huang - 202-564-1850

Bob Perciasepe, Bob Sussman (OA)

Arvin Ganesan (OCIR)

Malcolm Jackson (OEI)

Seth Oster, Brendan Gilfillian (OEAE)

Michael Goo (OP)

Gina McCarthy, Janet McCabe, Joseph Goffman, John Millett, Kirsten King,

Kristina Friedman, Don Zinger, Sarah Dunham, Rona Birnbaum, Anhar Karimjee,

Brian Cook (OAR)

Cynthia Giles (OECA)

Optional:

Diane Thompson (OA)

Location: Bullet Room

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**03:30 PM-05:00 PM FYI Senior Policy**

Location: Bullet Room

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**Thursday, 12/8/2011**

**08:00 AM-06:00 PM**    **HOLD: Out of Office**

**08:45 AM-09:15 AM**    **FYI Daily Briefing**

Location: Administrator's Office

**02:15 PM-02:45 PM**    **One on One with Michelle DePass**

Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:

Michelle DePass (OITA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**Friday, 12/9/2011**

**11:00 AM-11:45 AM**    **Options Selection: Numeric Nutrient Criteria for Florida's Estuaries & Coastal Waters**

Ct: Martha Workman - 202-564-3774

Staff:

Bob Perciasepe, Bob Sussman (OA)

Nancy Stoner, Ellen Gilinsky, Ephraim King, Evelyn Washington, Betsy Behl, Dana

Thomas, Lester Yuan, Jacques Oliver, Tiffany Crawford, Erica Fleisig, Karen

Milam, Colleen Flaherty (OW)

Michael Goo, Bridgid Curry (OP)

Scott Fulton, Steven Neugeboren, Lee Schroer, Heidi Nalven (OGC)

Paul Anastas, Valerie Blank, Robert Cantilli, Rick Greene (ORD)

Gwendolyn Keyes-Fleming, Jim Giattina, Ed Decker, Joanne Benante, Annie

Godfrey, Carol Baschon (R4)

Optional:

Diane Thompson (OA)

Arvin Ganesan, Laura Vaught (OCIR)

Sara Hisel-McCay, Lisa Larimer, Julie Hewitt, Corey Buffo (OW)

**\*\*Teleconferencing is required for this briefing**

Location: Bullet Room

**12:00 PM-01:00 PM**    **No Meetings**

Location: Administrator's Office

**01:30 PM-02:00 PM**    **HOLD - Conference Call with American Sustainable Business Council**

Ct: Ryan Robison - 202-564-2856

Location: Administrator's Office

**02:15 PM-03:00 PM**    **Meeting on Dominion Proposal**

Ct: Linda Huffman - 202-564-2440

Staff:

Bob Perciasepe, Bob Sussman, Lisa Garcia (calling in) (OA)

Scott Fulton (OGC)

Gina McCarthy, Janet McCabe, Joe Goffman (OAR)

Michael Goo (OP)  
Cynthia Giles, Adam Kushner, Phillip Brooks, Larry Starfield, Steven Chester  
(OECA)

\*\*Teleconferencing is required for this meeting

Location: Bullet Room

-----  
**03:15 PM-04:15 PM Coffee with Secretary Bryson , US Department of Commerce**  
Location: Administrator's Office  
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**Saturday, 12/10/2011**

**Sunday, 12/11/2011**

**Monday, 12/12/2011**

**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office  
-----

**02:15 PM-02:45 PM Meeting with Farm, Ranch, and Rural Communities Federal Advisory Committee**  
Ct: Cheryl Woodward - 202-564-1274

Staff:  
Bob Perciasepe, Larry Elworth (OA)  
Nancy Stoner, Ken Kopocis (OW)  
Michael Goo, Al McGartland (OP)

\*\*This meeting will last from 2:15 - 3:15, with the Administrator present for the first half hour

Location: Bullet Room

-----  
**02:45 PM-03:15 PM Bullet Room in Use**  
Location: Bullet Room  
-----

**06:30 PM-09:30 PM HOLD: White House and Cabinet Holiday Dinner**  
Location: WH  
-----

**Tuesday, 12/13/2011**

**09:30 AM-12:00 PM HOLD: Trade and Environmental Policy Advisory Committee (TEPAC) Meeting w/ USTR**  
Ct: (b)(6) Privacy  
9:45 - 10:00 1:1 with Amb Kirk  
10:00-12:00 TEPAC Mtg  
Location: USTR  
-----

**10:00 AM-10:30 AM One on One with Scott Fulton**  
Ct: Carla Veney - 202- 564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional: Diane Thompson (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-01:30 PM One on One with John Hankinson**

Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:

John Hankinson (GCTF)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**02:30 PM-03:30 PM HOLD - Meeting with Governor O'Malley**

Ct: Ryan Robison - 202-564-2856

Location: Governor's Office

-----

---

\*\*\* END \*\*\*



01268-EPA-5848

Noah Dubin/DC/USEPA/US

To

11/29/2011 05:19 PM

cc

bcc Richard Windsor

Subject 12/01/2011 thru 12/14/2011 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

11/29/2011 05:17:19 PM

**Thursday, 12/1/2011**

**09:00 AM-04:45 PM Senior Staff Leadership Offsite**

Ct: Dan Kanninen - 202-564-7960

9:00 - 9:15 AM: Gather and coffee

9:15- 10:00 AM: Opening and Key Priorities for 2012

- Administrator and Bob Perciasepe

10:00- 11:00 AM: Organizing for 2012 Priorities and Avoiding Landmines

- Gina McCarthy, Dennis McLerran, Bob Perciasepe, Seth Oster

11:00-11:15 AM: Break

11:15- 12:15 PM: TBD Senior Administration Official

12:15- 1:30 PM: Lunch and office check-in

1:30- 3:00 PM: High Performing Team Review (follow-up of 2010 retreat)

- Cynthia Giles, Gwen Keyes-Fleming, Bob Perciasepe

3:00- 3:15 PM: Break

3:15 PM: Optional Treasury Department Tour

3:45- 4:15 PM: Administration Initiatives

- Tom Gavin, White House Cabinet Communications

4:15- 4:45 PM: Closing remarks

- Administrator and Bob Perciasepe

Location: Cash Room, Treasury Department, 1500 Pennsylvania Ave NW

**12:15 PM-12:30 PM Phone Call with Senator Amy Klobuchar (MN)**

Ct: Sarah Wilensky **(b)(6) Privacy**

\*Topic: Boiler MACT

\*The Administrator will call the Senator's cell

Staff:  
Arvin Ganesan (OCIR)

Location: By Phone  
-----

**12:30 PM-01:00 PM Meeting with Senator Ron Wyden (OR)**  
Ct: Ryan Robison - 202-564-2856

Staff:  
Arvin Ganesan (OCIR)

Location: 221 Dirksen Office Building  
-----

**04:00 PM-05:00 PM FYI - White House Christmas Tree Lighting Ceremony**  
Ct: Ryan Robison - 202-564-2856

**06:15 PM-06:45 PM Conference Call with Fred Krupp , Frances Beinecke and Mike Brune**  
Ct: Ryan Robison - 202-564-2856

\*The Administrator will Dial-in (b)(6) Privacy  
Access code: (b)(6)

Location: By Phone  
-----

**Friday, 12/2/2011**

**09:15 AM-09:30 AM Signing of Passback Letters**  
Ct: Rita Wilson - 202-564-1152

Staff:  
Barbara Bennett (OCFO)  
Diane Thompson, Bob Perciasepe (OA)

Location: Administrator's Office  
-----

**09:30 AM-09:45 AM Politico Award Taping**  
Ct: Brendan Gilfillan - 202-564-2081

Staff:  
Brendan Gilfillan (OEAE)

Location: Administrator's Office  
-----

**09:45 AM-10:00 AM Depart for DOI**  
Location: Ariel Rios

**10:00 AM-11:30 AM White House Tribal Nations Conference**  
Ct: Elle Beard (202) 564-7723  
Lisa Kohn: (b)(6) Privacy or cell: (b)(6) Privacy

Press: Closed

Run of Show/Discussion Topics:

- Creating Jobs and Growing Tribal Economies
- Promoting Safe and Strong Tribal Communities
- Protecting Natural Resources and Respect for Cultural Rights
- Improving Access to Healthcare, Education, Housing, Infrastructure and Other Federal Services
- Strengthening the Government-to-Government Relationship

Location: DOI, Yates Auditorium

-----  
**11:30 AM-11:45 AM    Depart for Ariel Rios**

Location: DOI

-----  
**11:45 AM-12:15 PM    Local Government Advisory Committee Meeting**

Ct: Arnita Hannon - 202-564-3704

Staff:

Sarah Pallone (OCIR)

Participants:

Members of EPA's Local Government Advisory Committee and EPA Staff (As a FACA Meeting, it is open to public and press).

Outline of Event: 15 minutes of remarks, followed by 15 minutes of discussion.

Location: EPA East Building Conference Room 1117A

-----  
**12:15 PM-05:30 PM    HOLD: Out of Office**

-----  
**12:15 PM-01:15 PM    No Meetings**

Location: Administrator's Office

-----  
**01:15 PM-01:30 PM    HOLD: Depart for DOI**

Location: Ariel Rios

-----  
**01:30 PM-03:00 PM    HOLD: Tribal Nations Conference Closing Session w / POTUS**

Location: DOI, Yates Auditorium

-----  
**03:00 PM-03:15 PM    HOLD: Depart for Ariel Rios**

Location: DOI

-----  
**03:45 PM-04:15 PM    HOLD: One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----

**Saturday, 12/3/2011**

**Sunday, 12/4/2011**

**01:30 PM-02:00 PM Council of Scientific Society Presidents 2011 Leadership Award Presentation**  
Ct: Dr. Martin Apple mapple@sciencepres.org or (b)(6) Privacy  
Location: 1155 16th St (@ M) WDC 20036

-----  
**02:00 PM-07:30 PM HOLD: Travel to Houston, TX**

-----  
**08:30 PM-10:00 PM Dinner with Nancy Sutley and Dr. Jane Lubchenco**  
Ct: Liz Ashwell 564.1008  
Lubchenco: Kristin.Carden@noaa.gov or Pat.A.Simms@noaa.gov  
Sutley: (b)(6) Privacy  
Location: TBD, Houston, TX

**Monday, 12/5/2011**

**05:00 AM-08:00 PM HOLD for Possible Travel**  
Ct: John Hankinson  
Location: Houston, TX

-----  
**08:45 AM-09:15 AM FYI Daily Briefing**  
Location: Administrator's Office

**Tuesday, 12/6/2011**

**05:00 AM-08:00 PM HOLD for Travel**  
Location: Raleigh, NC

**Wednesday, 12/7/2011**

**08:00 AM-11:00 AM Hold: Out of Office**  
Location: Out of Office

-----  
**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

-----  
**11:00 AM-11:30 AM One on One with Larry Elworth**  
Ct: Cheryl Woodward - 202 564-1274 (OA)

Staff:  
Larry Elworth (OA - Ag Counsel)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-01:30 PM One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-1850 (OAR)

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**01:45 PM-02:15 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3129 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**02:30 PM-03:15 PM Meeting on Release of GHG Reporting Program Data Publication Tool**

Ct: Cindy Huang - 202-564-1850

Bob Perciasepe, Bob Sussman (OA)

Arvin Ganesan (OCIR)

Malcolm Jackson (OEI)

Seth Oster, Brendan Gilfillian (OEAE)

Michael Goo (OP)

Gina McCarthy, Janet McCabe, Joseph Goffman, John Millett, Kirsten King,

Kristina Friedman, Don Zinger, Sarah Dunham, Rona Birnbaum, Anhar Karimjee,

Brian Cook (OAR)

Cynthia Giles (OECA)

Optional:

Diane Thompson (OA)

Location: Bullet Room

-----  
**03:30 PM-05:00 PM FYI Senior Policy**

Location: Bullet Room

-----  
**Thursday, 12/8/2011**

**08:00 AM-06:00 PM HOLD: Out of Office**

-----  
**08:45 AM-09:15 AM FYI Daily Briefing**

Location: Administrator's Office

-----  
**02:15 PM-02:45 PM One on One with Michelle DePass**

Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:  
Michelle DePass (OITA)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
-----

**Friday, 12/9/2011**

**08:00 AM-11:00 AM Out of Office**  
Location: Out of Office  
-----

**11:00 AM-11:45 AM Options Selection: Numeric Nutrient Criteria for Florida 's Estuaries & Coastal Waters**  
Ct: Martha Workman - 202-564-3774

Staff:  
Bob Perciasepe, Bob Sussman (OA)  
Nancy Stoner, Ellen Gilinsky, Ephraim King, Evelyn Washington, Betsy Behl, Dana Thomas, Lester Yuan, Jacques Oliver, Tiffany Crawford, Erica Fleisig, Karen Milam, Colleen Flaherty (OW)  
Michael Goo, Bridgid Curry (OP)  
Scott Fulton, Steven Neugeboren, Lee Schroer, Heidi Nalven (OGC)  
Paul Anastas, Valerie Blank, Robert Cantilli, Rick Greene (ORD)  
Gwendolyn Keyes-Fleming, Jim Giattina, Ed Decker, Joanne Benante, Annie Godfrey, Carol Baschon (R4)

Optional:  
Diane Thompson (OA)  
Arvin Ganesan, Laura Vaught (OCIR)  
Sara Hisel-McCay, Lisa Larimer, Julie Hewitt, Corey Buffo (OW)

\*\*Teleconferencing is required for this briefing

Location: Bullet Room  
-----

**11:45 AM-12:00 PM Depart for TBD**  
Location: Ariel Rios  
-----

**12:00 PM-01:00 PM Lunch with Michael Brune , Sierra Club**  
Location: TBD  
-----

**01:00 PM-01:15 PM Depart for Ariel Rios**  
Location: TBD  
-----

**01:30 PM-02:00 PM HOLD - Conference Call with American Sustainable Business Council**  
Ct: Ryan Robison - 202-564-2856  
Location: Administrator's Office  
-----

**02:15 PM-03:00 PM Meeting on Dominion Proposal**  
Ct: Linda Huffman - 202-564-2440

Staff:  
Bob Perciasepe, Bob Sussman, Lisa Garcia (calling in) (OA)

Scott Fulton (OGC)  
Gina McCarthy, Janet McCabe, Joe Goffman (OAR)  
Michael Goo (OP)  
Cynthia Giles, Adam Kushner, Phillip Brooks, Larry Starfield, Steven Chester (OECA)

\*\*Teleconferencing is required for this meeting

Location: Bullet Room

-----  
**03:15 PM-04:15 PM Coffee with Secretary Bryson , US Department of Commerce**  
Location: Administrator's Office  
-----

**Saturday, 12/10/2011**

**Sunday, 12/11/2011**

**Monday, 12/12/2011**

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office  
-----

**01:00 PM-01:20 PM Video Recording: EPA Holiday Message**  
Ct: Ron Slotkin - 202-564-6854

Staff:  
Ron Slotkin (MOSS)

Optional:  
Michael Moats (OEAE)

Location: Administrator's Office

-----  
**02:15 PM-02:45 PM Meeting with Farm, Ranch, and Rural Communities Federal Advisory Committee**  
Ct: Cheryl Woodward - 202-564-1274

Staff:  
Bob Perciasepe, Larry Elworth (OA)  
Nancy Stoner, Ken Kopocis (OW)  
Michael Goo, Al McGartland (OP)

\*\*This meeting will last from 2:15 - 3:15, with the Administrator present for the first half hour

Location: Bullet Room

-----  
**02:45 PM-03:15 PM Bullet Room in Use**  
Location: Bullet Room  
-----

**06:30 PM-09:30 PM HOLD: White House and Cabinet Holiday Dinner**

Location: WH  
-----

**Tuesday, 12/13/2011**

**09:30 AM-12:00 PM HOLD: Trade and Environmental Policy Advisory Committee (TEPAC) Meeting w/ USTR**

Ct: (b)(6) Privacy

9:45 - 10:00 1:1 with Amb Kirk

10:00-12:00 TEPAC Mtg

Location: USTR  
-----

**10:00 AM-10:30 AM One on One with Scott Fulton**

Ct: Carla Veney - 202- 564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional: Diane Thompson (OA)

Location: Administrator's Office  
-----

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-01:30 PM One on One with John Hankinson**

Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:

John Hankinson (GCTF)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**02:30 PM-03:30 PM HOLD - Meeting with Governor O'Malley**

Ct: Ryan Robison - 202-564-2856

Location: Governor's Office  
-----

**Wednesday, 12/14/2011**

**10:00 AM-11:00 AM Update on Water Technology Innovation Cluster**

Ct: Erica Jeffries - 202-603-3452

Staff:

Bob Perciasepe (OA)

Barbara Bennett, Erica Jeffries (OCFO)

Paul Anastas (ORD)

Nancy Stoner, Sally Gutierrez, Teresa Harten, Gregory Carroll, Alan Vicory (OW)

Location: Bullet Room  
-----

**11:00 AM-11:30 AM One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)



Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-01:45 PM Update on Plan EJ 2014**

Ct: Dorris Riddick - 202-564-2349

Staff:

Lisa Garcia (OA)

Scott Fulton, Carolann Siciliano, Grant MacIntyre (OGC)

Janet McCabe, Michelle Roos (OAR)

Cynthia Giles, Charles Lee, Mark Badalamente, Larry Starfield (OECA)

Optional:

Diane Thompson (OA)

Location: Bullet Room

-----  
**03:00 PM-03:45 PM HOLD - Meeting with Secretary Vilsack**

Ct: Ryan Robison - 202-564-2856

USDA Ct: Sally Cluthe - 202-720-3631

Staff:

Larry Elworth (OA)

Location: Administrator's Office

-----  
**03:30 PM-05:00 PM FYI Senior Policy**

Location: Bullet Room

---

\*\*\* END \*\*\*

01268-EPA-5849

Noah Dubin/DC/USEPA/US

To

12/02/2011 05:10 PM

cc

bcc

Subject Update on Clean Air Issues

**Meeting**

Date 12/07/2011

Time 04:15:00 PM to 05:15:00 PM

Chair Noah Dubin

Invitees

Required

Optional

FYI

Location Bullet Room

Ct: Laurel Lee, EDF - (b)(6)

Phil Hernandez, White House - (b)(6) Privacy

Willa Bugnon, NRDC - (b)(6)

Rod MacKenzie, Sierra Club - (b)(6)

\*\*Ms. Beinecke will be dialed in at (b)(6)

Attendees:

-Frances Beinecke, President, Natural Resources Defense Council - By Phone

-John Walke, Associate Director, Clime and Clean Air Program, Natural Resources Defense Council

-Michael Brune, Executive Director, Sierra Club

-John Coequyt, Team Leader, International Climate Programs, Sierra Club

-Fred Krupp, President, Environmental Defense Fund

-Mark Macleod, Director, Special Projects, Environmental Defense Fund

-Heather Zichal, Deputy Asst. for Energy and Climate Change, White House

Staff:

Bob Sussman (OA)

Gina McCarthy (OAR)

Scott Fulton (OGC)

Michael Goo (OP)

Optional:

Bob Perciasepe, Diane Thompson (OA)

01268-EPA-5850

**"Zichal, Heather R."****(b)(6) Privacy**

12/03/2011 09:35 AM

To Richard Windsor

cc

bcc

Subject Fw: NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards

Sigh.

**From:** Walke, John [mailto:jwalke@nrdc.org]**Sent:** Saturday, December 03, 2011 09:23 AM**Subject:** NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards**Frances Beinecke's Blog****Say No to Polluters' Call to Weaken Mercury and Toxics Standards****Print this page**Posted December 2, 2011 in [Curbing Pollution, Health and the Environment](#)

Tags:

[airpollution](#), [arsenic](#), [asthma](#), [childrenshealth](#), [cleanairact](#), [coalfiredpowerplants](#), [edisonelectricinstitute](#), [EPA](#), [health](#), [lead](#), [mercury](#), [polluters](#), [powerplants](#), [toxins](#), [utilities](#)

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The White House is expected to announce the first [national standards for mercury, lead, arsenic, and other dangerous emissions](#) from power plants in the next two weeks. Finally making dirty plants clean up these chemicals will save up to 17,000 American lives every year, prevent 11,000 heart attacks, and protect children from neurological damage.

The magnitude of these health benefits could make this rule one of the biggest environmental accomplishments of the Obama administration

But lobbyists for polluters have launched an eleventh-hour attempt to weaken the standards.

They want President Obama to create loopholes and extensions so they don't have to clean up their act. Incredibly they even are pushing to allow more of the dangerous neurotoxin, mercury. Americans want the president to stand strong and refuse these requests. The young children, pregnant women, and senior citizens most vulnerable to these toxins cannot stop power plants from fouling the air on their own. They look to the government to keep them safe.

The Obama administration has demonstrated its commitment to putting America on a safer, cleaner path. It recently sent the Keystone XL pipeline for dirty tar sands oil back to the drawing board, and it proposed clean car standards that will slash our oil addiction, save drivers more than \$80 billion a year at the pump, and cut vehicle carbon pollution in half by 2025.

The administration has also finalized strong smog and soot standards for power plants that will

save tens of thousands of lives and prevent hundreds of thousands of asthma attacks. The president has promised three times to veto irresponsible House Republican legislation that would severely weaken and delay clean air safeguards, including a reckless bill targeting these very mercury and air toxics standards.

Rigorous mercury and toxic standards would build on this progress and leadership and deliver real health benefits to American families.

Dirty power plants must be cleaned up once and for all. Every other major industrial sector in America is already doing its fair share of reducing these toxins. Oil refineries, chemical plants, plastics companies, the iron and steel industries, heavy manufacturers—all of them have been subject to air toxic standards for more than 10 years.

Power plants are the last holdout. This industry has dodged air toxic rules for decades, and American families are paying the price. A [study](#) published in the [American Journal of Industrial Medicine](#) reported that between 316,000 and 647,000 American babies are born each year with mercury levels high enough to cause measurable brain damage. Nearly 70 percent of the mercury Americans are exposed to comes from burning coal.

Several utilities have taken responsibility for their emissions, because they knew rules were inevitable and they wanted to modernize their plants. The Environmental Protection Agency [estimates](#) that more than half of all coal-fired power plants already use the pollution control technologies required to meet the new standards.

Now it is time for the bad actors to do the same, but some are still resisting. They claim if they are held accountable for their dirty emissions it will cause power shortages.

The Department of Energy has proven this threat false. It just issued a [report](#) on the mercury and air toxic standards: "Our review, combined with several other studies, demonstrate that new EPA rules ... should not create resource adequacy issues," [said](#) Assistant Secretary for International Affairs at the Energy Department David Sandalow.

This analysis confirms we can power our nation and keep our families safe at the same time.

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[comments 0](#)

[trackbacks 0](#)

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Sent from my iPad

01268-EPA-5851

**Richard Windsor/DC/USEPA/US**  
12/03/2011 09:44 AM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards

(b)(5) Deliberative

---

**From:** "Zichal, Heather R." (b)(6) Privacy  
**Sent:** 12/03/2011 09:35 AM EST  
**To:** Richard Windsor  
**Subject:** Fw: NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards

Sigh.

**From:** Walke, John [mailto:jwalke@nrdc.org]  
**Sent:** Saturday, December 03, 2011 09:23 AM  
**Subject:** NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards

**Frances Beinecke's Blog**  
**Say No to Polluters' Call to Weaken Mercury and Toxics Standards**  
**Print this page**

Posted December 2, 2011 in [Curbing Pollution, Health and the Environment](#)  
Tags:

[airpollution](#), [arsenic](#), [asthma](#), [childrenshealth](#), [cleanairact](#), [coalfiredpowerplants](#), [edisonelectricinstitute](#), [EPA](#), [health](#), [lead](#), [mercury](#), [polluters](#), [powerplants](#), [toxins](#), [utilities](#)

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This analysis confirms we can power our nation and keep our families safe at the same time.

[permalink](#)

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[trackbacks 0](#)

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Sent from my iPad

01268-EPA-5852

"Zichal, Heather R."

(b)(6) Privacy

12/03/2011 09:51 AM

To Richard Windsor

cc

bcc

Subject Re: NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards

(b)(5) Deliberative

[Redacted]

[Redacted]

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]

**Sent:** Saturday, December 03, 2011 09:44 AM

**To:** Zichal, Heather R.

**Subject:** Re: NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards

(b)(5) Deliberative

[Redacted]

**From:** "Zichal, Heather R." (b)(6) Privacy

**Sent:** 12/03/2011 09:35 AM EST

**To:** Richard Windsor

**Subject:** Fw: NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards

Sigh.

**From:** Walke, John [mailto:jwalke@nrdc.org]

**Sent:** Saturday, December 03, 2011 09:23 AM

**Subject:** NRDC blog post: Say No to Polluters' Call to Weaken Mercury and Toxics Standards

**Frances Beinecke's Blog**

**Say No to Polluters' Call to Weaken Mercury and Toxics Standards**

**Print this page**

Posted December 2, 2011 in [Curbing Pollution, Health and the Environment](#)

Tags:

[airpollution](#), [arsenic](#), [asthma](#), [childrenshealth](#), [cleanairact](#), [coalfiredpowerplants](#), [edisonelectricinstitute](#), [EPA](#), [health](#), [lead](#), [mercury](#), [polluters](#), [powerplants](#), [toxins](#), [utilities](#)

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They want President Obama to create loopholes and extensions so they don't have to clean up their act. Incredibly they even are pushing to allow more of the dangerous neurotoxin, mercury. Americans want the president to stand strong and refuse these requests. The young children, pregnant women, and senior citizens most vulnerable to these toxins cannot stop power plants from fouling the air on their own. They look to the government to keep them safe.

The Obama administration has demonstrated its commitment to putting America on a safer, cleaner path. It recently sent the Keystone XL pipeline for dirty tar sands oil back to the drawing board, and it proposed clean car standards that will slash our oil addiction, save drivers more than \$80 billion a year at the pump, and cut vehicle carbon pollution in half by 2025.

The administration has also finalized strong smog and soot standards for power plants that will save tens of thousands of lives and prevent hundreds of thousands of asthma attacks. The president has promised three times to veto irresponsible House Republican legislation that would severely weaken and delay clean air safeguards, including a reckless bill targeting these very mercury and air toxics standards.

Rigorous mercury and toxic standards would build on this progress and leadership and deliver real health benefits to American families.

Dirty power plants must be cleaned up once and for all. Every other major industrial sector in America is already doing its fair share of reducing these toxins. Oil refineries, chemical plants, plastics companies, the iron and steel industries, heavy manufacturers—all of them have been subject to air toxic standards for more than 10 years.

Power plants are the last holdout. This industry has dodged air toxic rules for decades, and American families are paying the price. A [study](#) published in the [American Journal of Industrial Medicine](#) reported that between 316,000 and 647,000 American babies are born each year with mercury levels high enough to cause measurable brain damage. Nearly 70 percent of the mercury Americans are exposed to comes from burning coal.

Several utilities have taken responsibility for their emissions, because they knew rules were inevitable and they wanted to modernize their plants. The Environmental Protection Agency [estimates](#) that more than half of all coal-fired power plants already use the pollution control technologies required to meet the new standards.

Now it is time for the bad actors to do the same, but some are still resisting. They claim if they are held accountable for their dirty emissions it will cause power shortages.

The Department of Energy has proven this threat false. It just issued a [report](#) on the mercury and air toxic standards: "Our review, combined with several other studies, demonstrate that new EPA rules ... should not create resource adequacy issues," [said](#) Assistant Secretary for International Affairs at the Energy Department David Sandalow.

This analysis confirms we can power our nation and keep our families safe at the same time.

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01268-EPA-5853

Caroline Whitehead/DC/USEPA/US  
12/06/2011 12:04 PM

To Richard Windsor  
cc John Hankinson, Arvin Ganesan  
bcc  
Subject DOI Statement on Tomorrow's Hearing re: Restore Act HR 3096

(b)(5) Deliberative  
[Redacted]

(b)(5) Deliberative  
[Redacted]

Draft FWS DOI Statement on HR 3906 12-1-11\_Jacobson edits.docx

-----  
Caroline T. Whitehead  
Intergovernmental Coordinator & Congressional Liaison  
Gulf Coast Ecosystem Restoration Task Force  
(202) 566-2907

----- Forwarded by Caroline Whitehead/DC/USEPA/US on 12/06/2011 12:02 PM -----

From: Mary-Kay Lynch/DC/USEPA/US  
To: John Hankinson/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Bryon Griffith/GMPO/USEPA/US@EPA, Caroline Whitehead/DC/USEPA/US@EPA, Laura Vaught/DC/USEPA/US@EPA, Lynda Goodgame/DC/USEPA/US@EPA, Mary-Kay Lynch/DC/USEPA/US@EPA  
Date: 12/06/2011 11:44 AM  
Subject: Re: DOI Statement on Tomorrow's Hearing re: Restore Act HR 3096

attorney client privilege

(b)(5) Deliberative, Attorney-Client  
[Redacted]

[Redacted]

[Redacted]

John Hankinson (b)(5) Deliberative 12/06/2011 11:01:54 AM

From: John Hankinson/DC/USEPA/US  
To: Caroline Whitehead/DC/USEPA/US@EPA, Bryon Griffith/GMPO/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Laura Vaught/DC/USEPA/US@EPA, Mary-Kay Lynch/DC/USEPA/US@EPA, Lynda Goodgame/DC/USEPA/US@EPA  
Date: 12/06/2011 11:01 AM  
Subject: Re: DOI Statement on Tomorrow's Hearing re: Restore Act HR 3096

(b)(5) Deliberative  
[Redacted]

(b)(5) Deliberative

[Redacted]

Caroline Whitehead

----- Original Message -----

**From:** Caroline Whitehead

**Sent:** 12/06/2011 09:30 AM EST

**To:** John Hankinson; Bryon Griffith; Arvin Ganesan; Laura Vaught; Mary-Kay Lynch; Lynda Goodgame

**Subject:** DOI Statement on Tomorrow's Hearing re: Restore Act HR 3096

Hi all -- please see DOI's statement on tomorrow's House T&I hearing re: RESTORE act. (b)(5)

[Redacted] Deliberative

If you have any edits/concerns, please let me know **by 1 pm EST today** since edits need to be sent to OMB by the afternoon. Thanks,

Caroline

-----  
Caroline T. Whitehead  
Intergovernmental Coordinator & Congressional Liaison  
Gulf Coast Ecosystem Restoration Task Force  
(202) 566-2907

----- Forwarded by Caroline Whitehead/DC/USEPA/US on 12/06/2011 09:26 AM -----

**From:** Raquel Snyder/DC/USEPA/US  
**To:** "Caroline Whitehead" <Whitehead.Caroline@epamail.epa.gov>  
**Date:** 12/06/2011 08:35 AM  
**Subject:** Fw: DEADLINE: 4:00 P.M. Tuesday, December 06, 2011 LRM ID: WT-112-190

Hi Caroline,

(b)(5) Deliberative

Many thanks,

Raquel Snyder  
U.S. EPA/Office of Congressional Affairs  
(202)564-9586  
FAX:(202)501-1550

---

**From:** Steven Kinberg  
**Sent:** 12/05/2011 06:42 PM EST  
**To:** Carolyn Levine; Raquel Snyder; Pamela Janifer  
**Cc:** Tom Dickerson  
**Subject:** DEADLINE: 4:00 P.M. Tuesday, December 06, 2011 LRM ID: WT-112-190

(b)(5) Deliberative

---

Steven Kinberg  
Legislative Counsel Unit  
Office of Congressional and Intergovernmental Relations  
U.S. EPA  
(202) 564 5037

**DEADLINE: 4:00 P.M. Tuesday, December 06, 2011**

**Please find attached the DOI statement for the record on H.R. 3096, the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act of 2011 for a 12/7 hearing before the House Transportation and Infrastructure Committee. Please provide your comments/edits/clearance by the deadline above.**

**NOTE: The DHS testimony was circulated under LRM: JAB 112-132.**

-----  
LRM ID: WT-112-190  
EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET

LEGISLATIVE REFERRAL MEMORANDUM  
Monday, December 05, 2011

TO: Legislative Liaison Officer - See Distribution

FROM: Burnim, John (for) Assistant Director for Legislative Reference  
SUBJECT: LRM [WT-112-190] INTERIOR Statement for the Record on HR3096  
Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived  
Economies of the Gulf Coast States Act of 2011

OMB CONTACT: **Thomas, Will**

E-Mail: (b)(6) Privacy

PHONE: (b)(6) Privacy

FAX: (b)(6) Privacy

In accordance with OMB Circular A-19, OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President. By the deadline above, please reply by e-mail or telephone, using the OMB Contact information above.

Please advise us if this item will affect direct spending or receipts for the purposes of the Statutory Pay-as-You-Go Act of 2010.

Thank you.

*(See attached file: Draft FWS DOI Statement on HR 3906 12-1-11\_Jacobson edits.docx)*

[attachment "Draft FWS DOI Statement on HR 3906 12-1-11\_Jacobson edits.docx" deleted by John Hankinson/DC/USEPA/US]

01268-EPA-5854

Noah Dubin/DC/USEPA/US

To

12/06/2011 06:37 PM

cc

bcc Richard Windsor

Subject Wednesday, December 7, 2011 Schedule for Lisa P. Jackson

\*\*\* do not copy or forward this information \*\*\*

**Schedule for Lisa P. Jackson EPA Administrator  
Wednesday, December 7, 2011**

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## Notes:

## Drivers

AM (b) (6) Privacy

## Shift Leaders

AM (b) (6) Privacy

## Staff Contact

Elizabeth Ashwell  
202-999-8116

08:00 AM - 11:00 AM	Out of Office	Out of Office
08:45 AM - 09:15 AM	Administrator's Office	FYI Daily Briefing
09:30 AM - 10:00 AM	(b) (6)	(b) (6) Privacy
11:00 AM - 11:30 AM	Administrator's Office	Meeting with Archer Daniels Midland CEO, Patricia Woertz Ct: Arvin Ganesan - 202-564-4741  Attendees:  -Patricia Woertz, Chairman and CEO  -Shannon Herzfeld, Vice President, Government Relations  -Anthony Reed, Senior Director, Government Relations  Staff: Larry Elworth (OA) Janet McCabe (OAR) Arvin Ganesan (OCIR)
11:30 AM - 12:00 PM	Administrator's Office	One on One with Cynthia Giles Ct: Linda Huffman - 202-564-3129 (OECA)  Staff: Cynthia Giles (OECA)  Optional: Diane Thompson, Bob Perciasepe, Bob Sussman (OA)
12:00 PM - 01:00 PM	Administrator's Office	No Meetings

01:15 PM - 01:35 PM	Administrator's Office	<p>Personnel Discussion Ct: Ryan Robison - 202-564-2856</p> <p>Staff: Bob Perciasepe, Diane Thompson, Bob Sussman (OA) Arvin Ganesan (OCIR)</p> <p>Optional: Laura Vaught (OCIR)</p>
<hr/>		
01:40 PM - 02:15 PM	Bullet Room	<p>Policy Update Ct: Noah Dubin - 202-564-7314</p> <p>Staff: Bob Perciasepe, Diane Thompson, Bob Sussman (OA) Cynthia Giles (OECA) Scott Fulton (OGC) Michael Goo (OP) Laura Vaught (OCIR) Gina McCarthy, Joe Goffman (OAR)</p> <p>Optional: Arvin Ganesan (OCIR)</p>
<hr/>		
02:30 PM - 03:15 PM	Bullet Room	<p>Options Selections: Prevention of Significant Deterioration and Title V GHG Tailoring Rule (Step 3) (Tier 1, SAN 5578) Ct: Cindy Huang - 202-564-1850</p> <p>**Teleconferencing AND videoconferencing to RTP room C401A are required for this meeting</p> <p>Staff: Bob Perciasepe, Bob Sussman (OA) Gina McCarthy, Janet McCabe, Lorie Schmidt, Joseph Goffman, Steve Page, Anna Wood (OAR) Scott Fulton (OGC) Michael Goo (OP) Phillip Brooks (OECA) Diane Esher (R3) Gwen Keyes-Fleming (R4)</p> <p>Optional: Diane Thompson (OA) Juan Santiago, Michael S. Brooks, Wanda Farrar, Nicole Owens, Lynn Hutchinson (OAR) Howard Hoffman, Marilyn Kuray (OGC) David Talley, Rita Tate (R3) Heather Ceron, Michelle Boyd (R4) Paul Balserak, Lesley Schaaff (OP) Kellie Ortega, Gerard Kraus, Lisa Garcia (OECA)</p>
<hr/>		
03:30 PM - 04:00 PM	Bullet Room	FYI Senior Policy



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03:30 PM - 03:40 PM	Administrator's Office	Phone Call with Congressman Ron Kind (WI) Ct: Shannon Glynn - (b)(6) Privacy
**The Administrator will call the Congressman's mainline - 202-225-5506 - and will be transferred to him		
Staff: Laura Vaught (OCIR)		

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04:15 PM - 05:15 PM	Bullet Room	Update on Clean Air Issues Ct: Laurel Lee, EDF - (b)(6) Phil Hernandez, White House - (b)(6) Privacy Willa Bugnon, NRDC - (b)(6) Rod MacKenzie, Sierra Club - 4(b)(6)
**Ms. Beinecke will be dialed in at (b)(6)		
Attendees:		
-Frances Beinecke, President, Natural Resources Defense Council - By Phone		
-John Walke, Associate Director, Clime and Clean Air Program, Natural Resources Defense Council		
-Michael Brune, Executive Director, Sierra Club		
-John Coequeyt, Team Leader, International Climate Programs, Sierra Club		
-Fred Krupp, President, Environmental Defense Fund		
-TBD +1 from Environmental Defense Fund		
-Heather Zichal, Deputy Asst. for Energy and Climate Change, White House		
Staff: Bob Sussman (OA) Gina McCarthy (OAR) Scott Fulton (OGC) Michael Goo (OP)		
Optional: Bob Perciasepe, Diane Thompson (OA)		

---

05:45 PM - 06:00 PM	By Phone or Administrator's Office	Phone Call with Governor Matthew Mead (WY) Ct: Ruth Critchfield - ruth.critchfield@wyo.gov or (b)(6)
**The Administrator will call Governor Mead at: (b)(6) (Tania Trujillo, the Governor's Assistant)		

---

07:00 PM - 08:30 PM    Ristorante i Ricchi,    Dinner with Friedmans  
1220 19th Street N.W    Ct: (b) (6) Privacy or gwenn.gorman@nytimes.com  
Washington, DC        Reservation under Freidman

---

\*\*\* 12/06/2011 06:34:13 PM \*\*\*

01268-EPA-5855

**Diane  
Thompson/DC/USEPA/US**  
12/06/2011 08:21 PM

To "Richard Windsor", "Bob Perciasepe"  
cc "Aaron Dickerson", "Dan Kanninen"  
bcc  
Subject Fw: Talking Points and Remarks by the President on the  
Economy

FYI. Karl was there said it was terrific...

---

**From:** "King, Colleen" (b)(6) Privacy  
**Sent:** 12/06/2011 06:41 PM EST  
**To:** "King, Colleen" (b)(6) Privacy  
**Cc:** FN-WHO-Cabinet Affairs Front Office  
<FN-WHO-CabinetAffairsFrontOffice@who.eop.gov>  
**Subject:** Talking Points and Remarks by the President on the Economy

Dear Chiefs of Staff and WH Liaisons:

Please see below talking points and the text of the remarks given by the President on the economy in Osawatomie, Kansas today.

Thank you.

--Cabinet Affairs

(b)(5) Deliberative

■ [Redacted]

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- (b)(5) Deliberative [Redacted]

- [Redacted]

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THE WHITE HOUSE  
Office of the Press Secretary  
For Immediate Release

December 6, 2011

REMARKS BY THE PRESIDENT  
ON THE ECONOMYOsawatomie High School  
Osawatomie, Kansas

12:59 P.M. CST

THE PRESIDENT: Thank you, everybody. Please, please have a seat. Thank you so much. Thank you. Good afternoon, everybody.

AUDIENCE: Good afternoon.

THE PRESIDENT: Well, I want to start by thanking a few folks who've joined us today. We've got the mayor of Osawatomie, Phil Dudley is here. (Applause.) We have your superintendent Gary French in the house. (Applause.) And we have the principal of Osawatomie High, Doug Chisam. (Applause.) And I have brought your former governor, who is doing now an outstanding job as Secretary of Health and Human Services -- Kathleen Sebelius is in the house. (Applause.) We love Kathleen.

Well, it is great to be back in the state of Tex -- (laughter) -- state of Kansas. I was giving Bill Self a hard time, he was here a while back. As many of you know, I have roots here. (Applause.) I'm sure you're all familiar with the Obamas of Osawatomie. (Laughter.) Actually, I like to say that I got my name from my father, but I got my accent -- and my values -- from my mother. (Applause.) She was born in Wichita. (Applause.) Her mother grew up in Augusta. Her father was from El Dorado. So my Kansas roots run deep.

My grandparents served during World War II. He was a soldier in Patton's Army; she was a worker on a bomber assembly line. And together, they shared the optimism of a nation that triumphed over the Great Depression and over fascism. They believed in an America where hard work paid off, and responsibility was rewarded, and anyone could make it if they tried -- no matter who you were, no matter where you came from, no matter how you started out. (Applause.)

And these values gave rise to the largest middle class and the strongest economy that the world has ever known. It was here in America that the most productive workers, the most innovative companies turned out the best products on Earth. And you know what? Every American shared in that pride and in that success -- from those in the executive suites to those in middle management to those on the factory floor. (Applause.) So you could have some confidence that if you gave it your all, you'd take enough

home to raise your family and send your kids to school and have your health care covered, put a little away for retirement.

Today, we're still home to the world's most productive workers. We're still home to the world's most innovative companies. But for most Americans, the basic bargain that made this country great has eroded. Long before the recession hit, hard work stopped paying off for too many people. Fewer and fewer of the folks who contributed to the success of our economy actually benefited from that success. Those at the very top grew wealthier from their incomes and their investments -- wealthier than ever before. But everybody else struggled with costs that were growing and paychecks that weren't -- and too many families found themselves racking up more and more debt just to keep up.

Now, for many years, credit cards and home equity loans papered over this harsh reality. But in 2008, the house of cards collapsed. We all know the story by now: Mortgages sold to people who couldn't afford them, or even sometimes understand them. Banks and investors allowed to keep packaging the risk and selling it off. Huge bets -- and huge bonuses -- made with other people's money on the line. Regulators who were supposed to warn us about the dangers of all this, but looked the other way or didn't have the authority to look at all.

It was wrong. It combined the breathtaking greed of a few with irresponsibility all across the system. And it plunged our economy and the world into a crisis from which we're still fighting to recover. It claimed the jobs and the homes and the basic security of millions of people -- innocent, hardworking Americans who had met their responsibilities but were still left holding the bag.

And ever since, there's been a raging debate over the best way to restore growth and prosperity, restore balance, restore fairness. Throughout the country, it's sparked protests and political movements -- from the tea party to the people who've been occupying the streets of New York and other cities. It's left Washington in a near-constant state of gridlock. It's been the topic of heated and sometimes colorful discussion among the men and women running for president. (Laughter.)

But, Osawatomie, this is not just another political debate. This is the defining issue of our time. This is a make-or-break moment for the middle class, and for all those who are fighting to get into the middle class. Because what's at stake is whether this will be a country where working people can earn enough to raise a family, build a modest savings, own a home, secure their retirement.



Now, in the midst of this debate, there are some who seem to be suffering from a kind of collective amnesia. After all that's happened, after the worst economic crisis, the worst financial crisis since the Great Depression, they want to return to the same practices that got us into this mess. In fact, they want to go back to the same policies that stacked the deck against middle-class Americans for way too many years. And their philosophy is simple: We are better off when everybody is left to fend for themselves and play by their own rules.

I am here to say they are wrong. (Applause.) I'm here in Kansas to reaffirm my deep conviction that we're greater together than we are on our own. I believe that this country succeeds when everyone gets a fair shot, when everyone does their fair share, when everyone plays by the same rules. (Applause.) These aren't Democratic values or Republican values. These aren't 1 percent values or 99 percent values. They're American values. And we have to reclaim them. (Applause.)

You see, this isn't the first time America has faced this choice. At the turn of the last century, when a nation of farmers was transitioning to become the world's industrial giant, we had to decide: Would we settle for a country where most of the new railroads and factories were being controlled by a few giant monopolies that kept prices high and wages low? Would we allow our citizens and even our children to work ungodly hours in conditions that were unsafe and unsanitary? Would we restrict education to the privileged few? Because there were people who thought massive inequality and exploitation of people was just the price you pay for progress.

Theodore Roosevelt disagreed. He was the Republican son of a wealthy family. He praised what the titans of industry had done to create jobs and grow the economy. He believed then what we know is true today, that the free market is the greatest force for economic progress in human history. It's led to a prosperity and a standard of living unmatched by the rest of the world.

But Roosevelt also knew that the free market has never been a free license to take whatever you can from whomever you can. (Applause.) He understood the free market only works when there are rules of the road that ensure competition is fair and open and honest. And so he busted up monopolies, forcing those companies to compete for consumers with better services and better prices. And today, they still must. He fought to make sure businesses couldn't profit by exploiting children or selling food or medicine that wasn't safe. And today, they still can't.

And in 1910, Teddy Roosevelt came here to Osawatimie and he laid out his vision for what he called a New Nationalism. "Our

country," he said, "...means nothing unless it means the triumph of a real democracy...of an economic system under which each man shall be guaranteed the opportunity to show the best that there is in him." (Applause.)

Now, for this, Roosevelt was called a radical. He was called a socialist -- (laughter) -- even a communist. But today, we are a richer nation and a stronger democracy because of what he fought for in his last campaign: an eight-hour work day and a minimum wage for women -- (applause) -- insurance for the unemployed and for the elderly, and those with disabilities; political reform and a progressive income tax. (Applause.)

Today, over 100 years later, our economy has gone through another transformation. Over the last few decades, huge advances in technology have allowed businesses to do more with less, and it's made it easier for them to set up shop and hire workers anywhere they want in the world. And many of you know firsthand the painful disruptions this has caused for a lot of Americans. Factories where people thought they would retire suddenly picked up and went overseas, where workers were cheaper. Steel mills that needed 100 -- or 1,000 employees are now able to do the same work with 100 employees, so layoffs too often became permanent, not just a temporary part of the business cycle. And these changes didn't just affect blue-collar workers. If you were a bank teller or a phone operator or a travel agent, you saw many in your profession replaced by ATMs and the Internet.

Today, even higher-skilled jobs, like accountants and middle management can be outsourced to countries like China or India. And if you're somebody whose job can be done cheaper by a computer or someone in another country, you don't have a lot of leverage with your employer when it comes to asking for better wages or better benefits, especially since fewer Americans today are part of a union.

Now, just as there was in Teddy Roosevelt's time, there is a certain crowd in Washington who, for the last few decades, have said, let's respond to this economic challenge with the same old tune. "The market will take care of everything," they tell us. If we just cut more regulations and cut more taxes -- especially for the wealthy -- our economy will grow stronger. Sure, they say, there will be winners and losers. But if the winners do really well, then jobs and prosperity will eventually trickle down to everybody else. And, they argue, even if prosperity doesn't trickle down, well, that's the price of liberty.

Now, it's a simple theory. And we have to admit, it's one that speaks to our rugged individualism and our healthy skepticism of too much government. That's in America's DNA. And that theory

fits well on a bumper sticker. (Laughter.) But here's the problem: It doesn't work. It has never worked. (Applause.) It didn't work when it was tried in the decade before the Great Depression. It's not what led to the incredible postwar booms of the '50s and '60s. And it didn't work when we tried it during the last decade. (Applause.) I mean, understand, it's not as if we haven't tried this theory.

Remember in those years, in 2001 and 2003, Congress passed two of the most expensive tax cuts for the wealthy in history. And what did it get us? The slowest job growth in half a century. Massive deficits that have made it much harder to pay for the investments that built this country and provided the basic security that helped millions of Americans reach and stay in the middle class -- things like education and infrastructure, science and technology, Medicare and Social Security.

Remember that in those same years, thanks to some of the same folks who are now running Congress, we had weak regulation, we had little oversight, and what did it get us? Insurance companies that jacked up people's premiums with impunity and denied care to patients who were sick, mortgage lenders that tricked families into buying homes they couldn't afford, a financial sector where irresponsibility and lack of basic oversight nearly destroyed our entire economy.

We simply cannot return to this brand of "you're on your own" economics if we're serious about rebuilding the middle class in this country. (Applause.) We know that it doesn't result in a strong economy. It results in an economy that invests too little in its people and in its future. We know it doesn't result in a prosperity that trickles down. It results in a prosperity that's enjoyed by fewer and fewer of our citizens.

Look at the statistics. In the last few decades, the average income of the top 1 percent has gone up by more than 250 percent to \$1.2 million per year. I'm not talking about millionaires, people who have a million dollars. I'm saying people who make a million dollars every single year. For the top one hundredth of 1 percent, the average income is now \$27 million per year. The typical CEO who used to earn about 30 times more than his or her worker now earns 110 times more. And yet, over the last decade the incomes of most Americans have actually fallen by about 6 percent.

Now, this kind of inequality -- a level that we haven't seen since the Great Depression -- hurts us all. When middle-class families can no longer afford to buy the goods and services that businesses are selling, when people are slipping out of the middle class, it drags down the entire economy from top to

bottom. America was built on the idea of broad-based prosperity, of strong consumers all across the country. That's why a CEO like Henry Ford made it his mission to pay his workers enough so that they could buy the cars he made. It's also why a recent study showed that countries with less inequality tend to have stronger and steadier economic growth over the long run.

Inequality also distorts our democracy. It gives an outsized voice to the few who can afford high-priced lobbyists and unlimited campaign contributions, and it runs the risk of selling out our democracy to the highest bidder. (Applause.) It leaves everyone else rightly suspicious that the system in Washington is rigged against them, that our elected representatives aren't looking out for the interests of most Americans.

But there's an even more fundamental issue at stake. This kind of gaping inequality gives lie to the promise that's at the very heart of America: that this is a place where you can make it if you try. We tell people -- we tell our kids -- that in this country, even if you're born with nothing, work hard and you can get into the middle class. We tell them that your children will have a chance to do even better than you do. That's why immigrants from around the world historically have flocked to our shores.

And yet, over the last few decades, the rungs on the ladder of opportunity have grown farther and farther apart, and the middle class has shrunk. You know, a few years after World War II, a child who was born into poverty had a slightly better than 50-50 chance of becoming middle class as an adult. By 1980, that chance had fallen to around 40 percent. And if the trend of rising inequality over the last few decades continues, it's estimated that a child born today will only have a one-in-three chance of making it to the middle class -- 33 percent.

It's heartbreaking enough that there are millions of working families in this country who are now forced to take their children to food banks for a decent meal. But the idea that those children might not have a chance to climb out of that situation and back into the middle class, no matter how hard they work? That's inexcusable. It is wrong. (Applause.) It flies in the face of everything that we stand for. (Applause.)

Now, fortunately, that's not a future that we have to accept, because there's another view about how we build a strong middle class in this country -- a view that's truer to our history, a vision that's been embraced in the past by people of both parties for more than 200 years.

It's not a view that we should somehow turn back technology or

put up walls around America. It's not a view that says we should punish profit or success or pretend that government knows how to fix all of society's problems. It is a view that says in America we are greater together -- when everyone engages in fair play and everybody gets a fair shot and everybody does their fair share. (Applause.)

So what does that mean for restoring middle-class security in today's economy? Well, it starts by making sure that everyone in America gets a fair shot at success. The truth is we'll never be able to compete with other countries when it comes to who's best at letting their businesses pay the lowest wages, who's best at busting unions, who's best at letting companies pollute as much as they want. That's a race to the bottom that we can't win, and we shouldn't want to win that race. (Applause.) Those countries don't have a strong middle class. They don't have our standard of living.

The race we want to win, the race we can win is a race to the top -- the race for good jobs that pay well and offer middle-class security. Businesses will create those jobs in countries with the highest-skilled, highest-educated workers, the most advanced transportation and communication, the strongest commitment to research and technology.

The world is shifting to an innovation economy and nobody does innovation better than America. Nobody does it better. (Applause.) No one has better colleges. Nobody has better universities. Nobody has a greater diversity of talent and ingenuity. No one's workers or entrepreneurs are more driven or more daring. The things that have always been our strengths match up perfectly with the demands of the moment.

But we need to meet the moment. We've got to up our game. We need to remember that we can only do that together. It starts by making education a national mission -- a national mission. (Applause.) Government and businesses, parents and citizens. In this economy, a higher education is the surest route to the middle class. The unemployment rate for Americans with a college degree or more is about half the national average. And their incomes are twice as high as those who don't have a high school diploma. Which means we shouldn't be laying off good teachers right now -- we should be hiring them. (Applause.) We shouldn't be expecting less of our schools -- we should be demanding more. (Applause.) We shouldn't be making it harder to afford college -- we should be a country where everyone has a chance to go and doesn't rack up \$100,000 of debt just because they went. (Applause.)

In today's innovation economy, we also need a world-class

commitment to science and research, the next generation of high-tech manufacturing. Our factories and our workers shouldn't be idle. We should be giving people the chance to get new skills and training at community colleges so they can learn how to make wind turbines and semiconductors and high-powered batteries. And by the way, if we don't have an economy that's built on bubbles and financial speculation, our best and brightest won't all gravitate towards careers in banking and finance. (Applause.) Because if we want an economy that's built to last, we need more of those young people in science and engineering. (Applause.) This country should not be known for bad debt and phony profits. We should be known for creating and selling products all around the world that are stamped with three proud words: Made in America. (Applause.)

Today, manufacturers and other companies are setting up shop in the places with the best infrastructure to ship their products, move their workers, communicate with the rest of the world. And that's why the over 1 million construction workers who lost their jobs when the housing market collapsed, they shouldn't be sitting at home with nothing to do. They should be rebuilding our roads and our bridges, laying down faster railroads and broadband, modernizing our schools -- (applause) -- all the things other countries are already doing to attract good jobs and businesses to their shores.

Yes, business, and not government, will always be the primary generator of good jobs with incomes that lift people into the middle class and keep them there. But as a nation, we've always come together, through our government, to help create the conditions where both workers and businesses can succeed. (Applause.) And historically, that hasn't been a partisan idea. Franklin Roosevelt worked with Democrats and Republicans to give veterans of World War II -- including my grandfather, Stanley Dunham -- the chance to go to college on the G.I. Bill. It was a Republican President, Dwight Eisenhower, a proud son of Kansas -- (applause) -- who started the Interstate Highway System, and doubled down on science and research to stay ahead of the Soviets.

Of course, those productive investments cost money. They're not free. And so we've also paid for these investments by asking everybody to do their fair share. Look, if we had unlimited resources, no one would ever have to pay any taxes and we would never have to cut any spending. But we don't have unlimited resources. And so we have to set priorities. If we want a strong middle class, then our tax code must reflect our values. We have to make choices.

Today that choice is very clear. To reduce our deficit, I've

already signed nearly \$1 trillion of spending cuts into law and I've proposed trillions more, including reforms that would lower the cost of Medicare and Medicaid. (Applause.)

But in order to structurally close the deficit, get our fiscal house in order, we have to decide what our priorities are. Now, most immediately, short term, we need to extend a payroll tax cut that's set to expire at the end of this month. (Applause.) If we don't do that, 160 million Americans, including most of the people here, will see their taxes go up by an average of \$1,000 starting in January and it would badly weaken our recovery. That's the short term.

In the long term, we have to rethink our tax system more fundamentally. We have to ask ourselves: Do we want to make the investments we need in things like education and research and high-tech manufacturing -- all those things that helped make us an economic superpower? Or do we want to keep in place the tax breaks for the wealthiest Americans in our country? Because we can't afford to do both. That is not politics. That's just math. (Laughter and applause.)

Now, so far, most of my Republican friends in Washington have refused under any circumstance to ask the wealthiest Americans to go to the same tax rate they were paying when Bill Clinton was president. So let's just do a trip down memory lane here.

Keep in mind, when President Clinton first proposed these tax increases, folks in Congress predicted they would kill jobs and lead to another recession. Instead, our economy created nearly 23 million jobs and we eliminated the deficit. (Applause.) Today, the wealthiest Americans are paying the lowest taxes in over half a century. This isn't like in the early '50s, when the top tax rate was over 90 percent. This isn't even like the early '80s, when the top tax rate was about 70 percent. Under President Clinton, the top rate was only about 39 percent. Today, thanks to loopholes and shelters, a quarter of all millionaires now pay lower tax rates than millions of you, millions of middle-class families. Some billionaires have a tax rate as low as 1 percent. One percent.

That is the height of unfairness. It is wrong. (Applause.) It's wrong that in the United States of America, a teacher or a nurse or a construction worker, maybe earns \$50,000 a year, should pay a higher tax rate than somebody raking in \$50 million. (Applause.) It's wrong for Warren Buffett's secretary to pay a higher tax rate than Warren Buffett. (Applause.) And by the way, Warren Buffett agrees with me. (Laughter.) So do most Americans -- Democrats, independents and Republicans. And I know that many of our wealthiest citizens would agree to contribute a

little more if it meant reducing the deficit and strengthening the economy that made their success possible.

This isn't about class warfare. This is about the nation's welfare. It's about making choices that benefit not just the people who've done fantastically well over the last few decades, but that benefits the middle class, and those fighting to get into the middle class, and the economy as a whole.

Finally, a strong middle class can only exist in an economy where everyone plays by the same rules, from Wall Street to Main Street. (Applause.) As infuriating as it was for all of us, we rescued our major banks from collapse, not only because a full-blown financial meltdown would have sent us into a second Depression, but because we need a strong, healthy financial sector in this country.

But part of the deal was that we wouldn't go back to business as usual. And that's why last year we put in place new rules of the road that refocus the financial sector on what should be their core purpose: getting capital to the entrepreneurs with the best ideas, and financing millions of families who want to buy a home or send their kids to college.

Now, we're not all the way there yet, and the banks are fighting us every inch of the way. But already, some of these reforms are being implemented.

If you're a big bank or risky financial institution, you now have to write out a "living will" that details exactly how you'll pay the bills if you fail, so that taxpayers are never again on the hook for Wall Street's mistakes. (Applause.) There are also limits on the size of banks and new abilities for regulators to dismantle a firm that is going under. The new law bans banks from making risky bets with their customers' deposits, and it takes away big bonuses and paydays from failed CEOs, while giving shareholders a say on executive salaries.

This is the law that we passed. We are in the process of implementing it now. All of this is being put in place as we speak. Now, unless you're a financial institution whose business model is built on breaking the law, cheating consumers and making risky bets that could damage the entire economy, you should have nothing to fear from these new rules.

Some of you may know, my grandmother worked as a banker for most of her life -- worked her way up, started as a secretary, ended up being a vice president of a bank. And I know from her, and I know from all the people that I've come in contact with, that the vast majority of bankers and financial service professionals,



they want to do right by their customers. They want to have rules in place that don't put them at a disadvantage for doing the right thing. And yet, Republicans in Congress are fighting as hard as they can to make sure that these rules aren't enforced.

I'll give you a specific example. For the first time in history, the reforms that we passed put in place a consumer watchdog who is charged with protecting everyday Americans from being taken advantage of by mortgage lenders or payday lenders or debt collectors. And the man we nominated for the post, Richard Cordray, is a former attorney general of Ohio who has the support of most attorney generals, both Democrat and Republican, throughout the country. Nobody claims he's not qualified.

But the Republicans in the Senate refuse to confirm him for the job; they refuse to let him do his job. Why? Does anybody here think that the problem that led to our financial crisis was too much oversight of mortgage lenders or debt collectors?

AUDIENCE: No!

THE PRESIDENT: Of course not. Every day we go without a consumer watchdog is another day when a student, or a senior citizen, or a member of our Armed Forces -- because they are very vulnerable to some of this stuff -- could be tricked into a loan that they can't afford -- something that happens all the time. And the fact is that financial institutions have plenty of lobbyists looking out for their interests. Consumers deserve to have someone whose job it is to look out for them. (Applause.) And I intend to make sure they do. (Applause.) And I want you to hear me, Kansas: I will veto any effort to delay or defund or dismantle the new rules that we put in place. (Applause.)

We shouldn't be weakening oversight and accountability. We should be strengthening oversight and accountability. I'll give you another example. Too often, we've seen Wall Street firms violating major anti-fraud laws because the penalties are too weak and there's no price for being a repeat offender. No more. I'll be calling for legislation that makes those penalties count so that firms don't see punishment for breaking the law as just the price of doing business. (Applause.)

The fact is this crisis has left a huge deficit of trust between Main Street and Wall Street. And major banks that were rescued by the taxpayers have an obligation to go the extra mile in helping to close that deficit of trust. At minimum, they should be remedying past mortgage abuses that led to the financial crisis. They should be working to keep responsible homeowners in their home. We're going to keep pushing them to provide more

time for unemployed homeowners to look for work without having to worry about immediately losing their house.

The big banks should increase access to refinancing opportunities to borrowers who haven't yet benefited from historically low interest rates. And the big banks should recognize that precisely because these steps are in the interest of middle-class families and the broader economy, it will also be in the banks' own long-term financial interest. What will be good for consumers over the long term will be good for the banks. (Applause.)

Investing in things like education that give everybody a chance to succeed. A tax code that makes sure everybody pays their fair share. And laws that make sure everybody follows the rules. That's what will transform our economy. That's what will grow our middle class again. In the end, rebuilding this economy based on fair play, a fair shot, and a fair share will require all of us to see that we have a stake in each other's success. And it will require all of us to take some responsibility.

It will require parents to get more involved in their children's education. It will require students to study harder. (Applause.) It will require some workers to start studying all over again. It will require greater responsibility from homeowners not to take out mortgages they can't afford. They need to remember that if something seems too good to be true, it probably is.

It will require those of us in public service to make government more efficient and more effective, more consumer-friendly, more responsive to people's needs. That's why we're cutting programs that we don't need to pay for those we do. (Applause.) That's why we've made hundreds of regulatory reforms that will save businesses billions of dollars. That's why we're not just throwing money at education, we're challenging schools to come up with the most innovative reforms and the best results. And it will require American business leaders to understand that their obligations don't just end with their shareholders. Andy Grove, the legendary former CEO of Intel, put it best. He said, "There is another obligation I feel personally, given that everything I've achieved in my career, and a lot of what Intel has achieved...were made possible by a climate of democracy, an economic climate and investment climate provided by the United States."

This broader obligation can take many forms. At a time when the cost of hiring workers in China is rising rapidly, it should mean more CEOs deciding that it's time to bring jobs back to the United States -- (applause) -- not just because it's good for

business, but because it's good for the country that made their business and their personal success possible. (Applause.)

I think about the Big Three auto companies who, during recent negotiations, agreed to create more jobs and cars here in America, and then decided to give bonuses not just to their executives, but to all their employees, so that everyone was invested in the company's success. (Applause.)

I think about a company based in Warroad, Minnesota. It's called Marvin Windows and Doors. During the recession, Marvin's competitors closed dozens of plants, let hundreds of workers go. But Marvin's did not lay off a single one of their 4,000 or so employees -- not one. In fact, they've only laid off workers once in over a hundred years. Mr. Marvin's grandfather even kept his eight employees during the Great Depression.

Now, at Marvin's when times get tough, the workers agree to give up some perks and some pay, and so do the owners. As one owner said, "You can't grow if you're cutting your lifeblood -- and that's the skills and experience your workforce delivers." (Applause.) For the CEO of Marvin's, it's about the community. He said, "These are people we went to school with. We go to church with them. We see them in the same restaurants. Indeed, a lot of us have married local girls and boys. We could be anywhere, but we are in Warroad."

That's how America was built. That's why we're the greatest nation on Earth. That's what our greatest companies understand. Our success has never just been about survival of the fittest. It's about building a nation where we're all better off. We pull together. We pitch in. We do our part. We believe that hard work will pay off, that responsibility will be rewarded, and that our children will inherit a nation where those values live on. (Applause.)

And it is that belief that rallied thousands of Americans to Osawatomie -- (applause) -- maybe even some of your ancestors -- on a rain-soaked day more than a century ago. By train, by wagon, on buggy, bicycle, on foot, they came to hear the vision of a man who loved this country and was determined to perfect it.

"We are all Americans," Teddy Roosevelt told them that day. "Our common interests are as broad as the continent." In the final years of his life, Roosevelt took that same message all across this country, from tiny Osawatomie to the heart of New York City, believing that no matter where he went, no matter who he was talking to, everybody would benefit from a country in which everyone gets a fair chance. (Applause.)

And well into our third century as a nation, we have grown and

we've changed in many ways since Roosevelt's time. The world is faster and the playing field is larger and the challenges are more complex. But what hasn't changed -- what can never change -- are the values that got us this far. We still have a stake in each other's success. We still believe that this should be a place where you can make it if you try. And we still believe, in the words of the man who called for a New Nationalism all those years ago, "The fundamental rule of our national life," he said, "the rule which underlies all others -- is that, on the whole, and in the long run, we shall go up or down together." And I believe America is on the way up. (Applause.)

Thank you. God bless you. God bless the United States of America. (Applause.)

END

1:55 P.M. CST

01268-EPA-5856

**Richard Windsor/DC/USEPA/US**  
12/06/2011 08:51 PM

To Diane Thompson, "Bob Perciasepe"  
cc "Aaron Dickerson", "Daniel Kanninen"  
bcc  
Subject Re: Talking Points and Remarks by the President on the Economy

Looked great on TV!

---

**From:** Diane Thompson  
**Sent:** 12/06/2011 08:21 PM EST  
**To:** Richard Windsor; "Bob Perciasepe" <perciasepe.bob@epa.gov>  
**Cc:** "Aaron Dickerson" <dickerson.aaron@epa.gov>; "Dan Kanninen" <kanninen.daniel@epa.gov>  
**Subject:** Fw: Talking Points and Remarks by the President on the Economy

FYI. Karl was there said it was terrific...

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**From:** "King, Colleen" (b)(6) Privacy  
**Sent:** 12/06/2011 06:41 PM EST  
**To:** "King, Colleen" (b)(6) Privacy  
**Cc:** FN-WHO-Cabinet Affairs Front Office <FN-WHO-CabinetAffairsFrontOffice@who.eop.gov>  
**Subject:** Talking Points and Remarks by the President on the Economy

Dear Chiefs of Staff and WH Liaisons:

Please see below talking points and the text of the remarks given by the President on the economy in Osawatomie, Kansas today.

Thank you.

--Cabinet Affairs

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■ (b)(5) Deliberative

THE WHITE HOUSE  
Office of the Press Secretary  
For Immediate Release December 6, 2011

REMARKS BY THE PRESIDENT  
ON THE ECONOMY

Osawatomie High School  
Osawatomie, Kansas

12:59 P.M. CST

THE PRESIDENT: Thank you, everybody. Please, please have a seat. Thank you so much. Thank you. Good afternoon, everybody.

AUDIENCE: Good afternoon.

THE PRESIDENT: Well, I want to start by thanking a few folks who've joined us today. We've got the mayor of Osawatomie, Phil Dudley is here. (Applause.) We have your superintendent Gary French in the house. (Applause.) And we have the principal of Osawatomie High, Doug Chisam. (Applause.) And I have brought your former governor, who is doing now an outstanding job as Secretary of Health and Human Services -- Kathleen Sebelius is in the house. (Applause.) We love Kathleen.

Well, it is great to be back in the state of Tex -- (laughter) -- state of Kansas. I was giving Bill Self a hard time, he was here a while back. As many of you know, I have roots here. (Applause.) I'm sure you're all familiar with the Obamas of Osawatomie. (Laughter.) Actually, I like to say that I got my name from my father, but I got my accent -- and my values -- from my mother. (Applause.) She was born in Wichita. (Applause.) Her mother grew up in Augusta. Her father was from El Dorado. So my Kansas roots run deep.

My grandparents served during World War II. He was a soldier in Patton's Army; she was a worker on a bomber assembly line. And together, they shared the optimism of a nation that triumphed over the Great Depression and over fascism. They believed in an America where hard work paid off, and responsibility was rewarded, and anyone could make it if they tried -- no matter who you were, no matter where you came from, no matter how you

started out. (Applause.)

And these values gave rise to the largest middle class and the strongest economy that the world has ever known. It was here in America that the most productive workers, the most innovative companies turned out the best products on Earth. And you know what? Every American shared in that pride and in that success -- from those in the executive suites to those in middle management to those on the factory floor. (Applause.) So you could have some confidence that if you gave it your all, you'd take enough home to raise your family and send your kids to school and have your health care covered, put a little away for retirement.

Today, we're still home to the world's most productive workers. We're still home to the world's most innovative companies. But for most Americans, the basic bargain that made this country great has eroded. Long before the recession hit, hard work stopped paying off for too many people. Fewer and fewer of the folks who contributed to the success of our economy actually benefited from that success. Those at the very top grew wealthier from their incomes and their investments -- wealthier than ever before. But everybody else struggled with costs that were growing and paychecks that weren't -- and too many families found themselves racking up more and more debt just to keep up.

Now, for many years, credit cards and home equity loans papered over this harsh reality. But in 2008, the house of cards collapsed. We all know the story by now: Mortgages sold to people who couldn't afford them, or even sometimes understand them. Banks and investors allowed to keep packaging the risk and selling it off. Huge bets -- and huge bonuses -- made with other people's money on the line. Regulators who were supposed to warn us about the dangers of all this, but looked the other way or didn't have the authority to look at all.

It was wrong. It combined the breathtaking greed of a few with irresponsibility all across the system. And it plunged our economy and the world into a crisis from which we're still fighting to recover. It claimed the jobs and the homes and the basic security of millions of people -- innocent, hardworking Americans who had met their responsibilities but were still left holding the bag.

And ever since, there's been a raging debate over the best way to restore growth and prosperity, restore balance, restore fairness. Throughout the country, it's sparked protests and political movements -- from the tea party to the people who've been occupying the streets of New York and other cities. It's left Washington in a near-constant state of gridlock. It's been the topic of heated and sometimes colorful discussion among the men

and women running for president. (Laughter.)

But, Osawatomie, this is not just another political debate. This is the defining issue of our time. This is a make-or-break moment for the middle class, and for all those who are fighting to get into the middle class. Because what's at stake is whether this will be a country where working people can earn enough to raise a family, build a modest savings, own a home, secure their retirement.

Now, in the midst of this debate, there are some who seem to be suffering from a kind of collective amnesia. After all that's happened, after the worst economic crisis, the worst financial crisis since the Great Depression, they want to return to the same practices that got us into this mess. In fact, they want to go back to the same policies that stacked the deck against middle-class Americans for way too many years. And their philosophy is simple: We are better off when everybody is left to fend for themselves and play by their own rules.

I am here to say they are wrong. (Applause.) I'm here in Kansas to reaffirm my deep conviction that we're greater together than we are on our own. I believe that this country succeeds when everyone gets a fair shot, when everyone does their fair share, when everyone plays by the same rules. (Applause.) These aren't Democratic values or Republican values. These aren't 1 percent values or 99 percent values. They're American values. And we have to reclaim them. (Applause.)

You see, this isn't the first time America has faced this choice. At the turn of the last century, when a nation of farmers was transitioning to become the world's industrial giant, we had to decide: Would we settle for a country where most of the new railroads and factories were being controlled by a few giant monopolies that kept prices high and wages low? Would we allow our citizens and even our children to work ungodly hours in conditions that were unsafe and unsanitary? Would we restrict education to the privileged few? Because there were people who thought massive inequality and exploitation of people was just the price you pay for progress.

Theodore Roosevelt disagreed. He was the Republican son of a wealthy family. He praised what the titans of industry had done to create jobs and grow the economy. He believed then what we know is true today, that the free market is the greatest force for economic progress in human history. It's led to a prosperity and a standard of living unmatched by the rest of the world.

But Roosevelt also knew that the free market has never been a free license to take whatever you can from whomever you can.

(Applause.) He understood the free market only works when there are rules of the road that ensure competition is fair and open and honest. And so he busted up monopolies, forcing those companies to compete for consumers with better services and better prices. And today, they still must. He fought to make sure businesses couldn't profit by exploiting children or selling food or medicine that wasn't safe. And today, they still can't.

And in 1910, Teddy Roosevelt came here to Osawatomie and he laid out his vision for what he called a New Nationalism. "Our country," he said, "...means nothing unless it means the triumph of a real democracy...of an economic system under which each man shall be guaranteed the opportunity to show the best that there is in him." (Applause.)

Now, for this, Roosevelt was called a radical. He was called a socialist -- (laughter) -- even a communist. But today, we are a richer nation and a stronger democracy because of what he fought for in his last campaign: an eight-hour work day and a minimum wage for women -- (applause) -- insurance for the unemployed and for the elderly, and those with disabilities; political reform and a progressive income tax. (Applause.)

Today, over 100 years later, our economy has gone through another transformation. Over the last few decades, huge advances in technology have allowed businesses to do more with less, and it's made it easier for them to set up shop and hire workers anywhere they want in the world. And many of you know firsthand the painful disruptions this has caused for a lot of Americans. Factories where people thought they would retire suddenly picked up and went overseas, where workers were cheaper. Steel mills that needed 100 -- or 1,000 employees are now able to do the same work with 100 employees, so layoffs too often became permanent, not just a temporary part of the business cycle. And these changes didn't just affect blue-collar workers. If you were a bank teller or a phone operator or a travel agent, you saw many in your profession replaced by ATMs and the Internet.

Today, even higher-skilled jobs, like accountants and middle management can be outsourced to countries like China or India. And if you're somebody whose job can be done cheaper by a computer or someone in another country, you don't have a lot of leverage with your employer when it comes to asking for better wages or better benefits, especially since fewer Americans today are part of a union.

Now, just as there was in Teddy Roosevelt's time, there is a certain crowd in Washington who, for the last few decades, have said, let's respond to this economic challenge with the same old tune. "The market will take care of everything," they tell us.

If we just cut more regulations and cut more taxes -- especially for the wealthy -- our economy will grow stronger. Sure, they say, there will be winners and losers. But if the winners do really well, then jobs and prosperity will eventually trickle down to everybody else. And, they argue, even if prosperity doesn't trickle down, well, that's the price of liberty.

Now, it's a simple theory. And we have to admit, it's one that speaks to our rugged individualism and our healthy skepticism of too much government. That's in America's DNA. And that theory fits well on a bumper sticker. (Laughter.) But here's the problem: It doesn't work. It has never worked. (Applause.) It didn't work when it was tried in the decade before the Great Depression. It's not what led to the incredible postwar booms of the '50s and '60s. And it didn't work when we tried it during the last decade. (Applause.) I mean, understand, it's not as if we haven't tried this theory.

Remember in those years, in 2001 and 2003, Congress passed two of the most expensive tax cuts for the wealthy in history. And what did it get us? The slowest job growth in half a century. Massive deficits that have made it much harder to pay for the investments that built this country and provided the basic security that helped millions of Americans reach and stay in the middle class -- things like education and infrastructure, science and technology, Medicare and Social Security.

Remember that in those same years, thanks to some of the same folks who are now running Congress, we had weak regulation, we had little oversight, and what did it get us? Insurance companies that jacked up people's premiums with impunity and denied care to patients who were sick, mortgage lenders that tricked families into buying homes they couldn't afford, a financial sector where irresponsibility and lack of basic oversight nearly destroyed our entire economy.

We simply cannot return to this brand of "you're on your own" economics if we're serious about rebuilding the middle class in this country. (Applause.) We know that it doesn't result in a strong economy. It results in an economy that invests too little in its people and in its future. We know it doesn't result in a prosperity that trickles down. It results in a prosperity that's enjoyed by fewer and fewer of our citizens.

Look at the statistics. In the last few decades, the average income of the top 1 percent has gone up by more than 250 percent to \$1.2 million per year. I'm not talking about millionaires, people who have a million dollars. I'm saying people who make a million dollars every single year. For the top one hundredth of 1 percent, the average income is now \$27 million per year. The

typical CEO who used to earn about 30 times more than his or her worker now earns 110 times more. And yet, over the last decade the incomes of most Americans have actually fallen by about 6 percent.

Now, this kind of inequality -- a level that we haven't seen since the Great Depression -- hurts us all. When middle-class families can no longer afford to buy the goods and services that businesses are selling, when people are slipping out of the middle class, it drags down the entire economy from top to bottom. America was built on the idea of broad-based prosperity, of strong consumers all across the country. That's why a CEO like Henry Ford made it his mission to pay his workers enough so that they could buy the cars he made. It's also why a recent study showed that countries with less inequality tend to have stronger and steadier economic growth over the long run.

Inequality also distorts our democracy. It gives an outsized voice to the few who can afford high-priced lobbyists and unlimited campaign contributions, and it runs the risk of selling out our democracy to the highest bidder. (Applause.) It leaves everyone else rightly suspicious that the system in Washington is rigged against them, that our elected representatives aren't looking out for the interests of most Americans.

But there's an even more fundamental issue at stake. This kind of gaping inequality gives lie to the promise that's at the very heart of America: that this is a place where you can make it if you try. We tell people -- we tell our kids -- that in this country, even if you're born with nothing, work hard and you can get into the middle class. We tell them that your children will have a chance to do even better than you do. That's why immigrants from around the world historically have flocked to our shores.

And yet, over the last few decades, the rungs on the ladder of opportunity have grown farther and farther apart, and the middle class has shrunk. You know, a few years after World War II, a child who was born into poverty had a slightly better than 50-50 chance of becoming middle class as an adult. By 1980, that chance had fallen to around 40 percent. And if the trend of rising inequality over the last few decades continues, it's estimated that a child born today will only have a one-in-three chance of making it to the middle class -- 33 percent.

It's heartbreaking enough that there are millions of working families in this country who are now forced to take their children to food banks for a decent meal. But the idea that those children might not have a chance to climb out of that situation and back into the middle class, no matter how hard they

work? That's inexcusable. It is wrong. (Applause.) It flies in the face of everything that we stand for. (Applause.)

Now, fortunately, that's not a future that we have to accept, because there's another view about how we build a strong middle class in this country -- a view that's truer to our history, a vision that's been embraced in the past by people of both parties for more than 200 years.

It's not a view that we should somehow turn back technology or put up walls around America. It's not a view that says we should punish profit or success or pretend that government knows how to fix all of society's problems. It is a view that says in America we are greater together -- when everyone engages in fair play and everybody gets a fair shot and everybody does their fair share. (Applause.)

So what does that mean for restoring middle-class security in today's economy? Well, it starts by making sure that everyone in America gets a fair shot at success. The truth is we'll never be able to compete with other countries when it comes to who's best at letting their businesses pay the lowest wages, who's best at busting unions, who's best at letting companies pollute as much as they want. That's a race to the bottom that we can't win, and we shouldn't want to win that race. (Applause.) Those countries don't have a strong middle class. They don't have our standard of living.

The race we want to win, the race we can win is a race to the top -- the race for good jobs that pay well and offer middle-class security. Businesses will create those jobs in countries with the highest-skilled, highest-educated workers, the most advanced transportation and communication, the strongest commitment to research and technology.

The world is shifting to an innovation economy and nobody does innovation better than America. Nobody does it better. (Applause.) No one has better colleges. Nobody has better universities. Nobody has a greater diversity of talent and ingenuity. No one's workers or entrepreneurs are more driven or more daring. The things that have always been our strengths match up perfectly with the demands of the moment.

But we need to meet the moment. We've got to up our game. We need to remember that we can only do that together. It starts by making education a national mission -- a national mission. (Applause.) Government and businesses, parents and citizens. In this economy, a higher education is the surest route to the middle class. The unemployment rate for Americans with a college degree or more is about half the national average. And their

incomes are twice as high as those who don't have a high school diploma. Which means we shouldn't be laying off good teachers right now -- we should be hiring them. (Applause.) We shouldn't be expecting less of our schools -- we should be demanding more. (Applause.) We shouldn't be making it harder to afford college -- we should be a country where everyone has a chance to go and doesn't rack up \$100,000 of debt just because they went. (Applause.)

In today's innovation economy, we also need a world-class commitment to science and research, the next generation of high-tech manufacturing. Our factories and our workers shouldn't be idle. We should be giving people the chance to get new skills and training at community colleges so they can learn how to make wind turbines and semiconductors and high-powered batteries. And by the way, if we don't have an economy that's built on bubbles and financial speculation, our best and brightest won't all gravitate towards careers in banking and finance. (Applause.) Because if we want an economy that's built to last, we need more of those young people in science and engineering. (Applause.) This country should not be known for bad debt and phony profits. We should be known for creating and selling products all around the world that are stamped with three proud words: Made in America. (Applause.)

Today, manufacturers and other companies are setting up shop in the places with the best infrastructure to ship their products, move their workers, communicate with the rest of the world. And that's why the over 1 million construction workers who lost their jobs when the housing market collapsed, they shouldn't be sitting at home with nothing to do. They should be rebuilding our roads and our bridges, laying down faster railroads and broadband, modernizing our schools -- (applause) -- all the things other countries are already doing to attract good jobs and businesses to their shores.

Yes, business, and not government, will always be the primary generator of good jobs with incomes that lift people into the middle class and keep them there. But as a nation, we've always come together, through our government, to help create the conditions where both workers and businesses can succeed. (Applause.) And historically, that hasn't been a partisan idea. Franklin Roosevelt worked with Democrats and Republicans to give veterans of World War II -- including my grandfather, Stanley Dunham -- the chance to go to college on the G.I. Bill. It was a Republican President, Dwight Eisenhower, a proud son of Kansas -- (applause) -- who started the Interstate Highway System, and doubled down on science and research to stay ahead of the Soviets.



Of course, those productive investments cost money. They're not free. And so we've also paid for these investments by asking everybody to do their fair share. Look, if we had unlimited resources, no one would ever have to pay any taxes and we would never have to cut any spending. But we don't have unlimited resources. And so we have to set priorities. If we want a strong middle class, then our tax code must reflect our values. We have to make choices.

Today that choice is very clear. To reduce our deficit, I've already signed nearly \$1 trillion of spending cuts into law and I've proposed trillions more, including reforms that would lower the cost of Medicare and Medicaid. (Applause.)

But in order to structurally close the deficit, get our fiscal house in order, we have to decide what our priorities are. Now, most immediately, short term, we need to extend a payroll tax cut that's set to expire at the end of this month. (Applause.) If we don't do that, 160 million Americans, including most of the people here, will see their taxes go up by an average of \$1,000 starting in January and it would badly weaken our recovery. That's the short term.

In the long term, we have to rethink our tax system more fundamentally. We have to ask ourselves: Do we want to make the investments we need in things like education and research and high-tech manufacturing -- all those things that helped make us an economic superpower? Or do we want to keep in place the tax breaks for the wealthiest Americans in our country? Because we can't afford to do both. That is not politics. That's just math. (Laughter and applause.)

Now, so far, most of my Republican friends in Washington have refused under any circumstance to ask the wealthiest Americans to go to the same tax rate they were paying when Bill Clinton was president. So let's just do a trip down memory lane here.

Keep in mind, when President Clinton first proposed these tax increases, folks in Congress predicted they would kill jobs and lead to another recession. Instead, our economy created nearly 23 million jobs and we eliminated the deficit. (Applause.) Today, the wealthiest Americans are paying the lowest taxes in over half a century. This isn't like in the early '50s, when the top tax rate was over 90 percent. This isn't even like the early '80s, when the top tax rate was about 70 percent. Under President Clinton, the top rate was only about 39 percent. Today, thanks to loopholes and shelters, a quarter of all millionaires now pay lower tax rates than millions of you, millions of middle-class families. Some billionaires have a tax rate as low as 1 percent. One percent.

That is the height of unfairness. It is wrong. (Applause.) It's wrong that in the United States of America, a teacher or a nurse or a construction worker, maybe earns \$50,000 a year, should pay a higher tax rate than somebody raking in \$50 million. (Applause.) It's wrong for Warren Buffett's secretary to pay a higher tax rate than Warren Buffett. (Applause.) And by the way, Warren Buffett agrees with me. (Laughter.) So do most Americans -- Democrats, independents and Republicans. And I know that many of our wealthiest citizens would agree to contribute a little more if it meant reducing the deficit and strengthening the economy that made their success possible.

This isn't about class warfare. This is about the nation's welfare. It's about making choices that benefit not just the people who've done fantastically well over the last few decades, but that benefits the middle class, and those fighting to get into the middle class, and the economy as a whole.

Finally, a strong middle class can only exist in an economy where everyone plays by the same rules, from Wall Street to Main Street. (Applause.) As infuriating as it was for all of us, we rescued our major banks from collapse, not only because a full-blown financial meltdown would have sent us into a second Depression, but because we need a strong, healthy financial sector in this country.

But part of the deal was that we wouldn't go back to business as usual. And that's why last year we put in place new rules of the road that refocus the financial sector on what should be their core purpose: getting capital to the entrepreneurs with the best ideas, and financing millions of families who want to buy a home or send their kids to college.

Now, we're not all the way there yet, and the banks are fighting us every inch of the way. But already, some of these reforms are being implemented.

If you're a big bank or risky financial institution, you now have to write out a "living will" that details exactly how you'll pay the bills if you fail, so that taxpayers are never again on the hook for Wall Street's mistakes. (Applause.) There are also limits on the size of banks and new abilities for regulators to dismantle a firm that is going under. The new law bans banks from making risky bets with their customers' deposits, and it takes away big bonuses and paydays from failed CEOs, while giving shareholders a say on executive salaries.

This is the law that we passed. We are in the process of implementing it now. All of this is being put in place as we

speak. Now, unless you're a financial institution whose business model is built on breaking the law, cheating consumers and making risky bets that could damage the entire economy, you should have nothing to fear from these new rules.

Some of you may know, my grandmother worked as a banker for most of her life -- worked her way up, started as a secretary, ended up being a vice president of a bank. And I know from her, and I know from all the people that I've come in contact with, that the vast majority of bankers and financial service professionals, they want to do right by their customers. They want to have rules in place that don't put them at a disadvantage for doing the right thing. And yet, Republicans in Congress are fighting as hard as they can to make sure that these rules aren't enforced.

I'll give you a specific example. For the first time in history, the reforms that we passed put in place a consumer watchdog who is charged with protecting everyday Americans from being taken advantage of by mortgage lenders or payday lenders or debt collectors. And the man we nominated for the post, Richard Cordray, is a former attorney general of Ohio who has the support of most attorney generals, both Democrat and Republican, throughout the country. Nobody claims he's not qualified.

But the Republicans in the Senate refuse to confirm him for the job; they refuse to let him do his job. Why? Does anybody here think that the problem that led to our financial crisis was too much oversight of mortgage lenders or debt collectors?

AUDIENCE: No!

THE PRESIDENT: Of course not. Every day we go without a consumer watchdog is another day when a student, or a senior citizen, or a member of our Armed Forces -- because they are very vulnerable to some of this stuff -- could be tricked into a loan that they can't afford -- something that happens all the time. And the fact is that financial institutions have plenty of lobbyists looking out for their interests. Consumers deserve to have someone whose job it is to look out for them. (Applause.) And I intend to make sure they do. (Applause.) And I want you to hear me, Kansas: I will veto any effort to delay or defund or dismantle the new rules that we put in place. (Applause.)

We shouldn't be weakening oversight and accountability. We should be strengthening oversight and accountability. I'll give you another example. Too often, we've seen Wall Street firms violating major anti-fraud laws because the penalties are too weak and there's no price for being a repeat offender. No more. I'll be calling for legislation that makes those penalties count

so that firms don't see punishment for breaking the law as just the price of doing business. (Applause.)

The fact is this crisis has left a huge deficit of trust between Main Street and Wall Street. And major banks that were rescued by the taxpayers have an obligation to go the extra mile in helping to close that deficit of trust. At minimum, they should be remedying past mortgage abuses that led to the financial crisis. They should be working to keep responsible homeowners in their home. We're going to keep pushing them to provide more time for unemployed homeowners to look for work without having to worry about immediately losing their house.

The big banks should increase access to refinancing opportunities to borrowers who haven't yet benefited from historically low interest rates. And the big banks should recognize that precisely because these steps are in the interest of middle-class families and the broader economy, it will also be in the banks' own long-term financial interest. What will be good for consumers over the long term will be good for the banks. (Applause.)

Investing in things like education that give everybody a chance to succeed. A tax code that makes sure everybody pays their fair share. And laws that make sure everybody follows the rules. That's what will transform our economy. That's what will grow our middle class again. In the end, rebuilding this economy based on fair play, a fair shot, and a fair share will require all of us to see that we have a stake in each other's success. And it will require all of us to take some responsibility.

It will require parents to get more involved in their children's education. It will require students to study harder. (Applause.) It will require some workers to start studying all over again. It will require greater responsibility from homeowners not to take out mortgages they can't afford. They need to remember that if something seems too good to be true, it probably is.

It will require those of us in public service to make government more efficient and more effective, more consumer-friendly, more responsive to people's needs. That's why we're cutting programs that we don't need to pay for those we do. (Applause.) That's why we've made hundreds of regulatory reforms that will save businesses billions of dollars. That's why we're not just throwing money at education, we're challenging schools to come up with the most innovative reforms and the best results. And it will require American business leaders to understand that their obligations don't just end with their shareholders. Andy Grove, the legendary former CEO of Intel, put it best. He said,

"There is another obligation I feel personally, given that everything I've achieved in my career, and a lot of what Intel has achieved...were made possible by a climate of democracy, an economic climate and investment climate provided by the United States."

This broader obligation can take many forms. At a time when the cost of hiring workers in China is rising rapidly, it should mean more CEOs deciding that it's time to bring jobs back to the United States -- (applause) -- not just because it's good for business, but because it's good for the country that made their business and their personal success possible. (Applause.)

I think about the Big Three auto companies who, during recent negotiations, agreed to create more jobs and cars here in America, and then decided to give bonuses not just to their executives, but to all their employees, so that everyone was invested in the company's success. (Applause.)

I think about a company based in Warroad, Minnesota. It's called Marvin Windows and Doors. During the recession, Marvin's competitors closed dozens of plants, let hundreds of workers go. But Marvin's did not lay off a single one of their 4,000 or so employees -- not one. In fact, they've only laid off workers once in over a hundred years. Mr. Marvin's grandfather even kept his eight employees during the Great Depression.

Now, at Marvin's when times get tough, the workers agree to give up some perks and some pay, and so do the owners. As one owner said, "You can't grow if you're cutting your lifeblood -- and that's the skills and experience your workforce delivers." (Applause.) For the CEO of Marvin's, it's about the community. He said, "These are people we went to school with. We go to church with them. We see them in the same restaurants. Indeed, a lot of us have married local girls and boys. We could be anywhere, but we are in Warroad."

That's how America was built. That's why we're the greatest nation on Earth. That's what our greatest companies understand. Our success has never just been about survival of the fittest. It's about building a nation where we're all better off. We pull together. We pitch in. We do our part. We believe that hard work will pay off, that responsibility will be rewarded, and that our children will inherit a nation where those values live on. (Applause.)

And it is that belief that rallied thousands of Americans to Osawatomie -- (applause) -- maybe even some of your ancestors -- on a rain-soaked day more than a century ago. By train, by wagon, on buggy, bicycle, on foot, they came to hear the vision of a man who loved this country and was determined to perfect it.

"We are all Americans," Teddy Roosevelt told them that day. "Our common interests are as broad as the continent." In the final years of his life, Roosevelt took that same message all across this country, from tiny Osawatomie to the heart of New York City, believing that no matter where he went, no matter who he was talking to, everybody would benefit from a country in which everyone gets a fair chance. (Applause.)

And well into our third century as a nation, we have grown and we've changed in many ways since Roosevelt's time. The world is faster and the playing field is larger and the challenges are more complex. But what hasn't changed -- what can never change -- are the values that got us this far. We still have a stake in each other's success. We still believe that this should be a place where you can make it if you try. And we still believe, in the words of the man who called for a New Nationalism all those years ago, "The fundamental rule of our national life," he said, "the rule which underlies all others -- is that, on the whole, and in the long run, we shall go up or down together." And I believe America is on the way up. (Applause.)

Thank you. God bless you. God bless the United States of America. (Applause.)

END

1:55 P.M. CST

01268-EPA-5857

**Aaron  
Dickerson/DC/USEPA/US**  
12/07/2011 10:25 AM

To Richard Windsor  
cc Gladys Stroman  
bcc  
Subject REVISED Schedule for Wed, December 7, 2011

Revision:

2:15pm Call with Senator Boxer

**Schedule for Lisa P. Jackson EPA Administrator  
Wednesday, December 7, 2011**

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11:00 AM - 11:30 AM	Administrator's Office	<p>Meeting with Archer Daniels Midland CEO, Patricia Woertz Ct: Arvin Ganesan - 202-564-4741</p> <p>Attendees:</p> <ul style="list-style-type: none"> <li>-Patricia Woertz, Chairman and CEO</li> <li>-Shannon Herzfeld, Vice President, Government Relations</li> <li>-Anthony Reed, Senior Director, Government Relations</li> </ul> <p>Staff: Larry Elworth (OA) Gina McCarthy (OAR) Arvin Ganesan (OCIR)</p>
<hr/>		
11:30 AM - 12:00 PM	Administrator's Office	<p>One on One with Cynthia Giles Ct: Linda Huffman - 202-564-3129 (OECA)</p> <p>Staff: Cynthia Giles (OECA)</p> <p>Optional: Diane Thompson, Bob Perciasepe, Bob Sussman (OA)</p>
<hr/>		
12:00 PM - 01:00 PM	Administrator's Office	No Meetings
<hr/>		
01:15 PM - 01:35 PM	Administrator's Office	<p>Personnel Discussion Ct: Ryan Robison - 202-564-2856</p> <p>Staff: Bob Perciasepe, Diane Thompson, Bob Sussman (OA) Arvin Ganesan (OCIR)</p> <p>Optional:</p>

Laura Vaught (OCIR)

---

01:40 PM - 02:15 PM    Bullet Room

Policy Update  
Ct: Noah Dubin - 202-564-7314

Staff:  
Bob Perciasepe, Diane Thompson, Bob Sussman (OA)  
Cynthia Giles (OECA)  
Scott Fulton (OGC)  
Michael Goo (OP)  
Laura Vaught (OCIR)  
Gina McCarthy, Joe Goffman (OAR)

Optional:  
Arvin Ganesan (OCIR)

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02:15 PM - 02:30 PM    Administrator's Office

**Call with Senator Boxer**  
Ct: Kelly - (b) (6)  
kelly\_boyer@boxer.senate.gov

**The Administrator will dial (b) (6) 5 to be connected to the Senator**

**Staff:**  
**Arvin Ganesan**

---

02:30 PM - 03:15 PM    Bullet Room

Options Selections: Prevention of Significant Deterioration and Title V  
GHG Tailoring Rule (Step 3) (Tier 1, SAN 5578)  
Ct: Cindy Huang - 202-564-1850

\*\*Teleconferencing AND videoconferencing to RTP room C401A are required for this meeting

Staff:  
Bob Perciasepe, Bob Sussman (OA)  
Gina McCarthy, Janet McCabe, Lorie Schmidt, Joseph Goffman, Steve Page, Anna Wood (OAR)  
Scott Fulton (OGC)  
Michael Goo (OP)  
Phillip Brooks (OECA)  
Diane Esher (R3)  
Gwen Keyes-Fleming (R4)

Optional:  
Diane Thompson (OA)  
Juan Santiago, Michael S. Brooks, Wanda Farrar, Nicole Owens, Lynn Hutchinson (OAR)  
Howard Hoffman, Marilyn Kuray (OGC)  
David Talley, Rita Tate (R3)  
Heather Ceron, Michelle Boyd (R4)



Paul Balserak, Lesley Schaaff (OP)  
Kellie Ortega, Gerard Kraus, Lisa Garcia (OECA)

03:30 PM - 04:00 PM    Bullet Room    FYI Senior Policy

03:30 PM - 03:40 PM    Administrator's Office    Phone Call with Congressman Ron Kind (WI)  
Ct: Shannon Glynn - shannon.glynn@mail.house.gov

\*\*The Administrator will call the Congressman's mainline - 202-225-5506  
- and  
will be transferred to him

Staff:  
Laura Vaught (OCIR)

04:15 PM - 05:15 PM    Bullet Room

Update on Clean Air Issues  
Ct: Laurel Lee, EDF - (b) (6)  
Phil Hernandez, White House - (b)(6) Privacy  
Willa Bugnon, NRDC - (b) (6) 5  
Rod MacKenzie, Sierra Club - 4(b) (6)

\*\*Ms. Beinecke will be dialed in at (b) (6)

Attendees:

-Frances Beinecke, President, Natural Resources Defense Council - By Phone

-John Walke, Associate Director, Clime and Clean Air Program, Natural Resources Defense Council

-Michael Brune, Executive Director, Sierra Club

-John Coequyt, Team Leader, International Climate Programs, Sierra Club

-Fred Krupp, President, Environmental Defense Fund

-Mark Macleod, Director, Special Projects, Environmental Defense Fund

-Heather Zichal, Deputy Asst. for Energy and Climate Change, White House

Staff:  
Bob Sussman (OA)  
Gina McCarthy (OAR)  
Scott Fulton (OGC)  
Michael Goo (OP)

Optional:  
Bob Perciasepe, Diane Thompson (OA)

05:45 PM - 06:00 PM Administrator's Office Phone Call with Governor Matthew Mead (WY)  
Ct: Ruth Critchfield - ruth.critchfield@wyo.gov of (b) (6)

Staff:  
Bob Sussman (OA)  
Sarah Pallone (OCIR)

\*\*The Administrator will call Governor Mead at: (b) (6) (Tania Trujillo, the Governor's Assistant)

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07:00 PM - 08:30 PM Ristorante i Ricchi, Dinner w/ Friedmans  
1220 19th Street N.W Ct (b) (6) Privacy or gwenn.gorman@nytimes.com  
WDC Reservation made by the Friedmans

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\*\*\* 12/07/2011 10:14:27 AM \*\*\*

01268-EPA-5858

**EPAExecSec**

Sent by: (b) (6) Personal Privacy

12/09/2011 04:10 PM

To Aaron Dickerson, Arvin Ganesan, Bicky Corman, Bob Perciasepe, Bob Sussman, Diane Thompson, Eric Wachter, Gladys Stroman, Heidi Ellis, Jose Lozano, Laura Vaught, Michael Goo, Sarah Pallone, Richard Windsor, Seth Oster, Stephanie Washington, Christopher Busch, Veronica Burley, Elizabeth Ashwell

cc

bcc

Subject Daily Reading File: December 9, 2011



Daily Reading File.12.9.11.pdf



# Correspondence Management System

Control Number: AX-11-002-0494

Printing Date: December 09, 2011 02:37:30



## Citizen Information

**Citizen/Originator: Parsons, Bob**

Organization: Chesapeake Bay Yacht Clubs Association  
Address: 1108 Potomac Drive, Stafford, VA 22254

**Kenavan, Thomas J.**

Organization: Chesapeake Bay Yacht Clubs Association  
Address: 1108 Potomac Drive, Stafford, VA 22254

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

## Control Information

**Control Number:** AX-11-002-0494      **Alternate Number:** N/A  
**Status:** Pending      **Closed Date:** N/A  
**Due Date:** Dec 23, 2011      **# of Extensions:** 0  
**Letter Date:** Dec 7, 2011      **Received Date:** Dec 9, 2011  
**Addressee:** AD-Administrator      **Addressee Org:** EPA  
**Contact Type:** FAX (Facsimile)      **Priority Code:** Normal  
**Signature:** DX-Direct Reply      **Signature Date:** N/A  
**File Code:** 404-141-02-01\_141\_b Controlled and Major Corr. Record copy of the offices of Division Directors and other personnel.

**Subject:** Daily Reading File-Concern over introduction of 15% Ethanol in gasoline  
**Instructions:** DX-Respond directly to this citizen's questions, statements, or concerns  
**Instruction Note:** N/A  
**General Notes:** N/A  
**CC:** OEAE - Office of External Affairs and Environmental Education  
OP - Office of Policy  
R2 - Region 2 -- Immediate Office  
R3 - Region 3 - Immediate Office

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Personal Privacy	OEX	OAR	Dec 9, 2011	Dec 23, 2011	N/A
<b>Instruction:</b> DX-Respond directly to this citizen's questions, statements, or concerns					
Gloria Hammond	OAR	OAR-OTAQ	Dec 9, 2011	Dec 21, 2011	N/A
<b>Instruction:</b> DX - DIRECT REPLY -- PREPARE RESPONSE FOR THE SIGNATURE OF THE DIVISION DIRECTOR.					

## Supporting Information

Supporting Author: N/A

Release 4 - HQ-FOI-01268-12

All emails sent by "Richard Windsor" were sent by EPA Administrator Lisa Jackson

Vice Commodore	Bob Parsons
Legislative Director	Vacant
Reg. Commissar	Michael Deach
Qualifications Officer	John Zahosky
Dir. S. Leg. (MD)	Dev. Death
Dir. S. Leg. (VA)	Jacque Knight
Dir. S. Leg. (S.M.A.)	Art Friedman
Dir. S. Leg. (DC)	Vacant
Dir. S. Leg. (DE)	Howard Gasaway Sr.
Secretary	Tom Kenavan
Treasurer	Dave Grove
Publicity Director	Jane A. Donofrio
Immediate P.C.	Patricia Butler

# Chesapeake Bay Yacht Clubs Association



District	Representative
A. New Jersey	Vera Gortowski
B. Philadelphia area	James E. Kennedy Jr.
C. PA. Upper Bay	Kent Terry
D. North Baltimore	Richard Brown
E. Baltimore South	Beverly Death
F. Eastern Shore North	Bill Bennett
G. Miles River Area	Dennis Webster
H. Annapolis area	Gene Schenck
I. Solomons/S. MD	Harriet Dean
J. Washington DC area	Harlie Spencer
K. VA/Mid Potomac Rv	Jim Baker
L. VA/South of Rte 301	Sivem Baerentz

**FROM:** CBYCA Commodore Robert Parsons  
**TO:** Administrator Lisa P. Jackson,  
 Environmental Protection Agency  
 200 Pennsylvania Avenue, N.W.  
 Washington, DC 20004

**REPLY TO:** CBYCA Secretary Tom Kenavan  
 1108 Potomac Drive,  
 Stafford, VA 22554

**SUBJECT:** Concern over the introduction of 15% Ethanol in gasoline  
**DATE:** December 7, 2011

Dear Administrator Jackson:

I am writing to you to express the Chesapeake Bay Yacht Clubs Association's (CBYCA) concern over the increase in Ethanol additives in gasoline from 10% to 15%, and to restate the CBYCA position of September 2011.

The CBYCA has a membership of more than 130 Yacht Clubs whose membership totals more than 85,000 recreational boaters in Delaware, Maryland, Virginia, Pennsylvania, New Jersey, and the District of Columbia.

CBYCA is a founder and charter member of the National Boating Federation (NBF), and through the NBF, CBYCA participates at the national level in legislative matters affecting recreational boating. The NBF has over 2,000,000 members. CBYCA also has established cooperative agreements with a number of regional boating associations.

Our concern is expressed in the attached resolution, adopted by unanimous consent, by our membership earlier this year.

May I also draw your attention to the Department of Energy's just completed tests that "indicate severe damage will occur to marine engines when using gasoline containing E-15 ethanol." The tests further indicated increased emissions, increased fuel consumption and general engine deterioration.

I am hopeful that our resolution will provide support for the EPA's move towards tighter

Release 4 - HQ-FOI-01268-12

All emails sent by "Richard Windsor" were sent by EPA Administrator Lisa Jackson

Page 2

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emission controls while protecting the recreational boating community from unintentional harm caused by Ethanol 15 gasoline.

Respectfully,

*/s/ Bob Parsons*

Bob Parsons

Commodore Chesapeake Yacht Clubs Association

1Atch: CBYCA Resolution concerning the introduction of 15% Ethanol in gasoline.

Copy to:

Department of Energy

Secretary Steven Chu

Fax: 202-586-1441

Representative James F. Sensenbrenner, Jr.

Fax: 202-225-3190

FILE COPY WITH THE CBYCA SECRETARY

Release 4 - HQ-FOI-01268-12

All emails sent by "Richard Windsor" were sent by EPA Administrator Lisa Jackson

Vice Commodore: Bob Parsons  
 Legislative Director: Vacant  
 Rear Commodore: Michael Death  
 Qualifications Officer: John Zgibky  
 Dir. St. Leg. (MD): Rex Death  
 Dir. St. Leg. (VA): Jacque Knight  
 Dir. St. Leg. (NJ/P): Art Friedman  
 Dir. St. Leg. (DC): Vacant  
 Dir. St. Leg. (Other): Howard Gasaway Sr.  
 Secretary: Tom Kenavan  
 Treasurer: Dave Grove  
 Publics Director: June A. Donatko  
 Immediate P.T.: Patricia Butler

# Chesapeake Bay Yacht Clubs Association



District	Representative
A New Jersey	Vera Gortowska
B Philadelphia area	James F. Kennedy Jr.
C PA Upper Bay	Kent Terry
D North Baltimore	Richard Brown
E Baltimore South	Beverly Dearth
F Eastern Shore North	Bill Bennett
G Miles River Area	Dennis Webster
H Annapolis area	Cara Schenck
I Solomons, S. MD	Harriet Bean
J Washington DC area	Harlie Spencer
K VA/Mid Potomac Riv.	Tim Baker
L VA South of Rte 301	Steen Backstrom

Resolution of the Chesapeake Bay Yacht clubs Association concerning the introduction of 15% Ethanol in gasoline

"The Chesapeake Bay Yacht Clubs Association, having learned about potential approval, by federal authorities, of up to 15% ethanol additive in gasoline, wishes to express its concern about implementation of this initiative before the impact on small outboard/inboard marine engines has been thoroughly tested. The Chesapeake Bay Yacht Clubs Association, which represents recreational boaters in more than 130 clubs in five states and the District of Columbia, therefore:

Reports that the current 10% ethanol additive to gasoline has caused many older small marine outboard/inboard engines to fail, with potential serious safety consequences such as boaters being unable to return to land during night hours.

Reports that the current 10% ethanol additive to gasoline has caused many owners of older small marine outboard/inboard engines to incur costly engine repairs resulting from damage caused by the ethanol additive.

Reports concern that increasing the ethanol additive to 15% will cause even more damage to marine outboard/inboard engines with further potential safety consequences.

Reports concern that 15% ethanol in gasoline will cause further unwarranted expense to owners of marine outboard/inboard motors.

States its position, that 15% Ethanol should not be introduced before results of testing are available and guidelines to boaters on how to avoid engine failure have been issued."

The resolution above was adopted by unanimous consent in September 2011.

/s/ Thomas J. Kenavan

Thomas J. Kenavan

Secretary, Chesapeake Yacht Clubs Association



# Correspondence Management System

Control Number: AX-11-002-0496

Printing Date: December 09, 2011 11:16:50



## Citizen Information

Citizen/Originator: Mull, Stephen D

Organization: United States Department of State  
Address: 2201 C Street, NW, Washington, DC 20520

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-002-0496      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Dec 5, 2011      Received Date: Dec 9, 2011  
 Addressee: OEX-Director - OEX      Addressee Org: EPA  
 Contact Type: EML (E-Mail)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File The National Security Affairs Calendar for the upcoming months November 28, 2011- November 30, 2012  
 Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: Noah Dubin - OEX  
 OEAEE - Office of External Affairs and Environmental Education  
 OHS - Office of Homeland Security

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Privacy	OEX	OITA	Dec 9, 2011

## History

Action By	Office	Action	Date
(b) (6) Privacy	OEX	Forward control to OITA	Dec 9, 2011





201122166

**United States Department of State**

*Washington, D.C. 20520*

December 5, 2011

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MEMORANDUM FOR NATHAN D. TIBBITS  
EXECUTIVE SECRETARY  
NATIONAL SECURITY STAFF

SUBJECT: National Security Affairs Calendar

The National Security Affairs Calendar for the upcoming months is attached.

A handwritten signature in black ink, appearing to read "SDM", written in a cursive style.

Stephen D. Mull  
Executive Secretary

Attachment:  
As stated.

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December 5, 2011

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NATIONAL SECURITY AFFAIRS CALENDAR

ONGOING EVENTS

- Nov 28-Dec 9      17<sup>th</sup> Session of the Conference of Parties to the United States Framework Convention on Climate Change (UNFCCC) and the 7<sup>th</sup> Session of the Conference of the Parties Serving as a Meeting of the Parties (CMP 7) to the Kyoto Protocol, Durban
- Dec 3-6            2<sup>nd</sup> Global Entrepreneurship Summit, Istanbul
- Dec 4-8            Visit of Secretary of State Clinton to Germany, Lithuania, Switzerland, Belgium and the Netherlands
- Dec 4-8            2011 International Conference on HIV/AIDS and Sexually Transmitted Infections in Africa (ICASA), Addis Ababa
- Dec 5              International Afghanistan Conference, Bonn
- Dec 5-6            ASEAN Regional Forum (ARF) Proxy Actors in Cyberspace Workshop, Hoi An
- Dec 5-6            Open Government Partnership (OGP) International Steering Committee Meeting, Brasilia
- Dec 6-7            Organization for Security Cooperation in Europe (OSCE) Ministerial, Vilnius
- Dec 7\*             Visit of Prime Minister Harper of Canada to Washington
- Dec 7              U.S.-China Defense Consultative Talks, Beijing

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Dec 7-8 North Atlantic Treaty Organization (NATO) Foreign Ministers Meeting, Brussels

Dec 7-8 60<sup>th</sup> Anniversary of the 1951 Convention Relating to the Status of Refugees and the 50<sup>th</sup> Anniversary of the 1961 Convention on the Reduction of Statelessness Ministerial-Level Meeting, Geneva

Dec 7-8 Open Government Partnership Working Level Meeting, Brasilia

Dec 7-9 ARF Inter-Sessional Support Group on Confidence-Building Measures and Preventive Diplomacy, Phnom Penh

Dec 8\* U.S.-EU Aviation Joint Committee, Washington

Dec 8-9 4<sup>th</sup> Bali Democracy Forum: "Enhancing Democratic Participation in a Changing World: Responding to Democratic Voices," Bali

Dec 8-9 Ministerial Conference on Internet Freedom, The Hague

Dec 10 Presidential Inauguration in Argentina

Dec 11(T) Parliamentary Elections in Cote d'Ivoire

Dec 11-13 4<sup>th</sup> Annual Forum of the United Nations Alliance of Civilizations (UNAOC), Doha

LOOKING AHEAD

Dec 12\* Visit of Prime Minister al-Maliki of Iraq to Washington

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Dec 12-14\* Inaugural Experts Meeting on the Istanbul Process for Combating Religious Intolerance, Washington

Dec 12-21 10<sup>th</sup> Session of Assembly of States Parties (ASP) to the International Criminal Court (ICC), New York

Dec 13\* Visit of Sheikh Abdallah bin Zayed al Nuhayyan, Foreign Minister of the United Arab Emirates to Washington

Dec 13\* Visit of President Kosmic of Bosnia and Herzegovina to Washington

Dec 13-15 Plenary Session of the Wassenaar Arrangement, Vienna

Dec 14 Parliamentary Elections in Egypt-Stage 2

Dec 14-15\* International Engagement Conference for the Republic of South Sudan (RoSS), Washington

Dec 14-16\* Visit of Defense Minister Barak of Israel to Washington

Dec 15\* Inaugural Women in Public Service Project Conference, Washington

Dec 15(T) Parliamentary Elections in Cote d'Ivoire

Dec 15-16\* Visit of Foreign Minister Sovndal of Denmark to Washington

Dec 15-17 World Trade Organization (WTO) Ministerial Conference, Geneva

Dec 17 Parliamentary Elections in Gabon

Dec 19\* Inaugural Meeting of the Foreign Affairs Policy Board, Washington

Dec 20 Presidential Swearing-in in Democratic Republic of Congo

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Dec 20\* Visit of Foreign Minister Kozakou-Marcoullis of Cyprus to Washington

Dec 29 Legislative Elections in Guinea

**2012**

Jan 3 Parliamentary Elections in Egypt-Stage 3

Jan 4\*(T) Visit of Foreign Minister Stoere of Norway to Washington

Jan 14 Presidential and Legislative Elections in Taiwan

Jan 15 Parliamentary Elections in Kazakhstan

Jan 16 Presidential Inauguration in Liberia

Jan 16-19 5<sup>th</sup> World Future Energy Summit, Abu Dhabi

Jan 17\* Visit of King Abdullah II of Jordan to Washington

Jan 19 Presidential Inauguration in Bulgaria [new President takes office on January 22]

Jan 22 Presidential Elections in Finland-1<sup>st</sup> Round

Jan 22 Legislative Elections in Egypt-1<sup>st</sup> Round

Jan 23-30 African Union Summit, Addis Ababa

Jan 23-Feb 17 World Radiocommunications Conference 2012 (WRC-12), Geneva

Jan 25-29 World Economic Forum Annual Meeting, Davos-Klosters

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Jan 26-27\*(T) U.S.-Philippines Strategic Dialogue, Washington

Jan 30\*(T) Visit of President Mills of Ghana to Washington

Jan 30-Feb 1\*(T) Visit of Foreign Minister Kazykhanov of Kazakhstan to Washington

Feb 2-3 NATO Defense Ministerial Meeting, Brussels

Feb 3-5 48<sup>th</sup> Munich Security Conference, Munich

Feb 5 Presidential Elections in Finland-2<sup>nd</sup> Round

Feb 12 Presidential Elections in Turkmenistan

Feb 15-17 Paris Pact Ministerial on the Afghan Drug Trade, Vienna

Feb 19 Parliamentary Elections in Greece (Snap)

Feb 21 Presidential Elections in Yemen

Feb 26 Presidential Elections in Senegal—1<sup>st</sup> Round

Feb 26-28 High-Level Segment of the UN Human Right's Council, Geneva

Feb 27-28 Mobile World Conference, Barcelona

Mar TBD Presidential Elections in Egypt

Mar 4 Presidential Elections in Russia

Mar 5-9 International Atomic Energy Agency (IAEA) Board of Governors Meeting, Vienna

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Mar 8-9 4<sup>th</sup> ASEAN Regional Forum (ARF) Intersessional Meeting on Nonproliferation and Disarmament, Sydney

Mar 10 Parliamentary Elections in Slovakia

Mar 11 Legislative Elections in El Salvador

Mar 12-14 International Energy Forum (IEF) Ministerial Meeting, Kuwait City

Mar 12-17 6<sup>th</sup> World Water Forum, Marseille

Mar 18 Presidential Elections in Senegal—2<sup>nd</sup> Round [if needed]

Mar 24 Parliamentary Elections in Gambia

Mar 25 Hong Chief Executive Selection, the race for Chief Executive will be determined by a 1200-member Election Committee (and Beijing's endorsement)

Mar 26-27 2<sup>nd</sup> Nuclear Security Summit, Seoul

Mar 29 Parliamentary Elections in Iran

Apr TBD\* G-8 Foreign Ministerial Meeting, Washington

Apr 3-5 Pan-African Intellectual Property Rights (IPR) Summit, Cape Town

Apr 14-15 6<sup>th</sup> Summit of the Americas, Cartagena

Apr 16-18 World Economic Forum on Latin America, Puerto Vallarta

Apr 18 Joint NATO Foreign and Defense Ministerial Meeting, Brussels

Apr 18-19 Clean Energy Ministerial, London

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Apr 22 Presidential Elections in France-1<sup>st</sup> Round

Apr 23 Nordic-Baltic-U.S. Cooperation Summit, Vilnius

Apr 29 Presidential Elections in Mali-1<sup>st</sup> Round

Apr 30-May 11 Nuclear Nonproliferation Treaty Preparatory Committee Meeting, Vienna

May 4 Presidential and Parliamentary Elections in Palestinian Authority

May 6 Presidential Elections in France-2<sup>nd</sup> Round

May 9-11 World Economic Forum on Africa, Addis Ababa

May 12-Aug 12 Expo 2012 Yeosu Korea: The Living Ocean and Coast

May 13 Presidential Elections in Mali-2<sup>nd</sup> Round

May 16 Presidential Elections in the Dominican Republic

May 18-19 2012 European Bank for Reconstruction and Development (EBRD) Annual Meeting, London

May 19-20 G-8 Summit, Chicago

May 20-21 NATO Summit, Chicago

May 25-26 Pacific Leaders Meeting, PALM 6, Okinawa

May 28-30 3<sup>rd</sup> Preparatory Committee Meeting on UN Conference on Sustainable Development, Rio de Janeiro

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May 30-Jun 1 World Economic Forum on East Asia, Bangkok

May 31-Jun 1 African Development Bank Annual Meeting, Arusha

Jun 3-5 Organization of American States (OAS) General Assembly, Cochabamba

Jun 4-8 International Atomic Energy Agency (IAEA) Board of Governors Meeting, Vienna

Jun 4-8 25<sup>th</sup> World Gas Conference: "Gas: Sustaining Future Global Growth," Kuala Lumpur

Jun 10 Legislative Elections in France-1<sup>st</sup> Round

Jun 17 Legislative Elections in France-2<sup>nd</sup> Round

Jun 19-21 World Economic Forum on Europe, the Middle East, North Africa and Central Asia, Istanbul

Jun 20-22 UN Conference on Sustainable Development (UNCSD) or Rio + 20, Rio de Janeiro

Jun 30 Presidential Elections in Iceland

Jul 1 Presidential and Legislative Elections in Mexico

Jul 1 Parliamentary Elections in Mali-1<sup>st</sup> Round

Jul 21-25(T) 19<sup>th</sup> Annual Association of Southeast Asian Nations (ASEAN) Regional Forum, Phnom Penh

Jul 22 Parliamentary Elections in Mali-2<sup>nd</sup> Round

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Jul 22-27*	International AIDS Conference, Washington
Jul 27-Aug 12	XXX Summer Olympic Games, London
Aug 14	Presidential Elections in Kenya-1 <sup>st</sup> Round
Aug 29-Sep 9	Paralympic Games, London
Sept 4-10	Asia-Pacific Economic Cooperation (APEC) Summit, Vladivostok
Sep 10-14	International Atomic Energy Agency (IAEA) Board of Governors Meeting, Vienna
Sept 17-21	International Atomic Energy Agency (IAEA) General Conference, Vienna
Oct 7	Presidential Elections in Venezuela
Oct 8	Presidential Elections in Slovenia
Oct 28	Parliamentary Elections in Ukraine
Nov 17	Presidential and Parliamentary Elections in Sierra Leone
Nov 18-20(T)	21 <sup>st</sup> Annual Association of Southeast Asian Nations (ASEAN) Summit, Phnom Penh
Nov 29-30	International Atomic Energy Agency (IAEA) Board of Governors Meeting, Vienna
Dec TBD	Organization for Security and Cooperation in Europe (OSCE) Ministerial, Dublin

\* = Taking place in Washington

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# Correspondence Management System

Control Number: AX-11-002-0501

Printing Date: December 09, 2011 03:22:19



## Citizen Information

Citizen/Originator: Lubchenco, Jane

Organization: NOAA

Address: 1401 Constitution Avenue, N.W., Washington, DC 20230

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

## Control Information

Control Number: AX-11-002-0501

Alternate Number: N/A

Status: For Your Information

Closed Date: N/A

Due Date: N/A

# of Extensions: 0

Letter Date: Dec 5, 2011

Received Date: Dec 9, 2011

Addressee: AD-Administrator

Addressee Org: EPA

Contact Type: LTR (Letter)

Priority Code: Normal

Signature: SNR-Signature Not Required

Signature Date: N/A

File Code: 401\_127\_a General Correspondence Files Record copy

Subject: Daily Reading File-Dr. Marie Colton appointed as Diretor of Great Lakes Environmental Laboratory

Instructions: For Your Information -- No action required

Instruction Note: N/A

General Notes: Please provide a copy for Cam Davis.

CC: OEAE - Office of External Affairs and Environmental Education

OFACMO - Office of Federal Advisory

OP - Office of Policy

R2 - Region 2 -- Immediate Office

R3 - Region 3 - Immediate Office

R5 - Region 5 -- Immediate Office

R6 - Region 6 -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OW	Dec 9, 2011

## History



All emails sent by "Richard Windsor" were sent by EPA Administrator Lisa Jackson  
DEPARTMENT OF COMMERCE  
The Under Secretary of Commerce  
for Oceans and Atmosphere  
Washington, D.C. 20230

DEC - 5 2011

OFFICE OF THE  
EXECUTIVE SECRETARIAT

2011 DEC - 9 PM 12: 36

RECEIVED

Ms. Lisa P. Jackson  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue N.W.  
Washington, DC 20004

Dear Ms. Jackson:

As you have recently heard, Dr. Larry Robinson has left public service at the National Oceanic and Atmospheric Administration (NOAA) to return to Florida, effective November 18, 2011. Dr. Robinson was responsible for a diverse portfolio at NOAA, including his valuable leadership as the delegated NOAA representative to the Great Lakes Interagency Task Force (IATF). Dr. Robinson's dedication to the IATF will be sincerely missed by all of NOAA.

The Great Lakes IATF is too important to leave a vacant seat as we search for Dr. Robinson's replacement at NOAA. For this period of transition, I would like to appoint Dr. Marie Colton, Director of our Great Lakes Environmental Laboratory (GLERL), as the NOAA delegate on the Great Lakes IATF. Dr. Colton is well qualified to take on this role through her previous involvement as a Regional Working Group leader, laboratory director, and her extensive regional research.

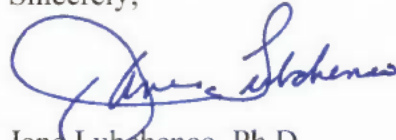
This assignment as a delegate to the Great Lakes IATF requires Dr. Colton to vacate her position on the Regional Working Group. Dr. Colton will be replaced by Mr. Edward Fenelon from the NOAA National Weather Service (NWS). Currently Meteorologist in Charge at the NOAA/NWS Chicago/Romeoville field office, Mr. Fenelon has been involved with Great Lakes research and operations for over 20 years through his responsibility as senior forecaster, science officer, and Meteorologist in Charge at NWS field offices responsible for open waters forecasts for Lakes Huron, Superior, and Michigan. He has represented NOAA through multi-agency initiatives such as the Federal Emergency Management Agency Regional Interagency Steering Committee (RISC), FAA Chicago Hub Aviation Weather Services Enhancements Project, and serving in the organization of the Coastal Zone 2011 meeting in Chicago. This appointment would also serve to enhance the NWS participation in the Great Lakes Restoration Initiative activities, which is important since weather and climate issues impact all of the ongoing concerns of restoration.

THE ADMINISTRATOR



I am appointing Dr. Colton to represent NOAA on the Great Lakes IATF. However, should the occasion arise needing an Agency-level decision, NOAA will, of course, involve the necessary level of direct involvement. I am sure you share my sense of sadness over Dr. Robinson's departure from his position, and I ask you to welcome Dr. Colton as his transitional replacement on the Great Lakes IATF.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jane Lubchenco". The signature is fluid and cursive, with a large initial "J" and "L".

Jane Lubchenco, Ph.D.  
Under Secretary of Commerce  
for Oceans and Atmosphere



# Correspondence Management System

Control Number: AX-11-002-0521

Printing Date: December 09, 2011 02:35:36



## Citizen Information

Citizen/Originator: Kopperud, Steve

Organization: Policy Directions Incorporated  
Address: 818 Connecticut Avenue NW, Washington, DC 20006

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-002-0521      Alternate Number: N/A  
 Status: Pending      Closed Date: N/A  
 Due Date: Dec 23, 2011      # of Extensions: 0  
 Letter Date: Dec 7, 2011      Received Date: Dec 9, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: EML (E-Mail)      Priority Code: Normal  
 Signature: DX-Direct Reply      Signature Date: N/A  
 File Code: 404-141-02-01\_141\_b Controlled and Major Corr. Record copy of the offices of Division Directors and other personnel.

Subject: Daily Reading File-EPA's draft dioxin risk reassessment  
 Instructions: DX-Respond directly to this citizen's questions, statements, or concerns  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: Lawrence Elworth - AO-IO  
 OCSPP - OCSPP - Immediate Office  
 OEAE - Office of External Affairs and Environmental Education

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Personal Privacy	OEX	ORD	Dec 9, 2011	Dec 23, 2011	N/A
<b>Instruction:</b> DX-Respond directly to this citizen's questions, statements, or concerns					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

## History

Action By	Office	Action	Date
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## Message Information

Date 12/07/2011 02:39 PM

From "Steve Kopperud" <skopperud@poldir.com>

To <melody.barnes@who.eop.gov>; <vjarrett@who.eop.gov>; <thomas.vilsack@osec.usda.gov>; <agsec@usda.gov>; <elisabeth.hagen@usda.gov>; <kathleen.sebelius@hhs.gov>; <margaret.hamburg@fda.hhs.gov>; "Dunham, Bernadette M" <Bernadette.Dunham@fda.hhs.gov>; <michael.landa@fda.hhs.gov>; <john.taylor2@fda.hhs.gov>; <john.taylor@fda.hhs.gov>; LisaP Jackson/DC/USEPA/US@EPA; "Sunstein, Cass R." <Cass\_R.\_Sunstein@omb.eop.gov>; <ronald\_kirk@ustr.eop.gov> <adela.ramos@usda.gov>; "Bittleman, Sarah" <Sarah.Bittleman@osec.usda.gov>; <sharon\_bomer@ustr.eop.gov>; "Agustin, Melissa R." <Melissa\_Agustin@ustr.eop.gov>; Lawrence Elworth/DC/USEPA/US@EPA

cc

Subject U.S. agriculture/food production and the potential impact of EPA's draft dioxin risk reassessment

## Message Body

Ladies & Gentlemen:

With apologies for the informality of an email, I write on behalf of the Food Industry Dioxin Working Group, an ad hoc coalition of national farm, ranch, production agricultural, farm input, meat/food processing, consumer product and food retail interests, to inform you of the potential negative impacts on production agriculture and the food industry of EPA's announced plans to finalize its draft dioxin risk reassessment, specifically the bifurcation of the current draft into cancer and non-cancer risk assessments, the latter carrying a reference dose (RfD).

We believe verifiable science must guide any dioxin risk mitigation, but we believe this issue remains unresolved and EPA-contemplated actions are premature. While our concerns are detailed in the attached letter, we must highlight that because the public has been told its prime exposure is through food, and because EPA proposes to set the prospective non-cancer RfD so low, the average American – particularly a young child – will exceed the EPA dioxin exposure limit after a single meal or a heavy snack. The possibility of public panic over food safety, therefore, is real. Further, the contemplated exposure limit for dioxin is set far lower than that recommended by any government entity in the world. More specifically, it is out of agreement with WHO recommended levels or the level set by the European Union. The potential negative trade implications are obvious.

Despite our contacts with EPA over time, we've had no outreach from the agency on the implications of this contemplated RfD. The agency has talked of prospective "mitigation" actions to further reduce "exposure" which may ensue from finalization of the dioxin risk reassessment, yet there has been no discussion with industry over what those actions may entail or the impact of contemplated actions not only food availability, quality and price, but on our trading relationships.

We seek a vigorous interagency review of EPA's actions to date – including a subsequent review by NAS prior to finalization of the non-cancer assessment planned for January, 2012 – and urge your office to

ensure all federal interagency review opinions and views expressed regarding the cancer/non-cancer risk reassessments be taken into account in the context of the impact on food production, sales and trade. We also ask that this review be done recognizing EPA and industry have reduced industrial dioxin emissions over the last decade by more than 90%, and currently, the average citizen's exposure to dioxin is less than background level – the level of dioxin found naturally in the environment.

Thank you for consideration of our views. If you or your staff have any questions, please don't hesitate to contact me as the coordinator of the Food Industry Dioxin Working Group at the phone number below.

Respectfully,

Steve Kopperud for FIDWG

Steve Kopperud  
Executive Vice President  
Policy Directions Inc.  
818 Connecticut Avenue NW  
Suite 950  
Washington, DC 20006

202-776-0071 (office)  
202-276-9196 (cell)



202-776-0083 (fax) FINAL FINAL COALITION DIOXIN LETTER 12 7 11.docx

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#### OEX Processing Information

Processed Date:	12/08/2011 12:24 PM
Processed By	(b) (5) Personal Privacy
PO Office	Category:
OEX	CMS
Message Count	1



December 7, 2011

Ms. Melody Barnes  
Assistant to the President for Domestic Policy  
The White House  
Washington, D.C.

Dear Ms. Barnes:

The undersigned members of the Food Industry Dioxin Working Group (FIDWG), an ad hoc coalition of production agriculture, farm input, processing and retail food interests, write to express our deep concern over the Environmental Protection Agency's (EPA) ongoing effort to finalize a draft dioxin risk reassessment.

This action is taking place without any agency outreach to the food industry or other key stakeholders who could suffer severe harm if the EPA proposal is implemented. EPA's process over time has suffered from inaccuracy, questionable methodologies and inadequate scientific evidence, and these faults are compounded by the failure of EPA to fully engage all stakeholders and to consider seriously the opinions of other federal agencies as the agency works to finalize its dioxin risk reassessment.

We are particularly concerned with EPA's plan to break from longstanding international science-based dioxin standards and split the reassessment into non-cancer and cancer risk assessments, while setting a reference dose (RfD) for non-cancer risk. Since the agency contends the primary route of human exposure to dioxin is through food, this could not only mislead and frighten consumers about the safety of their diets, but could have a significant negative economic impact on all U.S. food producers.

EPA's proposed standard is significantly out of alignment and far more stringent than current international science-based standards. It sets a dioxin exposure threshold lower than any government entity in the world, including the European Union (EU). The World Health Organization (WHO) and the EU concur that average daily exposures should be limited to 1-4 pg/kg/day (2.3 pg/kg/day on average), based on non-cancer risk. EPA seeks to set a non-cancer RfD over three times more stringent (0.7 pg/kg/day), a level so low it strains credulity.

EPA's proposal is not only at odds with international standards, it also deviates significantly from existing federal policy. Currently, the U.S. government recommends the average citizen's "best" way to avoid dioxin exposure is to follow federal dietary guidelines. Under EPA's proposal, this advice could no longer stand as nearly every American – particularly young children – could easily exceed the daily RfD after consuming a single meal or heavy snack.

Since this exposure standard is based on the levels of dioxin exposure – including non-food exposure – over long periods of time, consumers won't be able to calculate daily dioxin exposures nor determine what is required to stay below an RfD. The media will inevitably report on this change and in all likelihood misinterpret the RfD as a "safe limit." As a result, consumers may try to avoid any foods "identified" as containing or likely to contain any dioxin.

The implications of this action are chilling. EPA is proposing to create a situation in which most U.S. agricultural products could arbitrarily be classified as unfit for consumption. The impact on agricultural production – conventional, organic, livestock/poultry/dairy, fruits, grains and vegetables – may be significant, as will be the loss of trade markets, all without evidence of additional health protection.

EPA says its draft risk reassessment will likely lead to “exposure mitigation” recommendations. Yet there has been no discussion with production agriculture, food processors or retailers as to what these mitigation actions might be or what their impact could be on food availability, safety or cost. Industrial dioxin emissions have been reduced by more than 90% over the last decade, thanks to EPA and industry actions. The current average exposure of citizens to dioxin is less than “background level,” the level of dioxin found in the environment.

While we believe it is possible for EPA to achieve its goal of remediating past dioxin contamination without crippling the nation’s agricultural sector, it is imperative EPA work with the ag/food sector to determine the impact of its current approach on stakeholder groups. At a minimum, these discussions should take place prior to finalizing and publishing the non-cancer assessment and RfD in late January, 2012, as announced by the agency.

We seek your intervention to help ensure the important interagency process is fully utilized and all opinions from other parts of the government affected by the EPA dioxin risk strategy are given fair and equal weight in the overall Administration approach to dioxin risk and mitigation.

To ensure the success of this intergovernmental effort, we respectfully request your office, the Office of Science & Technology Policy (OSTP) and the Office of Information & Regulatory Affairs (OIRA) of the Office of Management & Budget (OMB) provide oversight to the EPA dioxin action. Further, we strongly recommend the National Academy of Sciences (NAS) be consulted to ensure the EPA dioxin risk reassessment/non-cancer/RfD/cancer assessment is supported by science and accepted international standards.

We look forward to your reply. Thank you for considering our views. If you or your staff have any questions, please contact Steve Kopperud, FIDWG coordinator, at 202-776-0071 or [skopperud@poldir.com](mailto:skopperud@poldir.com).

Sincerely,

**The Food Industry Dioxin Working Group**

American Farm Bureau Federation  
American Feed Industry Association  
American Frozen Food Institute  
American Meat Institute  
Corn Refiners Association  
International Dairy Foods Association  
National Chicken Council  
National Grain & Feed Association

01268-EPA-5859

"Zichal, Heather R."

(b)(6) Privacy

12/09/2011 05:02 PM

To Bob Perciasepe, Richard Windsor

cc

bcc

Subject MACT

**From:** Beliveau, Emmett  
**Sent:** Friday, December 09, 2011 4:56 PM  
**To:** DeParle, Nancy-Ann; Zichal, Heather R.  
**Subject:** FW: Note from Tom Donohue  
**Importance:** High

FYI

**From:** Donohue, Tom [<mailto:TDonohue@USChamber.com>]  
**Sent:** Friday, December 09, 2011 2:53 PM  
**To:** WDCOS  
**Cc:** Siegel, Julie  
**Subject:** Note from Tom Donohue  
**Importance:** High

Bill,

As follow up to our conversation two weeks ago, attached please find a coalition letter from 135 organizations to the President on the Utility MACT rule.

I will give you a call later today or over the weekend to give you a sense of what I'm hearing.

Best wishes.

Tom



111205\_Multi-Industry\_UtilityMACT\_President.pdf

December 9, 2011

The President  
The White House  
1600 Pennsylvania Ave., N.W.  
Washington, DC 20500

Dear Mr. President:

The organizations listed below share a common belief that affordable and reliable electricity is critical to our economic growth and job creation. We also share a deep concern that the Utility MACT rule, due to be issued by the Environmental Protection Agency (EPA) on December 16, 2011 could cause significant electricity reliability constraints that would have a ripple effect through our fragile economy, hurting businesses of all sizes. We urge you, as President, to provide the leadership necessary to ensure that electric reliability risks of the final rule can be managed effectively.

Reasonable regulation and regulatory certainty are essential for businesses to grow and prosper. By contrast, regulatory uncertainty is a deterrent to putting Americans back to work, particularly for small businesses. The potential costs of the Utility MACT rule could have a major impact on job creation and consumer demand for our products and services.

It is clear that some utilities will need additional time to comply with this rule beyond the three or four years allowed under the Clean Air Act. Utilities must replace power plants, install compliance equipment and build new natural gas pipelines and transmission lines. This is going to cost tens of billions of dollars and require a reasonable number of years for a smooth transition to a cleaner generating fleet. If the final rule fails to recognize these realities, our entire economy will suffer.

The organizations responsible for the reliability of the electric grid—including the North American Electric Reliability Corporation and regional transmission organizations—have expressed serious concerns about the impact of the Utility MACT rule on reliability as electric utilities replace power plants and install controls on so many plants during the same short time period. The members of the Federal Energy Regulatory Commission (FERC), which is ultimately responsible for grid reliability, stated as recently as last Wednesday, that utilities should not be forced to choose between reliable electric service and meeting environmental requirements. While we agree with EPA's proposal to provide an additional year to some power plants for the installation of controls, we believe it should be a categorical extension of time. We also urge you to delegate your presidential exemption authority under the Clean Air Act to provide additional time as needed to those facilities that are making good-faith efforts to achieve compliance.

We believe the goals of protecting public health and the environment and maintaining a reliable electric system can both be met through an orderly and realistic transition period under the

Utility MACT rule. Achieving these goals will require your presidential leadership, and we urge you to act.

Respectfully yours,

American Coatings Association  
American Council of Engineering Companies  
American Forest & Paper Association  
American Foundry Society  
American Frozen Food Institute  
American Gas Association  
American Iron & Steel Institute  
Arizona Electric Power Cooperative  
Arkansas State Chamber of Commerce  
Associated Builders & Contractors, Inc.  
Associated Builders & Contractors, Inc. - Illinois Chapter  
Associated Builders & Contractors, Inc. - Rhode Island Chapter  
Associated Builders & Contractors, Inc. - Nevada Chapter  
Associated Electric Cooperative (MO)  
Associated Equipment Distributors  
Associated General Contractors of America  
Associated Industries of Arkansas  
Association of American Railroads  
Basin Electric Power Cooperative (ND)  
Bay City Chamber of Commerce & Agriculture (TX)  
Beatrice Area Chamber of Commerce (NE)  
Big Rivers Electric Corp (KY)  
Birmingham Business Alliance  
Bismarck-Mandan Chamber of Commerce  
Brazos Electric Power Cooperative (TX)  
Bristol Chamber of Commerce  
Burlington/West Burlington Area Chamber of Commerce (IA)  
Burnsville Chamber of Commerce (MN)  
Business Council of Alabama  
Business Roundtable  
Canton Regional Chamber of Commerce (OH)  
Catawba County Chamber of Commerce (NC)  
Center for Regulatory Effectiveness  
Central Electric Power Cooperative (MO)  
Central Electric Power Cooperative (SC)  
Central Montana Electric Power Cooperative  
Colorado Association of Commerce & Industry  
Columbus Area Chamber of Commerce  
Corn Belt Power Cooperative (IA)  
Dakota County Regional Chamber of Commerce  
East Kentucky Power Cooperative

East River Power Cooperative (SD)  
Eau Claire Area Chamber of Commerce (WI)  
Edison Electric Institute  
Elk River Area Chamber of Commerce (MN)  
Fargo Moorhead West Fargo Chamber of Commerce  
Fentress County Chamber of Commerce (TN)  
Fountain Hills Chamber of Commerce (AZ)  
Fullerton Chamber of Commerce (CA)  
Georgia Chamber of Commerce  
Georgia Transmission Corporation  
Grand Rapids Area Chamber of Commerce  
Grants Pass & Josephine County Chamber of Commerce (OR)  
Great River Energy (MN)  
Greater Centralia Illinois Chamber of Commerce  
Greater Cleveland Partnership  
Greater Irving-Las Colinas Chamber of Commerce  
Greater Lexington Chamber of Commerce  
Greater Omaha Chamber  
Greater Pittsburgh Chamber of Commerce  
Greater Raleigh Chamber of Commerce  
Greater Sandoval County Chamber of Commerce (NM)  
Gwinnett Chamber of Commerce (GA)  
Hampton Roads Chamber of Commerce (VA)  
Hoosier Energy Rural Electric Cooperative (IN)  
Indiana Cast Metals Association  
Indiana Chamber of Commerce  
International Falls Area Chamber of Commerce (MN)  
Johnson City Chamber of Commerce (TN)  
Joliet Chamber of Commerce  
Kalamazoo Regional Chamber of Commerce (MI)  
Kankakee Regional Chamber of Commerce (IL)  
Kansas Chamber of Commerce  
Kansas Electric Power Cooperative  
Kentucky Chamber of Commerce  
Lincoln/Logan County Chamber of Commerce (IL)  
Louisiana Association of Business & Industry  
Marshalltown Area Chamber of Commerce (IA)  
Metalcasters of Minnesota  
Metals Service Center Institute  
Midwest Power Coalition  
Minnesota Chamber of Commerce  
Minnkota Power Cooperative (ND)  
Mississippi Economic Council  
Mobile Area Chamber of Commerce (AL)  
Monona Chamber of Commerce (WI)  
Morgantown Area Chamber of Commerce (WV)

National Association of Chemical Distributors  
National Association of Manufacturers  
National Black Chamber of Commerce  
National Electrical Manufacturers Association  
National Oilseed Processors Association  
National Restaurant Association  
National Rural Electric Cooperative Association  
Nebraska Chamber of Commerce & Industry  
Nebraska Electric G&T Cooperative  
Non-Ferrous Founders' Society  
North American Die Casting Association  
North American Equipment Dealers Association  
North Carolina Chamber of Commerce  
North Carolina Electric Membership Corporation  
North Dakota Chamber of Commerce  
Northern Kentucky Chamber of Commerce  
Northwest Electric Power Cooperative (MO)  
Nuclear Energy Institute  
Oglethorpe Power Cooperative (GA)  
Ohio Cast Metals Association  
Ohio Chamber of Commerce  
Old Dominion Electric Cooperative (VA)  
One Southern Indiana  
Oskaloosa Area Chamber & Development Group (IA)  
Pacific Northwest Generating Cooperative (OR)  
Pennsylvania Foundry Association  
Portland Cement Association  
PowerSouth Energy Cooperative (AL)  
Prince William Chamber of Commerce (VA)  
Rushmore Electric Power Cooperative (SD)  
San Miguel Electric Cooperative (TX)  
Seminole Electric Cooperative (FL)  
South Carolina Chamber of Commerce  
South Dakota Chamber of Commerce & Industry  
South Mississippi Electric Power Association  
Southern Illinois Power Cooperative  
Southern Wayne County Regional Chamber (MI)  
Tennessee Chamber of Commerce & Industry  
Texas Association of Business  
Texas Cast Metals Association  
Tex-La Electric Cooperative  
Tucson Metropolitan Chamber of Commerce  
U.S. Chamber of Commerce  
Wabash Valley Power Association (IN)  
West Virginia Chamber of Commerce  
Western Farmers Electric Cooperative (OK)

Wisconsin Cast Metals Association  
Wisconsin Manufacturers & Commerce

cc: The Members of the United States Congress



01268-EPA-5860

**"Zichal, Heather R."****(b)(6) Privacy**

12/12/2011 05:23 PM

To Richard Windsor

cc

bcc

Subject

<http://www.eenews.net/eenewspm/2011/12/12/1>

Murkowski drafting bill to protect reliability under EPA rules

Gabriel Nelson, E&E reporter

Published: Monday, December 12, 2011

Alaska Sen. Lisa Murkowski, the top Republican on the Senate Energy and Natural Resources Committee, has asked her staffers to work on legislation to ensure the electric grid remains stable under new U.S. EPA rules, she said this afternoon.

Murkowski has raised concerns in recent months about an expected wave of power plant retirements over the next few years, which will mainly be caused by stricter air pollution standards and market pressures such as low natural gas prices. She has slammed EPA and the Federal Energy Regulatory Commission, saying they have downplayed the risk of upgrading and retiring hundreds of coal-fired boilers over the next several years.

In a statement today, Murkowski signaled that her bill will contain a "safety valve" -- a term denoting a plan that was proposed this summer by five electric grid overseers that cover much of the eastern United States. Their proposal would let power plants run for a period of time after EPA's new air pollution rules take effect if there is not enough time to replace the plants' services.

"If the EPA had done its work before charging ahead, we wouldn't be facing the significant impacts that now seem much more likely and there would be no need to delay these rules," Murkowski said in a statement. "Unfortunately, that didn't happen."

Some of the retirements would be caused by EPA's new limits on mercury and other types of toxic emissions, which are expected to be finalized this month, and a recent set of limits on air pollution that drifts across state lines.

House Republicans, who have held several hearings to highlight the effects of EPA rules on the electric grid, passed legislation this fall that would block both sets of rules for more than a year and order the agency to rewrite them.

Most Democrats voted against the House bill and the White House pledged to veto it.

They have mostly lined up with public health groups and some power companies, which argue there is no reason to think the rules will lead to blackouts or brownouts. About 165 gigawatts of coal-burning power plants -- roughly half of the U.S. coal fleet -- added pollution controls between 2005 and 2010 without causing any problems, according to the Clean Air Task Force.

That group released a report this summer, written by former Pennsylvania Environment Secretary John Hanger, that proposed a rival "reliability-only dispatch" plan allowing retiring power plants to run if they are needed.

Hanger said the government should do whatever it takes to keep the electric grid stable, but extending the rules' deadlines to let plants run at times when they are not key to reliability would lead to needless air pollution.

"Some of these plants seem to think they'll be able to get an extra year and run pretty much all of the time," Hanger said during a recent interview (Greenwire, Oct. 28).

EPA may also decide to come out with provisions of its own related to the electric grid when it finalizes its toxics rules, but an agency spokesman could not be reached to comment on that point this afternoon.

01268-EPA-5861

Richard  
Windsor/DC/USEPA/US  
12/12/2011 09:37 PM

To Bryon Griffith  
cc John Hankinson  
bcc "Chris Lu"  
Subject Re: Lead Story in today's Corpus Christi Caller Times

V cool  
Bryon Griffith

----- Original Message -----

**From:** Bryon Griffith  
**Sent:** 12/11/2011 08:24 PM EST  
**To:** Richard Windsor  
**Cc:** John Hankinson  
**Subject:** Fw: Lead Story in today's Corpus Christi Caller Times

Fyi....

The press has been very, very good following your announcement on Monday. I think you two will love the characterizations in this article...

i.e., **"The highlight of the summit was the announcement by Environmental Protection Agency Administrator Lisa Jackson of a far-reaching plan developed by President Barack Obama's Gulf Coast Ecosystem Restoration Task Force and kick-started by a \$50 million endowment from the U.S. Department of Agriculture to begin bringing the Gulf back from decades of neglect.**

**"He said some of the top federal leaders are moving to the Gulf coast to personally oversee restoration projects." For instance, John Hankinson Jr., the president's appointee to head the task force, is moving to the Gulf Coast to be there, hands on," he said. Hankinson, a former EPA administrator, is not a typical federal bureaucrat, McKinney said." He is a very common sense leader with no real ego," he said. Hankinson will sit at the top of a pyramid that, McKinney said, hopefully one day will be a monument to progress, not institutional inertia and bureaucratic sloth."**

Congratulations!

----- Forwarded by Bryon Griffith/GMPO/USEPA/US on 12/11/2011 08:19 PM -----

From: "McKinney, Larry" <Larry.McKinney@tamucc.edu>  
To: Chris Harte <cmh@swr.us.com>, "Elizabeth \"Biddy\" Owens" (b) (6) Privacy, Julia Widdowson (b) (6) Privacy, "Alejandra Manzur (Clariond-Admin)" <alejandra.manzur@cuprum.com>, Alejandro Junco de la Vega <ajunco@elnorte.com.mx>, "Andrew \"Andy\" Sansom" <andrewsansom@txstate.edu>, "Anna Tischer (Fitzsimons-Admin)" <atischer@ufjlaw.com>, "Bert Ragsdale (UoA-Admin)" <bragsdale@uasystem.ua.edu>, "Betty Aridjis (Aridjis-Admin)" (b) (6) Privacy, Bryon Griffith/GMPO/USEPA/US@EPA, Catherine Nixon Cooke (b) (6) Privacy, Chula Ross Sanchez <chula@ddc.net>, "Donna Basso (Mote-Admin)" <donna@mote.org>, "Eric W. Gustafson" <(b) (6) Privacy>, Eugenio Clariond Reyes <ecr@cuprum.com>, Eva Fernandez <eva.fernandez@femsa.com.mx>, Guillermo Garcia Montero <guillermog@acuaronacional.cu>, Guillermo Garcia Montero (b) (6) Privacy, Homero Aridjis <grupo100@laneta.apc.org>,

John Ogden <jogden@marine.usf.edu>, Joseph Fitzsimons <jfitzsimons@ufjlaw.com>, Katherine Armstrong <katarminc@earthlink.net>, Kumar Mahadevan <kumar@mote.org>, Lu-Ann Kleibacker/DC/USEPA/US@EPA, Mark Watson <mewjr@swbell.net>, "Pam Rogers (Plant-Admin)" <pjrogers@hpo.com>, Pat Murray <pdmurray@joincca.org>, Phil Plant <phil@hpo.com>, Raul Rodriguez <(b) (6) Privacy>, Ray Hayes <crhayes@uasystem.ua.edu>, "Sarah Wardlow (Sansom-Admin)" <sw46@txstate.edu>, Sylvia Earle <(b) (6) Privacy>, "William B. Baker" <William.BakerJr@genon.com>, "Gibeaut, James" <James.Gibeaut@tamucc.edu>, "Knight, Allison" <Allison.Knight@tamucc.edu>, "McKinney, Larry" <Larry.McKinney@tamucc.edu>, "McLaughlin, Richard" <Richard.McLaughlin@tamucc.edu>, "Montagna, Paul" <Paul.Montagna@tamucc.edu>, "Nelson, Jodie" <Jodie.Nelson@tamucc.edu>, "Shirley, Thomas" <Thomas.Shirley@tamucc.edu>, "Stunz, Greg" <Greg.Stunz@tamucc.edu>, "Sutton, Gail" <Gail.Sutton@tamucc.edu>, "Tunnell, Wes" <Wes.Tunnell@tamucc.edu>, "Yoskowitz, David" <David.Yoskowitz@tamucc.edu>, David Sinak <DSinak@gibsondunn.com>, Joe Hornblower <ho@hmwpc.com>, Will Harte <will@willharte.com>

Date: 12/11/2011 05:50 PM  
 Subject: Lead Story in today's Corpus Christi Caller Times

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Very complimentary story in today's paper. Thanks to all of you and especially the Harte family. We would have had the opportunity without it.

Best regards

Larry

***Front page of Caller Times – lead story***

## **Harte Research Institute for Gulf of Mexico Studies at the summit of Gulf restoration plans**

*Research group presents plans of action*

By [Rick Spruill](#)

Corpus Christi Caller Times

December 11, 2011 at 2:54 a.m.

**CORPUS CHRISTI — A wide grin unfurls across Larry McKinney's ruddy face anytime the subject of "those guys" comes up.**

**"Those guys," the now well-known group of endowed chairs who lead the Harte Research Institute for Gulf of Mexico Studies were, for a few days last week, rock stars in comfort shoes and sensible ties. They are the nucleus of a scientific community that heads of state are looking to for help charting a course to bring the Gulf of Mexico back from a decades-long slide.**

**"I'm no rock star," McKinney said between sessions at last week's second annual Gulf of Mexico Summit, a four-day meeting in Houston of the best minds in the Gulf science business. "But some of my guys are. I'm so proud of the institute and to be a part of it."**

**McKinney, the institute's executive director, said the institute, which focused in the months following the 2010 Deepwater Horizon oil spill on sound science and**

research, is on the verge of taking the science and "doing something with it," a catchphrase used often by the late Ed Harte, the institute's largest benefactor. Paul Montagna, endowed chair for ecosystems studies and modeling, and James Gibeaut, endowed chair for geospatial sciences, are working on oil spill analysis with the help of \$8 million in related grants, he said. Gibeaut's work in particular will be important in linking the mountains of data collected related to the spill. The institute is hiring high-level research and data development positions and is growing so fast it is running out of space in its \$18 million, 57,000-square-foot facility on the Texas A&M University-Corpus Christi campus. Harte gave almost \$50 million in 2000 to the institute with one string attached: Do excellent science and research, and then put it to good use.

The vision took a step forward at the summit, McKinney said. On Wednesday he and Wes Tunnell, a Gulf marine science and research guru who also is associate director of biodiversity and conservation for the institute, unveiled their vision for a Gulf of Mexico report card — a science-based, easy-to-digest progress report on Gulf issues. The report card, developed by McKinney, Tunnell and teams from Harwell Gentile & Associates, an ecological risk modeling firm, and three scientists from the University of Maryland's Center for Environmental Science, is buoyed by thousands of hours of research conducted since the Deepwater Horizon disaster in 2010.

The report card, once developed, will be used to regularly hold agencies and academics and scientists accountable for the way they spend a tsunami of money — estimates range as high as \$23 billion — paid by BP and other responsible parties to help restore the Gulf's complex ecosystems.

For Corpus Christi and other South Texas coastal communities, the Deepwater Horizon is a warning siren, McKinney said. "For Corpus, where oil and gas plays such a big role in the local economy, all the new finds are in the deep waters of the western Gulf, so the greatest risk for future spills is going to be in our backyard," he said. "We need to deal with the problems now, learn how to minimize impact now, and have a Gulf response plan in hand. Our future is right there. The next one could be off our coastline, and we weren't ready at Macando (Gulf well site)."

"The institute is playing a very important role in Gulf restoration initiatives," said Chris Dorsett, director of the Ocean Conservancy's Gulf restoration program and summit participant. "They've played a great role in developing the restoration vision." Dorsett said the summit was an opportunity for a meeting of a diverse group that shares a love of the Gulf and a desire to see it protected. "It was a good opportunity for people who don't eat and breathe this stuff every day to understand what restoration means and all the working parts," he said. "It helps us understand the collective effort needed for restoration in the Gulf of Mexico." The highlight of the summit was the announcement by Environmental Protection Agency Administrator Lisa Jackson of a far-reaching plan developed by President Barack Obama's Gulf Coast Ecosystem Restoration Task Force and kick-started by a \$50 million endowment from the U.S. Department of Agriculture to begin bringing the Gulf back from decades of neglect.

**Ray Allen, executive director of the Coastal Bend Bays & Estuaries Program, attended the summit. He said although the Macando spill brought to the forefront the need for better Gulf resources management, it means little without action. "The data and research and planning — it all eventually must lead to on-the-ground efforts," he said. "Habitat restoration and water quality improvement projects are greatly helped by the supporting information behind it." He said there have been earlier Gulf restoration plans. "But the fact is they require money to implement," he said. "These are challenging times. I'm optimistic something can come out of this, but I'm anxious that we actually see some of the penalty dollars are applied to on-the-ground activities, including estuaries."**

**Allen said some of the \$50 million will be put into the San Antonio Bay area — the northern area of the bays and estuaries program boundary — but did not know whether any will make its way to the program. Allen, like Dorsett, said the institute's role as moderator in Gulf dialogue is an important one. McKinney's involvement is vital, Dorsett said. "With Larry involved I can see many more of these happening," he said.**

**McKinney said the "art of herding cats — taking a bunch of independent-thinking, brilliant scientists and moving them in one direction," is his strength. "You get everyone moving together and then get out of the way," he said. He said the timing of the summit was coincidental with the federal task force announcement, and acknowledged that it is normal for people to question the role of government in pursuit of such an enormous goal.**

**"It's like an onion, not a silo — the top officials work closely together and then you go to the lower levels in the field and see good cooperation — it's the middle management empire builders where you see the loggerheads," he said. He said some of the top federal leaders are moving to the Gulf coast to personally oversee restoration projects." For instance, John Hankinson Jr., the president's appointee to head the task force, is moving to the Gulf Coast to be there, hands on," he said. Hankinson, a former EPA administrator, is not a typical federal bureaucrat, McKinney said." He is a very common sense leader with no real ego," he said. Hankinson will sit at the top of a pyramid that, McKinney said, hopefully one day will be a monument to progress, not institutional inertia and bureaucratic sloth.**

**"Last year we all were in a dark time, focused on the spill and gathering the data and doing the science," McKinney said. "Now we are moving beyond the science and addressing the issues such as overfishing, dead zones, freshwater inflows, climate change. ... Now the plan is in place, and we are ready to build a sustainable effort for the whole Gulf.**

**"We finally are on the brink of no longer talking but doing. It is finally becoming what Mr. Harte envisioned — taking science and doing something with it."**

Larry D. McKinney, PhD  
Executive Director  
Harte Research Institute for

Gulf of Mexico Studies

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Corpus Christi, Texas 78412-5869

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[Larry.mckinney@tamucc.edu](mailto:Larry.mckinney@tamucc.edu)

<http://www.harterresearchinstitute.org>

01268-EPA-5862

Arvin Ganesan/DC/USEPA/US

To Richard Windsor, Bob Perciasepe

12/13/2011 08:37 AM

cc

bcc

Subject Fw: N2K Energy: White House Declines to Chide Jaczko;  
State, GOP Tussle Over Pipeline

(b)(5) Deliberative

3. **WYDEN PRESSES JACKSON ON BOILER RULES.** Sen. **Ron Wyden**, D-Ore., one of the most liberal Democrats pushing legislation that would delay EPA's mercury standards for boilers, is [sending a letter](#) today to EPA Administrator Lisa Jackson laying out some of the concerns he still has about the draft standards the agency announced earlier this month and commending her for fixing some of the concerns he had. Wyden's spokeswoman said the senator is still unsure whether he will push his bill depending on how things are resolved with EPA, but one thing is for sure: He doesn't support House Republicans' plan to include it in the payroll-tax cut extension package and it "being used to play politics," according to

spokeswoman Jennifer Hoelzer. [wydencincoming.pdf](#)

----- Forwarded by Arvin Ganesan/DC/USEPA/US on 12/13/2011 08:34 AM -----

From: "Maher, Jessica A." (b)(6) Privacy  
 To: Arvin Ganesan/DC/USEPA/US@EPA  
 Date: 12/13/2011 08:28 AM  
 Subject: FW: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

From: National Journal [mailto:sitefeedback@nationaljournal.com]

Sent: Tuesday, December 13, 2011 7:35 AM

To: Maher, Jessica A.

Subject: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

## National Journal

### Need-To-Know Memo

The news and insight you need

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## Energy

1. **WHITE HOUSE DECLINES TO CHIDE NRC'S JACZKO.** White House Chief of Staff William Daley, told House Oversight and Government Reform Chairman **Darrell Issa**, R-Calif., [in a letter](#) on Monday evening that he would not be providing a witness for Issa's hearing on Wednesday that will examine the complaints raised by the four



commissioners of the Nuclear Regulatory Commission about Chairman Greg Jaczko's allegedly "erratic" leadership style. [In a separate letter](#), Daley told Jaczko and the other four commissioners that after meeting with them individually, he did not think nuclear-power safety was at risk and said Jaczko was committed to improving communications. Jaczko will likely address the agency's discord at a routine meeting this morning.

**2. STATE DEPARTMENT, GOP TUSSELE OVER PIPELINE PROVISION.** If congressional Republicans succeed in forcing President Obama to immediately make a decision on the controversial Keystone XL pipeline, the administration would not be able to approve the permit without breaking federal law, the State Department said on Monday. A senior GOP Senate aide disputed State's interpretation. The aide said the Republicans' proposal would "respect the Nebraska process that would account for the environment review and the rerouting, but would not necessitate an entire new regulatory review process.

A sponsored message from Shell: Shell Oil Company is an affiliate of the Royal Dutch Shell plc, a global group of energy and petrochemical companies with 93,000 employees in more than 90 countries. Our innovative approach ensures we are ready to help tackle the challenges of the new energy future. Learn more at [www.shell.us](http://www.shell.us)

**3. WYDEN PRESSES JACKSON ON BOILER RULES.** Sen. **Ron Wyden**, D-Ore., one of the most liberal Democrats pushing legislation that would delay EPA's mercury standards for boilers, is [sending a letter](#) today to EPA Administrator Lisa Jackson laying out some of the concerns he still has about the draft standards the agency announced earlier this month and commending her for fixing some of the concerns he had. Wyden's spokeswoman said the senator is still unsure whether he will push his bill depending on how things are resolved with EPA, but one thing is for sure: He doesn't support House Republicans' plan to include it in the payroll-tax cut extension package and it "being used to play politics," according to spokeswoman Jennifer Hoelzer.

**4. MURKOWSKI PUSHES TO ADDRESS GRID RELIABILITY.** As EPA gears up to finalize its mercury standard for power plants on Monday, Senate Energy and Natural Resources Ranking Member **Lisa Murkowski**, R-Alaska, said on Monday that she is drafting legislation that would give some power companies more time under the Clean Air Act to comply with EPA's rule if the electric grid's reliability was jeopardized. The bill is unlikely to go anywhere, but is one of the last resorts concerned lawmakers have about EPA's rule. Energy and Natural Resources Chairman **Jeff Bingaman**, D-N.M., probably won't comment on the bill whenever it's drafted because Clean Air Act issues are under the Environment and Public Works Committee's jurisdiction, according to Bingaman spokeswoman Bill Wicker. Meanwhile, Federal Energy Regulatory Commission member Marc Spitzer announced Monday that he will be leaving FERC on Dec. 14. His term expired on June 30.

**5. SENATE DEMS PREEMPT EPA POLICY RIDER FIGHT.** Senate Environment and Public Works Chairwoman **Barbara Boxer**, D-Calif., is holding a press conference this afternoon to denounce policy riders that congressional Republicans are seeking to include in year-end legislation, such as a provision delaying EPA's boiler standards, which is included in a payroll-tax cut package. [A letter](#) signed by 150 community groups and health professionals also urges Congress to oppose any such policy riders. Spending legislation set to be unveiled today could include some policy riders, but one coal lobbyist close to the negotiations said no major EPA rules were in play.

*Have a news tip? Send to Olga Belogolova at [olgab@nationaljournal.com](mailto:olgab@nationaljournal.com) .*

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Administrator Lisa Jackson  
Environmental Protection Agency  
1200 Pennsylvania Ave., NW  
Washington, DC 20460

Dear Administrator Jackson,

Thank you for visiting with me about the Environmental Protection Agency's proposed revisions to its Clean Air Act and Solid Waste Disposal Act regulations for boilers and incinerators. I appreciate the modifications that the Agency has made with regard to the Clean Air Act requirements that will apply to both large and smaller, area source boilers. While additional analysis is required to fully understand these lengthy and detailed changes, they appear to address many of the concerns expressed to me that the earlier regulations would be very difficult, if not impossible for many of the larger, industrial boilers to meet especially in the wood and paper products and biomass energy sectors.

I also recognize that EPA has proposed to revisit the definition governing which materials can be used to fuel boilers and which will require compliance with incinerator standards. The fact that EPA did not originally include a reexamination of this issue was one of my major reasons for working with Sen. Collins on formulating legislation to establish a new schedule for issuing these this entire set of rules – S. 1392, the EPA Regulatory Relief Act of 2011. As you know, S. 1392 includes a requirement that EPA create a specific, defined list of which materials can be allowed to fuel boilers. Under the provisions of S. 1392, both boiler owners and the communities in which the boilers are located would clearly know which fuels could be burned and which could not. I appreciate the fact that EPA's new proposal not only includes the creation of defined list of allowable fuels, but it also mirrors the requirement in S. 1392 that additions or modifications to the list of allowable fuels be made through a public process with opportunity for notice and comment.

As we discussed, I remain concerned about the ability of the thousands of boilers that affected by these rules to come into compliance within the existing three year compliance period. I appreciate your commitment to reexamine this issue and identify how additional time can made available in cases where it is needed.

I would also like to propose an additional measure to be included in the agency's regulations for smaller, area boilers. While the vast majority of these boilers will use conventional fuels, such as oil or natural gas, a relatively small number burn other materials. Now that EPA is proposing to create a specific list of allowable boiler fuels beyond these conventional fuels, I propose that EPA include a reporting requirement for the small number of area source boilers using non-conventional fuels on the approved list. This will ensure that the public is aware of when such fuels are used at all boilers, not just the larger ones.

Thank you for continuing to work with me on fashioning regulations that will protect our citizens' health and environment as well as their livelihoods.

Sincerely,

01268-EPA-5863

Richard Windsor/DC/USEPA/US  
12/13/2011 08:47 AM

To (b) (6) Privacy  
cc  
bcc

Subject Fw: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

----- Forwarded by Richard Windsor/DC/USEPA/US on 12/13/2011 08:47 AM -----

From: Arvin Ganesan/DC/USEPA/US  
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA  
Date: 12/13/2011 08:37 AM  
Subject: Fw: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

(b)(5) Deliberative  
[Redacted]

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spokeswoman Jennifer Hoelzer. [wydencincoming.pdf](#)

----- Forwarded by Arvin Ganesan/DC/USEPA/US on 12/13/2011 08:34 AM -----

See attachment to 01268-EPA-5862

From: "Maher, Jessica A." (b)(6) Privacy  
To: Arvin Ganesan/DC/USEPA/US@EPA  
Date: 12/13/2011 08:28 AM  
Subject: FW: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

**From:** National Journal [mailto:sitefeedback@nationaljournal.com]  
**Sent:** Tuesday, December 13, 2011 7:35 AM  
**To:** Maher, Jessica A.  
**Subject:** N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

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01268-EPA-5864

**Richard Windsor/DC/USEPA/US**  
12/13/2011 08:48 AM

To Seth Oster, Brendan Gilfillan, Betsaida Alcantara, Gina McCarthy  
cc Arvin Ganesan  
bcc

Subject Fw: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

**(b)(5) Deliberative**

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----- Forwarded by Arvin Ganesan/DC/USEPA/US on 12/13/2011 08:34 AM -----

See attachment to 01268-EPA-5862

From: "Maher, Jessica A." **(b)(6) Privacy**  
To: Arvin Ganesan/DC/USEPA/US@EPA  
Date: 12/13/2011 08:28 AM  
Subject: FW: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

From: National Journal [mailto:sitefeedback@nationaljournal.com]  
Sent: Tuesday, December 13, 2011 7:35 AM  
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**Betsaida Alcantara/DC/USEPA/US**  
12/13/2011 09:28 AM

To Richard Windsor, Seth Oster, Brendan Gilfillan, Gina McCarthy  
cc Arvin Ganesan  
bcc  
Subject Re: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

(b)(5) Deliberative [Redacted]

Richard Windsor

----- Original Message -----

**From:** Richard Windsor  
**Sent:** 12/13/2011 08:48 AM EST  
**To:** Seth Oster; Brendan Gilfillan; Betsaida Alcantara; Gina McCarthy  
**Cc:** Arvin Ganesan  
**Subject:** Fw: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

(b)(5) Deliberative [Redacted]

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To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA  
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[attachment "wydencincomimg.pdf" deleted by Betsaida Alcantara/DC/USEPA/US]

----- Forwarded by Arvin Ganesan/DC/USEPA/US on 12/13/2011 08:34 AM -----

From: "Maher, Jessica A." (b)(6) Privacy [Redacted]  
To: Arvin Ganesan/DC/USEPA/US@EPA  
Date: 12/13/2011 08:28 AM  
Subject: FW: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

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**Sent:** Tuesday, December 13, 2011 7:35 AM  
**To:** Maher, Jessica A.  
**Subject:** N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

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**Richard Windsor/DC/USEPA/US**  
12/13/2011 09:35 AM

To Betsaida Alcantara  
cc Arvin Ganesan, Brendan Gilfillan, Gina McCarthy, Seth Oster  
bcc  
Subject Re: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

(b)(5) Deliberative

Betsaida Alcantara We can forward the letter and talk t... 12/13/2011 09:28:18 AM

From: Betsaida Alcantara/DC/USEPA/US  
To: Richard Windsor/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA, Brendan Gilfillan/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA  
Cc: Arvin Ganesan/DC/USEPA/US@EPA  
Date: 12/13/2011 09:28 AM  
Subject: Re: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

(b)(5) Deliberative

Richard Windsor

----- Original Message -----

**From:** Richard Windsor  
**Sent:** 12/13/2011 08:48 AM EST  
**To:** Seth Oster; Brendan Gilfillan; Betsaida Alcantara; Gina McCarthy  
**Cc:** Arvin Ganesan  
**Subject:** Fw: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

(b)(5) Deliberative

----- Forwarded by Richard Windsor/DC/USEPA/US on 12/13/2011 08:47 AM -----

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To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA  
Date: 12/13/2011 08:37 AM  
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[attachment "wydencincoming.pdf" deleted by Betsaida Alcantara/DC/USEPA/US]

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Date: 12/13/2011 08:28 AM  
Subject: FW: N2K Energy: White House Declines to Chide Jaczko; State, GOP Tussle Over Pipeline

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**Richard Windsor/DC/USEPA/US**  
12/13/2011 09:43 AM

To "Heather Zichal"  
cc  
bcc

Subject Fw: Politico: CSAPR ruling could roil markets, power companies say

FYI only  
Scott Fulton

----- Original Message -----

**From:** Scott Fulton  
**Sent:** 12/13/2011 09:39 AM EST  
**To:** Richard Windsor; Bob Perciasepe  
**Subject:** Fw: Politico: CSAPR ruling could roil markets, power companies

say

(b) (5) Deliberative, (b) (5) Attorney Client  
[Redacted]

John Millett

----- Original Message -----

**From:** John Millett  
**Sent:** 12/13/2011 09:15 AM EST  
**To:** Gina McCarthy  
**Cc:** "Scott Fulton" <Fulton.Scott@EPA.GOV>; "Brendan Gilfillan" <gilfillan.brendan@epa.gov>; Janet McCabe; Joseph Goffman; "John Millett" <Millett.John@EPA.GOV>; "Steve Page" <Page.Steve@Epa.GOV>; "Peter Tsirigotis" <Tsirigotis.Peter@EPA.GOV>; Wendy Blake; Steven Silverman; Sonja Rodman; Andrea Drinkard; Betsaida Alcantara; Lorie Schmidt  
**Subject:** Politico: CSAPR ruling could roil markets, power companies say

(b)(5) Deliberative  
[Redacted]

[Redacted]

“EPA is reviewing aspects of the decision to determine next steps, but — importantly for public health — these Clean Air Act safeguards will remain in place to reduce harmful air pollution from cement plants,” EPA spokeswoman Betsaida Alcantara said.

### **CSAPR ruling could roil markets, power companies say**

By Erica Martinson  
12/12/11 8:12 PM EST

Power companies are asking a federal appeals court to announce in advance how and when it will release its decision on whether to stay the EPA’s Cross-State Air Pollution Rule, hoping the heads-up would limit the potential impact on various markets.



The rule, which governs air toxics pollution that blows across state lines, goes into effect Jan. 1. Some states and power companies have petitioned to halt the rule during a legal fight over its requirements.

Such court order decisions are often released on Tuesdays and Fridays.

The power companies, including GenOn, Southern Co. Services and Georgia Power Co., say in a [brief filed Monday](#) that the upcoming ruling by the U.S. Court of Appeals for the District of Columbia could affect “various markets, including markets for emission allowances, fuels used for power generation, and electric power,” as well as demand for natural gas and coal.

“These fuels are actively traded on various markets, and the court’s decision on the pending stay motions is likely to have an immediate impact on the prices of these fuels,” the filing says.

And the price of electric power could be affected in some wholesale power markets, the brief says, because participants buy and sell based on future prices.

When the court invalidated the Clean Air Interstate Rule — CSAPR’s predecessor — on July 11, 2008, it “was released in the middle of a weekday,” the brief says, and “there was an immediate market impact and millions of dollars were made or lost within the first few minutes because some market participants learned about the decision before others,” the brief charges.

The EPA and 19 companies that have intervened on the agency’s behalf are not opposed to the request, and 11 other groups did not respond when contacted by attorneys for GenOn, the brief says.

Meanwhile, industry and state opponents to the EPA’s cross-state rule are hoping that a recent appellate court ruling could support efforts to halt the rule before its New Year’s Day deadline.

[Luminant Generation Co.](#) and some [state petitioners](#) asked the D.C. appellate court to look to its own ruling Friday in *Portland Cement Assoc. v. EPA* in support of a stay of the rule.

Legally, the bar for issuing a stay is high. But petitioners hope that Friday’s ruling in *Portland Cement* could direct the court to say that the EPA rushed to set CSAPR and that likely changes mean the agency should hold off on putting it into effect.

On Friday, the [court said](#) the EPA was “arbitrary and capricious” in how it set hazardous air pollutant emissions standards for cement kilns, because EPA set the standards based on a definition it knew would change when the agency released another rule that it was developing.

EPA is required to reconsider the cement rule, although the court didn’t grant an overall stay. The actual emissions standards are unlikely to change much, the court said, and one may even become stricter.

“EPA is reviewing aspects of the decision to determine next steps, but — importantly for public

health — these Clean Air Act safeguards will remain in place to reduce harmful air pollution from cement plants,” EPA spokeswoman Betsaida Alcantara said.

Though the full cement MACT rule remains intact, the court’s explanation and the stay of requirements for industry to build new structures for “clinker piles” perked the ears of Luminant and state lawyers.

The EPA made changes to CSAPR after Luminant filed for a stay, correcting errors that would lead to a 29 percent increase in the Texas sulfur dioxide emissions budget, Luminant said in a Dec. 9 brief.

“Portland Cement also stressed the strong policy reasons for requiring agencies to provide adequate notice,” the Luminant filing says.

The court in the *Portland Cement* ruling said: “While we certainly require some degree of foresight on the part of [industry] commenters, we do not require telepathy. We should be especially reluctant to require advocates for affected industries and groups to anticipate every contingency.”

On Monday, an analysis by Baird Equity Research said: “In the CSAPR appeal for stay, the petitioners argue that the changes the EPA made to the methodologies and the modeling for allowances of sulfur dioxide and nitrogen oxide between the proposed and final rule are so substantial, that there was no way any of the parties could have anticipated them or responded to them, or correct the errors that the EPA is now addressing at least in part.”

“Indeed, given all the technical issues that were raised in CSAPR after its finalization, we do think that the petitioners have made the case that the EPA rushed this rule and there are too many mistakes in it to allow the CSAPR to go into force,” Baird said.

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Gina McCarthy

Peter tells me that Jim Pew called to co...

12/10/2011 06:08:35 PM

From:

Gina McCarthy/DC/USEPA/US

To:

"Scott Fulton" <Fulton.Scott@EPA.GOV>, Janet McCabe/DC/USEPA/US, Joseph Goffman/DC/USEPA/US, "Steve Page" <Page.Steve@Epa.GOV>, "John Millett" <Millett.John@EPA.GOV>

Cc: "Peter Tsirigotis" <Tsirigotis.Peter@EPA.GOV>, "Brendan Gilfillan" <gilfillan.brendan@epa.gov>  
Date: 12/10/2011 06:08 PM  
Subject: Portland Cement decision

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(b)(5) Deliberative



01268-EPA-5868

**Richard Windsor/DC/USEPA/US**  
12/13/2011 07:50 PM

To "Heather Zichal"  
cc  
bcc  
Subject Fw: Internal FERC emails show rift with EPA over utility MACT

FYI

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**From:** Brendan Gilfillan  
**Sent:** 12/13/2011 07:39 PM EST  
**To:** Richard Windsor; Bob Perciasepe; Diane Thompson; Seth Oster; Betsaida Alcantara; Arvin Ganesan; Laura Vaught; Michael Goo; Daniel Kanninen; Alex Barron; Joel Beauvais; Stephanie Owens; Dru Ealons; Gina McCarthy; Joseph Goffman  
**Subject:** Fw: Internal FERC emails show rift with EPA over utility MACT

Please see the below story. This is going to be a significant issue tonight/tomorrow.

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**From:** POLITICO Pro [politicoemail@politicopro.com]  
**Sent:** 12/13/2011 07:33 PM EST  
**To:** Brendan Gilfillan  
**Subject:** Internal FERC emails show rift with EPA over utility MACT

## **Internal FERC emails show rift with EPA over utility MACT**

By Erica Martinson  
12/13/11 7:31 PM EST

Internal emails between FERC and the White House show that the EPA may have discounted Energy Department concerns about how its mercury and air toxics rule for power plants could affect power grid reliability.

FERC officials were also frustrated with EPA's intransigence on the issue during the draft rule phase, according to the emails.

"I don't think there is any value in continuing to engage EPA on the issues," FERC senior economist David Kathan wrote in a March [email](#). "EPA has indicated that these are their assumptions and have made it clear" that they will not change "anything on reliability or gas availability in the proposed rule."

"As it has done in other responses, EPA continues to make a lot of assumptions and does not directly answer anything associated with local reliability," Kathan wrote. "They provide the standard response that there will be enough time and they are confident that regional processes will accommodate any local capacity deficiency problem early in the process, or they do not directly respond to the question."

EPA is expected to issue its utility MACT rule on Friday, per a court agreement.

The requirements of the rule will lead to the closure of many coal-fired power plants, and idling of some coal-fired power generation units. Partisan fervor has risen in recent months over concerns that the pollution-control requirements will have dramatic impacts on electric reliability.

House Oversight and Government Reform Committee leaders cited internal FERC and OMB emails to say that EPA shirked its responsibility to appropriately consider reliability concerns.

Chairman Darrell Issa (R-Calif.) and Regulatory Affairs subpanel Chairman Jim Jordan (R-Ohio) sent a [letter](#) Tuesday to White House Office of Management and Budget regulatory chief Cass Sunstein citing the emails and asking that the rule be returned to EPA to more fully consider the impact on jobs and electric reliability.

Originally, EPA mentioned concerns about reliability in its draft, requesting comment on the issue. But on March 3, while the draft rule was under review, Ellen Brown of FERC sent an email to OIRA expressing concern that EPA was planning to ask commenters to “opine on the scope of our authority to ensure compliance with our regulations,” according to the [emails](#).

So EPA removed the request from comment before releasing the rule.

Doing so without requesting input from other FERC offices or commissioners, the committee said in the letter to Sunstein, “does a disservice to the rulemaking process.”

During the March interagency review of the proposed rule, the Energy asked EPA to change a notation that it “has worked closely” with FERC and DOE on the potential impacts to reliability to say “will continue to work” with the agencies.

“In light of this new information, we are writing to request that the Office of Information and Regulatory Affairs immediately return the utility MACT rule to EPA and require that EPA and the Federal Energy Regulatory Commission complete a proper assessment of the rule that includes an analysis of its impact on grid reliability,” the House letter says.

EPA has repeatedly said that it will allow flexibility to ensure that FERC’s reliability needs are met, and also notes that independent assessments of the outcome of EPA’s air toxics rules tends to overstate the rules’ requirements.

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01268-EPA-5869

"Zichal, Heather R."

(b)(6) Privacy

12/13/2011 07:56 PM

To Richard Windsor

cc

bcc

Subject RE: Internal FERC emails show rift with EPA over utility MACT

(b)(5) Deliberative

**From:** Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]

**Sent:** Tuesday, December 13, 2011 7:51 PM

**To:** Zichal, Heather R.

**Subject:** Fw: Internal FERC emails show rift with EPA over utility MACT

FYI

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**From:** Brendan Gilfillan

**Sent:** 12/13/2011 07:39 PM EST

**To:** Richard Windsor; Bob Perciasepe; Diane Thompson; Seth Oster; Betsaida Alcantara; Arvin Ganesan; Laura Vaught; Michael Goo; Daniel Kanninen; Alex Barron; Joel Beauvais; Stephanie Owens; Dru Ealons; Gina McCarthy; Joseph Goffman

**Subject:** Fw: Internal FERC emails show rift with EPA over utility MACT

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**From:** POLITICO Pro [politicoemail@politicopro.com]

**Sent:** 12/13/2011 07:33 PM EST

**To:** Brendan Gilfillan

**Subject:** Internal FERC emails show rift with EPA over utility MACT

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12/13/11 7:31 PM EST

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01268-EPA-5870

**Richard Windsor/DC/USEPA/US**  
12/16/2011 10:56 AM

To "Heather Zichal"  
cc  
bcc

Subject Fw: LA Times: EPA set to impose tough mercury limit at power plants

Betsaida Alcantara

----- Original Message -----

**From:** Betsaida Alcantara  
**Sent:** 12/16/2011 10:40 AM EST  
**To:** Richard Windsor; Bob Perciasepe; Diane Thompson; Gina McCarthy; Arvin Ganesan; Laura Vaught; Brendan Gilfillan; Seth Oster  
**Subject:** LA Times: EPA set to impose tough mercury limit at power plants

EPA set to impose tough mercury limit at power plants

The Environmental Protection Agency is expected to approve a stringent cap on emissions of mercury and scores of other toxic substances from power plants, sources say. Utilities are expected to push back. By Neela Banerjee, Washington Bureau

8:21 PM PST, December 15, 2011

Reporting from Washington

The Environmental Protection Agency is expected Friday to approve a tough new rule to limit emissions of mercury, arsenic and other toxic substances from the country's power plants, according to people with knowledge of the new standard.

Though mercury is a known neurotoxin that can be profoundly harmful to children and pregnant women, the air pollution rule has been more than 20 years in the making, repeatedly stymied because of objections from coal-burning utilities about the cost of installing pollution-control equipment.

The new regulation is not expected to differ markedly in its rigorous emissions targets and timetable from a draft rule proposed by the EPA in March, said people who were briefed in broad terms about it. Scheduled to be formally announced Monday, the rule follows on the heels of several Obama administration decisions to shelve environmental standards to mollify a sharply critical business community, including a high-profile decision this summer to halt new standards to cut smog.

Some analysts cautioned that the rule still could be delayed if it got caught up in the political horse-trading in Washington to pass spending legislation. Still, if it lands as expected, the long-awaited rule governing toxic substances is sure to rile powerful utilities and their congressional allies who have doggedly lobbied the administration over the last few weeks to weaken or delay the standards.

"Clean air will be the biggest environmental accomplishment of the Obama administration, and the forthcoming mercury rule will be the crowning achievement of an already strong clean-air resume," said John Walke, director of the Natural Resources Defense Council's Clean Air Program.

Scott Segal, director of the Electric Reliability Coordinating Council, an industry lobbying group, said the sweeping implications of the new rule mean that utilities would not accept them easily.

"In the history of the Clean Air Act, there has never been a greater intervention into the power sector than with this regulation," Segal said. "So it stands to reason that we will likely see a substantial amount of litigation around this."

The EPA and the administration declined to comment on the pending rule.

The fight to dilute the new regulation has centered on the amount of mercury that can be emitted and the timetable to install pollution control equipment. In its draft rule, the EPA determined that the industry standard should be 1.2 pounds of mercury per million BTUs of energy produced. Industry wants 1.4 pounds. But the EPA arrived at its figure based on a formula set out under the Clean Air Act, and analysts said the agency therefore cannot deviate from it.

The act would give companies three years to clean up their emissions of mercury and about 70 other toxic substances, and utilities could appeal for at least one more year as they install the necessary equipment. Much of industry has argued that the timetable is too tight and could lead to rolling blackouts. One group, the American Public Power Assn., told the White House that its members needed more than seven years to comply with the mercury rule.

Over the last few weeks, however, the timetable argument has been undermined by dissension within industry. Most notably, Ralph Izzo, chairman of the Newark, N.J.-based utility Public Service Enterprise Group, wrote a letter to the Wall Street Journal in which he said that companies have known for decades that the mercury rule would take effect and some, like his, have already installed the needed equipment at their coal-fired plants.

"EPA's proposed clean-air rules will have a modest impact on plant retirements," Izzo wrote in his rebuttal to a story in the newspaper. "Regulations are not the death knell you would have everyone believe, but provide a clear path for responsible coal generation. Action is long overdue."

About a dozen states have already approved rules to cut mercury and other toxic substances. Industry has argued that the health benefits of reducing mercury through a federal standard are overstated.

But Walke of the Natural Resources Defense Council said the estimated public health effects had played a considerable role so far in getting the administration to stick to the standards it proposed in March. People get exposed to mercury mainly by eating contaminated fish. Mercury exposure damages the developing brains of fetuses and children.

The EPA estimates that by 2016, the proposed rules could avert between 6,800 to 17,000 premature deaths annually, a greater benefit than most other federal health and environmental rules are estimated to achieve.

01268-EPA-5871

**Richard Windsor/DC/USEPA/US**  
12/16/2011 10:56 AM

To "Heather Zichal"  
cc  
bcc

Subject Fw: Time blog: Clean Air At Last: The EPA Cracks Down on Coal Pollution

Betsaida Alcantara

----- Original Message -----

**From:** Betsaida Alcantara  
**Sent:** 12/16/2011 10:54 AM EST  
**To:** Betsaida Alcantara  
**Cc:** Arvin Ganesan; Bob Perciasepe; Brendan Gilfillan; Diane Thompson; Gina McCarthy; Laura Vaught; Richard Windsor; Seth Oster

**Subject:** Time blog: Clean Air At Last: The EPA Cracks Down on Coal Pollution

Clean Air At Last: The EPA Cracks Down on Coal Pollution

By BRYAN WALSH | | December 16, 2011 |

During his career as a running back for the Pittsburgh Steelers, Jerome Bettis made a habit of running over opponents—that's why they called him "the Bus." Now the Environmental Protection Agency (EPA) is hoping that Bettis can handle conservative lawmakers the way he used to brush aside opposing linebackers. Bettis was in Washington on Thursday to meet with EPA head Lisa Jackson and to film a public service announcement about the need for new rules that will limit emissions of mercury and other toxics from power plants. Bettis—who was diagnosed with asthma at age 15—told POLITICO that Jackson was grateful for his work:

"She wanted to thank me for the support that I'm lending to this issue. She said this is a very important issue, and it's going to meet some resistance."

Jackson's right. The mercury rule has been in the works for two decades, and year after year the power industry has managed to stave off implementation. But on Friday—under a court order—the EPA is expected to finally issue new regulations that will require power plants to reduce emissions of mercury and other toxics within the next three years. The utility industry is already fighting back, claiming that the rules will destroy jobs, raise electricity prices and even lead to blackouts—so Jackson knows she has a fight on her hands.

Mercury is a neurotoxin—one that's especially dangerous to children—and trace amounts of it can be found in some forms of coal, especially from the West. When that coal is burned, the mercury is released into the air, where it can attack us directly, or wind its way up the food chain, often through fish. (Concerns about mercury levels is one reason that pregnant women are often advised to avoid sushi and other seafood.) The EPA has been looking at regulating mercury since the Clean Air Amendments of 1990 were passed—with remarkably bipartisan support—but the agency dragged its feet, issuing its first study in 1998 and the first attempt at regulations under former President George W. Bush in 2005. But those rules were considered so lax that a federal court threw them out and ordered the agency to come up with something more stringent. Now—seven years later—the EPA is on the brink of doing just that.

The new rules are expected to be similar to draft regulations the EPA first announced early this year, and would require mercury reductions beginning in 2014, giving industry about three years to comply. (Although 2014 will be 24 years after the EPA was first directed to investigate the risks of mercury pollution.) Like any regulation, it will have benefits—and it will have costs too. The EPA says that the new rules could have public health benefits ranging from \$53 to \$140 billion, while imposing costs of \$11 billion. That means benefits to all of us—again, especially vulnerable children—for every \$5 to \$14 dollars

industry is forced to spend cleaning up.

The power plant industry—with coal plants being hardest hit by the new rules—isn't happy, claiming that the new rules could cost far more than the EPA has predicted, with vast increases in energy and the potential for rolling blackouts. As Evan Tracey of the American Coalition for Clean Coal Electricity—a power industry trade group—said recently:

EPA's proposal would kick the economy when it's down. Utility MACT is the most expensive rule ever written for power plants and will make it even more difficult for families, businesses and industry to recover in these rough economic times. The EPA's heavy-handed Utility MACT rule must be fixed by the President before our hope of economic recovery is dimmed further. If the President won't fix the rule, we hope Congress will step in and pass legislation that achieves environmental results without wrecking the economy.

Is that true? The EPA has tangled with the Federal Energy Regulatory Commission (FERC) over the impact that the new rules will have on electricity reliability, with some FERC staff worrying that the MACT rule will push too many coal plants into retirement, imperiling the utility service. That's an argument that coal-dominated utilities like American Electric and Southern Company have made as well, as they ask for more time to adjust to the new rules. But the power industry has known for years that these mercury regulations were on their way, and many utilities are on record saying they're already prepared. What no one can doubt is that cutting back on mercury will be a boon for public health—and will even help the climate by pushing out older, polluting coal plants. The Bus is right—it's time to do something about mercury.

Read more:

<http://ecocentric.blogs.time.com/2011/12/16/clean-air-at-last-the-epa-cracks-down-on-coal-pollution/#ixzz1gilWLErZ>

Betsaida Alcantara	<a href="#">EPA set to impose tough mercury li...</a>	12/16/2011 10:40:12 AM
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From: Betsaida Alcantara/DC/USEPA/US  
 To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Laura Vaught/DC/USEPA/US@EPA, Brendan Gilfillan/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA  
 Date: 12/16/2011 10:40 AM  
 Subject: LA Times: EPA set to impose tough mercury limit at power plants

EPA set to impose tough mercury limit at power plants

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8:21 PM PST, December 15, 2011

Reporting from Washington

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a draft rule proposed by the EPA in March, said people who were briefed in broad terms about it. Scheduled to be formally announced Monday, the rule follows on the heels of several Obama administration decisions to shelve environmental standards to mollify a sharply critical business community, including a high-profile decision this summer to halt new standards to cut smog.

Some analysts cautioned that the rule still could be delayed if it got caught up in the political horse-trading in Washington to pass spending legislation. Still, if it lands as expected, the long-awaited rule governing toxic substances is sure to rile powerful utilities and their congressional allies who have doggedly lobbied the administration over the last few weeks to weaken or delay the standards.

"Clean air will be the biggest environmental accomplishment of the Obama administration, and the forthcoming mercury rule will be the crowning achievement of an already strong clean-air resume," said John Walke, director of the Natural Resources Defense Council's Clean Air Program.

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The EPA and the administration declined to comment on the pending rule.

The fight to dilute the new regulation has centered on the amount of mercury that can be emitted and the timetable to install pollution control equipment. In its draft rule, the EPA determined that the industry standard should be 1.2 pounds of mercury per million BTUs of energy produced. Industry wants 1.4 pounds. But the EPA arrived at its figure based on a formula set out under the Clean Air Act, and analysts said the agency therefore cannot deviate from it.

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The EPA estimates that by 2016, the proposed rules could avert between 6,800 to 17,000 premature deaths annually, a greater benefit than most other federal health and environmental rules are estimated to achieve.



01268-EPA-5872

"Zichal, Heather R."

(b)(6) Privacy

12/16/2011 10:57 AM

To Richard Windsor

cc

bcc

Subject RE: LA Times: EPA set to impose tough mercury limit at power plants

(b)(5) Deliberative

-----Original Message-----

From: Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]

Sent: Friday, December 16, 2011 10:57 AM

To: Zichal, Heather R.

Subject: Fw: LA Times: EPA set to impose tough mercury limit at power plants

----- Original Message -----

From: Betsaida Alcantara

Sent: 12/16/2011 10:40 AM EST

To: Richard Windsor; Bob Perciasepe; Diane Thompson; Gina McCarthy; Arvin Ganesan; Laura Vaught; Brendan Gilfillan; Seth Oster

Subject: LA Times: EPA set to impose tough mercury limit at power plants

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Some analysts cautioned that the rule still could be delayed if it got caught up in the political horse-trading in Washington to pass spending legislation. Still, if it lands as expected, the long-awaited rule governing toxic substances is sure to rile powerful utilities and their congressional allies who have doggedly lobbied the administration over the last few weeks to weaken or delay the standards.

"Clean air will be the biggest environmental accomplishment of the Obama administration, and the forthcoming mercury rule will be the crowning achievement of an already strong clean-air resume," said John Walke, director of the Natural Resources Defense Council's Clean Air Program.

Scott Segal, director of the Electric Reliability Coordinating Council, an industry lobbying group, said the sweeping implications of the new rule mean that utilities would not accept them easily.

"In the history of the Clean Air Act, there has never been a greater intervention into the power sector than with this regulation," Segal said. "So it stands to reason that we will likely see a substantial amount of litigation around this."

The EPA and the administration declined to comment on the pending rule.

The fight to dilute the new regulation has centered on the amount of mercury that can be emitted and the timetable to install pollution control equipment. In its draft rule, the EPA determined that the industry standard should be 1.2 pounds of mercury per million BTUs of energy produced. Industry wants 1.4 pounds. But the EPA arrived at its figure based on a formula set out under the Clean Air Act, and analysts said the agency therefore cannot deviate from it.

The act would give companies three years to clean up their emissions of mercury and about 70 other toxic substances, and utilities could appeal for at least one more year as they install the necessary equipment. Much of industry has argued that the timetable is too tight and could lead to rolling blackouts. One group, the American Public Power Assn., told the White House that its members needed more than seven years to comply with the mercury rule.

Over the last few weeks, however, the timetable argument has been undermined by dissension within industry. Most notably, Ralph Izzo, chairman of the Newark, N.J.-based utility Public Service Enterprise Group, wrote a letter to the Wall Street Journal in which he said that companies have known for decades that the mercury rule would take effect and some, like his, have already installed the needed equipment at their coal-fired plants.

"EPA's proposed clean-air rules will have a modest impact on plant retirements," Izzo wrote in his rebuttal to a story in the newspaper. "Regulations are not the death knell you would have everyone believe, but provide a clear path for responsible coal generation. Action is long overdue."

About a dozen states have already approved rules to cut mercury and other toxic substances. Industry has argued that the health benefits of reducing mercury through a federal standard are overstated.

But Walke of the Natural Resources Defense Council said the estimated public health effects had played a considerable role so far in getting the administration to stick to the standards it proposed in March. People get exposed to mercury mainly by eating contaminated fish.

Mercury exposure damages the developing brains of fetuses and children.

The EPA estimates that by 2016, the proposed rules could avert between 6,800 to 17,000 premature deaths annually, a greater benefit than most other federal health and environmental rules are estimated to achieve.

01268-EPA-5873

"Zichal, Heather R."

(b)(6) Privacy

12/16/2011 11:28 AM

To Richard Windsor

cc

bcc

Subject Rpt Language on Boiler MACT

**In other good news (close hold):**

*Boiler* AMCT.-The conferees are encouraged by the outcome of EPA's reconsideration of the Boiler MACT rule and offer no directives regarding Boiler MACT standards. The proposed rule addresses substantive concerns by including additional flexibility with respect to compliance costs, and a biomass exemption.

01268-EPA-5874

**Richard Windsor/DC/USEPA/US**  
12/16/2011 11:36 AM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: Rpt Language on Boiler MACT

Woohoo!

---

**From:** "Zichal, Heather R." (b)(6) Privacy  
**Sent:** 12/16/2011 11:28 AM EST  
**To:** Richard Windsor  
**Subject:** Rpt Language on Boiler MACT

**In other good news (close hold):**

*Boiler* AMCT.-The conferees are encouraged by the outcome of EPA's reconsideration of the Boiler MACT rule and offer no directives regarding Boiler MACT standards. The proposed rule addresses substantive concerns by including additional flexibility with respect to compliance costs, and a biomass exemption.

01268-EPA-5875

"Sunstein, Cass R."

(b)(6) Privacy

12/16/2011 08:46 PM

To Richard Windsor

cc

bcc

Subject Fw: RIN 2060-AP52 - RIA Ch 6-8

**From:** Higgins, Cortney  
**Sent:** Friday, December 16, 2011 08:44 PM  
**To:** Sunstein, Cass R.  
**Subject:** FW: RIN 2060-AP52 - RIA Ch 6-8

Here's the 3<sup>rd</sup> of the emails, with the last of the RIA chapters.

**From:** Higgins, Cortney  
**Sent:** Friday, December 16, 2011 8:20 PM  
**To:** Bob Wayland ([Wayland.Robertj@epamail.epa.gov](mailto:Wayland.Robertj@epamail.epa.gov))  
**Cc:** [Maxwell.Bill@epamail.epa.gov](mailto:Maxwell.Bill@epamail.epa.gov); [Cole.Amy@epamail.epa.gov](mailto:Cole.Amy@epamail.epa.gov)  
**Subject:** RE: RIN 2060-AP52 - RIA Ch 6-8

Hi,

Can you have the attached clean files uploaded by OP into ROCIS? I've opened it for amendment. I'll be sending the rest of the clean RIA in a subsequent email.

Regards,  
Cortney

**From:** Higgins, Cortney  
**Sent:** Friday, December 16, 2011 8:19 PM  
**To:** Bob Wayland ([Wayland.Robertj@epamail.epa.gov](mailto:Wayland.Robertj@epamail.epa.gov))  
**Cc:** [Maxwell.Bill@epamail.epa.gov](mailto:Maxwell.Bill@epamail.epa.gov); [Cole.Amy@epamail.epa.gov](mailto:Cole.Amy@epamail.epa.gov)  
**Subject:** RE: RIN 2060-AP52 - RIA Ch 5

Hi,

Can you have the attached clean files uploaded by OP into ROCIS? I've opened it for amendment. I'll be sending the rest of the clean RIA in a subsequent email.

Regards,  
Cortney

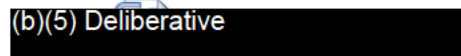
**From:** Higgins, Cortney  
**Sent:** Friday, December 16, 2011 8:16 PM  
**To:** Bob Wayland ([Wayland.Robertj@epamail.epa.gov](mailto:Wayland.Robertj@epamail.epa.gov))

**Cc:** [Maxwell.Bill@epamail.epa.gov](mailto:Maxwell.Bill@epamail.epa.gov); [Cole.Amy@epamail.epa.gov](mailto:Cole.Amy@epamail.epa.gov)  
**Subject:** RIN 2060-AP52


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Regards,  
Cortney

 (b)(5) Deliberative

Chapter 6\_EmploymentandEconomicImpactsfinal.docx

 (b)(5) Deliberative

Chapter 7\_StatutoryandExecutiveOrderAnalyses\_1216 FINAL.DOCX

 (b)(5) Deliberative

Chapter 8\_SummaryofCostsandBenefits\_1216\_FINAL.DOC

01268-EPA-5876

"Sunstein, Cass R."

(b)(6) Privacy

12/16/2011 08:35 PM

To Richard Windsor

cc

bcc

Subject Fw: RIN 2060-AP52

**From:** Higgins, Cortney  
**Sent:** Friday, December 16, 2011 08:30 PM  
**To:** Sunstein, Cass R.  
**Cc:** Mancini, Dominic J.  
**Subject:** FW: RIN 2060-AP52

Hi Cass,

Below is the first of (3) emails, this one containing the preamble, that I just sent to EPA to have uploaded into ROCIS. At this point we just have procedural steps in ROCIS to conclude. The draft of the preamble attached is what we are concluding on.

Regards,  
Cortney

**From:** Higgins, Cortney  
**Sent:** Friday, December 16, 2011 8:16 PM  
**To:** Bob Wayland (Wayland.Robertj@epamail.epa.gov)  
**Cc:** Maxwell.Bill@epamail.epa.gov; Cole.Amy@epamail.epa.gov  
**Subject:** RIN 2060-AP52

Hi,

Can you have the attached clean files uploaded by OP into ROCIS? I've opened it for amendment. I'll be sending the rest of the clean RIA in a subsequent email.

Regards,  
Cortney

(b)(5) Deliberative

(b)(5) Deliberative

EO12866NESHAPMACT\_NSPSforUtilitiesMATS2060\_AP52Final20111216a.docxROCIS\_MATS\_1216.xlsx

(b)(5) Deliberative

MATS Cover Page.doc MATS Back Cover.doc MATS TOC updated.doc ROCIS\_MATS\_1216.xlsx MATS TOC.DOC

(b)(5) Deliberative

0\_Executive SummaryMATS\_1216\_FINAL.DOCChapter 2\_ElectricPowerSectorProfile\_1216\_FINAL.DOC

(b)(5) Deliberative

Chapter 1\_IntroductionBackground\_1216\_FINAL.DOCChapter 3\_CostEconomicEnergy\_1216\_FINAL.DOCX

(b)(5) Deliberative

Chapter 4\_mercuryHAPbenefits\_1216\_FINAL.DOCX





01268-EPA-5877

"Sunstein, Cass R."

(b)(6) Privacy

12/16/2011 08:46 PM

To Richard Windsor

cc

bcc

Subject Fw: RIN 2060-AP52 - RIA Ch 5

**From:** Higgins, Cortney  
**Sent:** Friday, December 16, 2011 08:44 PM  
**To:** Sunstein, Cass R.  
**Subject:** FW: RIN 2060-AP52 - RIA Ch 5

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**Cc:** [Maxwell.Bill@epamail.epa.gov](mailto:Maxwell.Bill@epamail.epa.gov); [Cole.Amy@epamail.epa.gov](mailto:Cole.Amy@epamail.epa.gov)  
**Subject:** RE: RIN 2060-AP52 - RIA Ch 5

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Cortney

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**Sent:** Friday, December 16, 2011 8:16 PM  
**To:** Bob Wayland ([Wayland.Robertj@epamail.epa.gov](mailto:Wayland.Robertj@epamail.epa.gov))  
**Cc:** [Maxwell.Bill@epamail.epa.gov](mailto:Maxwell.Bill@epamail.epa.gov); [Cole.Amy@epamail.epa.gov](mailto:Cole.Amy@epamail.epa.gov)  
**Subject:** RIN 2060-AP52

Hi,

Can you have the attached clean files uploaded by OP into ROCIS? I've opened it for amendment. I'll be sending the rest of the clean RIA in a subsequent email.

Regards,  
Cortney

(b)(5) Deliberative

Chapter 5\_HealthWelfareCobenefits\_1216\_FINAL.DOCX

01268-EPA-5878

**Richard Windsor/DC/USEPA/US**  
12/17/2011 10:03 AM

To "Heather Zichal"  
cc  
bcc

Subject Fw: Washington Post: EPA finalizes tough new rules on emissions by power plants

FYI. Passed on srate dept msg as well.  
Betsaida Alcantara

----- Original Message -----

**From:** Betsaida Alcantara  
**Sent:** 12/17/2011 09:54 AM EST  
**To:** Richard Windsor  
**Subject:** Re: Washington Post: EPA finalizes tough new rules on emissions by power plants  
We're coordinating w them  
Richard Windsor

----- Original Message -----

**From:** Richard Windsor  
**Sent:** 12/17/2011 09:53 AM EST  
**To:** Betsaida Alcantara  
**Subject:** Re: Washington Post: EPA finalizes tough new rules on emissions by power plants  
K. Stay close to WH on all this. Lots going on there today. Tx.  
Betsaida Alcantara

----- Original Message -----

**From:** Betsaida Alcantara  
**Sent:** 12/17/2011 09:22 AM EST  
**To:** Richard Windsor  
**Subject:** Re: Washington Post: EPA finalizes tough new rules on emissions by power plants  
We're working on a statement that we'll share soon. Reporters are asking me this morning whether it means its signed.  
Richard Windsor

----- Original Message -----

**From:** Richard Windsor  
**Sent:** 12/17/2011 09:21 AM EST  
**To:** Betsaida Alcantara  
**Subject:** Re: Washington Post: EPA finalizes tough new rules on emissions by power plants  
Tx  
Betsaida Alcantara

----- Original Message -----

**From:** Betsaida Alcantara  
**Sent:** 12/17/2011 09:20 AM EST  
**To:** Richard Windsor; Bob Perciasepe; Diane Thompson; Brendan Gilfillan; Scott Fulton; Gina McCarthy; Arvin Ganesan  
**Subject:** Washington Post: EPA finalizes tough new rules on emissions by power plants

## EPA finalizes tough new rules on emissions by power plants

By Juliet Eilperin and Steven Mufson,

The Obama administration finished crafting tough new rules Friday curbing mercury and other poisons emitted by coal-fired utilities, according to several people briefed on the decision, culminating more than two decades of work to clean up the nation's dirtiest power plants.

As part of last-minute negotiations between the White House and the Environmental Protection Agency, the regulations give some flexibility to power plant operators who argued they could not meet the three-year deadline for compliance outlined by the EPA. Several individuals familiar with the details declined to be identified because the agency will not announce the rules until next week.

140

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The new rules will cost utilities \$10.6 billion by 2016 for the installation of control equipment known as scrubbers, according to EPA estimates. But the EPA said those costs would be far offset by health benefits. The agency estimates that as of 2016, lowering emissions would save \$59 billion to \$140 billion in annual health costs, preventing 17,000 premature deaths a year along with illnesses and lost workdays.

The Obama administration is attempting to deliver on some key priorities for environmentalists without alienating the business community. President Obama angered environmentalists in September by pulling back stricter smog standards the EPA had proposed, and he had to make several environmental concessions to congressional Republicans late Friday as part of a deal to extend the payroll tax cut. Senate leaders agreed Friday night on a provision that would accelerate the Keystone XL pipeline permitting decision as part of a deal to extend cuts in the Social Security tax.

The administration was also making deals Friday on another environmental front: Alaska. As part of the spending bill negotiations, the administration agreed to transfer the authority to issue air permits for offshore Arctic drilling rigs from the EPA to the Interior Department, which many industry executives think would have more lax standards. Separately, the Interior Department gave conditional approval Friday to Shell Oil's exploration plan for Alaska's Chukchi Sea, where the oil giant hopes to drill several wells in the summer.

Several experts said the new controls on mercury, acid gas and other pollutants represent one of the most significant public health and environmental measures in years. The rules will prevent 91 percent of the mercury in coal from entering the air and much of the soot as well: According to EPA estimates, they will prevent 11,000 heart attacks and 120,000 asthma attacks annually by 2016.

"I think this will prove to be the signature environmental accomplishment of the Obama administration," said Frank O'Donnell, who heads the advocacy group Clean Air Watch. "It will soon mean the end of the smoke-spewing coal power plant as we know it today. At the same time, the administration is trying to add a bit of flexibility to extinguish the bogus claim that these standards could mean lights out."

The debate over the rules has also split the nation's utility sector. Some companies, such as New Jersey-based Public Service Enterprise Group and Illinois-based Exelon, say they could meet the new standards easily and have already spent hundreds of millions of dollars to do so. PSEG has also switched from coal to natural gas.



01268-EPA-5879

"Zichal, Heather R."

(b)(6) Privacy

12/17/2011 10:07 AM

To Richard Windsor

cc

bcc

Subject Re: Washington Post: EPA finalizes tough new rules on emissions by power plants

Thx.

----- Original Message -----

From: Richard Windsor [mailto:Windsor.Richard@epamail.epa.gov]

Sent: Saturday, December 17, 2011 10:03 AM

To: Zichal, Heather R.

Subject: Fw: Washington Post: EPA finalizes tough new rules on emissions by power plants

FYI. Passed on srate dept msg as well.

----- Original Message -----

From: Betsaida Alcantara

Sent: 12/17/2011 09:54 AM EST

To: Richard Windsor

Subject: Re: Washington Post: EPA finalizes tough new rules on emissions by power plants  
We're coordinating w them

----- Original Message -----

From: Richard Windsor

Sent: 12/17/2011 09:53 AM EST

To: Betsaida Alcantara

Subject: Re: Washington Post: EPA finalizes tough new rules on emissions by power plants  
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Subject: Re: Washington Post: EPA finalizes tough new rules on emissions by power plants  
Tx

----- Original Message -----

From: Betsaida Alcantara  
Sent: 12/17/2011 09:20 AM EST  
To: Richard Windsor; Bob Perciasepe; Diane Thompson; Brendan Gilfillan; Scott Fulton; Gina McCarthy; Arvin Ganesan  
Subject: Washington Post: EPA finalizes tough new rules on emissions by power plants

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By Juliet Eilperin and Steven Mufson,

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As part of last-minute negotiations between the White House and the Environmental Protection Agency, the regulations give some flexibility to power plant operators who argued they could not meet the three-year deadline for compliance outlined by the EPA. Several individuals familiar with the details declined to be identified because the agency will not announce the rules until next week.

140

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"I think this will prove to be the signature environmental accomplishment of the Obama administration," said Frank O'Donnell, who heads the advocacy group Clean Air Watch. "It will soon mean the end of the smoke-spewing coal power plant as we know it today. At the same time, the administration is trying to add a bit of flexibility to extinguish the bogus claim that these standards could mean lights out."

The debate over the rules has also split the nation's utility sector. Some companies, such as New Jersey-based Public Service Enterprise Group and Illinois-based Exelon, say they could meet the new standards easily and have already spent hundreds of millions of dollars to do so. PSEG has also switched from coal to natural gas.

01268-EPA-5880

**Richard Windsor/DC/USEPA/US**  
12/19/2011 07:47 AM

To "Heather Zichal"  
cc  
bcc

Subject Fw: Politico Pro: All eyes on EPA mercury rule rollout

Betsaida Alcantara

----- Original Message -----

**From:** Betsaida Alcantara  
**Sent:** 12/19/2011 07:25 AM EST  
**To:** Richard Windsor; Bob Perciasepe; Diane Thompson; Brendan Gilfillan; Scott Fulton; Gina McCarthy; Arvin Ganesan  
**Subject:** Politico Pro: All eyes on EPA mercury rule rollout  
All eyes on EPA mercury rule rollout

By Erica Martinson  
12/19/11 5:33 AM EST

This week, the EPA will formally announce its finalized mercury and air toxics emissions rule for power plants in what could be a critical move for the administration in a difficult year for environmental issues.

Although the court-ordered deadline to sign the rule was Friday, EPA skipped the traditional pre-weekend news dump<

[http://www.washingtonpost.com/politics/the-storied-friday-night-media-dump-now-proven-real/2011/11/10/gIQAiHYo9M\\_story.html](http://www.washingtonpost.com/politics/the-storied-friday-night-media-dump-now-proven-real/2011/11/10/gIQAiHYo9M_story.html)> and instead plans to unveil it in an event early this week, even with a celebrity PSA<<https://www.politicopro.com/story/energy/?id=8032>> from former NFL running back Jerome Bettis.

The EPA says the air toxics rule – for the first time limiting mercury and some other toxic air pollution from power plants – will prevent 17,000 premature deaths each year, and hundreds of thousands of other illnesses, including asthma.

The rule comes as the Obama administration ends a difficult year with environmentalists, after pulling back on the smog rule<<https://www.politicopro.com/story/energy/?id=7221>>, and as EPA rules repeatedly came under fire on Capitol Hill.

The mercury rule for power plants has been in the making since the 1990 Clean Air Act amendments, and will replace a Bush-administration rule – the Clean Air Mercury Rule – that was thrown out by the courts.

"I expect them to hang tough and do something that's defensible," said Sue Tierney, former Department of Energy official and managing principal at Analysis Group.

But it seems that there is nothing that could come from the agency this week that could satisfy the rule's critics, given statutory requirements of the Clean Air Act for the rule's implementation.

The stringent new requirements to cut toxic emissions from power plants will be costly for many companies, and too costly for many older coal-fired power plants that will, as a result, shut down.

Many states, however, already have similar requirements, and their utilities will not need to make changes. And those that rely more on natural gas, hydro-power and nuclear power will have fewer difficulties than the parts of the country – particularly in the Midwest and the South – that have many coal-fired power plants.



Some of the rule's critics – power companies are split on the issue – have charged<  
<http://www.politico.com/news/stories/1111/68969.html>> that the EPA has not done enough to consider whether the rule, along with other upcoming regulations, could affect the ability of power plants to deliver electricity to customers, particularly during peak demand periods.

The reliability issue is tied directly to a key concern of those opposed to the rule: the timeline.

The rule that will come out this week will likely require implementation within three years. And states could provide an extra year where there are concerns about reliability. These timelines are statutory – meaning there's little the agency could do to extend them.

According to The Washington Post<  
[http://www.washingtonpost.com/national/health-science/epa-finalizes-tough-new-rules-on-emissions-by-power-plants/2011/12/16/gIQAc2WTzO\\_story.html](http://www.washingtonpost.com/national/health-science/epa-finalizes-tough-new-rules-on-emissions-by-power-plants/2011/12/16/gIQAc2WTzO_story.html)>, EPA and the White House agreed in eleventh hour talks to give some flexibility to power plant operators who argued they could not meet the three-year compliance deadline.

Many companies have said in earnings statements to investors that they will have no problem meeting the deadlines – that they have been planning for nearly a decade for this eventuality. But others argue it's impossible.

If a plant can't meet the deadline, companies can enter into a consent decree with the agency – a legally binding agreement that would be more costly for the company and usually involve extra fines, extra projects and time in court.

Critics of the rule argue that three years is simply not enough time.

"Billion dollar improvements – times hundreds of units – are not built in three years; the country's energy customers simply can't absorb those costs," said Jane Montgomery, utility attorney and partner at Schiff Hardin.

The work requires an extensive planning process, and "something that doesn't happen in three years," she said.

Permitting times can also be difficult, Montgomery noted. While they can move fast enough to be done within three years, the ability of permitting authorities varies. "So when you go in for a permit, you put yourself in the hands of a bureaucrat."

Times can also vary from state to state due to the state-level statutory requirements for public involvement in the permitting process.

But Montgomery admits there's not much the EPA can do when it's following the law. The "only solution is to have Congress do something differently," she said.

"I suppose in the end there are going to be a lot of consent decrees," Montgomery predicted, noting though that utilities are unlikely to enter them voluntarily – meaning EPA will have to sue companies that are not meeting the timeline requirements of the Utility MACT rule.

Consent decrees open up the possibility for substantial penalties and supplemental environmental projects, Montgomery said.

SEPs are like court-ordered community service for environmental violators: They are voluntary agreements to do related projects in lieu of some penalties. For instance, a power company may agree to install energy efficient housing materials in low-income neighborhoods to reduce energy consumption.

"They get creative," Montgomery said.

Betsaida Alcantara

## ----- Original Message -----

**From:** Betsaida Alcantara  
**Sent:** 12/17/2011 09:20 AM EST  
**To:** Richard Windsor; Bob Perciasepe; Diane Thompson; Brendan Gilfillan; Scott Fulton; Gina McCarthy; Arvin Ganesan  
**Subject:** Washington Post: EPA finalizes tough new rules on emissions by power plants

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The debate over the rules has also split the nation's utility sector. Some companies, such as New Jersey-based Public Service Enterprise Group and Illinois-based Exelon, say they could meet the new standards easily and have already spent hundreds of millions of dollars to do so. PSEG has also switched from coal to natural gas.

01268-EPA-5881

**Richard Windsor/DC/USEPA/US**  
12/19/2011 07:57 AM

To "Heather Zichal"  
cc  
bcc

Subject Fw: Google Alert - lisa jackson epa

---

**From:** Google Alerts [googlealerts-noreply@google.com]  
**Sent:** 12/19/2011 11:58 AM GMT  
**To:** Richard Windsor  
**Subject:** Google Alert - lisa jackson epa

News

1 new result for **lisa jackson epa**

[Sizing Up EPA's Mercury Rules](#)

National Journal (blog)

**EPA** under **Lisa Jackson** has lost credibility on issuing regulations that strike a balance between legitimate environmental challenges and our technological and economic ability to resolve them. If Jackson's real objective is to shutter old coal fired ...

[See all stories on this topic »](#)

---

Tip: Use a minus sign (-) in front of terms in your query that you want to exclude. [Learn more.](#)

[Delete](#) this alert.  
[Create](#) another alert.  
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01268-EPA-5882

**Richard Windsor/DC/USEPA/US**  
12/20/2011 05:27 PM

To Stephanie Owens  
cc Eric Wachter  
bcc

Subject Fw: Daily Reading File: October 12, 2011

(b) (5) Deliberative [REDACTED] ? Thx

----- Forwarded by Richard Windsor/DC/USEPA/US on 12/20/2011 05:27 PM -----

From: EPAExecSec  
To: Aaron Dickerson/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Bicky Corman/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Eric Wachter/DC/USEPA/US@EPA, Gladys Stroman/DC/USEPA/US@EPA, Heidi Ellis/DC/USEPA/US@EPA, Jose Lozano/DC/USEPA/US@EPA, Laura Vaught/DC/USEPA/US@EPA, Michael Goo/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA, Sarah Pallone/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA, Stephanie Washington/DC/USEPA/US@EPA, Christopher Busch/DC/USEPA/US@EPA, Veronica Burley/DC/USEPA/US@EPA, Janet Woodka/DC/USEPA/US@EPA  
Date: 10/12/2011 05:34 PM  
Subject: Daily Reading File: October 12, 2011  
Sent by: (b) (6) Personal Privacy



Daily Reading File.10.12.11.pdf



# Correspondence Management System

Control Number: AX-11-001-6883

Printing Date: October 12, 2011 10:59:51



## Citizen Information

Citizen/Originator: **Lew, Jacob J**

Organization: Executive Office of the President, Office of Management and Budget  
Address: 725 17th Street, N.W., Washington, DC 20503

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-6883      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Sep 19, 2011      Received Date: Oct 12, 2011  
 Addressee: Kay T. Hagan      Addressee Org: Executive Office of the President,  
    Office of Management and Budget

Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: DRF - EPA's proposed Maximum Achievable Control Technology rule for brick and structural clay processes under the Clean Air Act

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OCIR - Office of Congressional and Intergovernmental Relations  
       OEAE - Office of External Affairs and Environmental Education

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OAR	Oct 12, 2011

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Forward control to OAR	Oct 12, 2011



RECEIVED

2011 OCT 11 AM 11:09

OFFICE OF THE  
EXECUTIVE SECRETARIAT

THE DIRECTOR

September 19, 2011

The Honorable Kay R. Hagan  
United States Senate  
Washington, DC 20510

Dear Senator Hagan:

Thank you for your letter regarding the Environmental Protection Agency's (EPA) proposed Maximum Achievable Control Technology (MACT) rule for brick and structural clay processes (Brick MACT) under the Clean Air Act (CAA).

In your letter, you provided information on various options that EPA has under the CAA in drafting the Brick MACT rule. We appreciate your discussing options such as the distinction between major and area sources, subcategorization, and the health threshold standard under CAA section 112(d)(4).

Your letter will be made a part of our record, and we understand that EPA has also provided a response to your letter. Thank you again for your interest in this matter and for taking the time to communicate your views. We will consider your comments when we review the draft proposed rule.

Sincerely,

Jacob J. Lew  
Director

cc: The Honorable Lisa Jackson





BOBBY JINDAL  
GOVERNOR



DAILY READING FILE

PEGGY M. HATCH  
SECRETARY

State of Louisiana  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF THE SECRETARY

2011 OCT 11 AM 11:09

OFFICE OF THE  
EXECUTIVE SECRETARIAT

September 28, 2011

The Honorable Lisa P. Jackson  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460-2403

Re: Proposed National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production

Dear Administrator Jackson:

As you are aware, EPA's "National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production" was proposed on May 20, 2011.<sup>1</sup> While the Louisiana Department of Environmental Quality (LDEQ) did not submit comments on the proposed rule, I want to call your attention to several key issues raised by others during the comment period.

The first issue concerns the methodology employed by EPA to set the proposed vinyl chloride limits for stripped resin. These limits were developed from data obtained using Method 8260B; however, this method consistently underreports the vinyl chloride concentration in the resin. Yet, under the proposed rule, the PVC and copolymers industry must demonstrate compliance using Method 107, which is more sensitive and accurate. Consequently, its use will yield sampling results that exceed the proposed limits. In fact, based on this issue alone, not a single facility in the dispersion resin and "all other resin" subcategories identified by EPA can meet the proposed vinyl chloride limits.

EPA should calculate vinyl chloride concentration limits for all subcategories using Method 107 data. Continued use of Method 8260B data would violate the Clean Air Act's mandate that maximum achievable control technology (MACT) standards be based on emission levels "achieved" by the best-performing sources.<sup>2</sup>

Further, EPA has the necessary data to do so. Four years (2007 - 2010) of daily residual vinyl chloride concentration averages from 15 facilities in the PVC and copolymers industry, collected, analyzed, and reported in accordance with 40 CFR 61 Subpart F - National Emission Standard for Vinyl Chloride, were submitted to the agency as comments on the proposed rule.<sup>3</sup> This data reflects use of Method 107 and was certified at the agency's request.

<sup>1</sup> 76 FR 29528

<sup>2</sup> 42 U.S.C. 7412(d)(3)

<sup>3</sup> <http://www.regulations.gov>, Document ID EPA-HQ-OAR-2002-0037-0146

The Honorable Lisa P. Jackson  
Page 2

In addition, this data is more reflective of the emission levels actually achieved by the industry than the snapshot provided by the 30-day sampling data that EPA used to calculate the proposed vinyl chloride limits. Use of this information will satisfy the agency's obligation to use the best available data in setting the MACT floor for vinyl chloride, as it reflects actual operations over a multi-year period and avoids the need to apply statistical tools to estimate variability.

A second issue I would like to point out concerns what constitutes a new source. According to the proposed rule, a "new affected source" is an individual polyvinyl chloride and copolymers process unit (PVCPU) for which construction is commenced on or after May 20, 2011, regardless of the unit's potential to emit.<sup>4</sup> However, other federal rules require a new unit to be a major source of hazardous air pollutants (HAP)<sup>5</sup> in order to be considered a new source.

For example, according to the HON,<sup>6</sup> if an additional chemical manufacturing process unit is added to an existing major source, the unit is considered a new source only if it would be a major source of HAP.<sup>7</sup> A similar provision can also be found in the MON.<sup>8</sup> In order to maintain consistency among MACT standards addressing chemical manufacturing facilities, EPA should consider a PVCPU added to an existing major source to be "new" only if it is a major source of HAP.

Finally, I urge you to reconsider the monitoring, testing, and sampling requirements set forth in the proposed rule, and only move forward with those requirements that are necessary to ensure compliance with the final emission limitations.

The maintenance of a healthful and safe environment for the people of Louisiana is a matter of critical concern, and LDEQ is an assertive proponent of a clean and healthy environment. Nonetheless, the Louisiana constitution does not establish environmental protection as an exclusive goal, but requires a balancing process in which environmental costs and benefits must be given full and careful consideration along with economic, social, and other factors.

LDEQ supports the development and promulgation of cost-effective MACT standards for the PVC and copolymer industry. The final rule, however, should be compliant with the mandates of the CAA; allow the PVC and copolymer industry to continue to produce the mix of products upon which its customers depend, both now and in the future; and allow Louisiana manufacturers to grow their businesses and compete in a global market. These objectives are fully consistent with President Obama's Executive Order entitled "Improving Regulation and Regulatory Review," which states our "regulatory system must protect public health, welfare, safety, and our environment while promoting economic growth, innovation, competitiveness, and job creation."<sup>9</sup>

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<sup>4</sup> 40 CFR 63.11870(c)

<sup>5</sup> Per 40 CFR 63.2, a "major source" emits or has the potential to emit considering controls, in the aggregate, 10 tons per year or more of any HAP or 25 tons per year or more of any combination of HAP.

<sup>6</sup> Hazardous Organic NESHAP: 40 CFR 63 Subparts F, G, H, & I – National Emission Standards for Organic Hazardous Air Pollutants From the Synthetic Organic Chemical Manufacturing Industry

<sup>7</sup> 40 CFR 63.100(l)(1)(iii)

<sup>8</sup> Miscellaneous Organic NESHAP: 40 CFR 63 Subpart FFFF – National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing. See specifically 40 CFR 63.2440(c)(2).

<sup>9</sup> Executive Order 13563 of January 18, 2011 (76 FR 3821, January 21, 2011)

The Honorable Lisa P. Jackson  
Page 3

Should you have any questions concerning this correspondence, please contact Sam Phillips,  
Assistant Secretary of the Office of Environmental Services, at (225) 219-3180.

Sincerely,

A handwritten signature in blue ink that reads "Peggy M. Hatch". The signature is written in a cursive style with a large initial "P" and "M".

Peggy M. Hatch  
Secretary

PMH



# Correspondence Management System

Control Number: AX-11-001-6893

Printing Date: October 12, 2011 11:06:31



## Citizen Information

Citizen/Originator: Zeman, Christine

Organization: Office of Public Utilities  
Address: 800 E Monroe Street Fl 4, Springfield, IL 62701

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-6893      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Oct 5, 2011      Received Date: Oct 12, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: EML (E-Mail)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: DRF - City Water, Light & Power's request for reconsideration/Cross-State Air Pollution Rule  
 Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OCIR - Office of Congressional and Intergovernmental Relations  
 OEAE - Office of External Affairs and Environmental Education  
 R5 - Region 5 -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OAR	Oct 12, 2011

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Forward control to OAR	Oct 12, 2011

## Comments

## Message Information

Date 10/05/2011 04:25 PM  
From "Zeman, Christine" <Christine.Zeman@cwlp.com>  
To LisaP Jackson/DC/USEPA/US@EPA  
cc Gina McCarthy/DC/USEPA/US@EPA; Beth Craig/DC/USEPA/US@EPA; Sam Napolitano/DC/USEPA/US@EPA  
Subject CWLP's request for reconsideration/CSAPR

## Message Body

Dear Administrator Jackson,

Attached is a courtesy copy of CWLP's Petition for Reconsideration of its allocations for our new Dallman Unit 4 under the CSAPR, sent today by certified mail. We believe CWLP has a unique case for reconsideration of its allocation of allowances for Dallman Unit 4, given the operational issues during the shakedown and startup of this unit that impacted our allocation under the final methodology, and would appreciate USEPA's consideration of our unique position. Thank you for USEPA's consideration of CWLP's request for reconsideration.

Sincerely, Christine

Christine Zeman  
Regulatory Affairs Manager, CWLP  
800 East Monroe Street, MCE 4th floor  
Springfield, IL 62757  
217/789-2116 ext. 2628  
217/789-2136 (fax)  
christine.zeman@cwlp.com

-----Original Message-----

From: CWLPGO355@intranet.cosnet.local  
[mailto:CWLPGO355@intranet.cosnet.local]  
Sent: Wednesday, October 05, 2011 3:50 PM  
To: Zeman, Christine  
Subject: Scanned image from AR-M355N

DEVICE NAME:  
DEVICE MODEL: SHARP AR-M355N  
LOCATION:

FILE FORMAT: PDF MMR(G4)  
RESOLUTION: 300dpi x 300dpi

Attached file is scanned image in PDF format.  
This file can be read by Adobe Acrobat Reader.  
The reader can be downloaded from the following URL:

<http://www.adobe.com/>

OFFICE OF THE  
EXECUTIVE SECRETARIAT

2011 OCT -5 PM 2:39

RECEIVED



OFFICE OF PUBLIC UTILITIES  
CITY OF SPRINGFIELD, ILLINOIS

J. MICHAEL HOUSTON, MAYOR

via Certified Mail  
Return Receipt

October 5, 2011

The Honorable Lisa Jackson  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave., NW  
Washington, DC 20460

Re: EPA-HQ-OAR-2009-0491  
City of Springfield, Illinois, Office of Public Utilities  
(d/b/a/ City Water, Light & Power)  
Petition for Reconsideration and Stay of Cross-State Air Pollution Rule.

Dear Administrator Jackson:

The City of Springfield, Illinois, Office of Public Utilities, doing business as City Water, Light & Power (CWLP) writes to request reconsideration and an immediate administrative stay of the Federal Implementation Plans: Interstate Transport of Fine Particulate Matter and Ozone and Correction of SIP Approvals, 76 Fed. Reg. 48,208 (Aug. 8, 2011) (the Cross-State Rule). CWLP outlines below why reconsideration and a stay of implementation is appropriate.

Of greatest significance to CWLP is EPA's method for allocating allowances to existing electric generating units (EGUs). CWLP operates six EGUs that are subject to the Cross-State Rule, and under the allocation method announced in the final Cross-State Rule, the newest and cleanest of CWLP's units (Dallman 4) is not allocated allowances that reflect its normal expected operations. Because this method appeared for the first time in the final rule and because Dallman 4 had not been allocated allowances as an existing unit under any of the proposed methods, it was impracticable for CWLP to challenge Dallman 4's allocation during the comment period. *See* 42 U.S.C. § 7602(d)(7)(B). CWLP therefore requests that EPA reconsider this aspect of the Cross-State Rule and further requests that EPA stay the rule's implementation during reconsideration and pending the issuance of a revised rule.

## I. Background

CWLP is a not-for-profit, municipally-owned electric generation and transmission utility that provides power to approximately 70,000 customers, including the citizens and businesses of the Springfield community. In fiscal year 2010, CWLP sold a total of 2.7 million megawatt hours of power to wholesale and retail customers. CWLP owns and operates four (4) coal-fired units at its Dallman Power Plant — Dallman Units 31, 32, 33 and

The Honorable Lisa Jackson  
October 5, 2011  
Page 2

4. Each of those units is served by selective catalytic reduction (SCR) systems, and each has flue gas desulfurization (FGD) systems. CWLP began employing these emissions control technologies as early as 1980.<sup>1</sup> *See* Affidavit of Patrick J. Becker ¶ 4 (Ex. 1).

Dallman 4 is relatively new. It is a 200-MW (net) pulverized coal plant that employs the latest coal-fired technology and air quality control systems. On April 17, 2009, Dallman 4's boiler underwent first fire (for natural gas) and steam blow testing. On May 11, 2009, the unit was synchronized to the electrical grid (on natural gas) for the first time, operating at 13 MW. *Id.* at ¶ 6.

But Dallman 4 still has not operated in a manner that is representative of expected normal operations. Throughout 2009 and into 2010, Dallman 4 experienced a number of shakedown issues and thus did not achieve maximum operating load for many months in 2010. *Id.* at ¶¶ 6, 14. From June 2009 through December 2010, ordinary shakedown issues were compounded by problems with two circulating water pumps. *Id.* at ¶ 12. Dallman 4 is designed to operate with both of those pumps on line, but due to vibration issues in both pumps, it has only been able to operate with one pump. That has reduced Dallman 4's capacity factor to 63% in 2010. This problem led CWLP to request from Illinois EPA a 180-day extension of time to conduct stack testing for Dallman 4 as required by its PSD permit. *Id.* at ¶ 15. Illinois EPA granted that request. *Id.* at ¶ 16.

## II. The Treatment of Dallman 4 Under the Proposed and Final Rules.

### A. The Proposed Rule and EPA's September 2, 2010, Correction

As originally proposed on Aug. 2, 2010, the Cross-State Rule (then called the Clean Air Transport Rule (CATR))<sup>2</sup> would have allocated allowances based on a modeled prediction of industry decision-making in response to the rule. *See* 76 Fed. Reg. at 48,285-86. But the proposed unit-level allowance allocations that accompanied CATR contained several inaccuracies relating to CWLP. Among other things, EPA's inventory of affected units identified Dallman 4 twice — once as Dallman 4 and again as Dallman 34. And CATR did not identify the unit as either "existing" or "new". On September 1, 2010, EPA published a Notice of Data Availability (First NODA) that corrected the dual listing of Dallman 4, but still did not identify it as either a new or existing unit.

CWLP provided comments on both CATR and the First NODA on September 30, 2010. *See* Letter from Christine Zeman to Hon. Lisa P. Jackson (Sept. 30, 2010) (Ex. 2). CWLP identified the errors relating to CWLP units in CATR and expressed concern that EPA

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<sup>1</sup> CWLP also owns an oil-fired unit that is not subject to this rule.

<sup>2</sup> *See* Federal Implementation Plans to Reduce Interstate Transport of Fine Particulate Matter and Ozone, 75 Fed. Reg. 45,210 (Aug. 2, 2010).

The Honorable Lisa Jackson  
October 5, 2011  
Page 3

was proposing the rule as a FIP: "By proposing a FIP, rather than a schedule that allows for State Implementation Plans, USEPA is short-changing state environmental agencies, sources like CWLP regulated by those state agencies, and the process developed under the Clean Air Act which accommodates public comment on issues of traditionally local concern." *Id.* at 3. CWLP also noted that the proposed implementation schedule was unreasonably compressed. *Id.*

#### **B. EPA's January 7, 2011 Notice of Data Availability**

On January 7, 2011, EPA issued another NODA (January 2011 NODA) that addressed unit-level allowance allocations and explained that EPA was considering two options for the allocation of allowances to existing units. Option 1 allocated allowances based on historic heat input. Option 2 also would allocate based on heat input, but would constrain each unit's allocations based on a reasonable projection of emissions. To project emissions, EPA would take the maximum emissions level during the baseline period and then would adjust that figure upward to reflect "a reasonable upper-bound capacity utilization factor." *See* 76 Fed. Reg. at 48,287. For reasons unexplained, Dallman 4 was treated as a new unit and therefore was not allocated allowances under either option.

CWLP commented on the January 2011 NODA on February 3, 2011. *See* Letter from Christine Zeman to Hon. Lisa P. Jackson (February 3, 2011) (Ex. 3). CWLP expressed support for Option 1, noting that Option 2 would penalize units that chose to invest early in control technologies and thus can be expected to have lower projected emissions.

#### **C. New Allocation Method in Final Rule**

In the final Cross-State Rule, EPA introduced for the first time a fourth option for allocating allowances to existing units. *See* 76 Fed. Reg. 48,288-90. Like Option 2, allocation would be based initially on heat input. But instead of constraining the allocation based on a reasonable projection of the unit's emissions at normal operations, the allocation would be limited by the highest level of emissions for that unit during the baseline period. In other words, under this new method, allocation would be constrained based solely on emissions that were not representative of normal operations, rather than a "reasonable upper-bound capacity utilization factor" for the facility.

This imposes a significant constraint on Dallman 4. Because 2010 is the only full year for which EPA could draw emissions data, and because Dallman 4's operations were limited during that year for the reasons described above, Dallman 4's "historic" emissions (i.e., emissions for 2010) are not representative of the emissions that CWLP expects from Dallman 4 in the future. Once the shakedown and other operation constraints are corrected on Dallman 4, CWLP expects it to be the first dispatched unit in CWLP's fleet, because it is the cleanest and most efficient to operate. CWLP expects Dallman 4 to achieve 90% capacity factor in 2012 as opposed to the 63% capacity factor it experienced in 2010.



The Honorable Lisa Jackson  
 October 5, 2011  
 Page 4

The following table shows the disparity between the final allocation for Dallman 4, the allocations under the various proposed methods, and the allowances that Dallman 4 needs to operate at levels expected for 2012:

**Dallman 4**  
**Allocation of Allowances Under Various Methods and  
 Allowances Needed to Operate As Expected in 2012**

	Annual SO <sub>2</sub> (2012)	Annual NO <sub>x</sub> (2012)	Seasonal NO <sub>x</sub> (2012)
CATR Method <sup>3</sup>	1,487	333	145
Option 1 from January 2011 NODA <sup>4</sup>	2,271	448	206
Option 2 from Second NODA <sup>5</sup>	[unknown]	[unknown]	[unknown]
Final Allocation <sup>6</sup>	692	315	139
Allowances to cover expected emissions <sup>7</sup>	993	447	186

Had CWLP been afforded the opportunity to comment,<sup>8</sup> CWLP would have offered two alternatives that would avoid short-changing new units. First, for newer existing units —

<sup>3</sup> See Technical Support Document (TSD) for the Transport Rule - State Budgets, Unit Allocations, and Unit Emissions Rates, EPA-HQ-OAR-2009-0491-0057 (Aug. 2, 2010). The allocation figures are those listed for "Dallman 34."

<sup>4</sup> As explained above, Dallman 4 was not allocated allowances in the second NODA. The allocation reflected under Option 1 is drawn from the data supporting the allocation under the final rule.

<sup>5</sup> See Updated Alternative Allocation Tables and Underlying Data, EPA-HQ-OAR-2009-0491-3875 (Jan. 10, 2011).

<sup>6</sup> See Final Transport Rule Unit Level Allocations Under the FIP, EPA-HQ-OAR-2009-0491-4400 (July 11, 2011).

<sup>7</sup> See Becker Aff ¶ 17.

<sup>8</sup> As explained above, the final allocation method was not articulated in either CATR or the Second NODA. And none of EPA's allocation methods actually allocated allowances

The Honorable Lisa Jackson  
October 5, 2011  
Page 7

Nonattainment New Source Review NSR: Aggregation, 75 Fed. Reg. 27,643 (May 18, 2010); Final Rule, Amendments of Final Rule To Postpone Requirements, 61 Fed. Reg. 28,508 (June 5, 1996) (staying rules to prevent facilities from incurring "compliance expenditures . . . which may prove unnecessary in light of the projected amendments"); Hazardous Waste Management System: Identification and Listing of Hazardous Waste; Burning of Hazardous Waste In Boilers and Industrial Furnaces, 56 Fed. Reg. 42,874 (Sept. 5, 1991).

CWLP therefore respectfully requests that EPA stay implementation of the Cross-State Rule indefinitely while it reconsiders its approach to allocating allowances.

**V. Conclusion**

Given the impending effective date of the Cross-State Rule, we are anxious to speak with you about this request as soon as possible. We will contact you immediately to arrange for a call or a meeting to discuss these important issues. In the meantime, please feel free to call me at (217) 789-2116 ext. 2628.

Sincerely,



Christine Zeman  
Regulatory Affairs Manager

Encs.



# Correspondence Management System

Control Number: AX-11-001-6894

Printing Date: October 12, 2011 09:32:34



## Citizen Information

Citizen/Originator: Yost, Paul A

Organization: National Association of Manufacturers  
Address: 1331 Pennsylvania Avenue, NW, Washington, DC 20004

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-6894 Alternate Number: N/A  
Status: Pending Closed Date: N/A  
Due Date: Oct 26, 2011 # of Extensions: 0  
Letter Date: Oct 5, 2011 Received Date: Oct 11, 2011  
Addressee: AD-Administrator Addressee Org: EPA  
Contact Type: LTR (Letter) Priority Code: Normal  
Signature: AA-OAR-Assistant Administrator Signature Date: N/A  
- OAR

File Code: 404-141-02-01\_141\_a(2) Copy of Controlled and Major Correspondence Record of the EPA Administrator and other senior officials - Electronic.

Subject: Daily Reading File- The National Association of Manufacturers respectfully requests that the US EPA reconsider and Immediately stay the compliance deadline and effective date of EPA's final rule Interstate Transport of Fine Particulate Matter

Instructions: AA-OAR-Prepare draft response for signature by the Assistant Administrator for OAR

Instruction Note: N/A

General Notes: N/A

CC: OEAE - Office of External Affairs and Environmental Education  
OP - Office of Policy

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Privacy	OEX	OAR	Oct 12, 2011	Oct 26, 2011	N/A
Instruction: AA-OAR-Prepare draft response for signature by the Assistant Administrator for OAR					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

## History



Paul A. Yost  
Vice President  
Energy and Resources Policy

October 5, 2011

Honorable Lisa P. Jackson  
Administrator  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460  
([jackson.lisa@epa.gov](mailto:jackson.lisa@epa.gov))

Assistant Administrator Gina McCarthy  
U.S. Environmental Protection Agency  
Office of Air and Radiation  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460  
([mccarthy.gina@epa.gov](mailto:mccarthy.gina@epa.gov))

**Re: Petition for Reconsideration and Stay of EPA's Final Rule: Federal Implementation Plans: Interstate Transport of Fine Particulate Matter and Ozone and Correction of SIP Approvals (Aug. 8, 2011) (Docket No. EPA-HQ-OAR-2009-0491)**

Dear Administrator Jackson and Assistant Administrator McCarthy:

The National Association of Manufacturers (Manufacturers) respectfully requests that the U.S. Environmental Protection Agency (EPA) reconsider and immediately stay the compliance deadline and effective date of EPA's Final Rule titled: Federal Implementation Plans: Interstate Transport of Fine Particulate Matter and Ozone and Correction of SIP Approvals (Aug. 8, 2011) (Docket No. EPA-HQ-OAR-2009-0491) (Final Transport Rule). Manufacturers make this request pursuant to Clean Air Act (CAA) Section 307, 42 U.S.C. § 7607, and Section 705 of the Administrative Procedure Act (APA), 5 U.S.C. § 705.

Manufacturers are the largest industrial trade association in the United States, representing over 11,000 small, medium and large manufacturers in all 50 states. Manufacturers are the leading voice in Washington, DC for the manufacturing economy, which provides millions of high wage jobs in the United States and generates more than \$1.6 trillion in GDP. In addition, eighty percent of our members are small businesses, which serve as the engine for job growth. Manufacturers' mission is to enhance the competitiveness of manufacturers and improve American living standards by shaping a legislative and regulatory environment conducive to U.S. economic growth. While we support environmental regulations designed to provide real net benefits to the environment and public health, we consistently oppose regulations that create adverse economic impacts and that are not in compliance with the underlying law.

*Leading Innovation. Creating Opportunity. Pursuing Progress.*

Petition for Reconsideration and Administrative Stay  
Docket No. EPA-HQ-OAR-2009-0491  
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As context for these comments, it is important to consider that manufacturers are attempting to fully recover from the steepest economic downturn since the 1930s and bring back the 2.2 million high-wage jobs lost in recent years. At the same time, our member companies are confronting an avalanche of additional rules and regulations from EPA. Manufacturers strongly urge federal policy makers to create conditions that will lead to economic expansion and not stifle the industrial and manufacturing vitality necessary to create jobs and technologies that will continue to improve the nation's air quality. Imposing additional costs on the manufacturing sector will not accomplish any of these objectives. As discussed below, the Final Transport Rule will harm manufacturers by raising electricity rates and reducing the reliability of the electric grid.

## I. RECONSIDERATION IS WARRANTED

Reconsideration is warranted for several reasons, all of which have been expressed by others in their petitions and are summarized below:<sup>1</sup>

- **EPA made significant changes to the rule and the underlying modeling and data used to establish the rule.** EPA did not provide sufficient notice or opportunity to comment on these changes. As the Office of Management and Budget's (OMB) report on interagency review noted, the Final Transport Rule is a "significantly different rule than originally proposed." Given the scope and number of these changes, OMB reported a concern that it is "unclear if states and affected facilities will be prepared for a January 1, 2012 start date."
- **The state budgets in the Final Transport Rule are significantly different from those in the proposed rule.** As is the case with the changed modeling and data that underlie the budgets, EPA did not provide adequate notice or an opportunity to comment on these changed budgets. These significantly reduced budgets will likely increase electricity prices, to the detriment of manufacturers.
- **EPA is requiring emissions reductions for some states that are more than what is necessary to address those states' alleged "significant contribution" to EPA's hypothetical downwind nonattainment.** EPA does not have the statutory authority to require such reductions, as EPA can only require a state to eliminate the "amount" of emissions that "contribute significantly" to downwind nonattainment but cannot require anything more. See *North Carolina v. EPA*, 331 F.3d 896, 921 (D.C. Cir.

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<sup>1</sup> See, e.g., petitions for reconsideration filed by Luminant Generation Company LLC and its affiliates (filed August 5, 2011), the State of Texas (filed September 9, 2011), GenOn Energy, Inc. (filed September 13, 2011), Wisconsin Public Service Corporation (filed September 13, 2011) and the operating companies of the American Electric Power System (filed October 3, 2011). Manufacturers agree with and incorporate those petitions and urge EPA to grant the relief they request.

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2008) (“[S]ection 110(a)(2)(D)(i)(I) gives EPA no authority to force an upwind state to share the burden of reducing other upwind states’ emissions.”).

- **EPA’s Final Transport Rule is based on flawed data and assumptions that were not adequately subject to vetting through notice and comment.** For example, EPA included in its modeling the availability of some natural gas-fueled electric generating units that have been mothballed, retired or even demolished. Further the rule appears to assume that some facilities will be using environmental controls as of January 1, 2012 that are not currently installed and that would take years to permit and install.
- **EPA relied on Federal Implementation Plans (FIPs) that violate the CAA.** The Clean Air Act requires that states get the first chance to address nonattainment problems and only thereafter can EPA step in and issue a FIP. EPA ignored that process, preemptively issuing FIPs and thereby violating the CAA and the federal-state partnership that Congress required.
- **EPA’s last-minute decision to include Texas in the list of states required to address downwind effects related to fine particulate matter was issued without providing fair notice and opportunity to comment.** This decision was an abrupt about-face from EPA’s conclusion less than a year ago that Texas emissions have no significant downwind effect on other states. It also is inconsistent with the air monitoring data that shows that the location where Texas is allegedly impacting is already actually in air-quality attainment. Requiring Texas to cut its sulfur dioxide emissions by half and greatly reduce nitrogen oxides emissions in less than five months is unreasonable and will place the state and its electricity generators in an untenable position. It will force them to close facilities and scale back electricity generation, likely resulting in higher electricity prices and reduced electricity reliability for manufacturers.

EPA made a number of fundamental and unforeseeable changes to the scope and basis for the Final Transport Rule without giving stakeholders fair notice and the opportunity to comment. Thus, EPA *must* grant reconsideration, as Section 307(d)(7)(B) of the CAA requires EPA to do so when “it was impracticable to raise [an] objection [during the period for public comment] or if the grounds for such objection arose after the period for public comment ... and if such objection is of central relevance to the outcome of the rule.” 42 U.S.C. § 7607(d)(7)(B).

Further, EPA should grant reconsideration and fix the rule, since the changes to the rule are not a “logical outgrowth” of the proposed rules. *Env’tl. Integrity Project v. EPA*, 425 F.3d 992, 996 (D.C. Cir. 2005) (stating that “[t]he test is whether a new round

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of notice and comment would provide the first opportunity for interested parties to offer comments that could persuade the agency to modify its rule"). Interested parties should not have to "divine the agency's unspoken thoughts," nor should the final rule be "surprisingly distant" from the Agency's proposal. *Id.* (citations omitted). Because the Final Transport Rule fails all of these tests, EPA must grant reconsideration and should stay implementation of the rule.

According to [Reginfo.gov](http://Reginfo.gov), on October 3, 2011 EPA submitted a proposal to revise the Final Transport Rule to the Office of Management and Budget (OMB) for interagency review. This raises further uncertainty regarding a rule that has a compliance date pending in less than three months. Finalizing such a rule even at this stage only reinforces the need to grant a stay given the limited compliance window.

## II. EPA HAS AUTHORITY TO GRANT A STAY

As discussed below and in the already-filed administrative petitions for reconsideration and D.C. Circuit motions to stay<sup>2</sup> the Final Transport Rule, manufacturers and others face irreparable harm if the rule is not stayed. A showing of irreparable harm is not necessary, however, as EPA has broad authority and discretion to stay the effectiveness of rules promulgated under the CAA under both Section 307 of the CAA and Section 705 of the APA. The criteria that EPA must apply are significantly less stringent than the criteria generally used by the courts, because a demonstration of irreparable harm is not mandatory:<sup>3</sup>

- First, CAA Section 307(d)(7)(B) provides that EPA may grant a stay if the Agency has decided to reconsider a rule. See 42 U.S.C. § 7607(d)(7)(B).<sup>4</sup> No other criteria or conditions are imposed on the Agency's authority to issue a stay.

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<sup>2</sup> A number of petitions for review have already been filed in the United States Court of Appeals for the District of Columbia Circuit and multiple parties have moved to stay the Final Transport Rule.

<sup>3</sup> Nothing in the CAA requires a showing of irreparable harm in order to justify an administrative stay; instead, all that is required are proper grounds for reconsideration. The APA deliberately contrasts what is required for an administrative stay ("justice so requires") and a judicial stay ("conditions as may be required" and "irreparable harm"). 5 U.S.C. § 705. Such differences must be given effect, and therefore there is no irreparable harm requirement for an administrative stay under the APA either.

<sup>4</sup> CAA § 7607(d)(7)(B) provides, in relevant part:

If the person raising an objection can demonstrate to the Administrator that it was impracticable to raise such objection within such time or if the grounds for such objection arose after the period for public comment (but within the time specified for judicial review) and if such objection is of central relevance to the outcome of the rule, the Administrator shall convene a proceeding for reconsideration of the rule and provide the same procedural rights as would have been afforded had the information been available at the time the rule was proposed. ... The effectiveness of the rule may be stayed during such reconsideration, however, by the Administrator or the court for a period not to exceed three months.

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- Second, "when justice so requires," EPA may stay the effective date of a CAA rule pending judicial review, under Section 705 the APA, 5 U.S.C. § 705.<sup>5</sup> See, e.g., Final Rule, Amendments of Final Rule To Postpone Requirements, 61 Fed. Reg. 28,508 (June 5, 1996).

Thus, the only express condition imposed on EPA's authority to grant a stay under CAA § 307 is that the Agency must have decided to reconsider the rule. APA § 705 is similarly broad, authorizing EPA to issue a stay: (1) if judicial review is pending; and (2) when "justice so requires." Of course, EPA also has the fundamental obligation to engage in reasoned decision making and must not make arbitrary and capricious determinations. All of these criteria leave EPA with considerable authority to stay the rules – especially under the current circumstances.

### III. ABSENT A STAY, MANUFACTURERS WILL BE HARMED

A stay of the Final Transport Rule is clearly warranted, as Manufacturers and others will be irreparably harmed if electricity generators are forced to comply with the rules' provisions come January 1, 2012. The harms include:

- **Increased electricity prices.** Because the Final Transport Rule is likely to result in decreased electricity generation, it is likely to drive up electricity prices. As every manufacturer requires electricity and the Final Transport Rule applies to more than half of the states, the rule will impact many of Manufacturers' members, although some energy intensive manufacturing sectors may be disproportionately impacted. Several utility companies have already announced they will shut down facilities as a result of this rule and its associated costs. Further, increased energy costs directly impact manufacturers and their ability to retain and create jobs. Any increase in a fundamental business cost is likely to endanger the economy's fragile ability to climb out of the recent recession and for manufacturers to be able to drive that recovery.
- **Decreased electric reliability.** Some areas of the country are likely to see decreased electric grid reliability as a result of the Final Transport Rule. This will harm the manufacturing sector in those areas, as blackouts do more harm than just causing temporary shutdowns while the power is out. They can also require longer periods of downtime while delicate instruments are recalibrated. In addition, unexpected blackouts can harm manufacturing equipment. This creates

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<sup>5</sup> APA § Section 705 reads:

When an agency finds that justice so requires, it may postpone the effective date of action taken by it, pending judicial review. On such conditions as may be required and to the extent necessary to prevent irreparable injury, the reviewing court, including the court to which a case may be taken on appeal from or on application for certiorari or other writ to a reviewing court, may issue all necessary and appropriate process to postpone the effective date of an agency action or to preserve status or rights pending conclusion of the review proceedings.



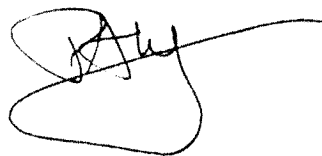
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Page 6

disincentives for industries to locate or stay in the areas being impacted by the Final Transport Rule, potentially encouraging those industries to relocate to other countries.

- **Impacts to utilities.** Manufacturers' members include a number of utilities that will be harmed by the Final Transport Rule. They will be forced by the rule to shut down facilities, lay off workers and pay more for crucial supplies.

In order to prevent significant harm to the manufacturing sector and to ensure that the Final Transport Rule is based on the best information and complies with the CAA, EPA should reconsider the Final Transport Rule and stay the rule pending reconsideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul A. Yost", with a long horizontal line extending to the right.

Paul A. Yost  
Vice President  
Energy and Resources Policy

cc: Ms. Meg Victor  
Clean Air Markets Division, Office of Atmospheric Programs  
Mail Code 6204J  
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# Correspondence Management System

Control Number: AX-11-001-6919

Printing Date: October 12, 2011 12:54:40



## Citizen Information

Citizen/Originator: Shortell, Verne

Organization: NRG Energy, Inc.  
Address: 211 Carnegie Center, Princeton, NJ 08540

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-6919      Alternate Number: 1Z Y1V 172 24 9029 3951  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Oct 6, 2011      Received Date: Oct 11, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File- NRG Energy, Inc requests that EPA reconsider certain narrow aspects of the Cross State Air Pollution Rule

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OEAE - Office of External Affairs and Environmental Education  
 OP - Office of Policy  
 R2 - Region 2 -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Privacy	OEX	OAR	Oct 12, 2011

## History

Action By	Office	Action	Date
(b) (6) Privacy	OEX	Control Created	Oct 12, 2011
(b) (6) Privacy	OEX	Forward control to OAR	Oct 12, 2011



NRG Energy, Inc.  
211 Carnegie Center  
Princeton, NJ 08540

October 6, 2011

BY ELECTRONIC MAIL & CERTIFIED MAIL,  
RETURN RECEIPT REQUESTED

Ms. Lisa P. Jackson  
Office of the Administrator (MC-1101A)  
U. S. Environmental Protection Agency  
1200 Pennsylvania Avenue N.W.  
Room 3000, Ariel Rios Building  
Washington, DC 20460

Re: Docket No. EPA-HQ-OAR-2009-0491  
NRG Energy Inc.'s Petition for Reconsideration of the Cross-State Air Pollution Rule

Dear Administrator Jackson:

Attached please find NRG Energy, Inc.'s *Petition for Reconsideration of "Federal Implementation Plans: Interstate Transport of Fine Particulate Matter and Ozone and Correction of SIP Approvals,"* 76 Fed. Reg. 45,210 (Aug. 8, 2011), Docket No. EPA-HQ-OAR-2009-0491)

Thank you for your assistance. If you have any questions or desire additional information, please contact me at [verne.shortell@nrgenergy.com](mailto:verne.shortell@nrgenergy.com) or (609) 524-4983.

Respectfully yours,

A handwritten signature in blue ink that reads "Verne Shortell". The signature is written in a cursive, flowing style.

Verne Shortell  
Executive Director – Environmental Business  
NRG Energy, Inc.

EXECUTIVE SECRETARIAT

2011 OCT 11 PM 12:45

RECEIVED

October 6, 2011

Lisa P. Jackson  
Office of the Administrator  
Environmental Protection Agency  
Room 3000, Ariel Rios Building  
1200 Pennsylvania Ave NW  
Washington, DC 20460

CC: Ms. Meg Victor  
Clean Air Markets Division  
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Ms. Sonja Rodman  
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**NRG Energy, Inc.'s Petition for Reconsideration of  
Federal Implementation Plans: Interstate Transport of  
Fine Particulate Matter and Ozone and Correction of SIP Approvals  
76 Fed. Reg. 45,210 (Aug. 8, 2011)  
Docket ID: EPA-HQ-OAR-2009-0491**

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NRG Energy, Inc. ("NRG") requests that EPA reconsider certain narrow aspects of the Cross State Air Pollution Rule ("CSAPR") and make necessary corrections to the IPM modeling through the appropriate regulatory action.<sup>1</sup> NRG Energy, Inc. owns and operates one of the country's largest and most diverse power generation portfolios including over 16,000 MWs subject to the CSAPR. These facilities are located primarily in deregulated markets in the Northeast and Texas, and the regulated market of Louisiana.

Section 307(d)(7)(B) of the federal Clean Air Act ("CAA") provides for EPA reconsideration of a CAA rule upon objection by a petitioner. See 42 U.S.C.

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<sup>1</sup> NRG is aware of the technical adjustments released on October 6, 2011 but requests a reconsideration out of caution because the proposed corrections are not final.

§ 7607(d)(7)(B). Reconsideration is appropriate when the objection raised by the petitioner was impracticable to raise during the public comment period or the grounds for the objection arise after the public comment period, if the objections are of central relevance to the outcome of the rule. *See id.*

This petition for reconsideration addresses corrections to the IPM modeling results and technical support documents as they relate to NRG's plants and associated state budgets.

### New York and Texas

During last year's public comment period, NRG provided comments on CSAPR as it was first proposed, and NRG followed with comments on two subsequent Notices of Data Availability related to CSAPR.<sup>2</sup> With these earlier comments, particularly those in Document No. EPA-HQ-OAR-2009-0491-3792 (October 15, 2011), NRG provided corrections to information in EPA's NEEDS database as it relates to the pollution controls installed on the NRG generating units and the capabilities of that equipment. Since CSAPR was issued in final form on July 6, 2011, NRG has reviewed EPA's IPM modeling and technical support documents and found several new necessary corrections pertaining to our New York and Texas coal plants that have first surfaced with the issuance of the final rule. As a result, it was impracticable for NRG to have offered these corrections with its earlier comments, and they are appropriate for reconsideration now.

Page 8 of the technical support document, "Significant Contribution and State Emissions Budget" provides:

Modeling of the Transport Rule also showed scrubbers operating in 2012 and in 2014 on units at Dunkirk and at Huntley in New York. However, public comments showed that these units operate dry sorbent injection, not scrubbers, which would yield a lower SO<sub>2</sub> removal than what was modeled at those units. As a result, EPA made technical corrections to the 2012 and 2014 SO<sub>2</sub> budgets in New York to reflect a revised SO<sub>2</sub> removal rate at those units consistent with the technology reported by commenters for those units. Therefore, the corrected 2012 and 2014 budgets in New York now reflect operation of the controls reported by commenters at the affected units.

However, the IPM results suggest that the New York state budget was not adjusted to reflect NRG's October 15, 2010 comment concerning the appropriate control technology. Because this discrepancy reflects an apparent error in EPA's response to comments, it is appropriate for reconsideration at this time.

Additionally, NRG petitions for correction of the following items:

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<sup>2</sup> NRG's earlier comments can be found in the rulemaking docket at entries no. EPA-HQ-OAR-2009-0491-2749, EPA-HQ-OAR-2009-0491-3793, and EPA-HQ-OAR-2009-0491-3933.

1. New York: Huntley Units 67 and 68 and Dunkirk Units 3 and 4 burn a 0.8 lb/mmbtu SO<sub>2</sub> content coal. The existing DSI is capable of an average removal rate of 50%. The IPM base case has Dunkirk and Huntley SO<sub>2</sub> emissions equal to 16,807 tons. The IPM remedy case has Dunkirk and Huntley SO<sub>2</sub> emissions equal to 2,631 tons, suggesting a SO<sub>2</sub> removal rate of 84% removal efficiency, which is too efficient for dry sorbent injection. Therefore, the SO<sub>2</sub> rate should be modeled as a 0.4 lb/mmbtu in 2012 and 0.24 lb/mmbtu in 2014.
2. New York: For NO<sub>x</sub>, Dunkirk Units 3 and 4 are equipped with SNCRs, which can achieve an average removal rate of 25%. In 2012 and 2014, EPA should model 0.15 lb/mmbtu NO<sub>x</sub> rate, not 0.10 lb/mmbtu in 2012 or 0.07 in 2014, which suggest an SCR and 50% removal efficiency. These corrections should be applied in both the IPM 2012 and 2014 Remedy files as well as the base case files.
3. New York: EPA should align the assumed VOM to the existing SNCRs and DSI on all units at Huntley and Dunkirk. The current EPA modeling assumes wet scrubbers on Huntley 67 and 68 and Dunkirk 3 and 4 and SCRs on Dunkirk 3 and 4.
4. Texas: NRG's Limestone Units 1 and 2 are equipped with low-NO<sub>x</sub> burners, though the retrofit technology for Unit 1 is listed as an SCR in the IPM 2012 and 2014 remedy files. Furthermore, both Units 1 and 2 are modeled with a NO<sub>x</sub> emission rate of 0.16 lb/mmbtu in 2012 and 2014, which underestimates the current emission rate of approximately 0.20 lb/mmbtu.
5. Texas: W.A. Parish Unit 6 burns 0.8 lb/mmbtu SO<sub>2</sub> content coal. The SO<sub>2</sub> emission rate is modeled in 2012 and 2014 as 0.06 lb/mmbtu, suggesting over 90% removal efficiency achievable with a wet scrubber. The unit does not have a scrubber, and there are no current plans to add a scrubber. The SO<sub>2</sub> rate should be modeled as 0.8 lb/mmbtu in both 2012 and 2014. The control assumption should be corrected in EPA's IPM 2012 and 2014 remedy files and the 2012 and 2014 base case files.

NRG has also provided tables in Attachment 1 that illustrate the requested corrections to the IPM 2012 and 2014 remedy files. The above-listed corrections are appropriate for reconsideration because they relate to EPA's final IPM modeling and technical support data that are used to determine state budgets. Because this information was only associated with the final rule, the grounds for NRG's objections in this Petition for Reconsideration arose after the public comment period.

### Louisiana

In addition, NRG believes that the IPM model did not adequately address transmission constraints in the Entergy Region of SERC. NRG did not comment on this issue during the comment period because the proposed state budget was 21,220 tons and in line with the 2009 overall state ozone season NO<sub>x</sub> emissions of 20,891 tons. Because the state budget included in the proposed rule was reduced by 37% in the final rule, the

grounds for NRG's objections arose after the public comment period. As a result, it was impracticable for NRG to have raised this issue as part of its earlier comments, and they are appropriate for reconsideration now.

Notably, the U.S. Department of Energy (DOE), in its 2009 National Electric Transmission Congestion Study, recognized that the Entergy Region had the highest firm MWhs curtailed when Transmission Loading Relief (TLRs) were instituted to reduce line loading to address a potential or actual security limit violation on the transmission system.<sup>3</sup> As stated by the DOE, the Entergy region contains a number of significant transmission constraints that limit electricity flows, including in Louisiana.<sup>4</sup> Because the EPA's IPM model assumed economic dispatch without considering transmission constraints that would impact such dispatch, the modeling fails to take into account two unavoidable and important realities of the Entergy region: (1) that units with higher NO<sub>x</sub> emission rates may have to run to address reliability concerns; and (2) transmission constraints limit the state's ability to import out-of-state power to levels that are far below those assumed in the modeling.

Without consideration of transmission constraints, EPA models the state budget for ozone season NO<sub>x</sub> in Louisiana as unrealistically low (44% off 2010 emissions with no new scheduled control equipment), forcing the state to trigger the assurance provisions in CSAPR. This, in turn, contributes to the fact that individual facilities are at serious risk to trigger the assurance provisions due to the state's likely exceedance. For example, NRG's generation in Louisiana, owned and operated by its subsidiary Louisiana Generating LLC (LaGen), triggers the variability provisions. Further, based on the EPA 2012 remedy file, LaGen's Big Cajun I and II plants, and NRG Bayou Cove, are predicted to emit 5,346 tons of ozone season NO<sub>x</sub> in 2012. These emissions are significantly greater than NRG's Louisiana allowance allocation of 2,885 tons and variability limit of 3,491 tons. Thus, modeling with consideration of transmission constraints would more realistically estimate the state's emissions and prevent individual facilities from automatically triggering the assurance provisions.

The State regulatory bodies in the Entergy footprint are each represented on the Entergy Regional State Committee ("ERSC").<sup>5</sup> At each quarterly meeting of the ERSC, the Southwest Power Pool, as the Entergy Independent Coordinator of Transmission, reports on the amount of transmission congestion in the Entergy region. The existence of transmission constraints in Louisiana is well documented and should be considered in development of the Louisiana state budget. In Attachment 2, NRG is providing two

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<sup>3</sup> U.S. Department of Energy, National Electric Transmission Congestion Study, 2009, at pp. 34-36.

<sup>4</sup> Id. at p. 61-62. The DOE stated: "The Entergy region contains a number of significant transmission constraints that limit electricity flows, as evidenced by the high number of TLRs mentioned in Section 4.3.2 above. By design, these TLRs interrupt non-firm transactions (primarily from independent power producers and merchant generators) and firm transmission (often from merchant generators). The number of TLRs in Louisiana has increased since 2006. Although the Department's 2006 study speculated that historic congestion levels in the state would go down because of lower load following Hurricane Katrina in 2005, in fact the opposite has occurred."

<sup>5</sup> The ERSC is composed of one representative from the Texas PUC, the Louisiana PSC, the Mississippi PSC, the Arkansas PSC and the City Council of New Orleans.

documents presented at the August 25, 2011 ERSC meeting to indicate the nature and severity of transmission constraints in the Entergy region including Louisiana: 4a-portion of ERSC Metrics 2011-06 and 5-Entergy Stakeholder Policy Committee Update. The EPA should consider these transmission constraints to more accurately reflect the supply of electricity that must be generated in Louisiana, the emissions that will result from that generation and the additional allowances that should be granted in the final state budget.

NRG requests that EPA make the corrections discussed in this petition through appropriate regulatory action. In closing, we recognize the effort of EPA to resolve the problem of interstate transport of emissions and petition for reconsideration of these limited issues to ensure EPA's modeling is accurate.





# Correspondence Management System

Control Number: AX-11-001-6921

Printing Date: October 12, 2011 04:09:54



## Citizen Information

Citizen/Originator: Pasheilich, Gary L.

Organization: Ohio Attorney General, Environmental Enforcement Section  
Address: 30 E. Broad Street, 15th Floor, Columbus, OH 43215

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-6921      Alternate Number: 1Z4748332210016204  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Oct 5, 2011      Received Date: Oct 12, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: DRF - Petition for Reconsideration and Stay of Federal Implementation Plans: Interstate Transport of Fine Particulate Matter and Ozone and Correction of SIP Approvals (76 Fed. Reg. 48208)

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OEAE - Office of External Affairs and Environmental Education  
 OGC - Office of General Counsel -- Immediate Office  
 R5 - Region 5 -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OAR	Oct 12, 2011

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Forward control to OAR	Oct 12, 2011



# MIKE DEWINE

★ OHIO ATTORNEY GENERAL ★

October 5, 2011

Administrator Lisa P. Jackson  
U.S. Environmental Protection Agency  
Room 3000, Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

Assistant Administrator Gina McCarthy  
U.S. Environmental Protection Agency  
Office of Air and Radiation  
Ariel Rios Building, Mail Code: 6101A  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

RECEIVED  
2011 OCT 11 AM 8:56  
OFFICE OF THE  
EXECUTIVE SECRETARIAT

Re: Petition for Reconsideration and Stay of *Federal Implementation Plans: Interstate Transport of Fine Particulate Matter and Ozone and Correction of SIP Approvals* (76 Fed. Reg. 48208)

Dear Administrator Jackson and Assistant Administrator McCarthy:

Enclosed please the State of Ohio's Petition for Reconsideration and Stay of the final issuance of the Cross-State Air Pollution Rule, as published in the Federal Register on August 8, 2011. The State of Ohio, by and through its Attorney General, and on behalf of the Director of Environmental Protection and the Public Utilities Commission of Ohio, hereby petitions for reconsideration and stay of the rule, pursuant to 5 U.S.C. § 705 and 42 U.S.C. § 7607(d)(7)(B), that U.S. EPA may consider Ohio's objections and concerns, as fully described in the enclosed petition.

Very truly yours,

Gary L. Pasheilich  
*Assistant Attorney General*

Enclosures



and the Public Utilities Commission of Ohio separately submitted comments and concerns to the Administrator on October 1, 2010.

The primary concern of both agencies focused on the extremely tight implementation schedule and significant reductions called for under the rule. U.S. EPA's inflexible schedule arbitrarily adhered to the 2014 attainment schedule under the *Rule To Reduce Interstate Transport of Fine Particulate Matter and Ozone (Clean Air Interstate Rule); Revisions to Acid Rain Program; Revisions to the NO[X] SIP Call*, 70 FR 25162 (May 12, 2005) ("CAIR"), despite no judicial mandate for as stringent a timeline as specified in the Final Rule. U.S. EPA also failed to adequately consider the overwhelming burdens placed upon a state like Ohio. In general, the "one size fits all" approach being proposed by U.S. EPA lacked adequate technical support, failed to effectively communicate to the states its basis for many of the core assumptions, and ignored the practical reality of what Ohio and the industries residing in Ohio would face in attempting to meet U.S. EPA's unreasonable implementation schedule. Given the brief timeline and U.S. EPA's lack of clarity as to its methodology, it was unclear to Ohio EPA what portion of the called-for reductions were realistic and achievable for the Ohio plants regulated by the Proposed Rule, and Ohio EPA was not provided adequate time to properly analyze these questions.

As difficult as circumstances were under the Proposed Rule, the situation is now exacerbated by the issuance of the Final Rule on August 8, 2011. U.S. EPA magnified Ohio's burden by requiring additional and unanticipated SO<sub>2</sub> reductions beyond the Proposed Rule by approximately 33% for 2012, despite Ohio's serious and well-

supported concerns in meeting the requirements of the Proposed Rule.<sup>1</sup> U.S. EPA exponentially compounded these issues under the Final Rule by failing to articulate the basis for how it concluded that these additional reductions would be achievable and by adhering to the original CAIR deadlines set in 2005. Inexplicably, determinations that U.S. EPA claimed to be sound under the Proposed Rule were directly contradicted and superseded in the Final Rule. Ohio EPA does not believe these drastic reductions are achievable under the Final Rule based upon its current analysis.

Of equally great concern to Ohio, U.S. EPA has issued the Final Rule with its 33% additional reductions outside of the public comment period, stripping Ohio of its ability to formally engage in a dialogue with U.S. EPA about its concerns or U.S. EPA's reasons for the dramatic increased reductions beyond those of the Proposed Rule.<sup>2</sup>

Accordingly, Ohio requests that the Administrator convene a reconsideration proceeding and grant an immediate stay of the Final Rule so that Ohio is provided an adequate opportunity to comment on the Final Rule. Because the Final Rule fails to acknowledge the concerns that Ohio raised in its October 1, 2010 public comments, Ohio incorporates by reference those comments to the extent they remain unaddressed by the Final Rule. The requests for reconsideration and an immediate stay will focus on the implications raised by U.S. EPA's changes to the Proposed Rule.

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<sup>1</sup> The Office of Management and Budget's ("OMB") report on interagency review observed that U.S. EPA has produced a "significantly different rule than originally proposed" given the additional changes, threatening the ability of regulated sources to meet the strict deadlines in the rule: "It is unclear if states and affected facilities will be prepared for a January 1, 2012 start date, especially given other changes that EPA is making in the draft final rule. For instance, modeling results used in the final rule are substantially different than those in the original August 2, 2010 Proposed Rule and subsequent notices. Six (6) States are being dropped from the proposed rule; Texas is being added; 3 States have their SO<sub>2</sub> Group status change; and the sheer magnitude of change to the budgets of all of the states results in a significantly different rule than originally proposed." *Summary of Interagency Working Comments on Draft Language under EO 12866 Interagency Review* ("OMB Summary of Interagency Working Comments"), Document EPAHQ-OAR-2009-0491-4133 at 11 (posted July 11, 2011).

<sup>2</sup> Ohio EPA reserves the right to provide additional analysis pending its further review of the Final Rule.



# Correspondence Management System

Control Number: AX-11-001-6954

Printing Date: October 12, 2011 04:59:52



## Citizen Information

**Citizen/Originator:** Garcia, Indira G

Organization: United States Department of State  
Address: 2201 C Street, NW, Washington, DC 20520

**Mull, Stephen D**

Organization: United States Department of State  
Address: 2201 C Street, NW, Washington, DC 20520

**Constituent:** N/A

**Committee:** N/A

**Sub-Committee:** N/A

## Control Information

**Control Number:** AX-11-001-6954      **Alternate Number:** N/A  
**Status:** For Your Information      **Closed Date:** N/A  
**Due Date:** N/A      **# of Extensions:** 0  
**Letter Date:** Oct 7, 2011      **Received Date:** Oct 12, 2011  
**Addressee:** AD-Administrator      **Addressee Org:** EPA  
**Contact Type:** EML (E-Mail)      **Priority Code:** Normal  
**Signature:** SNR-Signature Not Required      **Signature Date:** N/A  
**File Code:** 401\_127\_a General Correspondence Files Record copy  
**Subject:** DRF - Requirement for all USG Personnel Under Chief Mission Authority to Complete Diplomatic Security's IFIT and Procedures to Request a Waiver to the Requirement  
**Instructions:** For Your Information -- No action required  
**Instruction Note:** N/A  
**General Notes:** N/A  
**CC:** Noah Dubin - OEX  
OARM - OARM -- Immediate Office  
OEAE - Office of External Affairs and Environmental Education  
OHS - Office of Homeland Security

## Lead Information

**Lead Author:** N/A

**Lead Assignments:**

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

**Supporting Author:** N/A

**Supporting Assignments:**

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OITA	Oct 12, 2011

## History



**Memo from Department of State Exec Sec Stephen D. Mull: Requirement for all USG Personnel Under Chief of Mission Authority to Complete Diplomatic Security's IFIT and Procedures to Request a Waiver to the Requirement - S/ES No. 201118040**

Garcia, Indira G to: NSCExecSec, CIA\_exec, DOCExecSec, USDAExecSec, william.davidson, 10/07/2011 03:01 PM  
thomas.r.hale, DEAEExecSec, DOEEExecSec,

From: "Garcia, Indira G" <GarcialG@state.gov>  
To: <NSCExecSec@nsc.eop.gov>, <CIA\_exec@ucia.gov>, <DOCExecSec@doc.gov>, <USDAExecSec@usda.gov>, <william.davidson@pentagon.af.mil>, <thomas.r.hale@uscg.mil>, <DEAEExecSec@usdoj.gov>, <DOEEExecSec@hq.doe.gov>,

**UNCLASSIFIED**

MEMORANDUM


SUBJECT: Requirement for all U.S. Government Personnel Under Chief of Mission Authority to Complete Diplomatic Security's Iraq Field Immersion Training (IFIT) and Procedures to Request a Waiver to the Requirement

<<201118040-.pdf>>

Stephen D. Mull

Executive Secretary

**UNCLASSIFIED**

 - 201118040-.pdf



United States Department of State

Washington, D.C. 20520

[www.state.gov](http://www.state.gov)UNCLASSIFIED

October 6, 2011

**MEMORANDUM FOR ALL DEPARTMENT AND AGENCY  
EXECUTIVE SECRETARIES****SUBJECT: Requirement for all U.S. Government Personnel Under Chief of Mission Authority to Complete Diplomatic Security's Iraq Field Immersion Training (IFIT) and Procedures to Request a Waiver to the Requirement**

This memorandum updates mandatory training requirements for all U.S. government personnel under Chief of Mission (COM) authority in Iraq. Under current guidance, issued in 2004, all COM personnel assigned to Iraq are required to take Iraq Familiarization (FT610) and Iraq Foreign Affairs Counter Threat Course (OT610), and those assigned in Iraq but outside Baghdad are required to take Iraq Field Orientation (AR420). FSI no longer offers the Iraq Field Orientation course (AR420). Instead, in collaboration with NEA/I and FSI, the Bureau of Diplomatic Security (DS) has created a new two-day security course, Iraq Field Immersion Training (IFIT) (OT620), which will be required of all COM personnel assigned to Iraq, not just for those serving outside Baghdad. The change reflects the new security arrangements in Iraq, in which DS will have responsibility for the security of COM personnel. In addition, personnel under COM authority traveling to Iraq are required to take all three courses if they are in temporary duty status for more than 29 days cumulatively in any rolling 365-day period. U.S. direct hire, U.S. government TDY Locally Engaged Staff (LES) and U.S. government Third Country National (TCN/LES) employees being assigned to Post for 30 days or longer between now and January 29th, 2012 will be required to take the course during this time period on a space available basis, with priority given to those assigned for a period of one year or longer. Civilians currently deployed in Iraq will not be required to return to the United States to take this new training.

For uniformed military personnel in Iraq who will serve under COM authority, DoD standard pre-deployment training will satisfy and certify this requirement.

UNCLASSIFIED



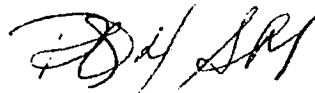
UNCLASSIFIED

- 2 -

The Iraq Familiarization course (FT610) is a pre-requisite for the new IFIT course (OT620). Because segments of the Iraq Familiarization course feed directly into IFIT, it is strongly recommended that students register for OT620 to begin in the week following FT610.

Personnel who have taken the Iraq Familiarization course (FT610) or Counter Threat Course (OT610) within the past five years will not be required to repeat these courses, but they will be required to take the new Iraq Field Immersion Training (OT620), since the IFIT course directly supports changes now taking place in the U.S. presence in Iraq. Those required to take the IFIT course include TCN/LES staff, even if they have served in Iraq within the last five years. Because IFIT is a mandatory training requirement, the Department will review IFIT periodically in light of the prevailing threat environment in Iraq as well as the availability of appropriate training personnel, resources, and facilities.

Some agencies have inquired about waivers to this requirement or a self-certification policy. The Department strongly discourages such requests, since the training is critical to the security of our employees in Iraq. All waiver requests should come from the agency's Chief Human Capital Officer and should be addressed in writing to the Director General of the Foreign Service, who will render a decision after reviewing the requests with the Bureau of Diplomatic Security, the Foreign Service Institute, and the Bureau of Near Eastern Affairs.



Stephen D. Mull  
Executive Secretary

Attachment:

List of addressees.

UNCLASSIFIED



# Correspondence Management System

Control Number: AX-11-001-7007

Printing Date: October 12, 2011 04:03:19



## Citizen Information

Citizen/Originator: Clark, Cynthia

Organization: United States Department of Agriculture, National Agricultural Statistics Service

Address: 1400 Independence Avenue, SW, Room 5041-A South Building, Washington, DC 20250-2001

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-7007

Alternate Number: N/A

Status: For Your Information

Closed Date: N/A

Due Date: N/A

# of Extensions: 0

Letter Date: Oct 3, 2011

Received Date: Oct 12, 2011

Addressee: AD-Administrator

Addressee Org: EPA

Contact Type: LTR (Letter)

Priority Code: Normal

Signature: SNR-Signature Not Required

Signature Date: N/A

File Code: 401\_127\_a General Correspondence Files Record copy

Subject: DRF - National Agricultural Statistics Service suspension of the fall 2011 Post Harvest Chemical Use Survey for the corn crop

Instructions: For Your Information -- No action required

Instruction Note: N/A

General Notes: N/A

CC: Lawrence Elworth - AO-IO  
OCFO - OCFO -- Immediate Office  
OEAE - Office of External Affairs and Environmental Education

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OCSP	Oct 12, 2011

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Forward control to OCSP	Oct 12, 2011



United States Department of Agriculture  
National Agricultural Statistics Service  
Office of the Administrator



October 3, 2011

Ms. Lisa P. Jackson  
Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

2011 OCT 12 AM 9:59  
OFFICE OF THE  
EXECUTIVE SECRETARIAT

REPORT ID

Dear Lisa:

The U.S. Department of Agriculture's National Agricultural Statistics Service (NASS), like all Federal agencies, is facing a challenging time. Moving forward, we face important choices as a country regarding the funding and operation of our government. I am writing to inform you that as a result of a deliberate review, NASS has suspended the fall 2011 Post Harvest Chemical Use Survey for the corn crop and, therefore, will not conduct the 2011 fall survey.

NASS leadership conducted a deliberate review of all programs against mission- and user-based criteria, aimed at finding cost savings and forward-thinking business efficiencies so that timely, accurate and useful data remains available in service to agriculture. To announce the program suspension, NASS has submitted a Federal Register notice, available at <http://www.gpo.gov/fdsys/pkg/FR-2011-09-28/pdf/2011-24968.pdf>

Monitoring agricultural chemical use is important. NASS will continue to collect chemical use data for a variety of field and specialty crops through the Agricultural Resource Management Survey, the Fruit and Vegetable Chemical Use Survey and the every-five-year Census of Agriculture. In addition, USDA's Agricultural Marketing Service conducts its Pesticide Data Program.

In our efforts to move forward amid budget challenges and efforts to stabilize the long-term financial health of the country, USDA is committed to building a better and stronger Department, and recognizes the timely, accurate and useful data NASS will continue to provide in service to agriculture. Should you have any questions, please feel free to contact me at 202-720-2707 or [cynthia\\_clark@nass.usda.gov](mailto:cynthia_clark@nass.usda.gov) or my Chief of Staff, Brad Summa, at 202-720-5141 or [brad\\_summa@nass.usda.gov](mailto:brad_summa@nass.usda.gov).

Sincerely,

Cynthia Clark  
Administrator

and appeal under 36 CFR 215. The timeframe for comment on a proposed action shall be based on the date of publication of the legal notice of the proposed action in the newspapers of record identified in this notice. The timeframe for appeal under 36 CFR 215 shall be based on the date of publication of the legal notice of the decision in the newspaper of record identified in this notice.

The newspapers to be used for giving notice of Forest Service decisions in the Alaska Region are as follows:

**Alaska Regional Office**

Decisions of the Alaska Regional Forester: Juneau Empire, published daily except Saturday and official holidays in Juneau, Alaska; and the Anchorage Daily News, published daily in Anchorage, Alaska.

**Chugach National Forest**

Decisions of the Forest Supervisor and the Glacier and Seward District Rangers: Anchorage Daily News, published daily in Anchorage, Alaska.

Decisions of the Cordova District Ranger: Cordova Times, published weekly in Cordova, Alaska.

**Tongass National Forest**

Decisions of the Forest Supervisor and the Craig, Ketchikan/Misty, and Thorne Bay District Rangers: Ketchikan Daily News, published daily except Sundays and official holidays in Ketchikan, Alaska.

Decisions of the Admiralty Island National Monument Ranger, the Juneau District Ranger, the Hoonah District Ranger, and the Yakutat District Ranger: Juneau Empire, published daily except

Saturday and official holidays in Juneau, Alaska.

Decisions of the Petersburg District Ranger: Petersburg Pilot, published weekly in Petersburg, Alaska.

Decisions of the Sitka District Ranger: Daily Sitka Sentinel, published daily except Saturday, Sunday, and official holidays in Sitka, Alaska.

Decisions of the Wrangell District Ranger: Wrangell Sentinel, published weekly in Wrangell, Alaska.

Supplemental notices may be published in any newspaper, but the timeframe for making comments or filing appeals will be calculated based upon the date that notices are published in the newspapers of record listed in this notice.

Dated: September 1, 2011.

**Beth G. Pendleton,**

*Regional Forester.*

[FR Doc. 2011-24489 Filed 9-27-11; 8:45 am]

**BILLING CODE 3410-11-M**

**DEPARTMENT OF AGRICULTURE**

**National Agricultural Statistics Service**

**Notice of Intent To Suspend the Postharvest Chemical Use Survey and All Associated Reports**

**AGENCY:** National Agricultural Statistics Service, USDA.

**ACTION:** Notice of suspension of data collection and publication.

**SUMMARY:** This notice announces the intention of the National Agricultural Statistics Service (NASS) to suspend a currently approved information collection, the 2011 Postharvest

Chemical Use Survey, and its associated publication.

**FOR FURTHER INFORMATION CONTACT:**

Joseph T. Reilly, Associate Administrator, National Agricultural Statistics Service, U.S. Department of Agriculture, (202) 720-4333, or through the NASS OMB Clearance Officer at [ombofficer@nass.usda.gov](mailto:ombofficer@nass.usda.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* Postharvest Chemical Use Survey.

*OMB Control Number:* 0535-0218.

*Expiration Date of Approval:* December 31, 2011.

*Type of Request:* To suspend a currently approved information collection.

*Abstract:* The primary objective of the National Agricultural Statistics Service (NASS) is to conduct surveys in order to prepare national, State, and county estimates of crop and livestock production, disposition, prices, and collect information on related environmental and economic factors. The Postharvest Chemical Use Survey is a part of the NASS chemical use program. This survey is used to collect and publish data on pesticide usage on selected crops after harvesting has been completed. The summarized data is available to other government agencies as well as the public. The surveys contain questions relating to the types of pesticides that are applied to selected crops after harvesting, how the chemicals are applied, when they are applied and how much was applied. Additional pest management practices are also studied. This information can be used when making decisions on food and worker safety issues.

**COMMODITIES THAT WERE TARGETED DURING THE PAST 10 YEARS**

Year	Crop(s)	Year	Crop(s)
2011 .....	Corn <sup>1</sup> .....	2006 .....	Oats and Potatoes.
2010 .....	Wheat .....	2005 .....	Peanuts.
2009 .....	None <sup>2</sup> .....	2004 .....	Oranges.
2008 .....	None <sup>2</sup> .....	2003 .....	Corn and Soybeans.
2007 .....	None <sup>2</sup> .....	2002 .....	Apples and Pears.

<sup>1</sup> Corn, is scheduled for 2011, but the survey will be suspended due to budget cuts.

<sup>2</sup> In 2007, 2008 and 2009 the Postharvest Chemical Use survey was suspended due to budget cuts.

NASS will suspend this information collection as of September 28, 2011 due to budget constraints. Also, NASS will not publish a Postharvest Chemical Use report in the Spring of 2012 unless there is a change in the anticipated budget shortfall.

Authority: These data were collected under authority of 7 U.S.C. 2204(a). Individually identifiable data collected under this authority are governed by

Section 1770 of the Food Security Act of 1985, 7 U.S.C. 2276, which requires USDA to afford strict confidentiality to non-aggregated data provided by respondents.

Estimate of Burden: There will be no further public reporting burden for this collection of information.

Signed at Washington, DC, August 31, 2011.

**Joseph T. Reilly,**

*Associate Administrator.*

[FR Doc. 2011-24968 Filed 9-27-11; 8:45 am]

**BILLING CODE 3410-20-P**



# Correspondence Management System

Control Number: AX-11-001-7012

Printing Date: October 12, 2011 03:56:34



## Citizen Information

Citizen/Originator: **Ballard, Bill**

Organization: CBS42

Address: 2075 Golden Crest Drive, P.O. Box 59496, Birmingham, AL 35259

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-7012

Alternate Number: N/A

Status: For Your Information

Closed Date: N/A

Due Date: N/A

# of Extensions: 0

Letter Date: Oct 4, 2011

Received Date: Oct 12, 2011

Addressee: AD-Administrator

Addressee Org: EPA

Contact Type: LTR (Letter)

Priority Code: Normal

Signature: SNR-Signature Not Required

Signature Date: N/A

File Code: 401\_127\_a General Correspondence Files Record copy

Subject: Daily Reading File- The citizens we serve want answers to two questions. How far and wide is the contamination? Are the illnesses related to the emissions coming from nearby plants?

Instructions: For Your Information -- No action required

Instruction Note: N/A

General Notes: N/A

CC: Brigid Lowery - OSWER-CPA  
Kecia Thornton - OSWER  
Linda Huffman - OECA  
Michelle Crews - OSWER  
OAR - Office of Air and Radiation -- Immediate Office  
OEAE - Office of External Affairs and Environmental Education  
OECA - OECA -- Immediate Office  
OSWER - OSWER -- Immediate Office  
R6 - Region 6 -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Privacy	OEX	R4	Oct 12, 2011



RECEIVED  
2011 OCT 12 AM 9:59

OFFICE OF THE  
EXECUTIVE SECRETARIAT

October 4, 2011

Lisa Jackson  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue NW  
Washington, D.C. 20460

**Bill Ballard**  
President and  
General Manager

Dear Ms. Jackson:

I am in receipt of your letter dated September 21, 2011.


Thank you for your prompt response and for your comments regarding CBS 42's documentary *Deadly Deception*. Since the documentary aired on August 7, 2011, we have received hundreds of requests for DVD's of the program. In addition, our website [www.cbs42.com](http://www.cbs42.com), tracked thousands of page views on the *Deadly Deception* link. When an environmental special can generate such an outpouring of interest, it has obviously struck a chord with the citizens of our community.

We appreciate that both you and Ms. Keyes-Fleming inherited this situation. Recently there does seem to be more action from the EPA, but the men, women and children who have long awaited answers are understandably impatient. To this day many families still have not been given a definitive answer regarding the cause of illnesses that have stricken their families. That situation, coupled with the fact that the EPA has been investigating these issues since 1989, has led to a high level of frustration in the community.

The citizens we serve want answers to two questions. First, how far and wide is the contamination in the air and soil? Second, are the rampant illnesses prevalent in the elderly and children of these communities related to the emissions coming from the nearby plants? No agency, to our knowledge, has performed a study to confirm or deny that assertion despite the obvious need.

In December of this year, CBS 42 plans to air a follow up to the *Deadly Deception* documentary. We look forward to highlighting the progress the EPA has made on this matter.

Sincerely,



Bill Ballard

cc: Gwendolyn Keyes Fleming  
Region 4 Administrator



# Correspondence Management System

Control Number: AX-11-001-7017

Printing Date: October 12, 2011 05:01:26



## Citizen Information

Citizen/Originator: Orgbon, Charles

Organization: Greening Forward  
Address: 3430 Enclave Mill Court, Dacula, GA 30019

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-7017      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Oct 4, 2011      Received Date: Oct 12, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: DRF - Thank you to the Administrator for letter of appreciation and congratulations on acceptance of PARADE's All-America High School Service Team; Would like to discuss how EPA can become more involved in Greening Forward

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: Noah Dubin - OEX  
 OP - Office of Policy  
 R4 - Region 4 -- Immediate Office

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OEAE	Oct 12, 2011

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Forward control to OEAE	Oct 12, 2011





RECEIVED

2011 OCT 12 AM 9:58

OFFICE OF THE  
EXECUTIVE SECRETARIAT

Administrator Lisa P. Jackson  
United States Environmental Protection Agency  
1200 Pennsylvania Ave NW  
Washington, DC 20460-0003

Dear Administrator Jackson,

Few have the opportunity to be singled-out by one of the most heroic people of the world. Administrator Jackson, thank you for your heart-felt letter of appreciation and congratulations on my acceptance of *PARADE*'s All-America High School Service Team. I have admired your leadership on a number of environmental issues since you took office as the Administrator of the EPA. In fact, I have come to think of your job as my future dream job, thus, making your letter even more special.

I find your leadership on our nation's environmental issues inspirational. I appreciate your efforts on expanding the national conversation on the reality of environmental injustice. I find one of your priorities regarding building tribal and state partnerships very interesting and underpublicized. Greening Forward has worked with the Colville Confederate Tribe in Washington by helping low-income senior citizens weatherize their homes in time for the fall season.

Therefore, I would love to discuss more with you about ways that either you or your staff could become more involved in Greening Forward. If given the opportunity, I would like to share Greening Forward's opportunity for potential board members. I am confident someone in your network of 18,000 environmentally-concerned professionals will find interest in the opportunity to advise our youth-led organization. More information on the opportunity can be found at [www.greeningforward.org](http://www.greeningforward.org) → Governance → Board of Directors.

Again, thanks for your time and consideration. Your letter alone continues to brighten my days. Please take much care and accept my best wishes. Feel free to contact me at (404) 916-8228 or [corgbon@greeningforward.org](mailto:corgbon@greeningforward.org) at any time.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Orgbon III". The signature is fluid and cursive, with the Roman numeral "III" written at the end.

Charles Orgbon III  
CEO, Greening Forward  
Student, Mill Creek High School  
3430 Enclave Mill Court  
Dacula, Georgia 30019



# Correspondence Management System

Control Number: AX-11-001-7051

Printing Date: October 12, 2011 04:59:36



## Citizen Information

Citizen/Originator: Jones, Elizabeth A.

Organization: Railroad Commission of Texas  
Address: 1701 North Congree Avenue Post Office Box 12967, Austin, TX  
78711-2967

Constituent: N/A  
Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-001-7051 Alternate Number: N/A  
Status: Pending Closed Date: N/A  
Due Date: Oct 26, 2011 # of Extensions: 0  
Letter Date: Oct 11, 2011 Received Date: Oct 12, 2011  
Addressee: AD-Administrator Addressee Org: EPA  
Contact Type: LTR (Letter) Priority Code: Normal  
Signature: DX-Direct Reply Signature Date: N/A  
File Code: 404-141-02-01\_141\_b Controlled and Major Corr. Record copy of the offices of Division Directors and other personnel.  
Subject: Daily Reading File- Railroad Commission of Texas has several concerns related to the implementation of the U.S. Environmental Protection Agency's hydraulic fracturing study.  
Instructions: DX-Respond directly to this citizen's questions, statements, or concerns  
Instruction Note: N/A  
General Notes: N/A  
CC: OEAE - Office of External Affairs and Environmental Education  
OW - Office of Water -- Immediate Office  
R6 - Region 6 -- Immediate Office

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Privacy	OEX	ORD	Oct 12, 2011	Oct 26, 2011	N/A
Instruction: N/A					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

## History

ELIZABETH AMES JONES, CHAIRMAN  
DAVID PORTER, COMMISSIONER  
BARRY T. SMITHMAN, COMMISSIONER



# RAILROAD COMMISSION OF TEXAS

October 11, 2011

Lisa Jackson  
EPA Administrator  
Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

Dear Administrator Jackson,

The Railroad Commission of Texas has several concerns related to the implementation of the U.S. Environmental Protection Agency's hydraulic fracturing study.

Specifically, the Commission insists top priority be given to conducting this study using factual research and best scientific practices. The Commission also urges the EPA to understand there may be potential causes of contamination under RRC jurisdiction at exploration and production sites that are completely unrelated to hydraulic fracturing. Finally, the EPA should remember that in the 1980s it awarded primary enforcement responsibility over Texas' oil and gas injection and disposal wells to the Commission. The Commission's Underground Injection Control Program follows national guidelines under the Safe Drinking Water Act and received funding and equipment for implementation from the EPA. It is inappropriate for the EPA to attempt to overreach its authority by undermining the Commission's UIC program.

The Commission is concerned portions of EPA's hydraulic fracturing study will not be an accurate review of the shale drilling and exploration activities in Texas because the sites sampled were not selected based on science or fact, but rather on complaints of contamination from unsatisfied landowners. RRC concern regarding the EPA's lack of factual scientific research is justified given their misguided emergency order issued against Range Resources in Dec. 2010. In that case, the Commission conducted a thorough investigation, one in which the EPA chose not to participate, and found scientific evidence that clearly demonstrated hydraulic fracturing activities did not contribute to contamination of any domestic water wells.

In conducting the hydraulic fracturing study, the EPA must bear in mind that a variety of factors, including surface spills, improperly drilled water wells or insufficient cement casings, have been known to result in communication between gas fields and water wells. However, those incidents are not a result of hydraulic fracturing. The EPA should conduct a study that adequately reflects the scope of hydraulic fracturing in Texas and that does not connect unrelated incidents in a way that would compromise scientific methodology.


The Barnett Shale extends over 24 counties and contains over 15,000 gas wells, more than 3,000 actively permitted gas wells, 180 commercial disposal wells, and over 20,000 water wells. Despite all this activity and a 60-year history in Texas, there has never been a documented case connecting hydraulic fracturing to groundwater pollution.

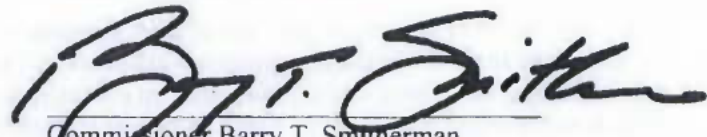
The Commission is the state's primary regulatory agency over Texas' oil and gas industry, exclusively responsible for the prevention and abatement of pollution of surface and subsurface water from oil and gas exploration and production activities, including hydraulic fracturing. If the EPA knows landowners are aware of contaminants on their sites but have not filed a complaint with the Commission, that information must be shared in order to ensure safety and address groundwater concerns. Unfortunately, the EPA continues to demonstrate irresponsible and heavy-handed federal overreach by unnecessarily expanding a national hydraulic fracturing evaluation into an isolated complaint investigation that includes properties never before brought to the state's attention.

As the EPA moves ahead with sampling for its hydraulic fracturing study, the Commission urges the agency to conduct a survey based in science and fact. It is imperative the EPA distinguishes between the practice of hydraulic fracturing and unrelated groundwater concerns. Finally, the Commission must be made aware of contaminants on landowner sites in order to ensure public safety and environmental protection. We place a high value on carrying out our enforcement responsibilities and proper administration of the Underground Injection Control Program. It is not the role of the EPA to withhold pertinent information and jeopardize the citizens of Texas.


## RAILROAD COMMISSION OF TEXAS

  
Chairman Elizabeth Ames Jones

  
Commissioner David Porter

  
Commissioner Barry T. Smitherman

ATTEST:

  
Secretary

01268-EPA-5883

**Aaron  
Dickerson/DC/USEPA/US**  
12/21/2011 03:34 PM

To "Lisa Jackson"  
cc  
bcc

Subject Fw: Thank you for your work finalizing MATS

---

**From:** Erin Musgrave [emusgrave@smallbusinessmajority.org]  
**Sent:** 12/21/2011 12:34 PM PST  
**To:** (b)(6) Privacy; LisaP Jackson; (b)(6) Privacy  
**Cc:** Aaron Dickerson; (b)(6) Privacy; Michael  
Goo; (b)(6) Privacy; (b)(6) Privacy; Bob Perciasepe; Gina McCarthy; Arvin  
Ganesan; (b)(6) Privacy  
**Subject:** Thank you for your work finalizing MATS

Hello,

On behalf of more than 125,000 U.S. businesses, we wish to thank you for the timely finalization and implementation of EPA's Mercury and Air Toxics Standards (MATS) for power plants. Our experience has shown that the Clean Air Act yields substantial benefits to the economy and to businesses, and that these benefits consistently outweigh the costs of pollution reductions. We hope that you will continue to support Clean Air Act pollution standards and their benefits to the U.S. business community.

A joint thank you letter sent to President Obama is attached.

Thanks again for all your good work!

Erin Musgrave  
Communications Director  
Small Business Majority  
(831) 477-0453  
[emusgrave@smallbusinessmajority.org](mailto:emusgrave@smallbusinessmajority.org)  
[www.smallbusinessmajority.org](http://www.smallbusinessmajority.org)



**Business Groups Thank White House on MATS.pdf**



December 21, 2011

President Barack Obama  
The White House  
1600 Pennsylvania Ave NW  
Washington, DC 20005

Dear President Obama,

As leaders in the business community collectively representing over 125,000 businesses from across the U.S., we wish to thank you for sticking to strong standards and a clear compliance timeframe for the implementation of EPA's proposed Mercury and Air Toxics Standards (MATS) for power plants.

We represent a diverse set of business interests ranging in size from Fortune 500 companies to small businesses that support timely implementation of EPA's clean air rules. We believe that failure to implement MATS would create significant uncertainty for the business community and delay investment. Companies that make up the diverse pollution control industry's supply chain, consisting of businesses involved in engineering, design, construction, maintenance, transportation, and manufacturing of air pollution control systems and technologies stand ready to supply their services but needed a final rule with a clear compliance schedule in order to begin hiring more workers to meet expected demand. In addition, MATS will yield up to \$90 billion in annual air quality improvements for human health alone, leading to a healthier and more productive workforce and reducing pollution-related health care costs for businesses across the economy.

Our experience has shown that the Clean Air Act yields substantial benefits to the economy and to businesses, and that these benefits consistently outweigh the costs of pollution reductions. We believe the finalization of MATS is a meaningful step towards economic recovery and growth.

On behalf of the signatories below, we thank you for reducing the burden of air pollution on businesses by supporting the timely finalization and implementation of MATS. We hope that you will continue to support Clean Air Act pollution standards and recognize the benefits they provide to the business community.

Sincerely,

American Businesses for Clean Energy  
American Sustainable Business Council  
Ceres  
Environmental Entrepreneurs

Main Street Alliance  
Small Business Majority

cc: Lisa Jackson, Administrator, Environmental Protection Agency  
Cass R. Sunstein, Administrator, Office of Information and Regulatory Affairs

**American Businesses for Clean Energy (ABCE)** with over 5,200 supporters nationwide is an initiative to demonstrate large and small business support for EPA's clean air rules and Congressional enactment of clean energy and climate legislation. [www.americanbusinessesforcleanenergy.org](http://www.americanbusinessesforcleanenergy.org)

**The American Sustainable Business Council (ASBC)** is a growing coalition of business networks and businesses committed to advancing a new vision, framework and policies that support a vibrant, equitable and sustainable economy. The Council brings together the business perspective, experience and political will and strength to stimulate our economy, benefit our communities, and preserve our environment. Today, the organizations that have joined in this partnership represent over 100,000 businesses and more than 200,000 entrepreneurs, owners, executives, investors and business professionals. [www.asbcouncil.org](http://www.asbcouncil.org)

**Ceres** is a national coalition of major investors, businesses and public interest organizations working with companies to address sustainability challenges such as climate change and water scarcity. [www.ceres.org](http://www.ceres.org)

**Environmental Entrepreneurs (E2)** is the independent business voice for the environment. E2 is a national community of individual business leaders who advocate for good environmental policy while building economic prosperity. E2 takes a reasoned, economically sound approach to environmental issues by relying on fact-based policy expertise. As the independent business voice in the debate, E2 is effective and delivers results at both the state and national levels through its bipartisan efforts. [www.e2.org](http://www.e2.org)

**The Main Street Alliance** is a national network of state-based small business coalitions. The Alliance creates opportunities for small business owners to speak for ourselves, advancing public policies that are good for our businesses, our employees, and the communities we serve. [www.mainstreetalliance.org](http://www.mainstreetalliance.org)

**Small Business Majority** is a national nonpartisan small business advocacy organization founded and run by small business owners and focused on solving the biggest problems facing small businesses today. We speak for the nearly 28 million Americans who are self-employed or own businesses of up to 100 employees. Our organization sponsors scientific research that guides us to understand and advocate on behalf of the interests of small businesses across the country. [www.smallbusinessmajority.org](http://www.smallbusinessmajority.org)



01268-EPA-5884

Aaron  
Dickerson/DC/USEPA/US  
12/21/2011 03:42 PM

To "Lisa Jackson"  
cc  
bcc

Subject Fw: LATINO GROUPS NATIONWIDE SUPPORT LONG AWAITED HEALTH PROTECTIONS FOR MERCURY AND AIR TOXICS

---

**From:** Evelyn Castillo [ECastillo@deweysquare.com]

**Sent:** 12/21/2011 08:36 PM GMT

**To:** (b)(6) Privacy; LisaP Jackson;

(b)(6) Privacy

**Cc:** Aaron Dickerson; (b)(6) Privacy

(b)(6) Privacy; Michael Goo; (b)(6) Privacy; (b)(6) Privacy

(b)(6) Privacy

Bob Perciasepe; Gina McCarthy; Arvin Ganesan

**Subject:** LATINO GROUPS NATIONWIDE SUPPORT LONG AWAITED HEALTH PROTECTIONS FOR MERCURY AND AIR TOXICS

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The letter (attached) is below:



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Truly protective standards for mercury and other air toxics will reduce mercury emissions from power plants and will help Latino children across the country to avoid preventable birth defects and learning delays and have a brighter, healthier future and call on our congressional representatives to stop their attempts to sacrifice the lives and health of Americans.

Sincerely,

Roberto Carmona  
Voces Verdes

Brent Wilkes  
League of United Latin American Citizens

Dr. Elena Rios  
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Mark Magana  
National Latino Coalition on Climate Change

Rafael Fantauzzi  
National Puerto Rican Coalition

Mildred Real  
Common Ground for Conservation – America Verde

Juan Parras  
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Antonio Gonzalez  
William C. Velasquez Institute

Raquelle Seda  
Latino Family Services

Irma Munoz  
Mujeres de La Tierra

Luis Olmedo  
Centro Cívico del Valle

Refugio Mata  
Project Economic Refugee

**evelyn c. castillo | dewey square group**

1001 g st nw, suite 400e | washington, dc 20001

w. 202.638.5616 | d. 202.772.0456

[ecastillo@deweysquare.com](mailto:ecastillo@deweysquare.com)

[www.deweysquare.com](http://www.deweysquare.com)

[www.latinovations.com](http://www.latinovations.com)



Voces Verdes Mercury Thank You Letter FINAL.pdf



December 21, 2011

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Centro Cívico del Valle

Refugio Mata  
Project Economic Refugee

01268-EPA-5885

**"Buffa, Nikki"****(b)(6) Privacy**

12/21/2011 03:48 PM

To Richard Windsor

cc

bcc

Subject Fw: Huffington Post: (Jackson) Cutting Mercury, Protecting Children

What an amazing day. Congrats!

**From:** Hankins, Hannah R.**Sent:** Wednesday, December 21, 2011 03:42 PM**To:** DL-WHO-Press; Abrevaya, Sandra; August, Hannah; Buffa, Nikki; Carney, Jay; Compton, Matthew; Connors, Celeste A.; Cunnane, Pat; Degen, Greg; DeParle, Nancy-Ann; Fisher, Alyssa; Glunz, Christine M.; Greenawalt, Andrei; Hankins, Hannah R.; Hernandez, Phil; Hughes, Caroline E.; Inouye, Shin; Jenkins, Brad; Keohane, Nathaniel; Kohn, Lisa; Lehrich, Matt; Lepow, Brandon D.; Maher, Jessica A.; Maher1, Jessica A.; McCullough, Victoria; Monje, Carlos A.; Nelson, Greg; Nesi, Andrew; Ogden, Peter; Palmieri, Jennifer; Papa, Jim; Patel, Rohan; Pfeiffer, Dan; Phillips, Macon; Ruemmler, Kathryn H.; Sanchez, Roque; Sheehy, Kathleen; Siskel, Edward; Smith, Jamie; Stevens, Clark; Tuss, Taryn L.; Utech, Dan G.; Valley, Shannon; Whithorne, Bobby; Zaidi, Ali; Zichal, Heather R.**Subject:** Huffington Post: (Jackson) Cutting Mercury, Protecting Children

[http://www.huffingtonpost.com/lisa-p-jackson/mercury-emissions-standards\\_b\\_1162892.html?ncid=edlinkusaolp00000008](http://www.huffingtonpost.com/lisa-p-jackson/mercury-emissions-standards_b_1162892.html?ncid=edlinkusaolp00000008)

# Cutting Mercury, Protecting Children

## [Lisa P. Jackson](#)

EPA Administrator

Fifteen years ago this week, my youngest son spent his very first Christmas in the hospital fighting to breathe. It was one of his earliest battles with asthma, a disease both he and his brother have struggled with over the years.

So when I say that clean air and children's health are top priorities for me as administrator of the U.S. Environmental Protection Agency, I'm saying that as a mother who knows exactly how vital clean air is to my own children's health. It's something I bring to work with me each day, and it's part of the reason I'm so excited about a recent step EPA took to safeguard the air we breathe and protect our kids from harm.

Last week, we finalized the nation's first-ever Mercury and Air Toxics Standards -- or MATS -- for power plant emissions. Before MATS, there were no national standards to limit the amounts of mercury, arsenic, chromium, nickel and acid gases power plants across the country could release into the air we breathe. As a mother, I can't overstate the importance of this change.

Mercury is a neurotoxin that's particularly harmful to children, and emissions of mercury and other air toxics have been linked to damage to developing nervous systems, respiratory illnesses

and other diseases. MATS will require power plants to take steps that also reduce particle pollution, which has been linked to premature death and cardiovascular and respiratory diseases. Through the simple act of ensuring healthier air, we can cut serious medical incidents and hospital visits by the thousands. Once MATS is fully implemented in 2016, it will prevent up to 11,000 premature deaths, 4,700 heart attacks, and 3,100 Emergency Room visits among children across the nation. The standards will also help avoid 540,000 sick days in the workforce, and 130,000 cases of aggravated asthma among kids between six and 18 years old.

Like any parent of a child with asthma, I can tell you that the benefits of clean air protections like MATS are not just statistics and abstract concepts. What we're really talking about with the numbers above are pregnant mothers who can rest easier knowing their children won't be exposed to harmful levels of mercury in critical development stages. We're talking about reducing the levels of mercury in the fish that we and our kids eat every day. We're talking about future generations growing up healthier because there is less toxic pollution in the air they breathe.

That is what environmental protection and the work of the EPA is all about.

Now, as a mother I am also deeply concerned about the economy. The good news is, we don't have to choose between clean air and economic growth. Not only will MATS provide the American people with health benefits between \$37 billion and \$90 billion, but we also estimate that implementing the standards will support jobs and opportunities for American workers. To meet the MATS standards over the next several years, many power plants will upgrade their operations with modern and widely available pollution control technology. There are about 1,100 coal-fired units covered by the MATS rule, and about 40 percent don't use advanced pollution controls. Increased demand for scrubbers and other advanced pollution controls will mean increased business for American companies that lead the way in producing pollution control technology.

But that's just the start. Power plants making upgrades will need workers to build, install, operate and maintain the pollution controls. As the CEO of one of the largest coal-burning utilities in the country recently said about cutting emissions by installing pollution control technology, "Jobs are created in the process -- no question about that." The EPA estimates that the demand for workers will support 46,000 short-term construction jobs and 8,000 long-term jobs.

As we come together this time of year with our families and do so much to make our children happy, I'm glad that the EPA is taking action to make families and children healthy -- now and for the years to come.

As Administrator, I'm proud of what MATS will do to safeguard the air we breathe. And as a mother, I know exactly how important that is.

01268-EPA-5886

**Richard Windsor/DC/USEPA/US**  
12/21/2011 04:09 PM

To "Stephanie Owens", "Dru Ealons"  
cc "Brendan Gilfillan"  
bcc  
Subject Fw: LATINO GROUPS NATIONWIDE SUPPORT LONG AWAITED HEALTH PROTECTIONS FOR MERCURY AND AIR TOXICS

Cool !

---

**From:** Aaron Dickerson  
**Sent:** 12/21/2011 03:42 PM EST  
**To:** "Lisa Jackson" <windsor.richard@epa.gov>  
**Subject:** Fw: LATINO GROUPS NATIONWIDE SUPPORT LONG AWAITED HEALTH PROTECTIONS FOR MERCURY AND AIR TOXICS

---

**From:** Evelyn Castillo [ECastillo@deweysquare.com]  
**Sent:** 12/21/2011 08:36 PM GMT  
**To:** "(b)(6) Privacy"; LisaP Jackson;  
(b)(6) Privacy  
**Cc:** Aaron Dickerson; (b)(6) Privacy  
Michael Goo; "(b)(6) Privacy"  
(b)(6) Privacy  
<(b)(6) Privacy> Bob Perciasepe; Gina McCarthy; Arvin Ganesan  
**Subject:** LATINO GROUPS NATIONWIDE SUPPORT LONG AWAITED HEALTH PROTECTIONS FOR MERCURY AND AIR TOXICS

Good afternoon,

I would like to share a letter of support by numerous Latino groups nationwide that have joined together to thank the Obama administration for adopting new mercury and toxic air pollution standards. We believe that this is an important step towards protecting the health and well-being of communities nationwide.

Please do not hesitate to contact me if you have any questions.

The letter (attached) is below:



December 21, 2011

Dear President Barack Obama,

We, the undersigned Latino community leaders, organizations, health professionals and concerned citizens would like to thank you and Lisa Jackson, EPA Administrator, for acting on behalf of our health and the health of our families by adopting historic safeguards against mercury and other toxic air pollution.

It is well known that mercury is one of the leading causes of preventable birth defects. With this rule, you have helped to protect our children from increased risks of brain damage, cerebral palsy and other developmental problems. This action will also help to prevent thousands of premature deaths, heart attacks, and serious respiratory illnesses saving struggling families enormous health care costs, work days lost and much suffering.

This rule is especially important to the Latino community because according to the Centers for Disease Control (CDC), Latino children have higher levels of mercury in their bodies compared with non-Hispanic white children. With 39 percent of Latinos living near a power plant, emissions controls are a critically needed and welcome safeguard.

Truly protective standards for mercury and other air toxics will reduce mercury emissions from power plants and will help Latino children across the country to avoid preventable birth defects and learning delays and have a brighter, healthier future and call on our congressional representatives to stop their attempts to sacrifice the lives and health of Americans.

Sincerely,

Roberto Carmona  
Voces Verdes

Brent Wilkes  
League of United Latin American Citizens

Dr. Elena Rios  
National Hispanic Medical Association

Mark Magana  
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Rafael Fantauzzi  
National Puerto Rican Coalition

Mildred Real  
Common Ground for Conservation – America Verde



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Voces Verdes Mercury Thank You Letter FINAL.pdf



December 21, 2011

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Centro Cívico del Valle

Refugio Mata  
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01268-EPA-5887

**Richard Windsor/DC/USEPA/US**  
12/21/2011 04:09 PM

To "Jon Carson"  
cc  
bcc  
Subject Fw: LATINO GROUPS NATIONWIDE SUPPORT LONG AWAITED HEALTH PROTECTIONS FOR MERCURY AND AIR TOXICS

---

**From:** Aaron Dickerson  
**Sent:** 12/21/2011 03:42 PM EST  
**To:** "Lisa Jackson" <windsor.richard@epa.gov>  
**Subject:** Fw: LATINO GROUPS NATIONWIDE SUPPORT LONG AWAITED HEALTH PROTECTIONS FOR MERCURY AND AIR TOXICS

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**Sent:** 12/21/2011 08:36 PM GMT  
**To:** (b)(6) Privacy; LisaP Jackson;  
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**Cc:** Aaron Dickerson; (b)(6) Privacy  
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**evelyn c. castillo | dewey square group**

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Voces Verdes Mercury Thank You Letter FINAL.pdf



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01268-EPA-5888

**Richard Windsor/DC/USEPA/US**  
12/21/2011 04:16 PM

To "Stephanie Owens", "Dru Ealons"  
cc  
bcc

Subject Fw: Thank you for your work finalizing MATS

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**From:** Aaron Dickerson  
**Sent:** 12/21/2011 03:34 PM EST  
**To:** "Lisa Jackson" <windsor richard@epa.gov>  
**Subject:** Fw: Thank you for your work finalizing MATS

---

**From:** Erin Musgrave [emusgrave@smallbusinessmajority.org]  
**Sent:** 12/21/2011 12:34 PM PST  
**To:** (b)(6) Privacy; LisaP Jackson; (b)(6) Privacy  
**Cc:** Aaron Dickerson; (b)(6) Privacy Michael  
**Goo:** (b)(6) Privacy (b)(6) Privacy Bob Perciasepe; Gina McCarthy; Arvin Ganesan; (b)(6) Privacy  
**Subject:** Thank you for your work finalizing MATS

Hello,

On behalf of more than 125,000 U.S. businesses, we wish to thank you for the timely finalization and implementation of EPA's Mercury and Air Toxics Standards (MATS) for power plants. Our experience has shown that the Clean Air Act yields substantial benefits to the economy and to businesses, and that these benefits consistently outweigh the costs of pollution reductions. We hope that you will continue to support Clean Air Act pollution standards and their benefits to the U.S. business community.

A joint thank you letter sent to President Obama is attached.

Thanks again for all your good work!

Erin Musgrave  
Communications Director  
Small Business Majority  
(831) 477-0453  
[emusgrave@smallbusinessmajority.org](mailto:emusgrave@smallbusinessmajority.org)  
[www.smallbusinessmajority.org](http://www.smallbusinessmajority.org)



**Business Groups Thank White House on MATS.pdf**



December 21, 2011

President Barack Obama  
The White House  
1600 Pennsylvania Ave NW  
Washington, DC 20005

Dear President Obama,

As leaders in the business community collectively representing over 125,000 businesses from across the U.S., we wish to thank you for sticking to strong standards and a clear compliance timeframe for the implementation of EPA's proposed Mercury and Air Toxics Standards (MATS) for power plants.

We represent a diverse set of business interests ranging in size from Fortune 500 companies to small businesses that support timely implementation of EPA's clean air rules. We believe that failure to implement MATS would create significant uncertainty for the business community and delay investment. Companies that make up the diverse pollution control industry's supply chain, consisting of businesses involved in engineering, design, construction, maintenance, transportation, and manufacturing of air pollution control systems and technologies stand ready to supply their services but needed a final rule with a clear compliance schedule in order to begin hiring more workers to meet expected demand. In addition, MATS will yield up to \$90 billion in annual air quality improvements for human health alone, leading to a healthier and more productive workforce and reducing pollution-related health care costs for businesses across the economy.

Our experience has shown that the Clean Air Act yields substantial benefits to the economy and to businesses, and that these benefits consistently outweigh the costs of pollution reductions. We believe the finalization of MATS is a meaningful step towards economic recovery and growth.

On behalf of the signatories below, we thank you for reducing the burden of air pollution on businesses by supporting the timely finalization and implementation of MATS. We hope that you will continue to support Clean Air Act pollution standards and recognize the benefits they provide to the business community.

Sincerely,

American Businesses for Clean Energy  
American Sustainable Business Council  
Ceres  
Environmental Entrepreneurs



Main Street Alliance  
Small Business Majority

cc: Lisa Jackson, Administrator, Environmental Protection Agency  
Cass R. Sunstein, Administrator, Office of Information and Regulatory Affairs

**American Businesses for Clean Energy (ABCE)** with over 5,200 supporters nationwide is an initiative to demonstrate large and small business support for EPA's clean air rules and Congressional enactment of clean energy and climate legislation. [www.americanbusinessesforcleanenergy.org](http://www.americanbusinessesforcleanenergy.org)

**The American Sustainable Business Council (ASBC)** is a growing coalition of business networks and businesses committed to advancing a new vision, framework and policies that support a vibrant, equitable and sustainable economy. The Council brings together the business perspective, experience and political will and strength to stimulate our economy, benefit our communities, and preserve our environment. Today, the organizations that have joined in this partnership represent over 100,000 businesses and more than 200,000 entrepreneurs, owners, executives, investors and business professionals. [www.asbcouncil.org](http://www.asbcouncil.org)

**Ceres** is a national coalition of major investors, businesses and public interest organizations working with companies to address sustainability challenges such as climate change and water scarcity. [www.ceres.org](http://www.ceres.org)

**Environmental Entrepreneurs (E2)** is the independent business voice for the environment. E2 is a national community of individual business leaders who advocate for good environmental policy while building economic prosperity. E2 takes a reasoned, economically sound approach to environmental issues by relying on fact-based policy expertise. As the independent business voice in the debate, E2 is effective and delivers results at both the state and national levels through its bipartisan efforts. [www.e2.org](http://www.e2.org)

**The Main Street Alliance** is a national network of state-based small business coalitions. The Alliance creates opportunities for small business owners to speak for ourselves, advancing public policies that are good for our businesses, our employees, and the communities we serve. [www.mainstreetalliance.org](http://www.mainstreetalliance.org)

**Small Business Majority** is a national nonpartisan small business advocacy organization founded and run by small business owners and focused on solving the biggest problems facing small businesses today. We speak for the nearly 28 million Americans who are self-employed or own businesses of up to 100 employees. Our organization sponsors scientific research that guides us to understand and advocate on behalf of the interests of small businesses across the country. [www.smallbusinessmajority.org](http://www.smallbusinessmajority.org)

01268-EPA-5889

**Sarah Pallone/DC/USEPA/US**

12/21/2011 04:50 PM

To Richard Windsor

cc Stephanie Owens, Brendan Gilfillan

bcc

Subject Fw: Gov. Gregoire's statement on new federal rule to limit mercury emissions

Sarah Hospodor-Pallone  
Deputy Associate Administrator  
for Intergovernmental Relations  
Office of the Administrator  
202-564-7178  
pallone.sarah@epa.gov

----- Forwarded by Sarah Pallone/DC/USEPA/US on 12/21/2011 04:49 PM -----

From: "Rupp, Mark (GOV)" <mark.rupp@gov.wa.gov>  
To: Sarah Pallone/DC/USEPA/US@EPA  
Cc: "James, Jewel" (b)(6) Privacy  
Date: 12/21/2011 04:48 PM  
Subject: FW: Gov. Gregoire's statement on new federal rule to limit mercury emissions

**From:** Shagren, Karina (GOV)  
**Sent:** Wednesday, December 21, 2011 4:48 PM  
**To:** Shagren, Karina (GOV)  
**Cc:** Rupp, Mark (GOV); Curtis, Cory (GOV); Preston, Seth (ECY)  
**Subject:** Gov. Gregoire's statement on new federal rule to limit mercury emissions

CHRISTINE O. GREGOIRE  
Governor



STATE OF WASHINGTON  
**OFFICE OF THE GOVERNOR**

P.O. Box 40002 • Olympia, Washington 98504-0002 • (360) 902-4111

**For Release:** Immediate  
**Office**  
**Date:** Dec. 21, 2011

**Media Contact:** Governor's Communications  
**Phone:** 360-902-4136

## **Gov. Gregoire's statement on new federal rule to limit mercury emissions**

**OLYMPIA** – Gov. Chris Gregoire issued the following statement after the U.S. Environmental Protection Agency today announced its new Mercury and Air Toxics Standards, the first national standards to protect American families from power plant emissions of mercury and toxic air pollution like arsenic, acid gas, nickel, selenium, and cyanide:

“I applaud EPA for taking strong action to curb harmful, toxic emissions from coal-fired power plants. In Washington, we’re fortunate that we have been out front in protecting our people and our environment from such risks.

“For example, agreements between the state and TransAlta and legislation I signed earlier this year place even more protective limits on emissions from the Centralia-area plant than this national action requires, and does so sooner.

“But we still bear the costs of airborne pollutants that reach our state from other parts of the nation. Those pollutants can harm our people, our animals, and our fisheries. So the additional protections the EPA action will afford will benefit us all and our quality of life.”

###

01268-EPA-5890

**"Zichal, Heather R."****(b)(6) Privacy**

12/21/2011 04:56 PM

To Richard Windsor

cc

bcc

Subject FW: VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

[Went out about an hour ago!](#)**From:** The White House [mailto:info@messages.whitehouse.gov]**Sent:** Wednesday, December 21, 2011 3:56 PM**To:** Zichal, Heather R.**Subject:** VIDEO: President Obama Highlights Historic New Mercury Emissions StandardsDecember  
21, 2011

## President Obama Highlights Historic New Mercury Emissions Standards

### Protecting American Families and the Environment from Mercury Pollution

*By Heather Zichal, Deputy Assistant to the President for Energy and Climate Change*

Today marks yet another historic day in the Obama Administration's efforts to [protect the health of American families and our environment](#).

The Environmental Protection Agency (EPA) has finalized the [first-ever national standards](#) to reduce mercury and other toxic air emissions – like arsenic, acid gas, and cyanide – from power plants, which are the largest sources of this pollution in the United States.

This crucial step forward will bring enormous public health benefits. By substantially reducing emissions of toxic pollutants that lead to neurological damage, cancer, respiratory illnesses, and other serious health issues, these standards will benefit millions of people across the country, but especially children, older Americans, and other vulnerable populations. Cumulatively, the total health and economic benefits to society could reach \$90 billion each year.

When fully implemented, these new standards will, on an annual basis, help prevent:

Up to 11,000 premature deaths;

- 2,800 cases of chronic bronchitis;
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- 5,700 hospital and emergency room visits; and
- 540,000 days when people miss work or school.

Notably, today's announcement has roots that trace back more than two decades, when Congress passed landmark, bipartisan legislation requiring the United States to limit toxic air emissions from the nation's biggest polluters. Yet that legislation was only a first step. Today more than twenty years later, mercury and other toxic air pollution from power plants remains unchecked. That is, until now.

These sensible new standards were developed with extensive input from the public as well as industry and can be implemented with widely available and cost-effective pollution control technology. The United States is a global market leader in the design and manufacture of these technologies, and American companies and workers will provide much of the equipment and labor needed to meet the substantial investments in pollution controls that these standards will generate.

To be sure, in the weeks and months to come, there will be some in Congress that will try to prevent these important standards from being implemented. Some will argue that these standards will negatively impact electric reliability across America, even though an independent analysis from the Department of Energy shows clearly that is not the case. Others will claim that there is not enough time to comply with these standards, despite the fact that these rules have been in the works for 20 years. Finally, some will say this step is too costly and we should opt for even more delay, despite the fact that for every one dollar we spend to reduce pollution under these standards, American families will see up to \$9 dollars in health benefits.

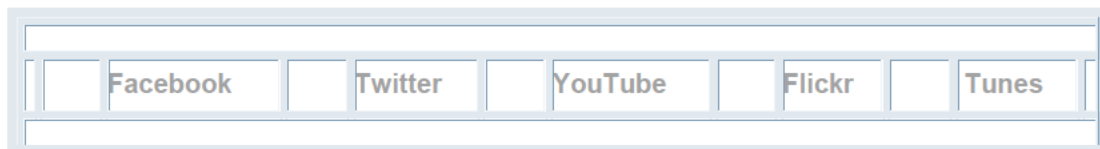
In conjunction with the release of the rule, President Obama also issued a [Presidential Memorandum](#) which underscores the health benefits of the rule and directs EPA Administrator Jackson to use flexibilities built into the Clean Air Act where needed, and to work proactively with states, industry and other entities in a transparent manner to implement the rule in way that delivers the health benefits of the rule while addressing reliability concerns.

At the end of the day, President Obama believes that Americans have waited long enough for these common-sense standards and that it is now time to do what is right for the country.

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01268-EPA-5891

**Richard Windsor/DC/USEPA/US**  
12/21/2011 05:00 PM

To "Zichal, Heather R."  
cc  
bcc

Subject Re: VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

Is it on WH.gov? We need to link to it right?

---

**From:** "Zichal, Heather R." [(b)(6) Privacy]

**Sent:** 12/21/2011 04:56 PM EST

**To:** Richard Windsor

**Subject:** FW: VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

Went out about an hour ago!

**From:** The White House [mailto:info@messages.whitehouse.gov]

**Sent:** Wednesday, December 21, 2011 3:56 PM

**To:** Zichal, Heather R.

**Subject:** VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

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21, 2011

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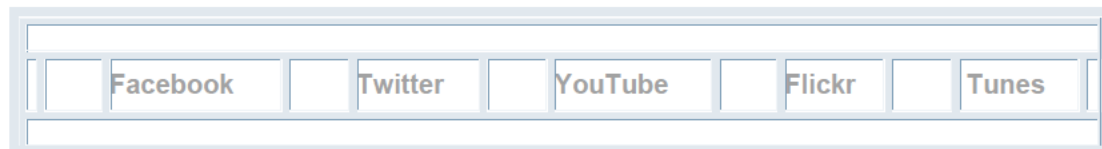
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---

01268-EPA-5892

"Zichal, Heather R."

(b)(6) Privacy

12/21/2011 05:02 PM

To Richard Windsor

cc

bcc

Subject RE: VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

Sure. It's here:

<http://www.whitehouse.gov/blog/2011/12/21/protecting-american-families-and-environment-mercury-pollution>

Bryson put out a great statement and Vilsack's is about to go

Sebelius' mercury blog is live - <http://www.hhs.gov/secretary/about/opeds/index.html>

**From:** Richard Windsor [mailto:Windsor.Richard@epamail.epa.gov]

**Sent:** Wednesday, December 21, 2011 5:01 PM

**To:** Zichal, Heather R.

**Subject:** Re: VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

Is it on WH.gov? We need to link to it right?

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**From:** "Zichal, Heather R." [(b)(6) Privacy]

**Sent:** 12/21/2011 04:56 PM EST

**To:** Richard Windsor

**Subject:** FW: VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

Went out about an hour ago!

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**Sent:** Wednesday, December 21, 2011 3:56 PM

**To:** Zichal, Heather R.

**Subject:** VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

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December  
21, 2011

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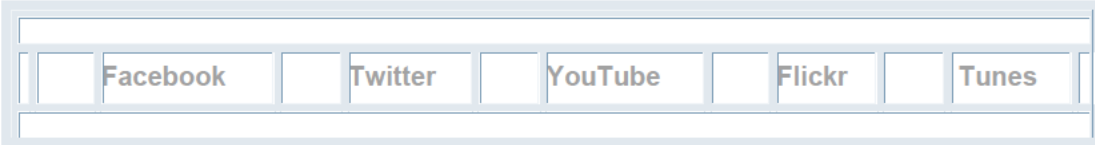
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01268-EPA-5893

**Richard Windsor/DC/USEPA/US**  
12/21/2011 05:10 PM

To "Stephanie Owens", "Dru Ealons", "Brendan Gilfillan"  
cc  
bcc

Subject Fw: VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

Link away.

---

**From:** "Zichal, Heather R." [(b)(6) Privacy]

**Sent:** 12/21/2011 05:02 PM EST

**To:** Richard Windsor

**Subject:** RE: VIDEO: President Obama Highlights Historic New Mercury Emissions Standards

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December  
21, 2011

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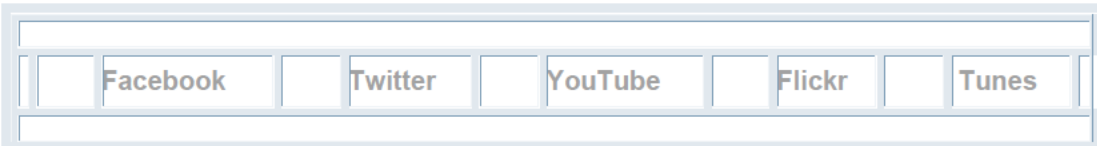
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01268-EPA-5894

**EPAExecSec**

Sent by: (b) (6) Personal Privacy

12/22/2011 04:38 PM

To Aaron Dickerson, Arvin Ganesan, Bicky Corman, Bob Perciasepe, Bob Sussman, Diane Thompson, Eric Wachter, Gladys Stroman, Heidi Ellis, Jose Lozano, Laura Vaught, Michael Goo, Sarah Pallone, Richard Windsor, Seth Oster, Stephanie Washington, Christopher Busch, Veronica Burley, Elizabeth Ashwell

cc

bcc

Subject Daily Reading File: December 22, 2011



Daily Reading File.12.22.11.pdf





# Correspondence Management System

Control Number: AX-11-002-1103

Printing Date: December 22, 2011 03:49:28



## Citizen Information

Citizen/Originator: Chapman, Karen M

Organization: U.S. National Advisory Committee  
Address: 223 North Union Street, Delaware, OH 43015

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-002-1103      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Dec 12, 2011      Received Date: Dec 21, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File- NAC grateful to all presenters for sharing presentations at its thirty-sixth meeting on October 20-21, 2011 in Austin, Texas.

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OCIR - Office of Congressional and Intergovernmental Relations  
 OW - Office of Water -- Immediate Office  
 R6 - Region 6 -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Privacy	OEX	OITA	Dec 22, 2011

## History

Action By	Office	Action	Date
(b) (6) Privacy	OEX	Forward control to OITA	Dec 22, 2011



# NAC

Environment and Trade Working Together

DAILY READING FILE

Chair  
Karen M. Chapman  
Tel. 740-363-8269  
kchapman@edf.org

U.S. National Advisory Committee  
Independent Federal Advisors on the  
North American Agreement on Environmental Cooperation

Designated Federal Officer  
Oscar Carrillo  
Tel. 202-564-2294  
carrillo.oscar@epa.gov

December 12, 2011

REC'D  
DEC 21 PM 12:41  
OFFICE OF THE  
EXECUTIVE SECRETARIAT

**Committee Members**

Karen Chapman  
*Ohio*

Timothy Bent  
*Tennessee*

Diana Bustamante  
*New Mexico*

Michael Dorsey  
*New Hampshire*

Barry Featherman  
*Washington, DC*

Kevin Gallagher  
*Massachusetts*

Brian Houseal  
*New York*

Raymond Lozano  
*Michigan*

David Markell  
*Florida*

Cecilia Martinez  
*Delaware*

Robert Pastor  
*Washington, DC*

Ana Romero-Lizana  
*Missouri*

Gail Small  
*Montana*

The Honorable Lisa P. Jackson  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

Dear Administrator Jackson,

The National Advisory Committee (NAC) to the U.S. Representative to the North American Commission for Environmental Cooperation held its thirty-sixth meeting on October 20-21, 2011, in Austin, Texas.

The NAC extends special thanks to Carlos Rubinstein of the Governmental Advisory Committee for helping to arrange the meeting in Austin, as well as NAC/GAC Designated Federal Officer Oscar Carrillo. As always, NAC members appreciate the assistance from the Federal Advisory Committee Management and Outreach Office (OFACMO) staff including Cynthia Jones-Jackson, Oscar Carrillo, Stephanie McCoy, Lois Williams and Mark Joyce. We also thank Sylvia Correa, Senior Advisor for North American Programs in the Office of International and Tribal Affairs (OITA) for attending the meeting to discuss current US priorities related to the CEC Operational Plan and NAPECA grants, and for being on hand to answer questions throughout the meeting.

We were very grateful to all the presenters for sharing excellent presentations illuminating subjects of interest along the US-Mexico border relating to infrastructure under NAFTA, water and wildlife impacts, and cross-border collaboration on shared resources. We heard informative and interesting presentations from Maria Elena Giner, Director of the Border Environmental Cooperation Commission, Cindy Loeffler of Texas Parks and Wildlife Department, Steve Niemeyer with the Office of Border Affairs at the Texas Commission for Environmental Quality, Carlos Rubinstein, TCEQ Commissioner, and Aimee Roberson of the US Fish and Wildlife Service.

We were also very grateful to Evan Lloyd, current Executive Director of the CEC, for providing us an update via phone on the CEC Operational Plan implementation, and to Jocelyn Adkins from EPA's Office of General Counsel for providing an update on the SEM review process. We thank Irasema Coronado, Chair of the Joint Public Advisory Committee, for attending our meeting and providing an update on JPAC. Finally, we are also very grateful to John Knox, who phoned in to our meeting to provide an overview of the Transboundary Environmental Impact Assessment (TEIA) agreement history and current status.

The Austin meeting provided us with an opportunity for discussion of key topics of great interest to our committee, including the CEC Communications Strategy, SEM review and TEIA. In

addition to these topics, the NAC discussed the Trade and Environment Review that is already underway, which we found interesting and worth further discussion.

Our discussion on these topics led us to agree on several items that we would like to request be included on our next committee meeting agenda in the Spring. First, we respectfully request a thorough update on the SEM review process with sufficient time for discussion and questions and answers with an EPA official involved in the review. In order for the discussion to be as constructive and helpful as possible, we request that a detailed update on the issues and options for improvement under consideration be provided to us prior to this meeting. Second, the NAC requests a presentation on the Trade and Environment Review from an EPA representative, or a presenter with objective and close knowledge of the review process as it currently stands. We thank you in advance for considering these requests.

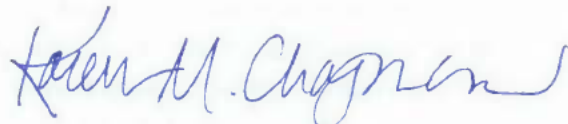
In response to your letter of June 9, 2011, in which you reiterate your commitment to providing fora and other opportunities to highlight indigenous peoples issues, we thank you. We understand that establishing an indigenous subcommittee among the NAC/GAC and JPAC is not feasible at this time. We are, however, interested in your thoughts on how we can work with you to help elevate tribal issues on a substantive level within EPA and the Office of International and Tribal Affairs.

The NAC very sincerely hopes that the advice we provide you is useful, and we are grateful for the time and attention you take to review and think about this advice. We are also extremely grateful to Assistant Administrator Michelle DePass for taking the time to reach out to have informal conversations with the NAC/GAC chairs prior to our meeting and on an on-going basis. This type of engagement is particularly meaningful to me as Chair, as it helps to frame our advice and our committee discussions.

I am also very grateful to you for the time that you took to spend with some members of the NAC and GAC during the Council Session in Montreal. Your commitment to the committees and willingness to engage informally is valuable and ensures greater understanding on our part of your priorities and thoughts related to the role of the EPA in trade and environment issues. Related to that, we reiterate our desire to meet with you as a full committee in person when feasible, particularly when we meet in DC, as it is not possible given EPA's budget for more than one or two members to travel to the Council Sessions.

Thank you for continuing to support our committee and our role as advisors to you and the US government on North American environmental issues. Please call on me at any time if I can be helpful in explaining our advice further.

Very truly yours,



Karen M. Chapman, Chair  
National Advisory Committee



# Correspondence Management System

Control Number: AX-11-002-1107

Printing Date: December 22, 2011 03:31:56



## Citizen Information

Citizen/Originator: Alexeeff, George V.

Organization: Office of Environmental Health Hazard Assessment  
Address: P.O. Box 4010, Sacramento, CA 95812-4010

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

## Control Information

Control Number: AX-11-002-1107      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Dec 14, 2011      Received Date: Dec 21, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File- OEHHA supports October 2011 petition of NYSDEC to add n-propyl bromide to list of HAPS under Section 112 of the Clean Air Act.

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OCSPP - OCSPP - Immediate Office  
 OEAE - Office of External Affairs and Environmental Education  
 OP - Office of Policy  
 R9 - Region 9 - Immediate Office

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Privacy	OEX	OAR	Dec 22, 2011

## History

Action By	Office	Action	Date
(b) (6) Privacy	OEX	Forward control to OAR	Dec 22, 2011

**Office of Environmental Health Hazard Assessment**

George V. Alexeeff, Ph.D., D.A.B.T., Acting Director

Headquarters • 1001 I Street • Sacramento, California 95814

Mailing Address: P.O. Box 4010 • Sacramento, California 95812-4010

Oakland Office • Mailing Address: 1515 Clay Street, 16<sup>th</sup> Floor • Oakland, California 94612



Matthew Rodriguez  
Secretary for  
Environmental Protection



Edmund G. Brown Jr.  
Governor

OFFICE OF THE  
EXECUTIVE SECRETARIAT

2011 DEC 21 PM 12:40

December 14, 2011

Honorable Lisa P. Jackson  
Administrator  
United States Environmental Protection Agency  
1200 Pennsylvania Avenue  
Washington, DC 20460

Dear Administrator Jackson:

The Office of Environmental Health Hazard Assessment (OEHHA) is writing you to support the October 2011 petition of the New York State Department of Environmental Conservation (NYSDEC) to add n-propyl bromide (1-bromopropane; CAS No. 106-94-5) to the list of hazardous air pollutants (HAPs) under Section 112 of the Clean Air Act (CAA). In 2004, the State of California listed 1-bromopropane as a chemical known to cause developmental toxicity and male and female reproductive toxicity, pursuant to the State's Safe Drinking Water and Toxic Enforcement Act of 1986, popularly known as Proposition 65. The listing was based on a 2003 report by the National Toxicology Program's Center for the Evaluation of Risks to Human Reproduction, which identified 1-bromopropane as causing those toxic effects.

Perchloroethylene is being gradually phased out of dry cleaning in California and will not be used in dry cleaning by anyone in California after 2023. Since 1-bromopropane is a candidate to replace perchloroethylene, our Office has continued to study the effects of 1-bromopropane. We are concerned about the proposed use of 1-bromopropane in dry cleaning in California because of the several types of toxicity of the chemical (which include neurotoxicity, developmental toxicity, reproductive toxicity, and cancer and are summarized in the NYSDEC petition) and the limited knowledge of industrial hygiene in small dry cleaning establishments. We would be glad to submit details of our findings, if necessary, as a complement to the NYSDEC findings.

If you would like to discuss OEHHA's perspective on this issue with, please call me at (916) 322-6325.

Sincerely,

George V. Alexeeff, Ph.D., D.A.B.T.  
Acting Director

**California Environmental Protection Agency**

Sacramento: (916) 324-7572 Oakland: (510) 622-3200

www.oehha.ca.gov



# Correspondence Management System

Control Number: AX-11-002-1108

Printing Date: December 22, 2011 11:14:34



## Citizen Information

Citizen/Originator: Salazar, Kenneth L

Organization: U.S. Department of Interior  
Address: 1849 C Street N W, Washington, DC 20240

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-002-1108      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Dec 14, 2011      Received Date: Dec 21, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File- Annual Operating Plan (AOP) for Colorado River System Reservoirs for 2012.

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OEAE - Office of External Affairs and Environmental Education  
 OP - Office of Policy  
 OW - Office of Water -- Immediate Office  
 R6 - Region 6 -- Immediate Office  
 R9 - Region 9 - Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Privacy	OEX	R8	Dec 22, 2011

## History

Action By	Office	Action	Date
(b) (6) Privacy	OEX	Forward control to R8	Dec 22, 2011

# DAILY READING FILE

Release 4 - HQ-FOI-01268-12

All emails sent by "Richard Windsor" were sent by EPA Administrator Lisa Jackson



THE SECRETARY OF THE INTERIOR

WASHINGTON

DEC 14 2011

201100021 PW10:40

U.S. DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION

The Honorable Lisa P. Jackson  
Administrator, Environmental Protection Agency  
1200 Pennsylvania Avenue, NW Ste. 3100  
Washington, DC 20460

Dear Ms. Jackson:

Enclosed is the Annual Operating Plan (AOP) for Colorado River System Reservoirs for 2012. The AOP for 2012 contains both the past operations of the Colorado River Reservoirs for the completed year as well as the projected plan of operation on Colorado River reservoirs for 2012 based on the most probable runoff conditions. The plan of operation reflects use of the reservoirs for all purposes consistent with the Criteria for Coordinated Long-Range Operation of Colorado River Reservoirs Pursuant to the Colorado River Basin Project Act of September 30, 1968. The AOP for 2012 incorporates the Colorado River Interim Guidelines for Lower Basin Shortages and the Coordinated Operations for Lake Powell and Lake Mead (2007 Interim Guidelines).

The AOP for 2012 was prepared by the Bureau of Reclamation in consultation with: the seven Colorado River Basin States Governors' representatives; the Upper Colorado River Commission; Native American tribes; appropriate Federal agencies; representatives of the academic and scientific communities, environmental organizations, and the recreation industry; water delivery contractors; contractors for the purchase of Federal power; others interested in Colorado River operations; and the general public, through the Colorado River Management Work Group (Work Group). The Work Group held meetings on May 31, July 28, and August 30, 2011.

Given the hydrologic variability of the Colorado River System, the 2012 water year release from Lake Powell is projected to be in the range of 9.46 million acre-feet (maf) (11,670 million cubic meters [mcm]) to 14.48 maf (17,860 mcm) or greater. As of the most current projections, Lake Powell's most probable 2012 water year release is 12.04 maf (14,850 mcm). These projections are updated monthly and are available at: <http://www.usbr.gov/uc/water/crsp/studies/index.html>.

Water deliveries in the Lower Basin during calendar year 2012 will be limited to 7.5 maf (9,250 mcm) plus or minus any credits for Intentionally Created Surplus (ICS). The 2007 Interim Guidelines adopted the ICS mechanism that among other things encourages the efficient use and management of Colorado River water in the Lower Basin. The ICS may be created and delivered in 2012 pursuant to the 2007 Interim Guidelines and appropriate delivery and forbearance agreements.

A volume of up to 1.5 maf (1,850 mcm) of water will be scheduled for delivery to the Republic of Mexico during calendar year 2012 in accordance with Article 15 of the 1944 United States-Mexico Water Treaty and Minutes No. 242, 314, and 318 of the International Boundary and Water Commission.

Inflow to Lake Powell has been below average in 9 of the past 12 water years (2000-2011). This 12-year period is the second lowest in over 100 years of record keeping on the Colorado River. Accordingly, all water users in the Colorado River Basin are encouraged to prudently manage the use of available supplies.

The Department of the Interior continues to closely monitor water supply conditions in the Colorado River Basin and looks forward to continuing to work with your representatives and other interested stakeholders regarding the management of this vital river system.

Sincerely,

  
Ken Salazar

Enclosure

Identical Letters Sent To:

The Honorable Joseph R. Biden, Jr.  
President of the Senate  
Washington, DC 20501

The Honorable Gary Herbert  
Governor of Utah  
Salt Lake City, Utah 84114

The Honorable John Boehner  
Speaker of the House of Representatives  
Washington, DC 20515

The Honorable Susana Martinez  
Governor of New Mexico  
Santa Fe, New Mexico 87501

The Honorable Brian Sandoval  
Governor of Nevada  
Carson City, Nevada 89701

The Honorable Janice Brewer  
Governor of Arizona  
Phoenix, Arizona 85007

The Honorable Matt Mead  
Governor of Wyoming  
Cheyenne, Wyoming 82002

The Honorable John Hickenlooper  
Governor of Colorado  
Denver, Colorado 80203

The Honorable Jerry Brown  
Governor of California  
Sacramento, California 95814





# Correspondence Management System

Control Number: AX-11-002-1189

Printing Date: December 22, 2011 02:30:11



## Citizen Information

Citizen/Originator: Castillo, Evelyn

Organization: Dewey Square Group  
Address: 1001 G Street, NW, Washington, DC 20001

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-002-1189      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Dec 21, 2011      Received Date: Dec 22, 2011  
 Addressee: POTUS-President of the United States      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File-Latino Groups Nationwide Support Long Awaited Health Protections for Mercury and Air Toxics  
 Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OEAAE - Office of External Affairs and Environmental Education  
 OP - Office of Policy

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	OAR	Dec 22, 2011
Gloria Hammond	OAR	OAR-OAQPS	Dec 22, 2011
Jean Walker	OAR-OAQPS	OAR-OAQPS-SPPD	Dec 22, 2011

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Control Created	Dec 22, 2011



December 21, 2011

Dear President Barack Obama,

We, the undersigned Latino community leaders, organizations, health professionals and concerned citizens would like to thank you and Lisa Jackson, EPA Administrator, for acting on behalf of our health and the health of our families by adopting historic safeguards against mercury and other toxic air pollution.

It is well known that mercury is one of the leading causes of preventable birth defects. With this rule, you have helped to protect our children from increased risks of brain damage, cerebral palsy and other developmental problems. This action will also help to prevent thousands of premature deaths, heart attacks, and serious respiratory illnesses saving struggling families enormous health care costs, work days lost and much suffering.

This rule is especially important to the Latino community because according to the Centers for Disease Control (CDC), Latino children have higher levels of mercury in their bodies compared with non-Hispanic white children. With 39 percent of Latinos living near a power plant, emissions controls are a critically needed and welcome safeguard.

Truly protective standards for mercury and other air toxics will reduce mercury emissions from power plants and will help Latino children across the country to avoid preventable birth defects and learning delays and have a brighter, healthier future and call on our congressional representatives to stop their attempts to sacrifice the lives and health of Americans.

Sincerely,

Roberto Carmona  
Voces Verdes

Brent Wilkes  
League of United Latin American Citizens

Dr. Elena Rios  
National Hispanic Medical Association

Mark Magana  
National Latino Coalition on Climate Change

Rafael Fantauzzi  
National Puerto Rican Coalition

Mildred Real  
Common Ground for Conservation – America Verde

Juan Parras  
Texas Environmental Justice Advocacy Services (TEJAS)

Antonio Gonzalez  
William C. Velasquez Institute

Raquelle Seda  
Latino Family Services

Irma Munoz  
Mujeres de La Tierra

Luis Olmedo  
Centro Cívico del Valle

Refugio Mata  
Project Economic Refugee



# Correspondence Management System

Control Number: AX-11-002-1192

Printing Date: December 22, 2011 03:24:45



## Citizen Information

Citizen/Originator: Dooley, Cal

Organization: American Chemistry Council  
Address: 700 Second Street NE, Washington, DC 20002

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-11-002-1192      Alternate Number: N/A  
 Status: Pending      Closed Date: N/A  
 Due Date: Jan 5, 2012      # of Extensions: 0  
 Letter Date: Dec 20, 2011      Received Date: Dec 22, 2011  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: DX-Direct Reply      Signature Date: N/A  
 File Code: 404-141-02-01\_141\_b Controlled and Major Corr. Record copy of the offices of Division Directors and other personnel.

Subject: Daily Reading File-Incorporating the NAS Recommendations into the Dioxin Assessment  
 Instructions: DX-Respond directly to this citizen's questions, statements, or concerns  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: Lawrence Elworth - AO-IO  
 OCSPP - OCSPP - Immediate Office  
 OEAE - Office of External Affairs and Environmental Education  
 OP - Office of Policy

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Personal Privacy	OEX	ORD	Dec 22, 2011	Jan 5, 2012	N/A
Instruction: DX-Respond directly to this citizen's questions, statements, or concerns					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

## History

Action By	Office	Action	Date
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RECEIVED

2011 DEC 22 AM 9:38

OFFICE OF THE  
EXECUTIVE SECRETARIAT

## Message Information

Date 12/20/2011 04:58 PM  
From ACC President <ACC\_President@americanchemistry.com>  
To LisaP Jackson/DC/USEPA/US@EPA  
cc Becki Clark/DC/USEPA/US@EPA; Paul Anastas/DC/USEPA/US@EPA;  
"csunstein@omb.eop.gov" <csunstein@omb.eop.gov>  
Subject Incorporating the NAS Recommendations into the Dioxin Assessment

## Message Body

Dear Administrator Jackson:

As more fully discussed in the appended letter, in light of the recent passage of the Consolidated Appropriations Act (H.R. 2055), I urge EPA to withdraw the dioxin assessment from interagency review and take the necessary steps to implement the NAS recommendations. As EPA works to fully implement the NAS recommendations, it is worth noting that the Agency's efforts to manage dioxin emissions have been successful. Indeed, as a result of both regulatory and voluntary initiatives, U.S. dioxin emissions from man-made sources have dramatically declined and environmental levels of dioxin have plummeted. Thank you for your ongoing attention to this important matter. ACC looks forward to significant IRIS enhancements in 2012 and EPA's revised and unabridged dioxin assessment.

Sincerely,

Cal Dooley  
President & CEO  
American Chemistry Council  
202-249-6300

+++++ This message may contain confidential information and is intended only for the individual named. If you are not the named addressee do not disseminate, distribute or copy this email. Please notify the sender immediately by email if you have received this email by mistake and delete this email from your system. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. The sender therefore does not accept liability for any errors or omissions in the contents of this message which arise as a result of email transmission.  
American Chemistry Council, 700 - 2nd Street NE, Washington, DC



CAL DOOLEY  
PRESIDENT AND CEO

December 20, 2011

Lisa P. Jackson  
Administrator  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Ave., N.W.  
Mail Code: 1101A  
Washington, D.C. 20460

Dear Administrator Jackson:

As you are aware, this past Saturday Congress passed the "Consolidated Appropriations Act" (H.R. 2055), which included critical provisions to advance the scientific integrity of the U.S. Environmental Protection Agency (EPA) Integrated Risk Information System (IRIS) program. Under H.R. 2055, EPA is to implement the recommendations from Chapter 7 of the National Academy of Sciences (NAS) report on EPA's draft assessment of formaldehyde into the IRIS process, impacting not only new assessments but ongoing assessments as well. IRIS assessments that reflect the highest standard of scientific inquiry, as called for in H.R. 2055, are in the nation's best interests.

H.R. 2055 also directs EPA to include documentation describing how the NAS Chapter 7 recommendations have been implemented or addressed in all IRIS assessments released in Fiscal Year 2012. The documentation is to include an explanation for why certain recommendations were not incorporated. Thus, it is incumbent on EPA to fully explain how the IRIS assessment of dioxin comports with the NAS recommendations. To comply with Congress's direction, EPA should withdraw the dioxin assessment from interagency review and take the necessary steps to implement the NAS recommendations.

Despite EPA's long standing position to issue a complete dioxin assessment, the Agency dramatically changed direction in late August 2011. EPA now intends to issue the assessment in a piecemeal fashion, with non-cancer and cancer sections issued independent of one another and at different times. EPA's bifurcation of the dioxin assessment runs counter to the NAS recommendation that IRIS assessments evaluate all relevant health endpoints based on a weight-of-evidence evaluation. A failure to apply a weight-of-evidence approach also was evident in EPA's derivation of a Reference Dose (RfD) for dioxin. For example, EPA failed to consider the strengths and weaknesses of the underlying studies and whether these weaknesses affect the RfD determination.



Lisa P. Jackson  
December 20, 2011  
Page 2

ACC supports the strong, scientifically sound regulation of dioxin and has worked to advance this in partnership with EPA. As EPA works to fully implement the NAS recommendations into the dioxin assessment, it is worth noting that the Agency's efforts to manage dioxin emissions have been successful. Indeed, as a result of both regulatory and voluntary initiatives, U.S. dioxin emissions from man-made sources have dramatically declined and environmental levels of dioxin have plummeted.

Thank you for your ongoing attention to this important matter. ACC looks forward to significant IRIS enhancements in 2012 and EPA's revised and unabridged dioxin assessment.

Sincerely,

A handwritten signature in black ink that reads "Cal Dooley". The signature is written in a cursive, slightly slanted style.

Cal Dooley

cc: Cass Sunstein  
Paul Anastas  
Rebecca Clark

01268-EPA-5895

Daniel  
Kanninen/DC/USEPA/US  
12/22/2011 05:31 PM

To Richard Windsor  
cc  
bcc  
Subject Fw: Energy, Environment and Conservation Round Table Program

(b)(5) Deliberative  
[Redacted]

Dan Kanninen  
White House Liaison  
U.S. Environmental Protection Agency  
202.564.7960  
kanninen.daniel@epa.gov

----- Forwarded by Daniel Kanninen/DC/USEPA/US on 12/22/2011 05:29 PM -----

From: "Patel, Rohan" (b)(6) Privacy  
To: Daniel Kanninen/DC/USEPA/US@EPA, Shira Sternberg/DC/USEPA/US@EPA  
Cc: "Carson, Jon" (b)(6) Privacy "Sutley, Nancy H." (b)(6) Privacy  
Date: 12/22/2011 05:22 PM  
Subject: Energy, Environment and Conservation Round Table Program



December 22, 2011

Colleagues,

Welcome to the first Energy, Environment and Conservation round table program newsletter!

Here's an update on our efforts since the program was formally launched just after Thanksgiving on by CEQ Chair Nancy Sutley and White House Director of Public Engagement Jon Carson:

Thus far we have held more than a dozen energy, environmental, and conservation round tables that have reached over 250 people in cities across the United States, ranging from Lancaster, PA to Seattle, WA and a wide variety of communities in-between. While this is a great start, we have much more to do. **It is our goal to hold between 25 and 50 round tables each month---** connecting directly to local stakeholders who can in turn share information and begin discussions in their own community.

**To reach this goal we ask that each of you work in 1-2 round tables each month into your travel schedule.** Of course, more is very welcome if you are able! Your efforts are critical to keeping community leaders and stakeholders informed on the Administration's actions on energy, the environment, conservation and public health, and to help the President hear their concerns and priorities. It's an important dialogue.



*EPA Regional Administrator Karl Brooks meeting with community leaders in Des Moines, IA*

To ensure we have a robust program, **it is vital that you continue to provide your travel schedules to your agency public engagement staff in addition to Shira Sternberg ([shira.sternberg@epa.gov](mailto:shira.sternberg@epa.gov))**. This process is exactly the same as it has been for the broader White House Office of Public Engagement round table program, so your individual Agency public engagement contacts should be familiar. When it comes time to suggest a round table location, we'll work through the public engagement staff at your agency to ensure solid coordination.

## **Topic of the Month: Mercury and Air Toxics Standards**

Just yesterday, December 21, EPA Administrator Lisa Jackson unveiled the final Mercury and Air Toxic Standards (MATS) at an event at Children's Medical Center in Washington, D.C. This milestone rule contains the first ever national limits on mercury and other toxic air emissions from power plants, protecting our children from a potent neurotoxin that causes brain damage and robs them of the ability to learn, and will save thousands of lives and prevent thousands of heart attacks and asthma incidents each year.

When fully implemented, these new standards will, on an annual basis, help prevent:

Up to 11,000 premature deaths;

- 2,800 cases of chronic bronchitis;
- 4,700 heart attacks;
- 130,000 asthma attacks
- 5,700 hospital and emergency room visits; and
- 540,000 days when people miss work or school.

**We strongly encourage you to incorporate and highlight this vital environmental and public health achievement as you engage with the American people in round table and other settings in January and February** and we have attached a fact sheet on the standards to this message for that purpose.



Watch this video from President Obama on the Mercury rule:

<http://www.whitehouse.gov/blog/2011/12/21/protecting-american-families-and-environment-mercury-pollution>

## Tool Kit and Supporting Documents

To aid you in your efforts to put together round tables, we have provided several attachments, including a how-to guide, a sample read-out memo, fact-sheets, and other supporting documents.

Among those documents you'll find attached to this message:

- Round Table Tool Kit, including read-out memo template, sign-in sheets, etc
- Administration Energy, Environment and Conservation Fact Sheet
- American Jobs Act and the Green Economy Fact Sheet and Talking Points
- Administration statements on high-interest issue areas
- Mercury and Air Toxics Standards Fact Sheet (mentioned above)

Please note that the Fact Sheets, with the exception of MATS, are draft and for your internal preparation purposes only.

Expect to see regular updates to this newsletter noting success stories and important issues from the road, providing updated fact sheets and supporting documents, and highlighting upcoming Administration initiatives and announcements.

Thank you again for you past and future efforts to engage with the American people on these important issues. We hope you find the attached information useful, and please do not hesitate to be in touch with any questions.

Best,

Dan and Rohan

Dan Kanninen  
White House Liaison  
U.S. Environmental Protection Agency

Rohan Patel  
Associate Director  
White House Council on Environmental Quality

(b)(5) Deliberative

EE&C Tool Kit 12-22-11 FINAL.pdf Roundtable Fact sheet - Admin Accomplishments PDF 12 22 11.pdf

(b)(5) Deliberative

Potential Issues Areas PDF 12-22-11.pdf American Jobs Act and the Green Economy PDF 12-22-11.pdf



MATS Fact Sheet PDF 12-22-11.pdf WHRoundtable Sign-In-Sheet 12-22-11.xlsx



EE&C Roundtable Read Out Memo.docx Environmental Accomplishments - Signed Off by CEQ.doc

## EPA FACT SHEET: Mercury and Air Toxics Standards

# PROTECTING PUBLIC HEALTH BY CLEANING UP TOXIC AIR POLLUTION FROM POWER PLANTS

In December 2011, the U.S. Environmental Protection Agency (EPA) finalized the first national Clean Air Act standards to reduce mercury and other toxic air pollution from coal and oil-fired power plants. The science shows that pollution from power plants is a threat to public health and has real impacts on people’s lives. This fact sheet provides an overview of the benefits and highlights key impacts.

- **Protect public health**—The Mercury and Air Toxics Standards will save thousands of lives and prevent more than one hundred thousand heart and asthma attacks each year, and provide important health protections to the most vulnerable, such as children and older Americans.
- **Practical, cost-effective and protective standards** —Standards that follow the science were called for in the Clean Air Act more than two decades ago and will end 20 years of industry uncertainty by ensuring that modern pollution controls are installed at coal fired plants.
- **Jobs for American workers**—The updated standards will create thousands of good jobs for American workers who will be hired to build, install, and operate the equipment to reduce health-threatening emissions of mercury, acid gases, and other toxic air pollutants.
- **Reliable, affordable energy**—The standards clean the air and keep the lights on.

## IMPROVE AIR QUALITY, PROTECT PUBLIC HEALTH

<i>The Mercury and Air Toxics Standards Will Prevent:</i>	<i>Once Implemented (cases each year)</i>
<i>Premature Death</i>	<i>4,200 - 11,000</i>
<i>Chronic Bronchitis</i>	<i>2,800</i>
<i>Heart Attacks</i>	<i>4,700</i>
<i>Asthma Attacks</i>	<i>130,000</i>
<i>Hospital and Emergency Room Visits</i>	<i>5,700</i>
<i>Restricted Activity Days</i>	<i>3,200,000</i>

*This chart shows the health benefits of the final standards to reduce mercury and other air toxics emissions from power plants*

- The standards will provide significant benefits to neighborhoods near power plants as well as communities hundreds of miles away.
- In addition to reducing emissions of mercury and other toxic air pollutants, the controls needed to meet the standards will result in reduced emissions of sulfur dioxide and fine particles, which will lower airborne soot levels throughout the United States.
- The value of the air quality improvements for human health alone totals **\$37 billion to \$90 billion** each year.
- **540,000** missed work or “sick” days will be avoided each year, enhancing productivity and lowering health care costs.

- Uncontrolled releases of mercury from power plants can damage children’s developing nervous systems, reducing their ability to think and learn. Releases of other toxic air pollutants from power

plants can cause a range of dangerous health problems in adults, from cancer to respiratory illnesses.

- Fish consumption advisories have been issued across the United States as a result of widespread mercury contamination in rivers, lakes, and streams.
- The benefits are especially important to minority, low income and other populations who are disproportionately impacted by asthma, other debilitating health conditions, or because mercury contamination prevents them from fully relying on fish as a food source.

## **JOBS FOR AMERICAN WORKERS**

- EPA expects most facilities will comply with MATS through a range of strategies, including the use of existing emission controls, upgrades to existing emission controls, installation of new pollution controls, and fuel switching. Many facilities will need workers to build, install, operate and maintain these pollution controls.
- EPA estimates that implementing this rule will provide employment for tens of thousands of Americans, by supporting **46,000** short-term construction jobs and **8,000** long-term utility jobs.

## **RELIABLE, AFFORDABLE ENERGY**

- For 40 years, we have been able to both implement the Clean Air Act and keep the lights on. MATS will not change that.
- EPA and Department of Energy analyses indicate that there will be more than enough electric generating capacity to meet the nation's needs. EPA's analysis projects 4.7 gigawatts will retire out of the more than 1000 gigawatts that make up the nation's electric generating capacity. That's less than **one half of one percent**.

## Obama Administration Accomplishments on the Environment

*“... Our attitude is if you take something out of the Earth, you have a responsibility to give a little bit back to the Earth. So these are the right steps to take for our environment. But they’re also the right steps to take for our country. They help spur the economy. They create jobs by putting more Americans back to work in tourism and recreation. They help inspire a new generation of scientists to learn how the world works. They help Americans stay healthier by making it easier to spend time outside.”*

-President Barack Obama, February 16, 2011

Since taking office, President Obama has fought to protect the air we breathe, water we drink, and land that supports and sustains us. From saving lives by cleaning up air pollution to restoring ecosystems in the Chesapeake Bay and the Everglades, the Obama Administration is tackling our nation’s environmental challenges. The Obama Administration’s accomplishments in support of a healthier environment have included:

### Improving Public Health By Limiting Harmful Pollution

- **Cleaning Up Toxic Air Pollution:** The Obama Administration has taken important steps to improve the health of American families and save lives by cleaning up air pollution in communities across the country. The Administration has established first-ever national limits for mercury, arsenic and other toxic air pollution from power plants, and issued a rule that will slash smog and soot-forming pollution from power plants that create health problems downwind. Each year, these long overdue standards will avoid tens of thousands of premature deaths, prevent tens of thousands of heart attacks and thousands of hospital visits for respiratory and cardiovascular disease, and alleviate hundreds of thousands of childhood asthma attacks and other respiratory illnesses. The Administration has also taken steps to limit mercury and other pollutants for the largest sources of industrial air pollution, including cement plants, industrial boilers, and waste incinerators. Additionally, the Administration has strengthened health-based national air quality standards for some of the most significant air pollutants, including smog-forming nitrogen dioxide and soot-forming sulfur dioxide. Major initiatives to build clean energy and address climate change – including raising fuel economy standards for cars and trucks – are also improving the quality of the air we breathe.
- **Reducing Global Emissions of Mercury:** The Obama Administration reversed a Bush-era position on mercury emissions and played a leading role in crafting a global, legally-binding agreement to limit mercury emissions, setting the stage for lifting a major health threat from the lives of hundreds of millions of people.
- **Delivering on The President’s Commitment to Clean Water:** The Obama Administration has taken comprehensive action to ensure the integrity of the waters Americans rely on for drinking, swimming, and fishing, and that support farming, recreation, tourism and economic growth. The Administration is helping to restore waters across the United States by clarifying protections of the Clean Water Act, launching partnerships and programs with states, tribes, local governments and diverse

stakeholders to improve water quality and water efficiency, and reducing the environmental impacts of mountaintop coal mining by enforcing the Clean Water Act. The Obama Administration has also undertaken the first-ever national standard for perchlorate to reduce the risk posed by chemicals in drinking water.

### **Strengthening Environmental Protection**

- **Renewing the Federal Commitment to our Nation's Ecosystems:** After decades of steep and steady decline of many of America's valuable ecosystems, the Obama Administration is giving priority attention to the California Bay Delta, reversing the longstanding decline of the Gulf of Mexico, making long-overdue progress on projects to restore the Everglades, improving Chesapeake Bay protection and restoration, and making the most significant investment in Great Lakes restoration in decades.
- **Protecting our Oceans and Coasts:** America's coastal regions and waters support tens of millions of jobs and contribute trillions of dollars to the national economy each year. That's why, following years of inaction, President Obama established the first comprehensive National Ocean Policy to ensure the protection, maintenance and restoration of our ocean, coasts, and Great Lakes ecosystems. With over half of the American population living within 50 miles of the coast, the Administration is working together with states, tribes and local leaders to enhance the sustainability of ocean and coastal economies.
- **Fighting to Protect America's Landscapes:** President Obama has led the most extensive expansion of land and water conservation in more than a generation, fighting to protect our Nation's natural heritage and the places Americans swim, fish, hunt, hike and spend time outdoors. The Administration has designated millions of acres of federal land as wilderness, protected more than 1,000 miles of rivers, authorized the 26 million-acre National Landscape Conservation System, designated thousands of miles of trails for the National Trails System, and taken action to protect tens of millions of acres of roadless areas across the country. President Obama used his authority under the Antiquities Act to designate Fort Monroe in Hampton, Virginia a National Monument, establishing permanent protection for a site rich in American history. The President also created the America's Great Outdoors Initiative to work with the American people to develop a community-led conservation and recreation agenda for the 21st century.
- **Making Historic Investments in Environmental Protection:** The Obama Administration has made unprecedented investments in programs and projects that protect and restore the environment, creating green jobs. The Environmental Protection Agency and the Departments of the Interior and Agriculture alone oversaw nearly \$12 billion in Recovery Act funding for projects that vary from green job training and trail maintenance to habitat restoration and water quality improvements.

### **Building Healthier Communities and a Greener Federal Government**

- **Leading By Example – Creating a More Sustainable Federal Government:** President Obama has set sustainability goals across the federal government to increase energy efficiency, reduce oil consumption, conserve water, reduce waste, support sustainable communities, plan for climate change adaptation, and leverage federal purchasing power to promote environmentally-responsible products and technologies.
- **Recommitting to Environmental Justice:** The Obama Administration is committed to ensuring that communities overburdened by pollution – particularly minority, low-income and indigenous communities – have the opportunity to enjoy the health and economic benefits of a clean environment. The Administration has reconvened an Environmental Justice Working Group, hosted a first-of-its-kind White House Environmental Justice Forum, and signed a Memorandum of Understanding committing federal agencies to develop environmental justice strategies to integrating environmental justice into the programs, policies, and activities.
- **Investing in Sustainable Communities:** The Obama Administration created the historic Partnership for Sustainable Communities to break down traditional silos among the federal agencies for housing, transportation, and environmental protection. By coordinating investment and aligning policies, the Partnership is supporting sustainable communities – places that provide homes working families can afford, jobs and services close to where people live, transportation options that reduce greenhouse gas and other air pollution, and vibrant and healthy neighborhoods that attract economic activity. Through 2011, the Partnership has announced grants and other assistance totaling more than \$3.1 billion in over 500 communities and regions.



**Energy, Environment and Conservation Round Table Readout Memo**

[INSERT DATE HERE]

From: (Name and title of the Principal that attended the event)

Ground Organizer: (Who put the event together?) (Also, Yes or No, would you have this person organize another event similar to yours)

Date of the Event:

Environmental Focus:

Location:

City:

State:

Top 3 Issues You Discussed:

- 1.
- 2.
- 3.

What was the issue that you think most needs to be addressed based on the conversation and why?

Follow up: (Were there any key individuals that need to be reached out to)













01268-EPA-5896

Noah Dubin/DC/USEPA/US

To

01/04/2012 06:33 PM

cc

bcc Richard Windsor

Subject 01/06/2012 thru 01/19/2012 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

01/04/2012 06:31:02 PM

**Friday, 1/6/2012**

**09:10 AM-09:30 AM** Depart for Landmark FBO at MIA  
Location: Hotel

**09:30 AM-11:00 AM** Air Tour of the Everglades  
Participants:

**(b) (6) Privacy**

-Gwen Keyes Fleming, Phil Mancusi Ungaro (R4)

-Bob Johnson, Science Advisor to the Director of Everglades Restoration Initiatives, DOI

Location: By Helicopter

**11:05 AM-11:25 AM** Depart for Hutchinson Island Marriott  
Location: Witham Field, Stuart, FL

**11:45 AM-12:10 PM** HOLD for Everglades Press Roundtable  
Location: Meninger Room,  
Hutchinson Island Marriott,  
555 NE Ocean Boulevard, Stuart, Florida 34996

**12:10 PM-12:20 PM** HOLD for Meet and Greet  
Location: Room TBD,  
Hutchinson Island Marriott

**12:30 PM-12:50 PM** Keynote Address: The Everglades Coalition 27th Annual Conference, Everglades Restoration: Worth Every Penny  
Press: Open

Run of Show:

-Earthjustice President, Trip Van Noppen, will introduce the Administrator

-Approximately 15 minutes of remarks

-No Q and A

Notable Audience Members:

-Florida DEP Secretary Hershel Vinyard

- South Florida Water Management District Executive Director Melissa Meeker
- Assistant Secretary of Interior Rachel Jacobson
- Assistant Secretary of the Army for Civil Works Jo-Ellen Darcy
- Deputy Assistant Secretary of the Army for Civil Works "Rock" Salt
- Deputy Under Secretary for USDA Ann Mills
- Col. Al Pantano, Jacksonville Commander, U.S. Army Corps of Engineers
- Ed Ciampi, Chair, Martin County Board of County Commissioners
- Susie Perez-Quinn and Sara Gonzalez-Rothi from Senator Nelson's office
- Greg Langowski and Todd Reid from Senator Rubio's office

Location: Plantation Ballroom,  
Hutchinson Island Marriott

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**01:00 PM-02:00 PM Everglades Principals-Level Meeting with Gov. Rick Scott**  
Ct:

- Shira Miller, CEQ - (b)(6) Privacy
- Regena Townsend, Army Corps. - regena.i.townsend-treleaven.civ@mail.mil
- Sarah Finebloom, Gov. Scott - Sarah.Finebloom@eog.myflorida.com
- TBD DOI
- TBD DOJ

Attendees:

- Governor Rick Scott (FL)
- Asst. Secy. Jo Ellen Darcy (Army Corps)
- Chair Nancy Sutley (CEQ)
- Asst. Secy. Rachel Jacobson (DOI)
- TBD DOJ Rep. via phone

Press: Closed

Location: Meninger Conference Room,  
Hutchinson Island Marriott

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**02:15 PM-03:05 PM Depart for PBI**  
Location: Hutchinson Island Marriott

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**04:10 PM-06:35 PM En Route to DC**  
Southwest flight #793

Departs Palm Beach (PBI) at 4:10 PM

Arrives in DC (BWI) at 6:35 PM

Location: En Route to DC

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**Saturday, 1/7/2012**

**Sunday, 1/8/2012**

**Monday, 1/9/2012**

**08:00 AM-09:00 AM AA In-House Day**

Location: Green Room

**08:25 AM-10:12 AM En Route to Detroit, MI**

US Airways flight #3637

Departs DC (DCA) at 8:25 AM EST

Arrives in Detroit (DTW) at 10:12 AM EST

Location: En Route to Detroit, MI

**08:45 AM-09:15 AM FYI Daily Briefing**

Location: Administrator's Office

**10:30 AM-11:00 AM Depart for Detroit Auto Show**

Location: DTW

**12:15 PM-01:00 PM HOLD for Meet and Greet with CEO's of Chrysler , GM, Ford**

**01:00 PM-02:00 PM FYI Senior Staff**

Location: Bullet Room

**01:30 PM-02:00 PM HOLD Pull Aside with Auto Suppliers /Manufactures**

Location: Detroit Auto Show

**02:00 PM-03:00 PM HOLD Visit Auto Show "EcoExperience" sponsored by MI Economic Development Corporation**

Location: Detroit Auto Show

**04:00 PM-04:30 PM Depart for DTW**

Location: Detroit Auto Show

**05:40 PM-07:17 PM En Route to DC**

Delta flight #2144

Departs Detroit (DTW) at 5:40 PM EST

Arrives in DC (DCA) at 7:17 PM EST



Location: En Route to DC  
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**Tuesday, 1/10/2012**

**09:00 AM-04:00 PM HOLD**

See EA or Jose

Location: Mellon Auditorium  
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**09:30 AM-10:00 AM Meeting on the US-Canada Great Lakes Water Quality Agreement**

Ct: Ryan Robison - 202-564-2856

Staff:

Bob Perciasepe,

Nancy Stoner, Ken Kopoulos (OW)

Michelle DePass (OITA)

Michael Goo, Joel Scheraga,

Susan Hedman, Chris Korleski (R5)

Judith Enck (R2)

Shawn Garvin (R3)

\*\*Video conference will be needed for this call

Location: Bullet Room  
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**10:00 AM-10:30 AM One on One with Scott Fulton**

Ct: Carla Veney - 202-564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional:

Diane Thompson (OA)

Location: Administrator's Office  
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**10:00 AM-10:30 AM HOLD Personnel Discussion**

Ct: Noah Dubin - 202-564-7314

Staff:

Diane Thompson, Jose Lozano, Dan Kanninen (OA)

Location: Administrator's Office  
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**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
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**01:00 PM-01:30 PM One on One with John Hankinson**

Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:

John Hankinson (GCTF)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
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**02:00 PM-02:30 PM HOLD for Title VI Roundtable Pre -Brief**

Ct: Lisa Garcia - 202-564-1259

Staff:

Diane Thompson, Lisa Garcia (OA)  
Scott Fulton, Tseming Yang (OGC)  
Rafael DeLeon (OCR)

Location: Administrator's Office  
-----

**03:15 PM-03:45 PM One on One with Michelle DePass**

Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:

Michelle DePass (OITA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
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**Wednesday, 1/11/2012**

**01:00 PM-02:25 PM En Route to NYC**

US Airways flight #2172

Departs DC (DCA) at 1:00 PM EST

Arrives in NYC (LGA) at 2:25 PM EST

Location: En Route to NYC  
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**03:30 PM-05:00 PM FYI: Senior Policy**

Location: Bullet Room  
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**04:00 PM-04:20 PM Depart for Americas Society /Council of the Americas**

Location: Hotel  
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**04:30 PM-06:00 PM Joint Initiative on Urban Sustainability Panel Discussion**

Press: Open

Run of Show:

-4:30 - 4:35 PM: Susan Segal welcomes participants, introduces the speakers/moderator and explains the program format, inviting Israel Klabin to take his role as moderator

-4:35 - 5:05 PM: Israel Klabin presents his introductory remarks and invites Minister Izabella Teixeira and Administrator Lisa Jackson to present their initial remarks (10-12 minutes each)

-5:05 - 5:40 PM: Dr. Klabin moderates a conversation with panelists.

-5:40 - 5:55 PM: Q&A session with the audience

-6:00 PM: Susan Segal thanks everyone and closes the meeting

Location: Mexican Room, 2nd Floor,  
Americas Society/Council of the Americas,  
680 Park Avenue, NY, NY

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**06:00 PM-06:30 PM JIUS Press Conference**

Location: Mexican Room, 2nd Floor,  
Americas Society/Council of the Americas

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**06:30 PM-07:30 PM Dinner**

Location: TBD  
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**Thursday, 1/12/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office  
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**09:00 AM-12:00 PM HOLD: Work from Regional Office**

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**10:00 AM-10:30 AM RESCHEDULE One on One with Mathy Stanislaus**

Ct: Nelida Torres - 202-564-5767 (OSWER)

Staff:

Mathy Stanislaus (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**12:00 PM-05:00 PM HOLD: Travel from NYC to Philadelphia**

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**02:00 PM-02:30 PM RESCHEDULE One on One with Lisa Garcia**

Ct: Andrea Dickerson - 202-564-2349 (OA)

Lisa Garcia (OA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
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**05:00 PM-09:00 PM HOLD: JIUS Activities and Reception**

Ct: Erica Jeffries 202-564-3303

TBD event w/ Philadelphia Mayor Nutter

5-7pm: Evening cocktail reception--end of Day 1 (working group sessions) for  
the JIUS conference

TBD pm Dinner

Location: Navy Yard, 1413 Langley Avenue, Philadelphia, Pennsylvania 19112  
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**09:00 PM-11:59 PM RON: Philadelphia, PA**

Location: Hotel Palomar Philadelphia, 117 S 17th St, Philadelphia, PA 19103  
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**Friday, 1/13/2012**

**05:00 AM-08:00 PM HOLD: JIUS Meeting with Brazilian Minister Texiera**  
Ct: Erica Jeffries 202-564-3303

8-9am: Breakfast reception at the Academy of Natural Sciences

9-10:30 am: Public event with Administrator, Min Teixeira, and senior leaders

11am-3pm: Closed JIUS sessions at the Navy Yard,

3:30-4:00pm: Tour of the Navy Yard/other Philadelphia site

Location: Philadelphia, Pennsylvania  
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**Saturday, 1/14/2012**

**Sunday, 1/15/2012**

**Monday, 1/16/2012**

**09:00 AM-06:00 PM MLK Jr. Day**  
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**Tuesday, 1/17/2012**

**08:00 AM-08:00 PM HOLD: Travel to Minneapolis, MN**  
Location: Minneapolis, MN  
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**10:00 AM-10:30 AM One on One with Jim Jones**  
Ct: Gloria Milhouse - 202-564-4206 (OCSP)

Staff:  
Jim Jones (OCSP)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
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**01:00 PM-02:00 PM No Meetings**  
Location: Administrator's Office  
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**02:00 PM-02:30 PM One on One with Peter Grevatt**  
Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:  
Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
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**Wednesday, 1/18/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office  
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**10:30 AM-11:15 AM Meeting on Dominion Proposal**

Ct: Linda Huffman - 202-564-2440

Staff:

Bob Perciasepe, Bob Sussman, Lisa Garcia (calling in) (OA)  
Scott Fulton, Joel Beauvais (OGC)  
Gina McCarthy, Janet McCabe, Joe Goffman (OAR)  
Michael Goo (OP)  
Cynthia Giles, Pam Mazakas, Phillip Brooks, Larry Starfield, Steven Chester (OECA)

\*\*Teleconferencing is required for this meeting

Location: Bullet Room  
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**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM HOLD for Title VI Roundtable**

Ct: Dorris Riddick - 202-565-0035

\*\*The Administrator will be present for 30 minutes of this hour long meeting

Staff:

Bob Perciasepe, Lisa Garcia, Diane Thompson (OA)  
Rafael Deleon (OCR)  
Scott Fulton (OGC)

Location: Bullet Room  
-----

**02:15 PM-02:45 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OSWER)

Staff:

Cynthia Giles (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
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**03:30 PM-05:00 PM Senior Policy**

Location: Bullet Room  
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**04:30 PM-07:00 PM HOLD -White House Reception for US Conference of Mayors**

Location: White House  
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Thursday, 1/19/2012

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**10:45 AM-11:15 AM One on One with Barbara Bennett**

Ct: Rhonda Robinson 0 202-564-0126 (OCFO)

Staff:

Barbara Bennett (OCFO)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**11:30 AM-12:00 PM Pre-Brief for Options Selection: Standards for the Management of Coal Combustion Residuals Generated by Commercial Electric Power Producers Final Rule (SAN 4470; T 1)**

Ct: Nelly Torres (OSWER) 202-564-5767

Staff:

Bob Perciasepe, Bob Sussman (OA)

Mathy Stanislaus, Lisa Feldt, Barry Breen, Matt Straus, Suzanne Rodzinski, Sandra Connors, Betsy Devlin, Ross Elliott, Lee Hofmann, MarkJ Huff, Richard Robinson, Richard Kinch, Betsy Smidinger, Richard Mattick, Gerain Perry, Amy Newman, Elaine Eby, Frank Behan, James Kohler, Mark Eads, Mary Jackson, Richard Benware, Barbara Hostage (OSWER)  
Laurel Celeste ( OGC)

Optional:

Diane Thompson (OA)

Location: Bullet Room

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:30 PM-02:00 PM One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-7404

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**04:00 PM-04:30 PM HOLD for Mtg w/ Brundtland**

\*\*\* END \*\*\*

01268-EPA-5897

Noah Dubin/DC/USEPA/US

To

01/09/2012 06:41 PM

cc

bcc Richard Windsor

Subject 01/11/2012 thru 01/24/2012 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

01/09/2012 06:35:10 PM

**Wednesday, 1/11/2012**

**10:00 AM-10:30 AM One on One with John Hankinson**  
Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:  
John Hankinson (GCTF)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**10:45 AM-11:15 AM One on One with Scott Fulton**  
Ct: Carla Veney - 202-564-1619 (OGC)

Staff:  
Scott Fulton (OGC)

Optional:  
Diane Thompson (OA)  
Location: Administrator's Office

**11:30 AM-12:00 PM Briefing on the National Ocean Council**  
Ct: Janet Wooda - 202-564-7362

Staff:  
Bob Perciasepe, Janet Woodka (OA)  
Nancy Stoner (OW)

Location: Administrator's Office

**01:00 PM-02:25 PM En Route to NYC**  
US Airways flight #2172

Departs DC (DCA) at 1:00 PM EST

Arrives in NYC (LGA) at 2:25 PM EST

Location: En Route to NYC

**03:30 PM-05:00 PM FYI: Senior Policy**  
Location: Bullet Room

**04:00 PM-04:20 PM** Depart for Americas Society/Council of the Americas

Location: Hotel

**04:30 PM-06:00 PM** Joint Initiative on Urban Sustainability Panel Discussion

Press: Open

Run of Show:

-4:30 - 4:35 PM: Susan Segal welcomes participants, introduces the speakers/moderator and explains the program format, inviting Israel Klabin to take his role as moderator

-4:35 - 5:05 PM: Israel Klabin presents his introductory remarks and invites Minister Izabella Teixeira and Administrator Lisa Jackson to present their initial remarks (10-12 minutes each)

-5:05 - 5:40 PM: Dr. Klabin moderates a conversation with panelists

-5:40 - 5:55 PM: Q&A session with the audience

-6:00 PM: Susan Segal thanks everyone and closes the meeting

Location: Mexican Room, 2nd Floor,  
Americas Society/Council of the Americas,  
680 Park Avenue, NY, NY

**06:00 PM-06:30 PM** JIUS Press Conference

Location: Mexican Room, 2nd Floor,  
Americas Society/Council of the Americas

**08:30 PM-09:30 PM** Dinner

Location: Brazilian Ambassador's Residence

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**Thursday, 1/12/2012**

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**08:45 AM-09:15 AM** FYI Daily Briefing

Location: Administrator's Office

**09:00 AM-03:30 PM** HOLD: Work from Regional Office

**04:00 PM-05:05 PM** En Route to Philadelphia, PA

Acela #2165

Departs NYC Union Station at 4:00 PM

Arrives in Philadelphia (30th St Station) at 5:05 PM

Location: En Route to Philadelphia, PA

**05:10 PM-05:20 PM** Depart for Hotel Palomar

Location: 30th St. Station

**05:30 PM-07:30 PM** Joint Initiative on Urban Sustainability Opening Reception

Location: Hotel Palomar,  
117 S 17th Street, Philadelphia, PA 19103



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**07:30 PM-11:59 PM    RON: Philadelphia, PA**  
Location: Hotel Palomar Philadelphia, 117 S 17th St, Philadelphia, PA 19103  
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**Friday, 1/13/2012**

**08:15 AM-08:30 AM    Depart for Academy of Natural Sciences**  
Location: Hotel Palomar  
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**08:30 AM-09:15 AM    Joint Initiative on Urban Sustainability (JIUS) Breakfast Reception**  
Press: Closed

Location: Academy of Natural Sciences Library,  
1900 Benjamin Franklin Parkway, Philadelphia, PA  
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**09:15 AM-09:25 AM    Press Avail**  
Location: Room TBD, Academy of Natural Sciences  
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**09:30 AM-11:00 AM    JIUS Town Hall**  
Press: Open

Run of Show:

- 9:30-9:35: Intro by Drexel President, John Fry
- 9:35-9:40: Judith Rodin opening remarks and intro 3 panelists
- 9:40-10:05: Panelists give formal remarks (8 mins each)
- 10:05 - 10:35: Discussion amongst Panelists,
- 10:35- 10:55: Q&A Session using pre-collected audience questions, moderated by Judith Rodin
- 10:55: Closing Remarks

Location: Academy of Natural Sciences  
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**11:15 AM-11:35 AM    Depart for Navy Yard**  
Location: Academy of Natural Sciences  
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**12:00 PM-12:30 PM    JIUS Portfolio Development Process Briefings**  
Press: Closed

Run of Show:

- Presentation on Navy Yard/GPIC and Fundao followed by Q&A (30 min)
- Presentation on Sepetiba Bay and stormwater management followed by Q&A (30 min)
- Presentation on Novo Gramacho and waste to energy followed by Q&A (30 min)

Location: Navy Yard Urban Outfitters, Room TBD, 5000 South Broad Street, Philadelphia, PA

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**12:30 PM-01:25 PM Lunch**  
Press: Closed

Location: Navy Yard Urban Outfitters, Room TBD

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**01:30 PM-02:00 PM Brazilian-American Bilateral Meeting**  
Location: Navy Yard Building 101, 4747 S Broad St, Philadelphia, PA

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**02:00 PM-03:00 PM "The JIUS Cookbook"**  
Press: Closed

Run of Show: Moderated by Branca Americana, FBDS and Shalini Vajjhala, EPA

- Presentation on potential look and contents of Cookbook (15 min)
- Discussion on look and contents of the Cookbook (30 min)
- Discussion on framing the Cookbook - focused on metrics, finance and policy (45 min)

Location: Upstairs, Building 101, Navy Yard

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**03:00 PM-03:15 PM JIUS Concluding Remarks**  
Location: Building 101, Navy Yard

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**03:25 PM-03:45 PM Depart for Energy Coordinating Agency of Philadelphia**  
Location: Navy Yard

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**03:55 PM-04:30 PM Meet and Greet/Tour of Energy Coordinating Agency of Philadelphia , Inc.**  
Location: Energy Coordinating Agency of Philadelphia, Green Job Training Center, 106 West Clearfield Street, Philadelphia, PA

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**04:30 PM-04:45 PM Depart for 30th St Station**  
Location: Energy Coordinating Agency of Philadelphia, Green Job Training Center

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**05:07 PM-06:49 PM En Route to DC**  
Acela #2165

Departs Philadelphia (30th St. Station) at 5:07 PM

Arrives in DC (Union Station) at 6:49 PM

Location: En Route to DC  
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**Saturday, 1/14/2012**  
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**Sunday, 1/15/2012**  
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**Monday, 1/16/2012**  
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**09:00 AM-06:00 PM MLK Jr. Day**

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**Tuesday, 1/17/2012**

**08:00 AM-08:00 PM HOLD: Travel to Minneapolis, MN**

Location: Minneapolis, MN

**10:00 AM-10:30 AM One on One with Jim Jones**

Ct: Gloria Milhouse - 202-564-4206 (OCSPP)

Staff:

Jim Jones (OCSPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**01:00 PM-02:00 PM No Meetings**

Location: Administrator's Office

**02:00 PM-02:30 PM One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

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**Wednesday, 1/18/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**10:00 AM-10:30 AM Title VI Roundtable Pre-Brief**

Ct: Lisa Garcia - 202-564-1259

Staff:

Diane Thompson, Lisa Garcia (OA)

Scott Fulton, Tseming Yang (OGC)

Rafael DeLeon (OCR)

Cynthia Giles (OECA)

Location: Administrator's Office

**10:45 AM-11:30 AM Meeting on Dominion Proposal**

Ct: Linda Huffman - 202-564-2440

Staff:

Bob Perciasepe, Bob Sussman, Lisa Garcia (calling in) (OA)

Scott Fulton, Joel Beauvais (OGC)

Gina McCarthy, Janet McCabe, Joe Goffman (OAR)

Michael Goo (OP)  
Cynthia Giles, Pam Mazakas, Phillip Brooks, Larry Starfield, Steven Chester  
(OECA)

**\*\*Teleconferencing is required for this meeting**

Location: Bullet Room  
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**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM Title VI Roundtable**

Ct: Dorris Riddick - 202-565-0035

**\*\*The Administrator will be present for 30 minutes of this hour long meeting**

Attendees:

- Vernice Miller-Travis, DBA Miller-Travis & Associates
- Michele Roberts, Campaign & Policy Coordinator, Advocates for Environmental Human Rights
- Leslie G. Fields, Esq., Director, Environmental Justice and Community Partnerships, Sierra Club
- Brent Newell, General Counsel, Center for Race, Poverty and the Environment
- Omega Wilson, President, West End Revitalization Association,
- Steve Fischbach, Community Lawyer, Rhode Island Legal Services
- Marc Brennan, Esq., Retired Civil Rights Activist
- Robert Garcia,, Director and General Counsel, The City Project
- Al Huang, Senior Attorney, NRDC
- Marianne Engelman Lado, Senior Counsel, Earthjustice
- Nicky Sheats, Esq., Ph.D., Director, Center for the Urban Environment, John S. Watson Institute for Public Policy of Thomas Edison State College and representing the New Jersey Environmental Justice Alliance
- Elizabeth Yeampierre, Executive Director of UPROSE
- Joe Rich from Lawyers Committee for Civil Rights Under Law

Staff:

Bob Perciasepe, Lisa Garcia, Diane Thompson (OA)  
Rafael Deleon (OCR)  
Scott Fulton (OGC)  
Cynthia Giles (OECA)

Location: Bullet Room  
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**02:15 PM-02:45 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OSWER)

Staff:  
Cynthia Giles (OSWER)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

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**03:30 PM-05:00 PM Senior Policy**  
Location: Bullet Room

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**04:30 PM-07:00 PM HOLD -White House Reception for US Conference of Mayors**  
Location: White House  
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**Thursday, 1/19/2012**

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

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**10:30 AM-11:45 AM EPA's Dr. Martin Luther King's Observance Event**  
Ct: Jerome King: 202-564-7429  
Location: Department of Commerce Auditorium

-----  
**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

-----  
**01:30 PM-02:00 PM One on One with Gina McCarthy**  
Ct: Cindy Huang - 202-564-7404

Staff:  
Gina McCarthy (OAR)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

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**02:30 PM-03:00 PM One on One with Barbara Bennett**  
Ct: Rhonda Robinson 0 202-564-0126 (OCFO)

Staff:  
Barbara Bennett (OCFO)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

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**03:15 PM-03:45 PM Pre-Brief for Options Selection : Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**  
Ct: Nelly Torres (OSWER) 202-564-5767

Staff:  
Bob Perciasepe, Bob Sussman (OA)  
Mathy Stanislaus, Lisa Feldt, Barry Breen, Matt Straus, Suzanne Rodzinski,  
Sandra Connors, Betsy Devlin, Ross Elliott, Lee Hofmann, MarkJ Huff, Richard

Robinson, Richard Kinch, Betsy Smidinger, Richard Mattick, Gerain Perry, Amy Newman, Elaine Eby, Frank Behan, James Kohler, Mark Eads, Mary Jackson, Richard Benware, Barbara Hostage (OSWER)  
Laurel Celeste ( OGC)

Optional:  
Diane Thompson (OA)

Location: Bullet Room  
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**Friday, 1/20/2012**

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**10:00 AM-10:30 AM Meeting with Dr. Gro Harlem Brundtland , Former PM of Norway**  
Ct: Alan Hecht - 202-564-4772

Staff:  
Bicky Corman, Liz Blackburn (OP)  
Walker Smith (OITA)

Location: Administrator's Office  
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**10:45 AM-11:15 AM One on One with Mathy Stanislaus**  
Ct: NelidaTorres - 202-564-5767 (OSWER)

Staff:  
Mathy Stanislaus (OSWER)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
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**12:00 PM-12:10 PM Depart for Reagan Building**  
Location: Ariel Rios  
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**12:10 PM-12:30 PM Remarks at NCSE's 12th National Conference : Environment and Security**  
Location: RRB  
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**12:30 PM-12:40 PM Depart for Ariel Rios**  
Location: RRB  
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**12:45 PM-01:45 PM No Meetings**  
Location: Administrator's Office  
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**02:00 PM-02:45 PM Briefing on Federal Labor Standards Act**  
Staff:  
Diane Thompson, Bob Perciasepe (OA)  
Craig Hooks, Nanci Gelb, Kim Lewis, Susan Kantrowitz (OARM)  
Scott Fulton, Joanna DeLucia, Brenda Mallory, Ken White, David Guerrero (OGC)

Location: Bullet Room  
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**03:00 PM-03:30 PM One on One with Lisa Garcia**  
Ct: Andrea Dickerson - 202-564-2349 (EJ)

Staff:

Lisa Garcia (Sr. Adv., EJ)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

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**Saturday, 1/21/2012**

**Sunday, 1/22/2012**

**Monday, 1/23/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

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**09:00 AM-06:00 PM Do Not Travel**

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

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**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room

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**Tuesday, 1/24/2012**

**09:00 AM-06:00 PM Do Not Travel**

**10:00 AM-10:30 AM One on One with Scott Fulton**

Ct: Carla Veney - 202-564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional:

Diane Thompson (OA)

Location: Administrator's Office

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**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

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**01:00 PM-01:30 PM One on One with John Hankinson**

Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff: John Hankinson (GCTF)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

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**03:00 PM-03:30 PM One on One with Michelle DePass**  
Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:  
Michelle DePass

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

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**08:00 PM-10:30 PM State of the Union Speech**  
Ct: Ted Daniel, Office of the Sergeant at Arms  
**(b)(6) Privacy**

No later than 8:30pm, Arrive Room H-10  
9:00 SOTU Begins

Location: US Capitol Room H-19, Capitol Hill  
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\*\*\* END \*\*\*



01268-EPA-5898

"Zichal, Heather R."

(b)(6) Privacy

01/10/2012 04:01 PM

To Bob Perciasepe, Richard Windsor

cc

bcc

Subject FW: Remarks by the President to EPA staff

[You probably have this already but wanted you to know we put this out to our press list.](#)

**From:** White House Press Office [mailto:noreply@messages.whitehouse.gov]

**Sent:** Tuesday, January 10, 2012 3:44 PM

**To:** Zichal, Heather R.

**Subject:** Remarks by the President to EPA staff

THE WHITE HOUSE  
Office of the Press Secretary  
For Immediate Release

January 10, 2012

REMARKS BY THE PRESIDENT  
TO ENVIRONMENTAL PROTECTION AGENCY STAFF

Andrew W. Mellon Auditorium  
Washington, D.C.

2:51 P.M. EST

THE PRESIDENT: Thank you! Thank you, EPA! (Applause.) Thank you, everybody. Thank you so much. It is wonderful to see you. It is great to see you. Thank you, thank you.

Now, everybody can have a seat. I know Lisa is making you guys all stand up. (Laughter.) But you can all relax.

It is wonderful to be here with all of you. Thank you so much for all the great work you do. I want to first acknowledge your outstanding Administrator, Lisa Jackson. (Applause.) She has done an extraordinary job leading this agency. But here's what I want all of you to know: Not only is she good on policy, not only is she tough and able to present the EPA's mission so effectively to the public, but she also has your back. (Applause.) She is an advocate on behalf of all the people who work so hard here at the EPA. And so you should know that your boss loves you, even if she doesn't always show it, I don't know. (Laughter.)

The main reason I'm here is simple: I just want to say thank you. I want to say thank you to each and every one of you, because the EPA touches on the lives of every single American every single day. You help make sure that the air we breathe,

the water we drink, the foods we eat are safe. You protect the environment not just for our children but their children. And you keep us moving towards energy independence.

And it is a vital mission. Over the past three years, because of your hard work, we've made historic progress on all these fronts. Just a few weeks ago, thanks to the hard work of so many of you, Lisa and I was able to announce new common-sense standards to better protect the air we breathe from mercury and other harmful air pollution. And that was a big deal. (Applause.) And part of the reason it was a big deal was because, for over 20 years, special interest groups had successfully delayed implementing these standards when it came to our nation's power plants. And what we said was: "Enough." It's time to get this done.

And because we acted, we're going to prevent thousands of premature deaths, thousands of heart attacks and cases of childhood asthma.

There are families that are going to be directly impacted in a positive way because of the work that you do. Because you kept fighting -- and some of you have been fighting this fight for a long time, long before I was here and long before Lisa was here. And so your tenacity and stick-to-it-ness is making a difference.

Because of you, across the board, we're cutting down on acid rain and air pollution. We're making our drinking water cleaner and safer. We're creating healthier communities. But that's not all. Safeguarding our environment is also about strengthening our economy. I do not buy the notion that we have to make a choice between having clean air and clean water and growing this economy in a robust way. I think that is a false debate. (Applause.)

Think about it: We established new fuel economy standards, a historic accomplishment that is going to slash oil consumption by about 12 billion barrels, dramatically reduces pollution that contributes to climate change, and saves consumers thousands of dollars at the pump, which they can then go spend on something else.

As part of the Recovery Act, you cleaned up contaminated sites across the country, which helped to rid neighborhoods of environmental blight while putting Americans back to work.

We don't have to choose between dirty air and dirty water or a growing economy. We can make sure that we are doing right by our environment and, in fact, putting people back to work all across America. That's part of our mission.

When we put in place new common-sense rules to reduce air pollution, we create new jobs building and installing all sorts of pollution-control technology. When we put in place new emissions standards for our vehicles, we make sure that the cars of tomorrow are going to be built right here in the United States of America, that we're going to win that race.

When we clean up our nation's waterways, we generate more tourists for our local communities. So what's good for the environment can also be good for our economy.

Now, that doesn't mean that there aren't going to be some tensions. That doesn't mean that there aren't going to be legitimate debates that take place. That doesn't mean that it's not important for every single one of us to think about how can we make sure that we are achieving our goals in the smartest way possible, in the most efficient ways possible, in the least bureaucratic ways possible, in the clearest ways possible. That's also part of our mission.

There's not a federal agency that can't get better and be smarter in accomplishing our mission, and we have an obligation every single day to think about how can we do our business a little bit better. How can we make sure the taxpayers are getting every dime's worth that they're paying in order to achieve these important common goals that we have?

But I believe we can do it, and you've shown me that we can do it over these last three years. So I could not be prouder of the work that you all do every single day as federal employees. I know the hours can be long. I know that sometimes spending time getting these policies right means less time at home than you'd like, and you're missing birthday parties, or you're missing a soccer game, and the spouse is not happy with you. I know a little bit about that sometimes. (Laughter.) I know these jobs are demanding.

But I also know what compelled you to enter public service in the first place -- and that's the idea that you could make a difference; that you could leave behind a planet that is a little cleaner, a little safer than the one we inherited.

And I have to tell you that part of why I get excited when I see some of the work that you're doing is because our next generation is so much more attuned to these issues than I was when I was growing up. I can tell you when I sit down and I talk to my kids, probably the area where they have the most sophisticated understanding of policy is when it comes to the environment. They understand that the decisions we make now are going to have

an impact on their lives for many years to come. And their instincts are right. So your mission is vital.

And just think of what this agency has been able to do over the last four decades. There's so many things we now take for granted. When I hear folks grumbling about environmental policy, you almost want to do a Back to the Future -- (laughter) -- kind of reminder of folks of what happens when we didn't have a strong EPA. The year before President Nixon created the EPA, the Cuyahoga River was so dirty from industrial pollution and oil slicks that it literally caught on fire. In my hometown, the Chicago River -- you probably could not find anything alive in there -- (laughter) -- four decades ago. Now it's thriving -- to the benefit of the city. Today, because of your work, 92 percent of Americans have access to clean water that meets our national health standards.

Before the EPA was created, our cars were spewing harmful lead pollution into the air, with all sorts of impacts, especially on children. Today, because of your work, air pollution is down by more than half, and lead pollution is down more than 90 percent from a generation ago.

So all of you, and all of those who served before you, have made a difference. Our environment is safer because of you. Our country is stronger because of you. Our future is brighter because of you. And I want you to know that you've got a President who is grateful for your work and will stand with you every inch of the way as you carry out your mission to make sure that we've got a cleaner world. (Applause.)

So, thank you. God bless you. God bless the United States of America. Thank you. (Applause.)

END

3:02 P.M. EST

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[Unsubscribe](#)

01268-EPA-5899

Richard Windsor/DC/USEPA/US  
01/10/2012 04:11 PM

To "Brendan Gilfillan"  
cc  
bcc

Subject Fw: Remarks by the President to EPA staff

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 01/10/2012 04:01 PM EST  
**To:** Bob Perciasepe; Richard Windsor  
**Subject:** FW: Remarks by the President to EPA staff

You probably have this already but wanted you to know we put this out to our press list.

**From:** White House Press Office [mailto:noreply@messages.whitehouse.gov]  
**Sent:** Tuesday, January 10, 2012 3:44 PM  
**To:** Zichal, Heather R.  
**Subject:** Remarks by the President to EPA staff

THE WHITE HOUSE  
Office of the Press Secretary  
For Immediate Release January 10, 2012

REMARKS BY THE PRESIDENT  
TO ENVIRONMENTAL PROTECTION AGENCY STAFF

Andrew W. Mellon Auditorium  
Washington, D.C.

2:51 P.M. EST

THE PRESIDENT: Thank you! Thank you, EPA! (Applause.) Thank you, everybody. Thank you so much. It is wonderful to see you. It is great to see you. Thank you, thank you.

Now, everybody can have a seat. I know Lisa is making you guys all stand up. (Laughter.) But you can all relax.

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work so hard here at the EPA. And so you should know that your boss loves you, even if she doesn't always show it, I don't know. (Laughter.)

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And it is a vital mission. Over the past three years, because of your hard work, we've made historic progress on all these fronts. Just a few weeks ago, thanks to the hard work of so many of you, Lisa and I was able to announce new common-sense standards to better protect the air we breathe from mercury and other harmful air pollution. And that was a big deal. (Applause.) And part of the reason it was a big deal was because, for over 20 years, special interest groups had successfully delayed implementing these standards when it came to our nation's power plants. And what we said was: "Enough." It's time to get this done.

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But I also know what compelled you to enter public service in the first place -- and that's the idea that you could make a difference; that you could leave behind a planet that is a little cleaner, a little safer than the one we inherited.

And I have to tell you that part of why I get excited when I see some of the work that you're doing is because our next generation is so much more attuned to these issues than I was when I was growing up. I can tell you when I sit down and I talk to my kids, probably the area where they have the most sophisticated understanding of policy is when it comes to the environment. They understand that the decisions we make now are going to have an impact on their lives for many years to come. And their instincts are right. So your mission is vital.

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So, thank you. God bless you. God bless the United States of America. Thank you. (Applause.)

END

3:02 P.M. EST

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[Unsubscribe](#)





01268-EPA-5900

**Richard Windsor/DC/USEPA/US**  
01/10/2012 04:11 PM

To "Diane Thompson"  
cc  
bcc

Subject Fw: Remarks by the President to EPA staff

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**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 01/10/2012 04:01 PM EST  
**To:** Bob Perciasepe; Richard Windsor  
**Subject:** FW: Remarks by the President to EPA staff

[You probably have this already but wanted you to know we put this out to our press list.](#)

**From:** White House Press Office [mailto:noreply@messages.whitehouse.gov]  
**Sent:** Tuesday, January 10, 2012 3:44 PM  
**To:** Zichal, Heather R.  
**Subject:** Remarks by the President to EPA staff

THE WHITE HOUSE  
Office of the Press Secretary  
For Immediate Release January 10, 2012

REMARKS BY THE PRESIDENT  
TO ENVIRONMENTAL PROTECTION AGENCY STAFF

Andrew W. Mellon Auditorium  
Washington, D.C.

2:51 P.M. EST

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work so hard here at the EPA. And so you should know that your boss loves you, even if she doesn't always show it, I don't know. (Laughter.)

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But I also know what compelled you to enter public service in the first place -- and that's the idea that you could make a difference; that you could leave behind a planet that is a little cleaner, a little safer than the one we inherited.

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So, thank you. God bless you. God bless the United States of America. Thank you. (Applause.)

END

3:02 P.M. EST

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01268-EPA-5901

**Brendan  
Gilfillan/DC/USEPA/US**  
01/10/2012 04:14 PM

To Richard Windsor  
cc  
bcc

Subject Re: Fw: Remarks by the President to EPA staff

Politico said was on WH Live as well - trying to confirm.

Richard Windsor ----- Original Message ----- From: "Zic... 01/10/2012 04:11:58 PM

From: Richard Windsor/DC/USEPA/US  
To: "Brendan Gilfillan" <Gilfillan.Brendan@epamail.epa.gov>  
Date: 01/10/2012 04:11 PM  
Subject: Fw: Remarks by the President to EPA staff

**From:** "Zichal, Heather R." [(b)(6) Privacy]  
**Sent:** 01/10/2012 04:01 PM EST  
**To:** Bob Perciasepe; Richard Windsor  
**Subject:** FW: Remarks by the President to EPA staff

You probably have this already but wanted you to know we put this out to our press list.

**From:** White House Press Office [mailto:noreply@messages.whitehouse.gov]  
**Sent:** Tuesday, January 10, 2012 3:44 PM  
**To:** Zichal, Heather R.  
**Subject:** Remarks by the President to EPA staff

THE WHITE HOUSE  
Office of the Press Secretary  
For Immediate Release January 10, 2012

REMARKS BY THE PRESIDENT  
TO ENVIRONMENTAL PROTECTION AGENCY STAFF

Andrew W. Mellon Auditorium  
Washington, D.C.

2:51 P.M. EST

THE PRESIDENT: Thank you! Thank you, EPA! (Applause.)  
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you. It is great to see you. Thank you, thank you.

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So, thank you. God bless you. God bless the United States of America. Thank you. (Applause.)

END

3:02 P.M. EST

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01268-EPA-5902

Richard Windsor/DC/USEPA/US  
01/11/2012 08:28 AM

To Gilfillan.Brendan  
cc  
bcc

Subject Fw: Remarks by the President to EPA staff

Send to staff?

----- Forwarded by Richard Windsor/DC/USEPA/US on 01/11/2012 08:27 AM -----

From: "Zichal, Heather R." <(b)(6) Privacy >  
To: Bob Perciasepe/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA  
Date: 01/10/2012 04:01 PM  
Subject: FW: Remarks by the President to EPA staff

You probably have this already but wanted you to know we put this out to our press list.

**From:** White House Press Office [mailto:noreply@messages.whitehouse.gov]  
**Sent:** Tuesday, January 10, 2012 3:44 PM  
**To:** Zichal, Heather R.  
**Subject:** Remarks by the President to EPA staff

THE WHITE HOUSE  
Office of the Press Secretary  
For Immediate Release January 10, 2012

REMARKS BY THE PRESIDENT  
TO ENVIRONMENTAL PROTECTION AGENCY STAFF

Andrew W. Mellon Auditorium  
Washington, D.C.

2:51 P.M. EST

THE PRESIDENT: Thank you! Thank you, EPA! (Applause.) Thank you, everybody. Thank you so much. It is wonderful to see you. It is great to see you. Thank you, thank you.

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END

3:02 P.M. EST

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01268-EPA-5903

**Brendan  
Gilfillan/DC/USEPA/US**  
01/11/2012 08:28 AM

To Richard Windsor  
cc  
bcc

Subject Re: Fw: Remarks by the President to EPA staff

Yeah we're sending out a mass mailer announcing the playback of the event on IPTV so we can include it there.

Richard Windsor [Send to staff? ----- Forwarded by Rich...](#) 01/11/2012 08:28:19 AM

From: Richard Windsor/DC/USEPA/US  
To: Gilfillan.Brendan@epamail.epa.gov  
Date: 01/11/2012 08:28 AM  
Subject: Fw: Remarks by the President to EPA staff

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Send to staff?

----- Forwarded by Richard Windsor/DC/USEPA/US on 01/11/2012 08:27 AM -----

From: "Zichal, Heather R." <(b)(6) Privacy>  
To: Bob Perciasepe/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA  
Date: 01/10/2012 04:01 PM  
Subject: FW: Remarks by the President to EPA staff

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**From:** White House Press Office [<mailto:noreply@messages.whitehouse.gov>]  
**Sent:** Tuesday, January 10, 2012 3:44 PM  
**To:** Zichal, Heather R.  
**Subject:** Remarks by the President to EPA staff

THE WHITE HOUSE  
Office of the Press Secretary  
For Immediate Release January 10, 2012

REMARKS BY THE PRESIDENT  
TO ENVIRONMENTAL PROTECTION AGENCY STAFF

Andrew W. Mellon Auditorium  
Washington, D.C.

2:51 P.M. EST

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END

3:02 P.M. EST

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THE PRESIDENT: Thank you! Thank you, EPA! (Applause.) Thank you, everybody. Thank you so much. It is wonderful to see you. It is great to see you. Thank you, thank you.

Now, everybody can have a seat. I know Lisa is making you guys all stand up. (Laughter.) But you can all relax.

It is wonderful to be here with all of you. Thank you so much for all the great work you do. I want to first acknowledge your outstanding Administrator, Lisa Jackson. (Applause.) She has done an extraordinary job leading this agency. But here's what I want all of you to know: Not only is she good on policy, not only is she tough and able to present the EPA's mission so effectively to the public, but she also has your back. (Applause.) She is an advocate on behalf of all the people who work so hard here at the EPA. And so you should know that your boss loves you, even if she doesn't always show it, I don't know. (Laughter.)

The main reason I'm here is simple: I just want to say thank you. I want to say thank you to each and every one of you, because the EPA touches on the lives of every single American every single day. You help make sure that the air we breathe, the water we drink, the foods we eat are safe. You protect the environment not just for our children but their children. And you keep us moving towards energy independence.

And it is a vital mission. Over the past three years, because of your hard work, we've made historic progress on all these fronts. Just a few weeks ago, thanks to the hard work of so many of you, Lisa and I was able to announce new common-sense standards to better protect the air we breathe from mercury and other harmful air pollution. And that was a big deal. (Applause.) And part of the reason it was a big deal was because, for over 20 years, special interest groups had successfully delayed implementing these standards when it came to our nation's power plants. And what we said was: "Enough." It's time to get this done.

And because we acted, we're going to prevent thousands of premature deaths, thousands of heart attacks and cases of childhood asthma.

There are families that are going to be directly impacted in a positive way because of the work that you do. Because you kept fighting -- and some of you have been fighting this fight for a long time, long before I was here and long before Lisa was here. And so your tenacity and stick-to-it-ness is making a difference.

Because of you, across the board, we're cutting down on acid rain and air pollution. We're making our drinking water cleaner and safer. We're creating healthier communities. But that's not all. Safeguarding our environment is also about strengthening our economy. I do not buy the notion that we have to make a choice between having clean air and clean water and growing this economy in a robust way. I think that is a false debate. (Applause.)

Think about it: We established new fuel economy standards, a historic accomplishment that is going to slash oil consumption by about 12 billion barrels, dramatically reduces pollution that contributes to climate change, and saves consumers thousands of dollars at the pump, which they can then go spend on something else.

As part of the Recovery Act, you cleaned up contaminated sites across the country, which helped to rid neighborhoods of environmental blight while putting Americans back to work.

We don't have to choose between dirty air and dirty water or a growing economy. We can make sure that we are doing right by our environment and, in fact, putting people back to work all across America. That's part of our mission.

When we put in place new common-sense rules to reduce air pollution, we create new jobs building and installing all sorts of pollution-control technology. When we put in place new emissions standards for our vehicles, we make sure that the cars of tomorrow are going to be built right here in the United States of America, that we're going to win that race.

When we clean up our nation's waterways, we generate more tourists for our local communities. So what's good for the environment can also be good for our economy.



Now, that doesn't mean that there aren't going to be some tensions. That doesn't mean that there aren't going to be legitimate debates that take place. That doesn't mean that it's not important for every single one of us to think about how can we make sure that we are achieving our goals in the smartest way possible, in the most efficient ways possible, in the least bureaucratic ways possible, in the clearest ways possible. That's also part of our mission.

There's not a federal agency that can't get better and be smarter in accomplishing our mission, and we have an obligation every single day to think about how can we do our business a little bit better. How can we make sure the taxpayers are getting every dime's worth that they're paying in order to achieve these important common goals that we have?

But I believe we can do it, and you've shown me that we can do it over these last three years. So I could not be prouder of the work that you all do every single day as federal employees. I know the hours can be long. I know that sometimes spending time getting these policies right means less time at home than you'd like, and you're missing birthday parties, or you're missing a soccer game, and the spouse is not happy with you. I know a little bit about that sometimes. (Laughter.) I know these jobs are demanding.

But I also know what compelled you to enter public service in the first place -- and that's the idea that you could make a difference; that you could leave behind a planet that is a little cleaner, a little safer than the one we inherited.

And I have to tell you that part of why I get excited when I see some of the work that you're doing is because our next generation is so much more attuned to these issues than I was when I was growing up. I can tell you when I sit down and I talk to my kids, probably the area where they have the most sophisticated understanding of policy is when it comes to the environment. They understand that the decisions we make now are going to have an impact on their lives for many years to come. And their instincts are right. So your mission is vital.

And just think of what this agency has been able to do over the last four decades. There's so many things we now take for granted. When I hear folks grumbling about environmental policy, you almost want to do a Back to the Future -- (laughter) -- kind of reminder of folks of what happens when we didn't have a strong EPA. The year before President Nixon created the EPA, the Cuyahoga River was so dirty from industrial pollution and oil slicks that it literally caught on fire. In my hometown, the

Chicago River -- you probably could not find anything alive in there -- (laughter) -- four decades ago. Now it's thriving -- to the benefit of the city. Today, because of your work, 92 percent of Americans have access to clean water that meets our national health standards.

Before the EPA was created, our cars were spewing harmful lead pollution into the air, with all sorts of impacts, especially on children. Today, because of your work, air pollution is down by more than half, and lead pollution is down more than 90 percent from a generation ago.

So all of you, and all of those who served before you, have made a difference. Our environment is safer because of you. Our country is stronger because of you. Our future is brighter because of you. And I want you to know that you've got a President who is grateful for your work and will stand with you every inch of the way as you carry out your mission to make sure that we've got a cleaner world. (Applause.)

So, thank you. God bless you. God bless the United States of America. Thank you. (Applause.)

END

3:02 P.M. EST

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[Unsubscribe](#)

01268-EPA-5905

Arvin Ganesan/DC/USEPA/US

To "Richard Windsor", "Bob Perciasepe", "Michael Goo"


01/12/2012 08:49 PM

cc

bcc

Subject Fw: we are good on expedited review.

(b)(5) Deliberative



Sent from my Blackberry Wireless Device

---

**From:** "Zichal, Heather R." (b)(6) Privacy

**Sent:** 01/12/2012 08:44 PM EST

**To:** Arvin Ganesan

**Subject:** we are good on expedited review.

01268-EPA-5906

**Bob  
Perciasepe/DC/USEPA/US**  
01/12/2012 09:42 PM

To Arvin Ganesan, "Richard Windsor", "Bob Perciasepe",  
"Michael Goo"  
cc  
bcc  
Subject RE: we are good on expedited review.

(b)(5)

Bob Perciasepe  
Deputy Administrator  
(o) 202 564 4711  
(c)(b) (6) Privacy

----- Original Message -----

From : Arvin Ganesan/DC/USEPA/US  
To : "Richard Windsor" <Windsor.Richard@epamail.epa.gov>, "Bob Perciasepe"  
<perciasepe.bob@epa.gov>, "Michael Goo" <Goo.Michael@epamail.epa.gov>  
Cc :  
Sent on : 01/12/2012 08:49:55 PM  
Subject : Fw: we are good on expedited review.

(b)(5) Deliberative

Sent from my Blackberry Wireless Device

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**From:** "Zichal, Heather R." (b)(6) Privacy  
**Sent:** 01/12/2012 08:44 PM EST  
**To:** Arvin Ganesan  
**Subject:** we are good on expedited review.

01268-EPA-5908

**EPAExecSec**

Sent by: (b) (6) Personal Privacy

01/13/2012 03:48 PM

To Aaron Dickerson, Arvin Ganesan, Bicky Corman, Bob Perciasepe, Bob Sussman, Brendan Gilfillan, Diane Thompson, Eric Wachter, Gladys Stroman, Heidi Ellis, Jose Lozano, Laura Vaught, Michael Goo, Richard Windsor, Sarah Pallone, Stephanie Washington, Christopher Busch, Veronica Burley, Janet Woodka, Elizabeth Ashwell

cc

bcc

Subject Daily Reading File: January 13, 2012



Daily Reading File.1.13.12.pdf



# Correspondence Management System

Control Number: AX-12-000-0551

Printing Date: January 13, 2012 10:14:01



## Citizen Information

Citizen/Originator: **Baptista, Ana I.**

Organization: Ironbound Community Corp  
Address: 317 Elm Street, Newark, NJ 07105

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-12-000-0551      Alternate Number: N/A  
 Status: Pending      Closed Date: N/A  
 Due Date: Jan 31, 2012      # of Extensions: 0  
 Letter Date: Jan 12, 2012      Received Date: Jan 13, 2012  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: EML (E-Mail)      Priority Code: Normal  
 Signature: DX-Direct Reply      Signature Date: N/A  
 File Code: 404-141-02-01\_141\_b Controlled and Major Corr. Record copy of the offices of Division Directors and other personnel.

Subject: Daily Reading File - Dioxin Reassessment  
 Instructions: DX-Respond directly to this citizen's questions, statements, or concerns  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: Brigid Lowery - OSWER-CPA  
 Kecia Thornton - OSWER  
 Michelle Crews - OSWER  
 OEAE - Office of External Affairs and Environmental Education  
 OSWER - OSWER -- Immediate Office  
 R2 - Region 2 -- Immediate Office

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Personal Privacy	OEX	ORD	Jan 13, 2012	Jan 31, 2012	N/A
<b>Instruction:</b> DX-Respond directly to this citizen's questions, statements, or concerns					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

## History

RECEIVED  
2012 JAN 12 PM 2:29

OFFICE OF THE  
EXECUTIVE SECRETARIAT

**Message Information**

**Date** 01/12/2012 01:33 PM  
**From** Ana BAPTISTA <abaptista@ironboundcc.org>  
LisaP Jackson/DC/USEPA/US@EPA; Cass\_R.\_Sunstein@omb.eop.gov  
**To** Nancy\_H.\_Sutley@ceq.eop.gov; Paul Anastas/DC/USEPA/US@EPA; Becki  
Clark/DC/USEPA/US@EPA  
**cc**  
**Subject** Dioxin Reassessment

**Message Body**

Dear All

Please see our attached letter urging the USEPA to finalize the non-cancer dioxin IRIS assessment by the end of January.

Sincerely,  
Ana I. Baptista, Ph.D.  
Environmental & Planning Projects Director  
Ironbound Community Corp  
317 Elm Street  
Newark, NJ 07105



[973-817-7013 x217 ICC\\_Dioxin letter.pdf](#)

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**OEX Processing Information**

Processed Date:  
Processed By  
PO Office                      Category:

Message Count

The Honorable Lisa P. Jackson, Administrator  
 U.S. Environmental Protection Agency  
 1200 Ariel Rios Building  
 Washington, DC 20460

January 12, 2012

Dear EPA Administrator Jackson:

Thank you for your attention to dioxin. The Dioxin Reassessment document is extremely important to the health of the American people and we applaud your efforts to bring this long delayed process to closure.

We are writing to strongly urge you to finalize the non-cancer dioxin IRIS assessment by the end of January, and expeditiously release the cancer dioxin IRIS assessment as you have pledged to do.

In the Ironbound neighborhood of Newark, NJ, massive exposure results from the nation's largest dioxin site, the Diamond Alkali (aka Diamond Shamrock) plant, which produced pesticides such as DDT prior to it's being banned, and was a major production site for the herbicidal warfare material "Agent Orange," leading to its current designation as a Superfund site. Dioxin from the plant leached into the Passaic River, contaminating the river and leading the State of New Jersey to ban the consumption of blue claw crabs from the river. The New Jersey Department of Environmental Protection (NJDEP) has calculated that cancer risk levels for people who eat blue claw crabs from Newark Bay could be as high as one million times above what government agencies typically consider an acceptable level for an environmental contaminant.<sup>1</sup> The Ironbound is also home to one of the largest solid waste incinerators in the Northeast, which burns around 1 million tons of garbage every year emitting dioxin into the air and ash from the plant.

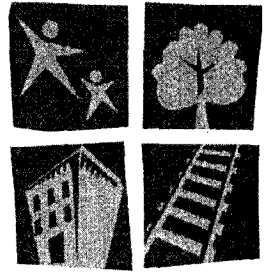
Since 1985, efforts by EPA to assess the risks of dioxin have been delayed time and time again. Scientists at EPA have long concluded dioxin and dioxin-like compounds are highly toxic, but a strong coalition of industries responsible for generating dioxins as a by-product of production and disposal have successfully stalled the completion of this health assessment report. As EPA has continued to work on the Dioxin Reassessment, people in communities across the country are continuing to be exposed to this highly toxic chemical. We are very concerned that industry is attempting to stall the release of this important report yet again.

Sincerely,



Ana I. Baptista, Ph.D.  
 Environmental & Planning Programs Director

<sup>1</sup> [http://www.hackensackriverkeeper.org/pr\\_archive/dioxin\\_dump.htm](http://www.hackensackriverkeeper.org/pr_archive/dioxin_dump.htm)



**Ironbound**  
 COMMUNITY CORPORATION

**Administration &  
 Community Organizing**  
 179 Van Buren Street  
 Newark, New Jersey 07105  
 973.589.3353  
 fax: 973.589.3637  
 www.ironboundcc.org  
 info@ironboundcc.org

**Children's Center**  
 1 New York Avenue  
 Newark, New Jersey 07105  
 973.589.6873  
 fax: 973.589.2479

**Community Center**  
 432 Lafayette Street  
 Newark, New Jersey 07105  
 973.465.0947  
 fax: 973.589.4668

**Family Success Center  
 West**  
 317 Elm Street  
 Newark, New Jersey 07105  
 973.465.0555  
 fax: 973.465.9505

**Family Success Center  
 East**  
 29-31 Cortland Street  
 Newark, New Jersey 07105  
 973.344.5949  
 fax: 973.344.0397

**Early Head Start**  
 380 East Kinney Street  
 Newark, New Jersey 07105  
 201.536.8367  
 fax: 973.589.3637







# Correspondence Management System

Control Number: AX-12-000-0556

Printing Date: January 13, 2012 12:54:04



## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Privacy	OEX	OAR	Jan 13, 2012	Jan 27, 2012	N/A
<b>Instruction:</b> AA-OAR-Prepare draft response for signature by the Assistant Administrator for OAR					

## Supporting Information

Supporting Author: N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

## History

Action By	Office	Action	Date
(b) (6) Privacy	OEX	Assign OAR as lead office	Jan 13, 2012

## Comments

Commentator	Comment	Date
No Record Found.		

RECEIVED

2012 JAN 12 PM 2:28

OFFICE OF THE  
EXECUTIVE SECRETARIAT

## Message Information

**Date** 01/12/2012 01:01 PM  
**From** Paul Billings <Paul.Billings@lung.org>  
**To** LisaP Jackson/DC/USEPA/US@EPA  
"nancy\_sutley@ceq.eop.gov" <nancy\_sutley@ceq.eop.gov>; "Zichal, Heather R. (Heather\_R.\_Zichal@who.eop.gov)" <Heather\_R.\_Zichal@who.eop.gov>; Bob Perciasepe/DC/USEPA/US@EPA; Gina McCarthy/DC/USEPA/US@EPA;  
**cc** Margo Oge/DC/USEPA/US@EPA; "Patel, Rohan" <Rohan\_Patel@ceq.eop.gov>; Janet McCabe/DC/USEPA/US@EPA; Arvin Ganesan/DC/USEPA/US@EPA; Michael Goo/DC/USEPA/US@EPA; Lorie Schmidt/DC/USEPA/US@EPA; Joseph Goffman/DC/USEPA/US@EPA  
**Subject** Health and Medical Letter on Tier 3 vehicle and gasoline standards

## Message Body

Administrator Jackson,

Attached please find a letter from seven leading health and medical organizations (Asthma and Allergy Foundation of America, American Heart Association, American Lung Association, American Thoracic Society, Health Care Without Harm, Physicians for Social Responsibility & Trust for America's Health) urging you to move ahead with the Tier 3 vehicle emissions and gasoline standards. These lifesaving standards will dramatically cut vehicle pollution. EPA should propose new vehicle and fuel standards without any further delay.

Please contact me if you have any questions

Thank you  
Paul Billings

**NOTE new email [Paul.Billings@Lung.org](mailto:Paul.Billings@Lung.org) - please update your contacts**

Paul G. Billings  
Vice President National Policy & Advocacy  
American Lung Association  
1301 Pennsylvania Ave NW Suite 800  
Washington, DC 20004-1725  
Phone: 202-785-3355 x 3988  
Fax: 202 -452-1805



Health group Tier 3 letter to EPA\_Jan 12 2012.pdf

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January 12, 2012

The Honorable Lisa P. Jackson  
Administrator,  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

Dear Administrator Jackson:

As leading public health and medical organizations, we write to request that you move forward with the Tier 3 vehicle emission and gasoline standards and finalize these standards as soon as possible. These new health protections are urgently needed as millions of Americans live in communities where polluted air threatens their health and motor vehicles remain a major source of this pollution.

On May 21, 2010, President Obama issued a memorandum that directed you to review the adequacy of current regulations of nitrogen oxides, air toxics and gasoline sulfur standards for new motor vehicles and if needed, to promulgate emissions regulations. It is clear that such new standards are needed to protect public health and are extremely cost effective.

According to a National Association of Clean Air Agencies study, a Tier 3 vehicle and fuels standard would reduce overall mobile source emissions of nitrogen oxides by 29%, carbon monoxide by 38% and volatile organic compounds by 26% by 2030. The state air pollution officials' analysis indicates that, in 2017, Tier 3 will reduce nitrogen oxide emissions by 260,000 tons, the equivalent to taking 33 million cars off our nation's roads. These benefits are a great bargain for the American people, costing less than one cent per gallon of gasoline and about 1/2 of a percent, or \$150, of the cost of the average new car.

As communities work to provide clean and healthy air to their residents, these reductions are urgently needed to protect the health of all, but especially the most vulnerable; children, seniors and people with chronic lung and heart disease. To protect public health, we ask that you move forward now with the Tier 3 vehicle and fuel standards.

Sincerely,

Asthma and Allergy Foundation of America  
American Heart Association  
American Lung Association  
American Thoracic Society

Health Care Without Harm  
Physicians for Social Responsibility  
Trust for America's Health

cc: Nancy Sutley, Chair, Council on Environmental Quality  
Heather Zichal, Deputy Assistant to the President for Energy and Climate Change  
Bob Perciasepe, Deputy Administrator, US EPA  
Gina McCarthy, Assistant Administrator, Office of Air and Radiation, US EPA  
Margo Oge, Director, Office of Transportation and Air Quality, US EPA



# Correspondence Management System

Control Number: AX-12-000-0565

Printing Date: January 13, 2012 12:16:23



## Citizen Information

### Citizen/Originator: Beinecke, Frances

Organization: Natural Resources Defense Council  
Address: 1200 New York Ave NW, Washington, DC 20005

### Brune, Michael

Organization: Sierra Club  
Address: 408 C Street, NE, Washington, DC 20005

### Knobloch, Kevin

Organization: Green Group  
Address: 2 Brattle Square, Cambridge, MA 02238-9105

### Krupp, Fred

Organization: Environmental Defense Fund  
Address: 1875 Connecticut Avenue, N.W., Washington, D.C. 20009

### Mesnikoff, Ann

Organization: Sierra Club  
Address: 408 C Street, NE, Washington, DC 20005

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

## Control Information

<b>Control Number:</b>	AX-12-000-0565	<b>Alternate Number:</b>	N/A
<b>Status:</b>	Pending	<b>Closed Date:</b>	N/A
<b>Due Date:</b>	Jan 31, 2012	<b># of Extensions:</b>	0
<b>Letter Date:</b>	Jan 11, 2012	<b>Received Date:</b>	Jan 13, 2012
<b>Addressee:</b>	AD-Administrator	<b>Addressee Org:</b>	EPA
<b>Contact Type:</b>	EML (E-Mail)	<b>Priority Code:</b>	Normal
<b>Signature:</b>	DX-Direct Reply	<b>Signature Date:</b>	N/A
<b>File Code:</b>	404-141-02-01_141_b Controlled and Major Corr. Record copy of the offices of Division Directors and other personnel.		
<b>Subject:</b>	Daily Reading File - Letter in support of Tier 3 and low sulfur fuel standards		
<b>Instructions:</b>	DX-Respond directly to this citizen's questions, statements, or concerns		
<b>Instruction Note:</b>	N/A		
<b>General Notes:</b>	N/A		
<b>CC:</b>	OEAEE - Office of External Affairs and Environmental Education OP - Office of Policy		

## Lead Information

Lead Author: N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
(b) (6) Personal Privacy	OEX	OAR	Jan 13, 2012	Jan 31, 2012	N/A
<b>Instruction:</b> DX-Respond directly to this citizen's questions, statements, or concerns					

RECEIVED

2012 JAN 12 PM 2:27

OFFICE OF THE  
EXECUTIVE SECRETARIAT

Message Information

Date 01/11/2012 03:46 PM  
From Ann Mesnikoff <ann.mesnikoff@sierraclub.org>  
To LisaP Jackson/DC/USEPA/US@EPA  
Bob Perciasepe/DC/USEPA/US@EPA; Gina McCarthy/DC/USEPA/US@EPA;  
cc Nancy\_H.\_Sutley@ceq.eop.gov; Gary\_S.\_Guzy@ceq.eop.gov; Margo  
Oge/DC/USEPA/US@EPA; Cass\_R.\_Sunstein@omb.eop.gov;  
Heather\_R.\_Zichal@who.eop.gov  
Subject Letter in support of Tier 3 and low sulfur fuel standards

Message Body

Dear Administrator Jackson,

Attached and pasted below is a letter from the Environmental Defense Fund, Natural Resources Defense Council, Sierra Club and Union of Concerned Scientists regarding Tier 3 emissions and gasoline standards.

Sincerely,

Ann Mesnikoff

Ann Mesnikoff

Director, Green Transportation Campaign

(202) 675-2397 (o)

(202) 375-8296 (m)

January 11, 2012

**BY EMAIL AND US MAIL TRANSMISSION**

The Honorable Lisa Jackson

Administrator

USEPA Headquarters

Ariel Rios Building

Mail Code: 1101A

1200 Pennsylvania Avenue, N.W.



FINAL NGO Tier 3 letter to Jackson - Jan 11 - 2012.pdf

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**OEX Processing Information**

Processed Date:

Processed By

PO Office

Category:

Message Count

January 11, 2012

**BY EMAIL AND US MAIL TRANSMISSION**

The Honorable Lisa Jackson  
Administrator  
USEPA Headquarters  
Ariel Rios Building  
Mail Code: 1101A  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460  
[jackson.lisa@epa.gov](mailto:jackson.lisa@epa.gov)

Dear Administrator Jackson:

We are writing to strongly urge you to take an important step to reduce pollution from the nation's cars, light trucks, and sport-utility vehicles. In particular, we respectfully ask you to immediately propose Tier 3 emissions and gasoline standards for passenger vehicles and to finalize these protections by the summer of 2012. A rigorous Tier 3 program would have immediate and far-reaching health and environmental benefits: reducing a cascade of harmful airborne contaminants, ensuring longer and healthier lives, and helping states and communities across our country restore healthy air. These vital health protections will be achieved at an extremely modest cost – the additional cost to consumers of the cleaner gasoline would be less than a penny a gallon. And timely finalization of Tier 3 standards would allow manufacturers to efficiently align technology upgrades with pending fuel efficiency and greenhouse gas emissions standards. Now is the time to secure these human health protections for our nation.

Millions of Americans breathe cleaner, healthier air as a result of the U.S. Environmental Protection Agency's leadership in carrying out our nation's clean air laws. But serious challenges remain. More than 1 in 3 Americans still live in areas where air pollutant levels exceed at least one of the health-based National Ambient Air Quality Standards. And passenger vehicles remain the second largest emitters of oxides of nitrogen and volatile organic compounds in the U.S. – the primary pollutants that form ozone. These vehicles also emit more than half of all carbon monoxide pollution and contribute significantly to lethal particulate matter emissions.

A protective Tier 3 program has the potential to cut gasoline vehicle emissions of nitrogen oxides by nearly sixty percent, carbon monoxide by about 38 percent, and volatile organic compounds by close to a third when these protections are carried out. The substantial emissions reductions from all vehicles will translate into more than 400 avoided premature deaths and 52,000 avoided lost workdays each year.<sup>1</sup>

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<sup>1</sup> NACAA, *Cleaner Cars, Cleaner Fuel, Cleaner Air: The Need for and Benefits of Tier 3 Vehicle and Fuel Regulations*; October, 2011.



Reducing sulfur in gasoline will also result in an immediate reduction in emissions from the existing fleet – on the order of approximately 260,000 tons of nitrogen oxides in 2017 when the program begins – equivalent to taking 33 million cars off our nation's roads.

A timely federal Tier 3 program is also imperative for states to meet the health-based National Ambient Air Quality Standards, including the ozone standard adopted in 2008, which assumed final Tier 3 emissions and gasoline standards in its baseline. Emissions reductions not achieved through a rigorous Tier 3 program would have to come from controls on local sources, which could be far less significant in magnitude and less cost-effective.

A timely Tier 3 program is critical to protect human health from transportation sector pollution and one of the single most cost-effective solutions our nation can deploy to help states achieve and maintain healthy air in communities out of compliance with health-based national air quality standards. We cannot afford to delay these vital clean air protections for millions of Americans.

In a May 2010 Rose Garden ceremony, President Obama announced his intention to finalize a Tier 3 program by 2012 that would reduce sulfur levels in gasoline and introduce cleaner cars, light trucks and sport-utility vehicles on the same schedule as his already-finalized greenhouse gas program. Proposing this program now will help ensure that the President's commitment is kept. Thus, we strongly urge you to propose this program as soon as possible.

Sincerely,

Frances Beinecke  
President  
Natural Resources Defense Council

Kevin Knobloch  
President  
Union of Concerned Scientists

Michael Brune  
Executive Director  
Sierra Club

Fred Krupp  
President  
Environmental Defense Fund

cc: Bob Perciasepe, Deputy Administrator, EPA ([perciasepe.bob@epa.gov](mailto:perciasepe.bob@epa.gov))  
Gina McCarthy, Assistant Administrator, OAR ([mccarthy.gina@epa.gov](mailto:mccarthy.gina@epa.gov))  
Nancy Sutley, Chair, CEQ ([Nancy\\_H.\\_Sutley@ceq.eop.gov](mailto:Nancy_H._Sutley@ceq.eop.gov))  
Gary Guzy, Deputy Director, CEQ ([Gary\\_S.\\_Guzy@ceq.eop.gov](mailto:Gary_S._Guzy@ceq.eop.gov))  
Margo Oge, Director, OAR/OTAQ ([oge.margo@epa.gov](mailto:oge.margo@epa.gov))  
Cass Sunstein, Administrator, OIRA ([Cass\\_R.\\_Sunstein@omb.eop.gov](mailto:Cass_R._Sunstein@omb.eop.gov))  
Heather Zichal, Deputy Assistant to the President for Energy and Climate Change, ([Heather\\_R.\\_Zichal@who.eop.gov](mailto:Heather_R._Zichal@who.eop.gov))



# Correspondence Management System

Control Number: AX-12-000-0613

Printing Date: January 13, 2012 02:51:41



## Citizen Information

Citizen/Originator: Sisk, Jennifer

Organization: U.S. Department of Interior  
Address: 1849 C Street, NW, Washington, DC 20240

**Coeur D'Alene Tribe**

Organization: Coeur D'Alene Tribe  
Address: 850 A Street, P.O. Box 408, Plummer, ID 83851

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

## Control Information

Control Number: AX-12-000-0613      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Jan 12, 2012      Received Date: Jan 13, 2012  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: EML (E-Mail)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File - Briefing Paper - EPA Superfund and BIA Water Rights Issues in the Coeur d'Alene Basin

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: Brigid Lowery - OSWER-CPA  
 Kecia Thornton - OSWER  
 Michelle Crews - OSWER  
 OEAE - Office of External Affairs and Environmental Education  
 OITA - Office of International and Tribal Affairs  
 OSWER - OSWER -- Immediate Office  
 OW - Office of Water -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	R10	Jan 13, 2012



## COEUR D'ALENE TRIBE

850 A STREET  
P.O. BOX 408  
PLUMMER, IDAHO 83851  
(208) 686-1800 • Fax (208) 686-1182

REFERENCE:

### BRIEFING PAPER

PREPARED BY: The Coeur d'Alene Tribe

SUBMITTED TO: President Barack Obama, White House Cabinet Members and Staff

DATE: December 2, 2011

SUBJECT: EPA Superfund and BIA Water Rights Issues in the Coeur d'Alene Basin

---

*From time immemorial:* the Coeur d'Alene Tribe lived within their ancestral homeland of over 4 million acres. The heart and soul of the people known as Schitsu'umsh, "those who were found here" was Coeur d'Alene Lake, surrounding waters, lands, and vast natural resources of the Coeur d'Alene Basin. The Tribe lived and thrived on the abundance of natural resources in this basin until the advent of white settlement. White settlement brought promises and violations of promises, but above all, it brought a legacy of natural resource degradation due to mining pollution, over exploitation of timber, agricultural practices that created massive soil erosion, among other detrimental activities. Throughout nearly 100 years of unbridled resource extraction no thought was given to promise that the Federal government made, through a Presidential Executive Order of 1873. The promise was to hold in Trust a reservation for the exclusive occupancy and use of the Coeur d'Alene Tribe, a trust responsibility to protect the natural resources and allow the Tribe to live as they please utilizing healthy natural resources. From the turn of the century laws were broken, deals were made and the pollution continued. All of which disregarded the people born to this land.

This deep-seated connection to the land and waters of the basin cannot be adequately underscored and as a result of this connection, nearly 25 years ago, Tribal leadership began their fight against the environmental injustices perpetrated on them due to mining pollution. This action was in part a reaction to local disregard of the problem, and EPA's initial response. To adequately explain the situation, the Tribe submits this chronology of events for your review and consideration of our current needs.

*1982:* EPA recognizes the acute toxic nature of the CdA Basin and lists the site on the National Priorities List (NPL). Arguably, the largest Superfund site in the United States.

*1986:* The State of Idaho Attorney General recognizes the acute toxic nature of pollution in the basin and begins to pursue a Natural Resource Damage Assessment (NRDA). This effort was

abandoned when the State legislator refused to fund the assessment. The State then proceeded to settle with all potential responsible parties (PRPs), except Hecla, for \$5 million dollars. For nearly 20 years the State has supported the mining industry and has been a leader in "anti-EPA" rhetoric. They have always opted for incomplete, temporary fixes that minimized the cost of cleanup (to reduce their 10% match obligations) and masked the perception of "stigma."

*1990:* EPA finalized Record of Decision #1 to address the "populated" portion of the 21 square mile "box," a tiny portion of the overall problem. The Tribe considered this to be a 10% remedy for 10% of the problem (none the less, a good start). Given the local pressure that was waged upon EPA for conducting any remedial actions in the basin (claiming EPA was putting the mining industry out of business and casting a Superfund stigma on economic development), the Tribe stood shoulder to shoulder with EPA and supported the ROD.

*1991:* Due to the State's lack of remedial/restoration actions and EPA's confinement of remedial actions to a small portion of the "box," the Tribe filed a NRD action with a preliminary damage claim of \$3 billion dollars. The Tribe was ridiculed by governmental agencies, the State, and local politicians. We were cast as the Tribe that wanted to ruin the local economy by hanging the Superfund stigma on northern Idaho and its beloved tourist attraction, Coeur d'Alene Lake. The Tribe was also accused of "just wanting to pocket the money." Nobody (not even EPA) supported the Tribe's view that it took 100 years to pollute the basin and it would take \$3 billion dollars and 100 years to clean up the basin.

*1992:* The Tribe applied for NRDA funding through the national DOI NRD fund, a fund that was established to conduct NRDA's on federal lands. The Tribe was originally denied access to this fund because we were told that "tribal lands" were not "federal lands". The Tribe then contacted Senator Inouye (the sponsor of the bill that developed the NRDA fund) to seek clarification as to the purpose of the NRDA account and who may receive funding. Senator Inouye supported the Tribe and submitted a letter to the DOI NRDA funding managers that led to the Tribe accessing the fund. It was then that the Tribe was the first Tribe in the nation to be considered a "Trustee" for natural resources and received DOI NRDA funding. It was then that the Tribe began the long process of conducting this NRDA; it was then that Tribal Elder Henry SiJohn declared that we would "leave no stones unturned" and collect the "irrefutable data."

*1992:* EPA completes ROD #2 that provided a remedy for the "non-populated" area within the 21 square mile box. Although this remedy allowed for the continuation of EPA CERCLA activity, the Tribe was greatly disappointed that it did not address the river that ran through the box and therefore would not address the massive "conveyor belt" that would continue to move pollution from the river into the floodplains and downstream into Coeur d'Alene Lake. Although the Tribe was disappointed, we once again formally supported EPA publicly and was once again negatively treated in the local media and among local/regional and State politicians.

*1992-1996:* The Tribe continues to collect data as part of the NRDA. Tribal efforts were joined by BLM, USFWS, and USFS. At a field level, local agency scientists were very

interested in the NRDA and very disturbed by the ecosystem injury that had and was occurring, but the United States did not join the lawsuit. All of this data was shared with EPA.

*1996:* After four years of collecting dead birds, dead fish, poisoned water, soils, and sediment, among other environmental media, DOJ finally files to join the Tribe's NRD lawsuit. This was a major milestone wherein the Tribe was finally being recognized as having valid and significant natural resource damage claims.

*1996-2002:* EPA conducts "basinwide" RI/FS and develops a \$1.3 billion dollar proposed plan. This plan was marginalized/minimized due to State influence (the Governor threatened to not sign such a ROD due to the 10% State match and due to the perceived century long Superfund stigma that would follow). Therefore the final ROD was marginalized and was coined, "a thirty year interim ROD." Interim because EPA knew that the cleanup plan they proposed would never meet federal ARARS nor address the pollution in Coeur d'Alene Lake and the lower basin. Instead the remedy for the lake was "deferred" pending the development, and effective implementation of a Lake Management Plan (LMP). Once again the Tribe was very concerned that EPA omitted the lake from remedial actions and guardedly agreed with the ROD #3 and committed to developing an LMP. In fact, the Tribe challenged the State of Idaho and EPA by pledging to use its entire Asarco NRD settlement (\$5 million) to implement the LMP, if both the State and EPA matched this financial commitment. Neither the State nor EPA accepted the challenge and did not commit matching funds. The Tribe however, began to spend Asarco settlement funds on lake monitoring and protection.

During this time the Tribe also worked closely with EPA technical staff and contractors to transfer and explain our data which became the foundational data for the development of the RI/FS and ultimately the ROD #3.

*2009:* After many failed attempts to develop a Lake Management Plan with the State of Idaho, one was developed and adopted in 2009. To date this LMP has only received the bare minimum of funding (funding has come via the Tribe's NRD settlement with Asarco, and through the State of Idaho). The funds currently earmarked for the implementation of the LMP is grossly inadequate and begs the question as to whether the LMP can be the "non-CERCLA" vehicle for managing mining contamination in our Lake.

*2009-present:* EPA seeks to amend their ROD #3. Although the Proposed Plan includes an additional \$1.3 billion dollars in clean up actions, this Plan still omits actions in the lower 30 miles of the Basin and once again, "carves" Coeur d'Alene Lake from the clean-up.

*2010-2011:* The NRD Trustees and EPA settle their environmental lawsuits with Asarco and Hecla. The State of Idaho joined the settlement of claims against Hecla, thus ending 20 years of protracted litigation. Combined funds recovered include over \$650 million to EPA for remedy and \$140 million to Natural Resource Trustees for restoration; a tribute to the Tribe's efforts and its relationship with EPA and the Natural Resource Trustees. CERCLA and the DOI NRDA funds were instrumental in this outcome!

Currently: Given this background it is apparent that the Tribe has been at the forefront of environmental clean-up in the basin and throughout this history we have remained a firm

partner and supporter of EPA remedial actions. The Tribe however, is at a "crossroad" as to agreeing with the newly developed EPA amendment to ROD #3. In a recent government to government consultation we were told:

- that the final Plan will carve some \$400 million dollars of work activities from what was outlined in the Proposed Plan. Therefore, EPA once again relented to local political pressures to reduce their clean up actions
- the final Plan will, once again be an "interim remedy" because EPA believes their actions will not improve water quality back to applicable standards
- they are conducting detailed studies and modeling efforts on the lower river basin and in the next few years they will begin developing another amendment to address the contamination of the CDA River, 12 chain lakes and 20,000 acres of poisoned floodplains that provide habitat to numerous migratory bird species as well as resident flora and fauna
- the \$700 million they recovered from Asarco and Hecla will be insufficient to pay for the upper basin work, let alone the amendment to that plan and the plan to deal with the lower basin. It is their hope that the Asarco funds that are being managed by Mr. Dan Silver of Olympia Washington (the Trustee for this settlement) will accrue interest at a level such that EPA can conduct work each year (approximately \$20 million/year) that expends the interest but leaves the principle intact. This is the hope of EPA, Region 10 Administrator (Mr. Dennis McLerran), but may not be the hopes of EPA central office
- the Coeur d'Alene Lake is still not been considered for EPA remedial actions and no process is in place to evaluate whether the LMP is the effective mechanism to address the problem
- the EPA hopes to provide the Tribe with opportunities to train Tribal members in various technical fields so they can become a major part of the work force that conducts the clean-up in the Basin over the next 100 years. To date, EPA has denied our 2011, \$320,000 Brownfield funding request for training minority peoples most effected by pollution to participate in the clean-up; a clear sign that local EPA commitment has not translated into tangible support for this critical need

In Summary: the Tribe has led the charge in the clean-up of legacy pollution in our homeland. We have expanded, proportionally, significantly more of our governmental funds on this effort than the State of Idaho and the federal government. Now that our litigation has brought forth significant funds to address the problem we need the help of the federal government to:

- Make sure Asarco Trust funding is used in a manner to sustain clean up actions over the next 100 years. It took 100 years to pollute the basin. It will take 100 years to address the pollution.

- Support aggressive EPA remedial actions that are comprehensive and permanent in nature. The lower Basin and Lake contamination ecosystem is massive and needs to be included in future EPA clean up RODs. The Tribe believes it will take \$1.5 billion to address the upper Basin and at least 2 billion dollars to address the lower Basin/Lake.
- Support the Tribe's efforts to have a local workforce conduct the clean-up (via funding for training, and through direct contracting of Tribal members). Our people have been disconnected from our homeland because of this pollution for too long, it is time to start the healing process by provided the Tribe a direct leadership role in clean-up. We have dedicated staff and the ability to build further capacity to take on all aspects of the clean-up (from science to engineering to construction). These jobs can no longer to given to big consulting firms with headquarters in Seattle and Portland instead what better way to invest in the clean-up of the Basin than by hiring locals who have been, are, and always will be here (the Coeur d'Alene people).

### **Water Rights Activities**

Just when the litigation portion of the mining issue has been addressed, the adjudication of water rights in North Idaho commenced. Being a fishing people (people created along the shores of Coeur d'Alene lake), the Tribe's dependence on water is immeasurable. Our rights to water date back to time immemorial and are, therefore aboriginal. Our fight now is to maintain those rights via a State sanctioned court system that has a history of minimizing tribal rights whenever possible. In an effort to prepare for this battle the Tribe has been working with the Bureau of Indian Affairs (BIA) to help develop water rights claims. Although we have received much support from BIA in this endeavor, we have recently had our funding requests reduced and it is our understanding that the BIA water rights program has not been funded at all. Without adequate funding the Tribe and the United States will in no way be able to prepare to defend our water rights.

As we all know the Tribe has, "one bite out of this apple" and without adequate funding our rights will be diminished and the federal government will have breached their trust responsibility to the Tribe to uphold and support the executive order creating the reservation and the rights that appertain to the reservation. The purposes of the reservation include the Tribe's rights to maintain the health and wellbeing of its people. Within adequate water supply for fish, transportation, commercial, industrial, domestic, recreation, culture and aesthetics uses, among others the very core needs of the people can not be satisfied.

### **Funding History**

In September 2010, the Tribe submitted a funding proposal to BIA to fund the following work:

Seeps/spring Evaluation (\$77K requested and \$77K received), Historic Uses (\$64k requested, \$50K received), Hydrologic Sampling (\$16K requested,\$16K received), Instream Flow (\$141K requested, \$0K received), Settlement proposal development (\$225K requested, \$50K received), Encroachment evaluation (\$11K requested, \$0K received), and Land ownership Evaluation (\$23K requested and \$23K received).

This funding proposal submitted on September 15, 2010 was critically important to have been fully funded as early as possible. Unfortunately it took 11 months to receive funding and BIA was unable to fund completely two proposals and did not provide any funding for two proposals (see above). Compounding this problem, as of today, the Tribe has been notified that our FY2012 proposal will not be funded at all.

In Summary: water rights adjudication is a long and protracted process that historically does not favor Tribal aboriginal and senior water rights. Instead this process favors the white farmer that needs water to irrigate. The Coeur d'Alene people are a water borne people that rely on water for a myriad of purposes, some recognized by State and federal courts, others not. To best prepare for this battle that inherently aims to reduce the Tribe's water rights requires the development of studies, conducting detailed field evaluations, using economic and engineering principles to develop claims, and prepare expert reports. This work is labor intensive and requires significant funding to accomplish. To date the Tribal has a strong working relationship with the federal government on this effort but;

- the Tribe is under an unrealistic timeline to file their water rights claims (December 2012)
- funding has been reduced (FY10 and FY11) to conduct the necessary work to develop our claims
- 2012 funding to BIA and the Tribe will not be funded through the current Continuing Resolution, therefore compounding the Tribe's funding shortfall to conduct the necessary work required to develop our water rights claim

The Tribe requires federal support to fund this work to protect the purposes of the reservation and therefore to uphold the United States trust responsibility to the Coeur d'Alene people.





# Correspondence Management System

Control Number: AX-12-000-0619

Printing Date: January 13, 2012 02:24:31



## Citizen Information

Citizen/Originator: **Gibbs, E. Ann**

Organization: U.S. Department of the Interior  
Address: 1849 C Street, N.W., Washington, DC 20240

Constituent: N/A

Committee: N/A Sub-Committee: N/A

## Control Information

Control Number: AX-12-000-0619      Alternate Number: N/A  
 Status: For Your Information      Closed Date: N/A  
 Due Date: N/A      # of Extensions: 0  
 Letter Date: Dec 20, 2011      Received Date: Jan 13, 2012  
 Addressee: AD-Administrator      Addressee Org: EPA  
 Contact Type: LTR (Letter)      Priority Code: Normal  
 Signature: SNR-Signature Not Required      Signature Date: N/A  
 File Code: 401\_127\_a General Correspondence Files Record copy  
 Subject: Daily Reading File - Recommendations to NISC from the ISAC Meeting held December 6-8, 2011

Instructions: For Your Information -- No action required  
 Instruction Note: N/A  
 General Notes: N/A  
 CC: OEAE - Office of External Affairs and Environmental Education  
 OP - Office of Policy  
 OW - Office of Water -- Immediate Office

## Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

## Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
(b) (6) Personal Privacy	OEX	ORD	Jan 13, 2012

## History

Action By	Office	Action	Date
(b) (6) Personal Privacy	OEX	Forward control to ORD	Jan 13, 2012

DAILY READING FILE



U.S. Department of the Interior • Office of the Secretary (OS/SIO/NISC) • 1849 C Street, N.W. • Washington, DC 20240  
 Phone: (202) 513-7243 • Fax: (202) 371-1751 • www.invasivespecies.gov

December 20, 2011

**TO:** Members of the National Invasive Species Council (NISC)

**SUBJECT:** Recommendations to NISC from the ISAC Meeting held December 6-8, 2011

During the December 6-8, 2011 meeting held in Washington, DC, ISAC agreed upon the following recommendations:

**Recommendation #1:** ISAC recommends that NISC support and encourage the National Research Council of the National Academy of Sciences review of frameworks for the validation of advanced molecular assays for aquatic invasive species detection technologies and their protocols.

**Recommendation #2:** Expanding trade across the Pacific poses a dual challenge to the control of invasive species. First, there is a high potential for introductions of new species in both directions. Second, there is a high potential that some introduced species will become invasive because of similarities between the climates and ecology of central and eastern Asia and North America.

In light of these challenges and the potential negative impacts of the introduction of invasive species in either direction across the Pacific on the economies and environment of the U.S. and its trading partners in eastern Asia, ISAC recommends that the Department of State seek the cooperation of appropriate agencies in convening a multilateral meeting of scientists and governmental representatives from APEC countries to develop measures to prevent the introduction of invasive species in the course of transpacific commerce.

**Recommendation #3:** ISAC recommends that the U.S. Army Corps of Engineers immediately reinstate the funding for the Aquatic Plant Control Research Program due to its national importance in the control and management of aquatic invasive plants.

Sincerely,

E. Ann Gibbs  
 Chair, Invasive Species Advisory Committee  
 Maine Department of Agriculture

Attachment:

NISC Distribution List

2012 JAN 13 PM 12:46  
 OFFICE OF THE  
 EXECUTIVE SECRETARIAT  
 RE

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Department of the Interior • Department of Agriculture • Department of Commerce • Department of State  
 Department of Defense • Department of Homeland Security • Department of Transportation  
 Department of the Treasury • Department of Health and Human Services • Environmental Protection Agency  
 U.S. Agency for International Development • U.S. Trade Representative • National Aeronautics and Space Agency

01268-EPA-5909

Ryan Robison/DC/USEPA/US

To

01/13/2012 06:42 PM

cc

bcc Richard Windsor

Subject 01/18/2012 thru 01/31/2012 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator**

**Lisa P. Jackson**

**Schedule**

01/13/2012 06:40:06 PM

**Wednesday, 1/18/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**09:30 AM-10:00 AM One on One with Lisa Garcia**

Ct: Andrea Dickerson - 202-564-2349 (EJ)

Staff:

Lisa Garcia (Sr. Adv., EJ)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**10:00 AM-10:30 AM Title VI Roundtable Pre-Brief**

Ct: Lisa Garcia - 202-564-1259

Staff:

Diane Thompson, Lisa Garcia (OA)

Scott Fulton, Tseming Yang (OGC)

Rafael DeLeon (OCR)

Cynthia Giles (OECA)

Attendees:

Vernice Miller-Travis, DBA Miller-Travis & Associates

-Michele Roberts, Campaign & Policy Coordinator, Advocates for Environmental Human Rights

-Leslie G. Fields, Esq., Director, Environmental Justice and Community Partnerships, Sierra Club

-Brent Newell, General Counsel, Center for Race, Poverty and the Environment

-Omega Wilson, President, West End Revitalization Association,

-Steve Fischbach, Community Lawyer, Rhode Island Legal Services

-Marc Brennan, Esq., MD

-Robert Garcia,, Director and General Counsel, The City Project

-Al Huang, Senior Attorney, NRDC

-Marianne Engelman Lado, Senior Counsel, Earthjustice

-Nicky Sheats, Esq., Ph.D., Director, Center for the Urban Environment,  
John S. Watson Institute for Public Policy of Thomas Edison State  
College and representing the New Jersey Environmental Justice Alliance

-Elizabeth Yeampierre, Executive Director, UPROSE  
Brooklyn, NY

Joe Rich, Esq.  
Lawyers Committee for Civil Rights Under Law  
Washington DC

Location: Bullet Room  
-----

**10:45 AM-11:30 AM Meeting on Dominion Proposal**

Ct: Linda Huffman - 202-564-2440

Staff:

Bob Perciasepe, Bob Sussman, Lisa Garcia (calling in) (OA)  
Scott Fulton, Joel Beauvais (OGC)  
Gina McCarthy, Janet McCabe, Joe Goffman (OAR)  
Michael Goo (OP)  
Cynthia Giles, Pam Mazakas, Phillip Brooks, Larry Starfield, Steven Chester  
(OECA)

\*\*Teleconferencing is required for this meeting

Location: Bullet Room  
-----

**11:45 AM-12:00 PM Meeting with Japanese Environment Minister**

Ct: Gary Waxmonsky - 202-564-6428

Staff:

Jane Nishida, Mark Kasman, Joshua Novikoff (OITA)  
Mathy Stanislaus, Dana Tulis, John Cardarelli, Erica Canzler, Larry Stanton  
(OSWER)  
Gina McCarthy, Mike Flynn, Maurice LeFranc (OAR)  
Debbie Dietrich (OHS)  
Paul Anastas (ORD)

Attendees:

Goshi Hosono - Minister of the Environment  
Minister for the Restoration from and Prevention of Nuclear Accident  
Minister of State for the Nuclear Power Policy and Administration

Noriaki Ozawa - Secretary for Minister

Masaya Okuyama - Secretary for Minister

Naohisa Shibuya -Secretary for Minister

Akito Tsuru - Assistant Police Inspector (Security Guard)

Kimihiko Sato - Secretary for Minister

Takeo Mori - Minister, Embassy of JAPAN

Takashi Inutsuka - Counselor, Embassy of JAPAN

Atsuyuki Fujinuma - Second Secretary, Embassy of JAPAN (interpreter)

Nobuhiko Shimizu - Second Secretary, Embassy of JAPAN

Location: Bullet Room

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**12:00 PM-01:00 PM    No Meetings**

Location: Administrator's Office

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**01:00 PM-02:00 PM    Title VI Roundtable**

Ct: Dorris Riddick - 202-565-0035

\*\*The Administrator will be present for 30 minutes of this hour long meeting

Attendees:

-Vernice Miller-Travis, DBA Miller-Travis & Associates

-Michele Roberts, Campaign & Policy Coordinator, Advocates for Environmental Human Rights

-Leslie G. Fields, Esq., Director, Environmental Justice and Community Partnerships, Sierra Club

-Brent Newell, General Counsel, Center for Race, Poverty and the Environment

-Omega Wilson, President, West End Revitalization Association,

-Steve Fischbach, Community Lawyer, Rhode Island Legal Services

-Marc Brennan, Esq., Retired Civil Rights Activist

-Robert Garcia,, Director and General Counsel, The City Project

-Al Huang, Senior Attorney, NRDC

-Marianne Engelman Lado, Senior Counsel, Earthjustice

-Nicky Sheats, Esq., Ph.D., Director, Center for the Urban Environment, John S. Watson Institute for Public Policy of Thomas Edison State College and representing the New Jersey Environmental Justice Alliance

-Elizabeth Yeampierre, Executive Director of UPROSE

-Joe Rich from Lawyers Committee for Civil Rights Under Law

Staff:

Bob Perciasepe, Lisa Garcia, Diane Thompson (OA)  
Rafael Deleon (OCR)  
Scott Fulton (OGC)  
Cynthia Giles (OECA)

Optional:  
Mathy Stanislaus (OSWER)

Location: Bullet Room

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**02:00 PM-02:15 PM Meet and Greet with Moms Rising**

Contact: Dru Ealons (b) (6)  
Mom's Rising: Sara Francis, (b) (6) Privacy  
Location: Green Room

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**02:15 PM-03:00 PM \*Meeting to Discuss Dioxin**

Ct: Ryan Robison - 202-564-2856

Staff:  
Bob Perciasepe, Diane Thompson, Bob Sussman,  
Larry Elworth (OA)  
Mathy Stanislaus, Lisa Feldt (OSWER)  
Arvin Ganesan (OCIR)  
Brendan Gilfillan, Betsaida Alcantara (OEAE)

Optional:  
Laura Vaught

Location: Administrator's Office

-----  
**03:00 PM-03:15 PM Dimock Update Briefing**

Ct: Ryan Robison - 202-564-2856

Staff:  
Bob Sussman (OA)  
Betsaida Alcantara (OEAE)  
Mathy Stanislaus, Lisa Feldt, Larry Stanton, Dana Tulis (OSWER)  
Shawn Garvin, Bill Earley, Ron Borsellino (R3)

Optional:  
Bob Perciasepe, Diane Thompson (OA)  
Brendan Gilfillan (OEAE)  
Location: Administrator's Office

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**03:30 PM-05:00 PM Senior Policy**

Location: Bullet Room

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**04:30 PM-06:00 PM HOLD -White House Reception for US Conference of Mayors**

Location: White House

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Thursday, 1/19/2012

**07:30 AM-08:15 AM HOLD: Breakfast w/ Cass Sunstein**

Ct: (b)(6) Privacy

Location: WH Mess

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**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

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**09:15 AM-09:45 AM FIFRA CBI Training**

ct: Aaron Dickerson

Location: Administrator's Office

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**09:45 AM-10:15 AM One on One with John Hankinson**

Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:

John Hankinson (GCTF)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**10:30 AM-11:45 AM EPA's Dr. Martin Luther King's Observance Event**

Ct: Jerome King: 202-564-7429

Agenda:

Master of Ceremonies - Peter Grevatt (OCH)

Presentation of Colors

National Anthem

Intro for the Administrator - Jim Jones (OCSPP)

Administrator's Remarks

Intro to Keynote - Cynthia Giles (OECA)

Keynote - Harry E. Johnson -

President and CEO, Washington DC MLK Jr. National Memorial Project Foundation, Inc.

Intro to Cultural Performance - Michelle DePass (OITA)

Cultural Performance - Howard University Choir

Closing Remarks - Michael Goo (OP)

Location: Department of Commerce Auditorium

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**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

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**12:00 PM-12:30 PM HOLD: Meeting w/ Todd Stern and Dan Reifsnyder**

External Ct: Susan Taylor (b) (6) Privacy or

TaylorSM@state.gov

Internal Ct: Mike Flynn

-----  
**01:00 PM-01:30 PM Meeting on Buffalo Mountain Mining**

Ct: Ryan Robison - 202-564-2856

\*\*Teleconferencing is required for this meeting

Staff:

Bob Sussman (OA)

Nancy Stoner (OW)

Cynthia Giles (OECA)

Shawn Garvin, Bill Earley, Jon Capacasa (R3)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office  
-----

**01:45 PM-02:15 PM One on One with Gina McCarthy**  
Ct: Cindy Huang - 202-564-7404

Staff:  
Gina McCarthy (OAR)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
-----

**02:30 PM-03:00 PM One on One with Barbara Bennett**  
Ct: Rhonda Robinson 0 202-564-0126 (OCFO)

Staff:  
Barbara Bennett (OCFO)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
-----

**03:00 PM-03:15 PM Dimock Update Briefing**  
Ct: Ryan Robison - 202-564-2856

Staff:  
Bob Sussman (OA)  
Betsaida Alcantara (OEAE)E  
Mathy Stanislaus, Lisa Feldt, Larry Stanton, Dana Tulis (OSWER)  
Shawn Garvin, Bill Earley, Ron Borsellino (R3)

Optional:  
Bob Perciasepe, Diane Thompson (OA)  
Brendan Gilfillan (OEAE)E  
Location: Administrator's Office  
-----

**03:15 PM-03:45 PM Pre-Brief for Options Selection : Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**  
Ct: Nelly Torres (OSWER) 202-564-5767

Staff:  
Bob Perciasepe, Bob Sussman (OA)  
Mathy Stanislaus, Lisa Feldt(OSWER)  
Scott Fulton, Avi Garbow ( OGC)  
Michael Goo, Bicky Corman (OP)

Optional:  
Diane Thompson (OA)

Location: Administrator's Office  
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**Friday, 1/20/2012**

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**08:00 AM-09:00 AM**     **HOLD: Breakfast w/ Valerie Jarrett**

Location: WH Mess

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**10:00 AM-10:15 AM**     **Meeting with Dr. Gro Harlem Brundtland, Former PM of Norway**

Ct: Shamir Shahi - 202-778-3559

Staff:

Bicky Corman, Liz Blackburn (OP)

Walker Smith (OITA)

Location: Administrator's Office

---

**10:15 AM-11:00 AM**     **Dr. Brundtland Guest Lecture**

Location: Green Room

---

**11:05 AM-11:15 AM**     **HOLD: Drop by Roundtable with Detroit Mayor Bing**

Ct: Sarah Pallone: 564.9601

Location: Rm 6530, ARN

---

**11:30 AM-12:00 PM**     **One on One with Malcolm Jackson**

Ct: Georgia Bednar - 202-564-9816 (OEI)

Staff:

Malcolm Jackson (OEI)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

---

**12:00 PM-12:10 PM**     **Depart for Reagan Building**

Location: Ariel Rios

---

**12:10 PM-12:30 PM**     **Remarks at NCSE's 12th National Conference: Environment and Security**

Location: RRB

---

**12:30 PM-12:40 PM**     **Depart for Ariel Rios**

Location: RRB

---

**12:45 PM-01:45 PM**     **No Meetings**

Location: Administrator's Office

---

**02:00 PM-02:45 PM**     **Briefing on Federal Labor Standards Act**

Staff:

Diane Thompson, Bob Perciasepe (OA)

Craig Hooks, Nanci Gelb, Kim Lewis, Susan Kantrowitz (OARM)

Scott Fulton, Joanna DeLucia, Brenda Mallory, Ken White, David Guerrero, Kevin

Minoli (OGC)

Location: Bullet Room

---

**03:00 PM-03:30 PM**     **One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OSWER)

Staff:

Cynthia Giles (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**03:45 PM-04:00 PM Dimock Update Briefing**

Ct: Ryan Robison - 202-564-2856

Staff:

Bob Sussman (OA)

Betsaida Alcantara (OEAE)

Mathy Stanislaus, Lisa Feldt, Larry Stanton, Dana Tulis (OSWER)

Shawn Garvin, Bill Earley, Ron Borsellino (R3)

Optional:

Bob Perciasepe, Diane Thompson (OA)

Brendan Gilfillan (OEAE)

Location: Administrator's Office

-----  
**04:15 PM-04:45 PM One on One with Mathy Stanislaus**

Ct: NelidaTorres - 202-564-5767 (OSWER)

Staff:

Mathy Stanislaus (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----

**Saturday, 1/21/2012**

**Sunday, 1/22/2012**

**Monday, 1/23/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

-----  
**09:00 AM-06:00 PM Do Not Travel**

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room

-----

**Tuesday, 1/24/2012**

**09:00 AM-06:00 PM Do Not Travel**

-----  
**10:00 AM-10:30 AM One on One with Scott Fulton**  
Ct: Carla Veney - 202-564-1619 (OGC)

Staff:  
Scott Fulton (OGC)

Optional:  
Diane Thompson (OA)  
Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

-----  
**01:00 PM-01:30 PM One on One with John Hankinson**  
Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff: John Hankinson (GCTF)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

-----  
**02:00 PM-02:30 PM Briefing on Equal Employment Opportunity Commission Report MD -715**  
Ct: Sheryl Mason - 202-564-1746

Staff:  
Bob Perciasepe, John Reeder (OA)  
Rafael DeLeon, Vicki Simons, Michael Butkovich\*\*, Don Pettaway (OCR)  
Steve Pressman, Julia Rhodes (OGC)  
Craig Hooks, Raul Soto, Nanci Gelb (OARM)

Optional:  
Diane Thompson, Lisa Garcia (OA)

\*\*Michael will be dialed in by MOSS at (b) (6) Privacy

Location: Bullet Room

-----  
**03:00 PM-03:30 PM One on One with Michelle DePass**  
Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:  
Michelle DePass

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

-----  
**03:45 PM-04:15 PM One on One with Jim Jones**  
Ct: Gloria Milhouse - 202-564-4206 (OCSPP)

Staff:  
Jim Jones (OCSPP)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

08:00 PM-10:30 PM State of the Union Speech

Ct: Ted Daniel, Office of the Sergeant at Arms

(b) (6) Privacy

No later than 8:30pm, Arrive Room H-10

9:00 SOTU Begins

Location: US Capitol Room H-19, Capitol Hill

Wednesday, 1/25/2012

08:45 AM-09:15 AM Daily Briefing

Location: Administrator's Office

10:30 AM-12:00 PM HOLD - Great Lakes Inter-Agency Task Force (IATF) meeting

Ct: Cam Davis

Location: Bullet Room

12:00 PM-09:00 PM HOLD: Possible SOTU Amplication Travel

Ct: Brendan Gilfillan 564.1692

Portland/ Seattle

12:00 PM-01:00 PM No Meetings

Location: Administrator's Office

01:30 PM-03:00 PM HOLD: Meeting w/ Natural Gas Industry CEOs

Ct: Bob Sussman

Location: Bullet Room

03:30 PM-04:30 PM Senior Policy

Location: Bullet Room

Thursday, 1/26/2012

05:00 AM-08:00 PM HOLD: Possible SOTU Amplication Travel

Ct: Brendan Gilfillan 564.1692

Portland/ Seattle

08:45 AM-09:15 AM Daily Briefing

Location: Administrator's Office

10:00 AM-10:30 AM One on One with Mathy Stanislaus

Ct: Nelida Torres - 202-564-5767 (OSWER)

Staff:

Mathy Stanislaus (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**Friday, 1/27/2012**

**05:00 AM-08:00 PM HOLD: Possible SOTU Amplication Travel**

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**Saturday, 1/28/2012**

**Sunday, 1/29/2012**

**Monday, 1/30/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room  
-----

**02:30 PM-03:00 PM Personnel Discussion**

Ct:Ryan Robison - 202-564-2856

Staff:

Diane Thompson, Jose Lozano (OA)

Paul Anastas (ORD)

Optional:

Bob Perciasepe (OA)

Location: Administrator's Office  
-----

**Tuesday, 1/31/2012**

**09:00 AM-05:00 PM HOLD: Cabinet Meeting**

Ct: Liz Ashwell 564.1008

Full Cabinet Meeting w/ POTUS and VPOTUS

-----  
**11:00 AM-11:30 AM HOLD - Howard University/Bowie State University MOU Signing**  
Location: Administrator's Office

-----  
**12:00 PM-12:45 PM HOLD -Conference Call with American Sustainable Business Council**  
Ct: Ryan Robison - 202-564-2856

Staff:

Arvin Ganesan (OCIR)  
Michael Goo (OP)  
Janet McCabe (OAR)  
Alisha Johnson or Andra Belknap (OEAE)

Agenda:

- Introduction from David Levine, Co-Founder and Executive Director of the American Sustainable Business Council
- Administrator Jackson will give brief remarks
- Q&A from prepared questions.

Location: Administrator's Office

-----  
**01:00 PM-02:00 PM No Meetings**  
Location: Administrator's Office

-----  
**03:00 PM-03:45 PM Options Selection: Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**  
Ct: Nelly Torres: 202-564-5767

\*\*Teleconferencing is required for this briefing

Bob Perciasepe, Bob Sussman, Lisa Garcia (OA)  
Mathy Stanislaus, Lisa Feldt, Barry Breen (OSWER)  
Nancy Stoner (OW)  
Malcolm Jackson (OEI)  
Gina McCarthy (OAR)  
Cynthia Giles (OECA)  
Paul Anastas (ORD)  
Jim Jones (OCSP)  
Scott Fulton (OGC)  
Michael Goo (OP)  
Shawn Garvin (R3)  
Gwen Keyes Fleming (R4)  
Susan Hedman (R5)  
Karl Brooks (R7)  
James Martin (R8)  
Jared Blumenfeld (R9)

Optional:

Diane Thompson, Janet Woodka (OA)  
Arvin Ganesan (OCIR)

Location: Bullet Room  
-----

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\*\*\* END \*\*\*

01268-EPA-5910

Noah Dubin/DC/USEPA/US

To

01/17/2012 06:25 PM

cc

bcc Richard Windsor

Subject 01/19/2012 thru 02/01/2012 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

01/17/2012 06:22:23 PM

**Thursday, 1/19/2012**

**07:30 AM-08:15 AM Breakfast w/ Cass Sunstein**

Ct: (b)(6) Privacy

Location: WH Mess

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**09:15 AM-09:45 AM FIFRA CBI Training**

ct: Aaron Dickerson

Location: Administrator's Office

**09:45 AM-10:15 AM One on One with John Hankinson**

Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:

John Hankinson (GCTF) - By Phone

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

\*\*John can be reached at (b) (6) Privacy

Location: Administrator's Office

**10:30 AM-11:45 AM EPA's Dr. Martin Luther King's Observance Event**

Ct: Jerome King: 202-564-7429

Agenda:

Master of Ceremonies - Peter Grevatt (OCH)

Presentation of Colors

National Anthem

Intro for the Administrator - Jim Jones (OCSPP)

Administrator's Remarks

Intro to Keynote - Cynthia Giles (OECA)

Keynote - Harry E. Johnson -

President and CEO, Washington DC MLK Jr. National Memorial Project Foundation, Inc.

Intro to Cultural Performance - Michelle DePass (OITA)

Cultural Performance - Howard University Choir

Closing Remarks - Michael Goo (OP)

Location: Department of Commerce Auditorium



**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**12:00 PM-12:30 PM HOLD: Meeting w/ Todd Stern and Dan Reifsnyder**

External Ct: Susan Taylor (b) (6) Privacy or

TaylorSM@state.gov

Internal Ct: Mike Flynn

-----  
**01:00 PM-01:30 PM Meeting on Buffalo Mountain Mining**

Ct: Ryan Robison - 202-564-2856

\*\*Teleconferencing is required for this meeting

Staff:

Bob Sussman (OA)

Nancy Stoner (OW)

Cynthia Giles (OECA)

Shawn Garvin, Bill Earley, Jon Capacasa (R3)

Optional:

Diane Thompson (OA)

Location: Administrator's Office

-----  
**01:45 PM-02:15 PM One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-7404

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**02:30 PM-03:00 PM One on One with Barbara Bennett**

Ct: Rhonda Robinson 0 202-564-0126 (OCFO)

Staff:

Barbara Bennett (OCFO)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**03:00 PM-03:15 PM Dimock Update Briefing**

Ct: Ryan Robison - 202-564-2856

Staff:

Bob Sussman (OA)

Betsaida Alcantara (OEAE)

Mathy Stanislaus, Lisa Feldt, Larry Stanton, Dana Tulis (OSWER)

Shawn Garvin, Bill Earley, Ron Borsellino (R3)

Optional:

Bob Perciasepe, Diane Thompson (OA)

Brendan Gilfillan (OEAE)

Location: Administrator's Office  
-----

**03:15 PM-03:45 PM Pre-Brief for Options Selection : Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**

Ct: Nelly Torres (OSWER) 202-564-5767

Staff:

Bob Perciasepe, Bob Sussman (OA)  
Mathy Stanislaus, Lisa Feldt(OSWER)  
Scott Fulton, Avi Garbow ( OGC)  
Michael Goo, Bicky Corman (OP)  
Gina McCarthy, Janet McCabe (OAR)  
Nancy Stoner (OW)

Optional:

Diane Thompson (OA)

Location: Administrator's Office  
-----

**Friday, 1/20/2012**

**08:00 AM-09:00 AM HOLD: Breakfast w/ Valerie Jarrett**

Location: WH Mess  
-----

**10:00 AM-10:15 AM Meeting with Dr. Gro Harlem Brundtland , Former PM of Norway**

Ct: Shamir Shahi - 2(b) (6)

Staff:

Bicky Corman (OP)  
Walker Smith, Shalini Vajjhala (OITA)  
Paul Anastas, Alan Hecht (ORD)

Location: Administrator's Office  
-----

**10:15 AM-11:00 AM Dr. Brundtland Guest Lecture**

Location: Green Room  
-----

**11:05 AM-11:15 AM HOLD: Drop by Roundtable with Detroit Mayor Bing**

Ct: Sarah Pallone: 564.9601

Location: Rm 6530, ARN  
-----

**11:30 AM-12:00 PM One on One with Malcolm Jackson**

Ct: Georgia Bednar - 202-564-9816 (OEI)

Staff:

Malcolm Jackson (OEI)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**12:00 PM-12:10 PM Depart for Reagan Building**

Location: Ariel Rios  
-----

**12:10 PM-12:30 PM Remarks at NCSE's 12th National Conference : Environment and Security**

Location: RRB

-----  
**12:30 PM-12:40 PM**    **Depart for Ariel Rios**

Location: RRB

-----  
**12:45 PM-01:45 PM**    **No Meetings**

Location: Administrator's Office

-----  
**02:00 PM-02:45 PM**    **Briefing on Federal Labor Standards Act**

Staff:

Diane Thompson, Bob Perciasepe (OA)

Craig Hooks, Nanci Gelb, Kim Lewis, Susan Kantrowitz (OARM)

Scott Fulton, Joanna DeLucia, Brenda Mallory, Ken White, David Guerrero, Kevin

Minoli (OGC)

Location: Bullet Room

-----  
**03:00 PM-03:30 PM**    **One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OSWER)

Staff:

Cynthia Giles (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**03:45 PM-04:00 PM**    **Dimock Update Briefing**

Ct: Ryan Robison - 202-564-2856

Staff:

Bob Sussman (OA)

Betsaida Alcantara (OEAAA)

Mathy Stanislaus, Lisa Feldt, Larry Stanton, Dana Tulis (OSWER)

Shawn Garvin, Bill Earley, Ron Borsellino (R3)

Optional:

Bob Perciasepe, Diane Thompson (OA)

Brendan Gilfillan (OEAAA)

Location: Administrator's Office

-----  
**04:15 PM-04:45 PM**    **One on One with Mathy Stanislaus**

Ct: NelidaTorres - 202-564-5767 (OSWER)

Staff:

Mathy Stanislaus (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**Sunday, 1/22/2012**

**Monday, 1/23/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**09:00 AM-06:00 PM Do Not Travel**

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room

**02:30 PM-03:00 PM One on One with John Hankinson**

Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff: John Hankinson (GCTF)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: By phone

**Tuesday, 1/24/2012**

**10:00 AM-10:30 AM One on One with Scott Fulton**

Ct: Carla Veney - 202-564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional:

Diane Thompson (OA)

Location: Administrator's Office

**11:30 AM-12:00 PM One on One with Jim Jones**

Ct: Gloria Milhouse - 202-564-4206 (OCSPP)

Staff:

Jim Jones (OCSPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:00 PM-01:30 PM One on One with Cam Davis**

Ct: Cameron Davis - (b) (6) Privacy

Staff:

Cameron Davis (Sr. Adv. Great Lakes)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman

Location: Administrator's Office

**02:00 PM-02:30 PM Briefing on Equal Employment Opportunity Commission Report MD -715**

Ct: Sheryl Mason - 202-564-1746

Staff:

Bob Perciasepe, John Reeder (OA)  
Rafael DeLeon, Vicki Simons, Michael Butkovich\*\*, Don Pettaway (OCR)  
Steve Pressman, Julia Rhodes (OGC)  
Craig Hooks, Raul Soto, Nanci Gelb (OARM)

Optional:

Diane Thompson, Lisa Garcia (OA)

\*\*Michael will be dialed in by MOSS at (b) (6) Privacy

Location: Bullet Room

**02:45 PM-03:15 PM One on One with Michelle DePass**

Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:

Michelle DePass

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**03:15 PM-06:00 PM HOLD Out of Office**

Location: Out of Office

**08:00 PM-10:30 PM State of the Union Speech**

Ct: Ted Daniel, Office of the Sergeant at Arms

(b) (6) Privacy

No later than 8:30pm, Arrive Room H-10

9:00 SOTU Begins

Location: US Capitol Room H-19, Capitol Hill

Wednesday, 1/25/2012

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**10:30 AM-12:00 PM HOLD - Great Lakes Inter-Agency Task Force (IATF) meeting**

Ct: Cam Davis

Location: Bullet Room

-----  
**12:00 PM-09:00 PM**    **HOLD: Possible SOTU Amplification Travel**  
Ct: Brendan Gilfillan 564.1692  
Portland/ Seattle

-----  
**12:00 PM-01:00 PM**    **No Meetings**  
Location: Administrator's Office

-----  
**01:30 PM-03:00 PM**    **HOLD: Meeting w/ Natural Gas Industry CEOs**  
Ct: Bob Sussman  
Location: Bullet Room

-----  
**03:30 PM-04:30 PM**    **Senior Policy**  
Location: Bullet Room

-----  
**Thursday, 1/26/2012**  
-----

**05:00 AM-08:00 PM**    **HOLD: Possible SOTU Amplification Travel**  
Ct: Brendan Gilfillan 564.1692  
Portland/ Seattle

-----  
**08:45 AM-09:15 AM**    **Daily Briefing**  
Location: Administrator's Office

-----  
**10:00 AM-10:30 AM**    **One on One with Mathy Stanislaus**  
Ct: Nelida Torres - 202-564-5767 (OSWER)

Staff:  
Mathy Stanislaus (OSWER)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

-----  
**12:00 PM-01:00 PM**    **No Meetings**  
Location: Administrator's Office

-----  
**Friday, 1/27/2012**  
-----

**05:00 AM-08:00 PM**    **HOLD: Possible SOTU Amplification Travel**

-----  
**12:00 PM-01:00 PM**    **No Meetings**  
Location: Administrator's Office

-----  
**Saturday, 1/28/2012**  
-----

-----  
**Sunday, 1/29/2012**  
-----

**Monday, 1/30/2012**

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

-----  
**01:00 PM-02:00 PM Senior Staff**  
Location: Bullet Room

-----  
**02:30 PM-03:00 PM Personnel Discussion**  
Ct:Ryan Robison - 202-564-2856

Staff:  
Diane Thompson, Jose Lozano (OA)  
Paul Anastas (ORD)

Optional:  
Bob Perciasepe (OA)  
Location: Administrator's Office

**Tuesday, 1/31/2012**

**10:30 AM-10:45 AM Depart for White House**  
Location: Ariel Rios

-----  
**10:45 AM-12:15 PM HOLD: Cabinet Meeting**  
Ct: Liz Ashwell 564.1008  
Full Cabinet Meeting w/ POTUS and VPOTUS  
Location: Cabinet Room, White House

-----  
**11:00 AM-11:30 AM HOLD - Howard University/Bowie State University MOU Signing**  
Location: Administrator's Office

-----  
**12:00 PM-12:45 PM HOLD -Conference Call with American Sustainable Business Council**  
Ct: Ryan Robison - 202-564-2856

Staff:  
Arvin Ganesan (OCIR)  
Michael Goo (OP)  
Janet McCabe (OAR)  
Alisha Johnson or Andra Belknap (OEAAE)

Agenda:  
-Introduction from David Levine, Co-Founder and Executive Director of the  
American Sustainable Business Council

-Administrator Jackson will give brief remarks

-Q&A from prepared questions.

Location: Administrator's Office

**12:15 PM-12:30 PM**    **Depart for Ariel Rios**

Location: White House  
-----

**01:00 PM-02:00 PM**    **No Meetings**

Location: Administrator's Office  
-----

**03:00 PM-03:45 PM**    **Options Selection: Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**

Ct: Nelly Torres: 202-564-5767

\*\*Teleconferencing is required for this briefing

- Bob Perciasepe, Bob Sussman, Lisa Garcia (OA)
- Mathy Stanislaus, Lisa Feldt, Barry Breen (OSWER)
- Nancy Stoner (OW)
- Malcolm Jackson (OEI)
- Gina McCarthy (OAR)
- Cynthia Giles (OECA)
- Paul Anastas (ORD)
- Jim Jones (OCSPP)
- Scott Fulton (OGC)
- Michael Goo (OP)
- Shawn Garvin (R3)
- Gwen Keyes Fleming (R4)
- Susan Hedman (R5)
- Karl Brooks (R7)
- James Martin (R8)
- Jared Blumenfeld (R9)

Optional:

- Diane Thompson, Janet Woodka (OA)
- Arvin Ganesan (OCIR)

Location: Bullet Room  
-----

**Wednesday, 2/1/2012**

**08:45 AM-09:15 AM**    **Daily Briefing**

Location: Administrator's Office  
-----

**11:00 AM-11:30 AM**    **One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

- Peter Grevatt (OCHP)

Optional:

- Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM**    **No Meetings**

Location: Administrator's Office  
-----

**02:00 PM-02:30 PM**    **One on One with Cynthia Giles**



Ct: Linda Huffman - 202-564-3139 (OECA)

Staff:  
Cynthia Giles (OECA)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

-----  
**03:30 PM-05:00 PM    Senior Policy**  
Location: Bullet Room  
-----

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\*\*\* END \*\*\*

01268-EPA-5912

Noah Dubin/DC/USEPA/US

To

01/18/2012 06:43 PM

cc

bcc Richard Windsor

Subject Thursday, January 19, 2012 Schedule for Lisa P. Jackson

\*\*\* do not copy or forward this information \*\*\*

**Schedule for Lisa P. Jackson EPA Administrator  
Thursday, January 19, 2012**

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Notes:

Drivers

AM (b) (6) Privacy

Shift Leaders

AM (b) (6) Privacy

Staff Contact

Elizabeth Ashwell  
202-999-8116

07:30 AM - 08:15 AM	White House Mess	Breakfast with Cass Sunstein Ct: (b)(6) Privacy
08:15 AM - 08:30 AM	White House	Depart for Ariel Rios
08:45 AM - 09:15 AM	Administrator's Office	Daily Briefing
09:15 AM - 09:45 AM	Administrator's Office	FIFRA CBI Training Ct: Aaron Dickerson - 202-564-1783
09:55 AM - 10:15 AM	Administrator's Office	One on One with John Hankinson Ct: Caroline Whitehead - 202-566-2907  Staff: John Hankinson (GCTF) - By Phone  Optional: Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  **John can be reached at (b)(6)
10:20 AM - 10:30 AM	Ariel Rios	Depart for Dept. of Commerce Auditorium
10:30 AM - 11:45 AM	Department of Commerce Auditorium	EPA's Dr. Martin Luther King's Observance Event Ct: Jerome King: 202-564-7429  Run of Show:  -Master of Ceremonies - Peter Grevatt (OCHP)  -Presentation of Colors  -National Anthem

-Intro for the Administrator - Jim Jones (OCSPP)

-Administrator's Remarks

-Intro to Keynote - Cynthia Giles (OECA)

-Keynote - Harry E. Johnson - President and CEO, Washington DC MLK Jr. National Memorial Project Foundation, Inc.

-Intro to Cultural Performance - Michelle DePass (OITA)

-Cultural Performance - Howard University Choir

-Closing Remarks - Michael Goo (OP)

---

11:45 AM - 11:55 AM	Dept. of Commerce Auditorium	Depart for Ariel Rios
12:00 PM - 01:00 PM	Administrator's Office	No Meetings
01:00 PM - 01:30 PM	Administrator's Office	Meeting on Buffalo Mountain Mining Ct: Ryan Robison - 202-564-2856  **Teleconferencing is required for this meeting  Staff: Bob Sussman (OA) Nancy Stoner (OW) Steve Chester (OECA) Shawn Garvin, Bill Earley, Jon Capacasa (R3)  Optional: Diane Thompson (OA) Arvin Ganesan, Laura Vaught (OCIR)
01:45 PM - 02:15 PM	Administrator's Office	One on One with Gina McCarthy Ct: Cindy Huang - 202-564-7404  Staff: Gina McCarthy (OAR)  Optional: Diane Thompson, Bob Perciasepe, Bob Sussman (OA)
02:30 PM - 03:00 PM	Administrator's Office	One on One with Barbara Bennett Ct: Rhonda Robinson - 202-564-0126  Staff: Barbara Bennett (OCFO)  Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

---

03:15 PM - 03:45 PM    Bullet Room    Pre-Brief for Options Selection: Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)  
Ct: Nelly Torres (OSWER) 202-564-5767

Staff:

Bob Perciasepe, Bob Sussman (OA)  
Mathy Stanislaus, Lisa Feldt(OSWER)  
Scott Fulton, Avi Garbow ( OGC)  
Michael Goo, Bicky Corman (OP)  
Gina McCarthy, Janet McCabe (OAR)  
Ken Kopocis (OW)

Optional:

Diane Thompson (OA)  
Arvin Ganesan, Laura Vaught (OCIR)

---

04:30 PM - 05:00 PM    Administrator's Office    Meeting with U.S. Climate Envoy Todd Stern  
Ct: Liz Ashwell - 202-564-1008  
External: VasquezVN@state.gov or (b)(6) Privacy

Attendees:

-Todd Stern - United States Special Envoy for Climate Change

-Dan Reifsnnyder - Deputy Assistant Secretary for Environment and Sustainable Development at U.S. Department of State

Staff:

Gina McCarthy, Mike Flynn (OAR)  
Michelle DePass (OITA)

---

05:45 PM - 06:00 PM    Ariel Rios    Depart for Jefferson Hotel

---

06:00 PM - 07:00 PM    Quill at Plume at Jefferson Hotel, 1200 16th St NW, WDC    Drinks w/ Heather Zichaehl  
Ct: (b)(6) Privacy

---

\*\*\* 01/18/2012 06:32:24 PM \*\*\*

01268-EPA-5913

Bicky Corman/DC/USEPA/US

To Richard Windsor

01/18/2012 06:52 PM

cc

bcc

Subject Fw: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

**(b) (6) Privacy**

Bicky Corman  
 Deputy Associate Administrator  
 Office of Policy  
 U.S. Environmental Protection Agency  
 desk: 202-564-2202  
 cell: 202-465-5966  
 Corman.Bicky@epamail.epa.gov.

----- Forwarded by Bicky Corman/DC/USEPA/US on 01/18/2012 06:52 PM -----

From: Noah Dubin/DC/USEPA/US  
 To:  
 Date: 01/18/2012 06:43 PM  
 Subject: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

\*\*\* do not copy or forward this information \*\*\*

**Schedule for Lisa P. Jackson EPA Administrator  
 Thursday, January 19, 2012**

Notes:

Drivers

AM (b) (6) Privacy

Shift Leaders

AM (b) (6) Privacy

Staff Contact

Elizabeth Ashwell  
202-999-8116

07:30 AM - 08:15 AM	WH Mess	Breakfast with Cass Sunstein Ct: (b)(6) Privacy
08:15 AM - 08:30 AM	White House	Depart for Ariel Rios
08:45 AM - 09:15 AM	Administrator's Office	Daily Briefing
09:15 AM - 09:45 AM	Administrator's Office	FIFRA CBI Training Ct: Aaron Dickerson - 202-564-1783
09:55 AM - 10:15 AM	Administrator's Office	One on One with John Hankinson Ct: Caroline Whitehead - 202-566-2907

Staff:

John Hankinson (GCTF) - By Phone

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

\*\*John can be reached at (b)(6)

10:20 AM - 10:30 AM	Ariel Rios	Depart for Dept. of Commerce Auditorium
10:30 AM - 11:45 AM	Department of Commerce Auditorium	<p>EPA's Dr. Martin Luther King's Observance Event  Ct: Jerome King: 202-564-7429</p> <p>Run of Show:</p> <ul style="list-style-type: none"> <li>-Master of Ceremonies - Peter Grevatt (OCHP)</li> <li>-Presentation of Colors</li> <li>-National Anthem</li> <li>-Intro for the Administrator - Jim Jones (OCSPP)</li> <li>-Administrator's Remarks</li> <li>-Intro to Keynote - Cynthia Giles (OECA)</li> <li>-Keynote - Harry E. Johnson - President and CEO, Washington DC MLK Jr. National Memorial Project Foundation, Inc.</li> <li>-Intro to Cultural Performance - Michelle DePass (OITA)</li> <li>-Cultural Performance - Howard University Choir</li> <li>-Closing Remarks - Michael Goo (OP)</li> </ul>
11:45 AM - 11:55 AM	Dept. of Commerce Auditorium	Depart for Ariel Rios
12:00 PM - 01:00 PM	Administrator's Office	No Meetings
01:00 PM - 01:30 PM	Administrator's Office	<p>Meeting on Buffalo Mountain Mining  Ct: Ryan Robison - 202-564-2856</p> <p>**Teleconferencing is required for this meeting</p> <p>Staff:  Bob Sussman (OA)  Nancy Stoner (OW)  Steve Chester (OECA)  Shawn Garvin, Bill Earley, Jon Capacasa (R3)</p> <p>Optional:  Diane Thompson (OA)  Arvin Ganesan, Laura Vaught (OCIR)</p>
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Staff:  
Gina McCarthy (OAR)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

02:30 PM - 03:00 PM    Administrator's Office    One on One with Barbara Bennett  
Ct: Rhonda Robinson - 202-564-0126

Staff:  
Barbara Bennett (OCFO)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

03:15 PM - 03:45 PM    Bullet Room    Pre-Brief for Options Selection: Standards for the Management of Coal  
Combustion Residuals Final Rule (SAN 4470; T 1)  
Ct: Nelly Torres (OSWER) 202-564-5767

Staff:  
Bob Perciasepe, Bob Sussman (OA)  
Mathy Stanislaus, Lisa Feldt(OSWER)  
Scott Fulton, Avi Garbow ( OGC)  
Michael Goo, Bicky Corman (OP)  
Gina McCarthy, Janet McCabe (OAR)  
Ken Kopocis (OW)

Optional:  
Diane Thompson (OA)  
Arvin Ganesan, Laura Vaught (OCIR)

04:30 PM - 05:00 PM    Administrator's Office    Meeting with U.S. Climate Envoy Todd Stern  
Ct: Liz Ashwell - 202-564-1008  
External VasquezVN@state.gov or (b)(6) Cell  
Direct (b)(6)

Attendees:

-Todd Stern - United States Special Envoy for Climate Change

-Dan Reifsnyder - Deputy Assistant Secretary for Environment and Sustainable Development at U.S. Department of State

Staff:  
Gina McCarthy, Mike Flynn (OAR)  
Michelle DePass (OITA)

01268-EPA-5914

**Richard Windsor/DC/USEPA/US**  
01/18/2012 07:16 PM

To Bicky Corman  
cc  
bcc

Subject Re: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

**(b) (6) Privacy**

Bicky Corman

----- Original Message -----

**From:** Bicky Corman  
**Sent:** 01/18/2012 06:52 PM EST  
**To:** Richard Windsor  
**Subject:** Fw: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

**(b) (6) Privacy**

Bicky Corman  
Deputy Associate Administrator  
Office of Policy  
U.S. Environmental Protection Agency  
desk: 202-564-2202  
cell: 202-465-5966  
Corman.Bicky@epamail.epa.gov.  
----- Forwarded by Bicky Corman/DC/USEPA/US on 01/18/2012 06:52 PM -----

From: Noah Dubin/DC/USEPA/US  
To:  
Date: 01/18/2012 06:43 PM  
Subject: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

\*\*\* do not copy or forward this information \*\*\*

**Schedule for Lisa P. Jackson EPA Administrator  
Thursday, January 19, 2012**

Notes:

Drivers

AM (b) (6) Privacy

Shift Leaders

AM (b) (6) Privacy

Staff Contact

Elizabeth Ashwell  
202-999-8116

07:30 AM - 08:15 AM	WH Mess	Breakfast with Cass Sunstein Ct: (b) (6) Privacy
08:15 AM - 08:30 AM	White House	Depart for Ariel Rios
08:45 AM - 09:15 AM	Administrator's Office	Daily Briefing
09:15 AM - 09:45 AM	Administrator's Office	FIFRA CBI Training Ct: Aaron Dickerson - 202-564-1783
09:55 AM - 10:15 AM	Administrator's	One on One with John Hankinson



Office  
 Ct: Caroline Whitehead - 202-566-2907

Staff:  
 John Hankinson (GCTF) - By Phone

Optional:  
 Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

\*\*John can be reached at (b)(6)

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10:20 AM - 10:30 AM	Ariel Rios	Depart for Dept. of Commerce Auditorium
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10:30 AM - 11:45 AM	Department of Commerce Auditorium	EPA's Dr. Martin Luther King's Observance Event Ct: Jerome King: 202-564-7429  Run of Show:  -Master of Ceremonies - Peter Grevatt (OCHP)  -Presentation of Colors  -National Anthem  -Intro for the Administrator - Jim Jones (OCSPP)  -Administrator's Remarks  -Intro to Keynote - Cynthia Giles (OECA)  -Keynote - Harry E. Johnson - President and CEO, Washington DC MLK Jr. National Memorial Project Foundation, Inc.  -Intro to Cultural Performance - Michelle DePass (OITA)  -Cultural Performance - Howard University Choir  -Closing Remarks - Michael Goo (OP)
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11:45 AM - 11:55 AM	Dept. of Commerce Auditorium	Depart for Ariel Rios
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12:00 PM - 01:00 PM	Administrator's Office	No Meetings
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01:00 PM - 01:30 PM	Administrator's Office	Meeting on Buffalo Mountain Mining Ct: Ryan Robison - 202-564-2856  **Teleconferencing is required for this meeting  Staff: Bob Sussman (OA) Nancy Stoner (OW) Steve Chester (OECA)
---------------------	---------------------------	---

Shawn Garvin, Bill Earley, Jon Capacasa (R3)

Optional:

Diane Thompson (OA)

Arvin Ganesan, Laura Vaught (OCIR)

01:45 PM - 02:15 PM

Administrator's  
Office

One on One with Gina McCarthy  
Ct: Cindy Huang - 202-564-7404

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

02:30 PM - 03:00 PM

Administrator's  
Office

One on One with Barbara Bennett  
Ct: Rhonda Robinson - 202-564-0126

Staff:

Barbara Bennett (OCFO)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

03:15 PM - 03:45 PM

Bullet Room

Pre-Brief for Options Selection: Standards for the Management of Coal  
Combustion Residuals Final Rule (SAN 4470; T 1)  
Ct: Nelly Torres (OSWER) 202-564-5767

Staff:

Bob Perciasepe, Bob Sussman (OA)

Mathy Stanislaus, Lisa Feldt(OSWER)

Scott Fulton, Avi Garbow ( OGC)

Michael Goo, Bicky Corman (OP)

Gina McCarthy, Janet McCabe (OAR)

Ken Kopocis (OW)

Optional:

Diane Thompson (OA)

Arvin Ganesan, Laura Vaught (OCIR)

04:30 PM - 05:00 PM

Administrator's  
Office

Meeting with U.S. Climate Envoy Todd Stern

Ct: Liz Ashwell - 202-564-1008

External VasquezVN@state.gov or (b)(6) Cell

Direct (b)(6)

Attendees:

-Todd Stern - United States Special Envoy for Climate Change

-Dan Reifsnyder - Deputy Assistant Secretary for Environment and  
Sustainable Development at U.S. Department of State

Staff:  
Gina McCarthy, Mike Flynn (OAR)  
Michelle DePass (OITA)

---

\*\*\* 01/18/2012 06:43:52 PM \*\*\*

01268-EPA-5915

**Richard Windsor/DC/USEPA/US**  
01/18/2012 11:20 PM

To "Heather Zichal"  
cc  
bcc

Subject Fw: New York DEC Issues Draft Regulations On Power Plant Siting, Carbon Emissions

FYI

Charles Imohiosen

----- Original Message -----

**From:** Charles Imohiosen

**Sent:** 01/18/2012 11:12 PM EST

**To:** Richard Windsor; Bob Perciasepe; Gina McCarthy; Judith Enck

**Subject:** New York DEC Issues Draft Regulations On Power Plant Siting, Carbon Emissions

Mobile-Friendly Display (Disable)

Daily Environment Report: News Archive &gt; 2012 &gt; January &gt; 01/19/2012 &gt; News &gt; Energy: New York DEC Issues Draft Regulations On Power Plant Siting, Carbon Emissions

11 DEN A-10

Energy

New York DEC Issues Draft Regulations

On Power Plant Siting, Carbon Emissions

By John Herzfeld

NEW YORK—Electricity generating facilities in New York would be required to evaluate potential environmental justice impacts in siting decisions and to limit carbon dioxide emissions from new or expanded power plants under a pair of regulations proposed Jan. 18 by the state Department of Environmental Conservation.

In announcing the two “groundbreaking” draft rules, DEC said the environmental justice rules would be the first in the United States to require an analysis of potential disproportionate impacts on nearby communities in major power plant siting decisions.

The carbon dioxide draft rules would limit emissions from new major generating facilities and certain expansions at existing power plants, DEC added.

The draft rules (6 NYCRR Part 487 and 6 NYCRR Part 251) were proposed to implement provisions of the Power NY Act of 2011, which was signed by Gov. Andrew M. Cuomo (D) in August (151 DEN A-2, 8/5/11).

#### Environmental Justice Framework

The proposed Part 487 regulations would establish a regulatory framework to analyze environmental justice issues associated with the siting or expansion of major generating facilities, DEC said. Applicants would have to evaluate any “significant and adverse disproportionate environmental impacts” from a facility’s construction or operation.

“Negative environmental impacts from industrial operations like power plants often disproportionately affect environmental justice communities,” DEC Commissioner Joe Martens said in a statement. “Our proposed regulations are the first in the nation that seek to protect public health and the environment in overburdened communities.”

The analysis would have to include the cumulative air quality impact of the facility, as well as comparative demographic, economic, and physical data for the community where the facility would be located, versus

data for the county and adjacent communities, DEC said.

Carbon Dioxide Limits

The proposed Part 251 regulations would establish carbon dioxide limits for proposed new major power plants with a capacity of at least 25 megawatts and for increases in capacity of at least 25 megawatts at existing facilities.

“Carbon dioxide emissions are chief contributors to climate change,” Martens said. “We are proposing CO2 emissions limits for new and expanding power plants to further reduce the carbon footprint of New York’s power sector.”

For most new or expanded base load fossil-fuel-fired plants, the proposed carbon dioxide emission rules would set an output-based limit of 925 pounds per megawatt-hour or an input-based limit of 120 pounds per million British thermal units.

For simple cycle combustion turbines, the draft rules would set an output-based limit of 1,450 pounds per megawatt-hour or an input-based limit of 160 pounds per million Btus.

Output-Based, Input-Based Choice

Each facility’s owner or operator could choose whether to comply with the output-based or input-based emission limits, DEC said.

For certain power plants that fire non-fossil fuels, the draft rules would allow DEC to set case-specific limits and require recordkeeping, monitoring, and reporting consistent with existing state and federal regulations, the department added.

Power plants in the state currently are required to comply with the Regional Greenhouse Gas Initiative program, as well as certain federal requirements regarding greenhouse gas emissions, DEC said.

For the first time, the department said, the proposed Part 251 would establish a specific limit on the allowable carbon dioxide emission rate of new and expanded power plants. That would make New York “one of only a few states in the country with a CO2 performance standard for both new and expanding power plants,” it said.

The department set three public hearings: March 5 in Albany, March 6 in New York City, and March 8 in Buffalo. Written comments are due by March 15.

Charles Imohiosen  
Counselor to the Deputy Administrator  
Office of the Administrator  
US Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.

\*\*\*\*\*

Sent via Blackberry

01268-EPA-5916

Bicky Corman/DC/USEPA/US  
01/18/2012 11:31 PM

To Richard Windsor  
cc  
bcc

Subject Re: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

(b) (5) Deliberative, (b) (6) Privacy  
[Redacted]

Bicky Corman  
Deputy Associate Administrator  
Office of Policy  
U.S. Environmental Protection Agency  
desk: 202-564-2202  
cell: 202-465-5966  
Corman.Bicky@epamail.epa.gov.

Richard Windsor (b) (6) Privacy 01/18/2012 07:16:45 PM

From: Richard Windsor/DC/USEPA/US  
To: Bicky Corman/DC/USEPA/US@EPA  
Date: 01/18/2012 07:16 PM  
Subject: Re: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

(b) (6) Privacy [Redacted]

Bicky Corman

----- Original Message -----

**From:** Bicky Corman  
**Sent:** 01/18/2012 06:52 PM EST  
**To:** Richard Windsor  
**Subject:** Fw: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

(b) (6) Privacy [Redacted]

Bicky Corman  
Deputy Associate Administrator  
Office of Policy  
U.S. Environmental Protection Agency  
desk: 202-564-2202  
cell: 202-465-5966  
Corman.Bicky@epamail.epa.gov.

----- Forwarded by Bicky Corman/DC/USEPA/US on 01/18/2012 06:52 PM -----

From: Noah Dubin/DC/USEPA/US  
To:  
Date: 01/18/2012 06:43 PM  
Subject: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

\*\*\* do not copy or forward this information \*\*\*

**Schedule for Lisa P. Jackson EPA Administrator**

**Thursday, January 19, 2012**

## Notes:

## Drivers

AM (b) (6) Privacy

## Shift Leaders

AM (b) (6) Privacy

## Staff Contact

Elizabeth Ashwell  
202-999-8116

07:30 AM - 08:15 AM	WH Mess	Breakfast with Cass Sunstein Ct: (b)(6) Privacy
08:15 AM - 08:30 AM	White House	Depart for Ariel Rios
08:45 AM - 09:15 AM	Administrator's Office	Daily Briefing
09:15 AM - 09:45 AM	Administrator's Office	FIFRA CBI Training Ct: Aaron Dickerson - 202-564-1783
09:55 AM - 10:15 AM	Administrator's Office	One on One with John Hankinson Ct: Caroline Whitehead - 202-566-2907  Staff: John Hankinson (GCTF) - By Phone  Optional: Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  **John can be reached at (b) (6)
10:20 AM - 10:30 AM	Ariel Rios	Depart for Dept. of Commerce Auditorium
10:30 AM - 11:45 AM	Department of Commerce Auditorium	EPA's Dr. Martin Luther King's Observance Event Ct: Jerome King: 202-564-7429  Run of Show:  -Master of Ceremonies - Peter Grevatt (OCHP)  -Presentation of Colors  -National Anthem  -Intro for the Administrator - Jim Jones (OCSPP)  -Administrator's Remarks  -Intro to Keynote - Cynthia Giles (OECA)  -Keynote - Harry E. Johnson - President and CEO, Washington DC MLK Jr. National Memorial Project Foundation, Inc.  -Intro to Cultural Performance - Michelle DePass (OITA)

-Cultural Performance - Howard University Choir

-Closing Remarks - Michael Goo (OP)

11:45 AM - 11:55 AM	Dept. of Commerce Auditorium	Depart for Ariel Rios
12:00 PM - 01:00 PM	Administrator's Office	No Meetings
01:00 PM - 01:30 PM	Administrator's Office	Meeting on Buffalo Mountain Mining Ct: Ryan Robison - 202-564-2856  **Teleconferencing is required for this meeting  Staff: Bob Sussman (OA) Nancy Stoner (OW) Steve Chester (OECA) Shawn Garvin, Bill Earley, Jon Capacasa (R3)  Optional: Diane Thompson (OA) Arvin Ganesan, Laura Vaught (OCIR)
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Gina McCarthy, Janet McCabe (OAR)  
Ken Kopocis (OW)

Optional:  
Diane Thompson (OA)  
Arvin Ganesan, Laura Vaught (OCIR)

---

04:30 PM - 05:00 PM

Administrator's  
Office

Meeting with U.S. Climate Envoy Todd Stern  
Ct: Liz Ashwell - 202-564-1008  
External VasquezVN@state.gov or (b) (6) Cell  
Direct (b) (6)

Attendees:

-Todd Stern - United States Special Envoy for Climate Change

-Dan Reifsnyder - Deputy Assistant Secretary for Environment and  
Sustainable Development at U.S. Department of State

Staff:

Gina McCarthy, Mike Flynn (OAR)  
Michelle DePass (OITA)

---

\*\*\* 01/18/2012 06:43:52 PM \*\*\*

01268-EPA-5917

**Richard Windsor/DC/USEPA/US**  
01/19/2012 06:20 AM

To Bicky Corman  
cc  
bcc

Subject Re: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

V cool  
Bicky Corman

----- Original Message -----

**From:** Bicky Corman  
**Sent:** 01/18/2012 11:31 PM EST  
**To:** Richard Windsor  
**Subject:** Re: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

(b) (5) Deliberative, (b) (6) Privacy  
[Redacted]

Bicky Corman  
Deputy Associate Administrator  
Office of Policy  
U.S. Environmental Protection Agency  
desk: 202-564-2202  
cell: 202-465-5966  
Corman.Bicky@epamail.epa.gov.

Richard Windsor (b) (6) Privacy 01/18/2012 07:16:45 PM

**From:** Richard Windsor/DC/USEPA/US  
**To:** Bicky Corman/DC/USEPA/US@EPA  
**Date:** 01/18/2012 07:16 PM  
**Subject:** Re: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

(b) (6) Privacy  
[Redacted]

Bicky Corman

----- Original Message -----

**From:** Bicky Corman  
**Sent:** 01/18/2012 06:52 PM EST  
**To:** Richard Windsor  
**Subject:** Fw: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

(b) (6) Privacy  
[Redacted]

Bicky Corman  
Deputy Associate Administrator  
Office of Policy  
U.S. Environmental Protection Agency  
desk: 202-564-2202  
cell: 202-465-5966  
Corman.Bicky@epamail.epa.gov.

----- Forwarded by Bicky Corman/DC/USEPA/US on 01/18/2012 06:52 PM -----

From: Noah Dubin/DC/USEPA/US  
 To:  
 Date: 01/18/2012 06:43 PM  
 Subject: Thursday, January 19, 2012 Schedule for Lisa P. Jackson

\*\*\* do not copy or forward this information \*\*\*

**Schedule for Lisa P. Jackson EPA Administrator  
 Thursday, January 19, 2012**

Notes:		
Drivers	Shift Leaders	Staff Contact
AM (b) (6) Privacy	AM (b)(6) Privacy	Elizabeth Ashwell 202-999-8116
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-Administrator's Remarks

-Intro to Keynote - Cynthia Giles (OECA)

-Keynote - Harry E. Johnson - President and CEO, Washington DC MLK Jr. National Memorial Project Foundation, Inc.

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-Cultural Performance - Howard University Choir

-Closing Remarks - Michael Goo (OP)

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Ct: Nelly Torres (OSWER) 202-564-5767

Staff:

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Mathy Stanislaus, Lisa Feldt(OSWER)  
Scott Fulton, Avi Garbow ( OGC)  
Michael Goo, Bicky Corman (OP)  
Gina McCarthy, Janet McCabe (OAR)  
Ken Kopocis (OW)

Optional:

Diane Thompson (OA)  
Arvin Ganesan, Laura Vaught (OCIR)

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04:30 PM - 05:00 PM

Administrator's  
Office

Meeting with U.S. Climate Envoy Todd Stern

Ct: Liz Ashwell - 202-564-1008

External VasquezVN@state.gov or (b) (6) Cell

Direct (b) (6)

Attendees:

-Todd Stern - United States Special Envoy for Climate Change

-Dan Reifsnyder - Deputy Assistant Secretary for Environment and  
Sustainable Development at U.S. Department of State

Staff:

Gina McCarthy, Mike Flynn (OAR)  
Michelle DePass (OITA)

---

\*\*\* 01/18/2012 06:43:52 PM \*\*\*

01268-EPA-5918

**Aaron  
Dickerson/DC/USEPA/US**  
01/19/2012 04:15 PM

To Richard Windsor  
cc Gladys Stroman  
bcc

Subject REVISED Schedule for Thursday, Jan. 19, 2012

Revision:

5:15pm Mtg w/Paul Anastas

**Schedule for Lisa P. Jackson EPA Administrator  
Thursday, January 19, 2012**

---

04:30 PM - 05:00 PM    Administrator's Office    Meeting with U.S. Climate Envoy Todd Stern  
Ct: Liz Ashwell - 202-564-1008  
External VasquezVN@state.gov or (b) (6) Cell  
Direct (b) (6)

Attendees:

-Todd Stern - United States Special Envoy for Climate Change

-Dan Reifsnyder - Deputy Assistant Secretary for Environment and Sustainable Development at U.S. Department of State

Staff:  
Gina McCarthy, Mike Flynn (OAR)  
Michael Stahl (OITA)

---

**05:15 PM - 05:25 PM    Administrator's Office    Meeting with Paul Anastas  
ct: Aaron Dickerson**

**Staff:  
Diane Thompson**

**Optional:  
Bob Perciasepe**

---

05:45 PM - 06:00 PM    Ariel Rios    Depart for Jefferson Hotel

---

06:00 PM - 07:00 PM    Quill at Plume at Jefferson Hotel, 1200 16th St NW, WDC    Drinks w/ Heather Zichael  
Ct: (b)(6) Privacy

---

01268-EPA-5919

Noah Dubin/DC/USEPA/US

To

01/20/2012 05:20 PM

cc

bcc Richard Windsor

Subject 01/24/2012 thru 02/06/2012 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

01/20/2012 05:15:47 PM

**Tuesday, 1/24/2012**

**10:00 AM-10:30 AM One on One with Michelle DePass**  
Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:  
Michelle DePass

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

-----  
**10:45 AM-11:00 AM Depart for White House**  
Location: Ariel Rios

-----  
**11:00 AM-12:00 PM Cabinet Meeting**  
Location: White House - Roosevelt Room

-----  
**12:00 PM-12:15 PM Depart for Ariel Rios**  
Location: White House

-----  
**12:15 PM-01:15 PM No Meetings**  
Location: Administrator's Office

-----  
**01:15 PM-01:45 PM One on One with Cam Davis**  
Ct: Cameron Davis - (b) (6) Privacy

Staff:  
Cameron Davis (Sr. Adv. Great Lakes)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**02:30 PM-03:00 PM Briefing on Gulf Coast Implementation Plans**  
Ct: Caroline Whitehead - 202-566-2907

Staff:  
Diane Thompson (OA)  
Mary Kay (OGC)  
John Hankinson, Bryon Griffith (Gulf Coast)

Location: Administrator's Office

-----  
**03:15 PM-06:00 PM**    **HOLD Out of Office**  
Location: Out of Office

-----  
**08:00 PM-10:30 PM**    **State of the Union Speech**  
Ct: Ted Daniel, Office of the Sergeant at Arms  
**(b) (6) Privacy**            **(b) (6) Privacy**

No later than 8:30pm, Arrive Room H-10  
9:00 SOTU Begins

Location: US Capitol Room H-19, Capitol Hill  
-----

---

**Wednesday, 1/25/2012**

**08:00 AM-09:00 PM**    **HOLD: Possible SOTU Amplification Travel**  
Ct: Brendan Gilfillan 564.1692  
Portland/ Seattle

-----  
**08:45 AM-09:15 AM**    **Daily Briefing**  
Location: Administrator's Office

-----  
**12:00 PM-01:00 PM**    **No Meetings**  
Location: Administrator's Office

-----  
**03:30 PM-04:30 PM**    **Senior Policy**  
Location: Bullet Room  
-----

---

**Thursday, 1/26/2012**

**05:00 AM-08:00 PM**    **HOLD: Possible SOTU Amplification Travel**  
Ct: Brendan Gilfillan 564.1692  
Portland/ Seattle

-----  
**08:45 AM-09:15 AM**    **Daily Briefing**  
Location: Administrator's Office

-----  
**12:00 PM-01:00 PM**    **No Meetings**  
Location: Administrator's Office  
-----

---

**Friday, 1/27/2012**

**05:00 AM-08:00 PM**    **HOLD: Possible SOTU Amplification Travel**

-----  
**12:00 PM-01:00 PM**    **No Meetings**  
Location: Administrator's Office  
-----



**Saturday, 1/28/2012**

**Sunday, 1/29/2012**

**Monday, 1/30/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**10:00 AM-10:30 AM One on One with Jim Jones**

Ct: Gloria Milhouse - 202-564-4206 (OCSPP)

Staff:

Jim Jones (OCSPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**11:00 AM-11:30 AM Briefing on Equal Employment Opportunity Commission Report MD -715**

Ct: Sheryl Mason - 202-564-1746

Staff:

Bob Perciasepe, John Reeder (OA)

Rafael DeLeon, Vicki Simons, Michael Butkovich\*\*, Don Pettaway (OCR)

Steve Pressman, Julia Rhodes (OGC)

Craig Hooks, Raul Soto, Nanci Gelb (OARM)

Optional:

Diane Thompson, Lisa Garcia (OA)

\*\*Michael will be dialed in by MOSS at (b) (6) Privacy

Location: Bullet Room

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room

**02:30 PM-03:00 PM RESCHEDULE: Personnel Discussion**

Ct: Ryan Robison - 202-564-2856

Staff:

Diane Thompson, Jose Lozano (OA)

Paul Anastas (ORD)

Optional:

Bob Perciasepe (OA)

Location: Administrator's Office

**04:00 PM-04:30 PM RESCHEDULE: One on One with Scott Fulton**

Ct: Carla Veney - 202-564-1619 (OGC)

Staff:  
Scott Fulton (OGC)

Optional:  
Diane Thompson (OA)  
Location: Administrator's Office  
-----

**Tuesday, 1/31/2012**

**10:30 AM-10:45 AM**    **Depart for White House**  
Location: Ariel Rios  
-----

**10:45 AM-12:15 PM**    **Cabinet Meeting**  
Ct: Liz Ashwell 564.1008  
Full Cabinet Meeting w/ POTUS and VPOTUS  
Location: Cabinet Room, White House  
-----

**12:15 PM-12:30 PM**    **Depart for Ariel Rios**  
Location: White House  
-----

**01:00 PM-02:00 PM**    **No Meetings**  
Location: Administrator's Office  
-----

**02:00 PM-02:30 PM**    **Howard University/Bowie State University MOU Signing**  
Ct: Kim Wheeler - 202-564-1877  
Location: Administrator's Office  
-----

**03:00 PM-03:45 PM**    **Options Selection: Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**  
Ct: Nelly Torres: 202-564-5767

\*\*Teleconferencing is required for this briefing

- Bob Perciasepe, Bob Sussman, Lisa Garcia (OA)
- Mathy Stanislaus, Lisa Feldt, Barry Breen (OSWER)
- Nancy Stoner (OW)
- Malcolm Jackson (OEI)
- Gina McCarthy (OAR)
- Cynthia Giles (OECA)
- Paul Anastas (ORD)
- Jim Jones (OCSPP)
- Scott Fulton (OGC)
- Michael Goo (OP)
- Shawn Garvin (R3)
- Gwen Keyes Fleming (R4)
- Susan Hedman (R5)
- Karl Brooks (R7)
- James Martin (R8)
- Jared Blumenfeld (R9)

Optional:  
Diane Thompson, Janet Woodka (OA)  
Arvin Ganesan (OCIR)

Location: Bullet Room  
-----

**04:00 PM-04:45 PM Conference Call with American Sustainable Business Council**  
Ct: Ryan Robison - 202-564-2856

Staff:  
Arvin Ganesan (OCIR)  
Michael Goo (OP)  
Janet McCabe (OAR)  
Alisha Johnson or Andra Belknap (OEAAE)

Agenda:  
-Introduction from David Levine, Co-Founder and Executive Director of the American Sustainable Business Council

-Administrator Jackson will give brief remarks

-Q&A from prepared questions.

Location: Administrator's Office  
-----

---

**Wednesday, 2/1/2012**

---

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office  
-----

**08:45 AM-09:45 AM HOLD: Breakfast w/ Valerie Jarrett**  
POC: (b)(6) Privacy  
Reservation made by Ms. Jarrett's office, under Branch  
Location: Hay Adams, 800 16th St NW  
-----

**10:00 AM-11:00 AM Briefing on President's 2013 Budget**  
Ct: Rhonda Robinson - 202-564-1151

Staff:  
Bob Perciasepe, Diane Thompson (OA)  
Barbara Bennett, Maryann Froehlich, David Bloom, Carol Terris, Maria Williams,  
Kathy O'Brien (OCFO)  
Arvin Ganesan (OCIR)

Location: Administrator's Office  
-----

**11:15 AM-11:45 AM One on One with Peter Grevatt**  
Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:  
Peter Grevatt (OCHP)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM No Meetings**

Location: Administrator's Office

**02:00 PM-02:30 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**03:30 PM-05:00 PM Senior Policy**

Location: Bullet Room

**Thursday, 2/2/2012**

**07:30 AM-09:00 AM FYI: National Prayer Breakfast**

Ct: Marcus McClendon 202-564-045

Location: Washington Hilton

**08:25 AM-11:21 AM En route to San Francisco**

United Flight # 846

8: 25 AM Departs Washington, DC (IAD)

11:21 AM Arrives San Francisco (SFO)

Location: En route to San Francisco

**08:45 AM-09:15 AM FYI:Daily Briefing**

Location: Administrator's Office

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

**01:30 PM-02:00 PM RESCHEDULE One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-7404

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

**02:15 PM-02:45 PM RESCHEDULE One on One with Michelle DePass**

Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:

Michelle DePass (OITA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
-----

---

**Friday, 2/3/2012**

**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office  
-----

**12:06 PM-08:09 PM En route to Washington, DC**  
United Flight #744

12:06 PM Departs San Francisco (SFO)  
8:09 PM Arrives Washington, DC (IAD)  
Location: En route to Washington, DC  
-----

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**Saturday, 2/4/2012**

---

**Sunday, 2/5/2012**

---

**Monday, 2/6/2012**

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office  
-----

**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office  
-----

**01:00 PM-02:00 PM Senior Staff**  
Location: Bullet Room  
-----

---

\*\*\* END \*\*\*

01268-EPA-5920

Noah Dubin/DC/USEPA/US

To

01/23/2012 06:39 PM

cc

bcc Richard Windsor

Subject 01/25/2012 thru 02/07/2012 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

01/23/2012 06:37:24 PM

**Wednesday, 1/25/2012**

**08:26 AM-02:15 PM En Route to Seattle, WA**  
United flight #742

Departs DC (IAD) at 8:26 AM EST

Arrives in Seattle (SEA) at 2:15 PM EST/11:15 AM PST

Location: En Route to Seattle, WA

-----  
**08:45 AM-09:15 AM FYI Daily Briefing**  
Location: Administrator's Office

-----  
**02:30 PM-02:50 PM Depart for Hotel**  
Location: SEA

-----  
**02:30 PM-02:45 PM HOLD for Call with Chief of Staff**  
Location: By Phone

-----  
**03:00 PM-03:45 PM Lunch**  
Location: TBD

-----  
**03:30 PM-04:30 PM FYI Senior Policy**  
Location: Bullet Room

-----  
**03:45 PM-04:00 PM Depart for EnerG2 Headquarters**  
Location: TBD

-----  
**04:00 PM-04:45 PM Green Jobs Event at EnerG2 Corporate Headquarters**  
Press: Open

Location: 100 NE Northlake Way, Seattle, WA

-----  
**04:45 PM-05:00 PM Interview with Gary Chittim, KING 5 News (NBC Affiliate)**  
Location: EnerG2 Headquarters

-----  
**05:00 PM-05:15 PM Depart for University of Washington**  
Location: EnerG2

-----  
**05:00 PM-05:15 PM HOLD for Call with CoS**

-----  
**05:15 PM-05:30 PM Meeting with University of Washington Leaders**  
Participants:

-President Michael Young

-Lisa Graumlich, Dean, UW School for the Environment

-Sandra O. Archibald, Dean, Daniel J. Evans School of Public Affairs  
Location: University of Washington,  
4060 George Washington Lane NE, Seattle, WA

-----  
**05:45 PM-06:45 PM Business Leaders/Green Business Roundtable**  
Location: University of Washington

-----  
**07:00 PM-08:00 PM University of Washington Town Hall with Students**  
Location: University of Washington

-----  
**08:15 PM-08:30 PM Depart for Hotel**  
Location: University of Washington  
-----

**Thursday, 1/26/2012**

**08:45 AM-09:15 AM FYI Daily Briefing**  
Location: Administrator's Office

-----  
**11:30 AM-11:50 AM Conference Call with Enviros**  
Ct: Laurel Lee, EDF - (b) (6) Privacy  
Willa Bugnon, NRDC - (b) (6) Privacy  
Rod MacKenzie, Sierra Club - (b) (6) Privacy

\*\*Teleconferencing is required for this conference call

Participants:

- Fred Krupp, Environmental Defense Fund
- Frances Beinecke, Natural Resources Defense Council
- Michael Brune, Sierra Club

Optional:  
Bob Perciasepe (OA)  
Location: By Phone

-----  
**12:00 PM-12:15 PM Depart for Region 10 Offices**  
Location: TBD

-----  
**12:15 PM-12:30 PM Live Interview with Steve Scherr , KUOW (NPR)**  
Location: Region 10 Offices,  
1200 6th Avenue, Suite 900, Seattle, WA

-----  
**12:45 PM-01:00 PM Interviews with the Seattle Times , Education and Environment Reporters**  
Location: Region 10 Offices

-----  
**01:00 PM-01:45 PM Hold for Press**  
Location: Region 10 Offices  
-----

**02:00 PM-02:20 PM Meeting with Region 10 Executive Team**  
Location: Region 10 Offices

-----  
**02:30 PM-03:30 PM Town Hall Meeting with Region 10 Staff**

-----  
**03:45 PM-04:45 PM Lunch**  
Location: TBD

-----  
**04:45 PM-05:00 PM Depart for Meeting with Tribal Leaders**  
Location: TBD

-----  
**04:45 PM-05:00 PM Phone Call with Chief of Staff**  
\*\*The Administrator will call Diane

Location: By Phone

-----  
**05:00 PM-06:30 PM Meeting with Tribal Leaders**  
Location: TBD

-----  
**06:30 PM-06:45 PM Depart for Hotel**  
Location: TBD

**Friday, 1/27/2012**

**09:45 AM-10:05 AM Depart for SEA**  
Location: Hotel

-----  
**10:55 AM-03:48 PM En Route to DC**  
United flight #916

Departs Seattle, WA (SEA) at 10:55 AM EST/7:55 AM PST

Arrives in DC (IAD) at 3:48 PM EST

Location: En Route to DC

-----  
**04:00 PM-04:45 PM Depart for Residence**  
Location: IAD

**Saturday, 1/28/2012**

**Sunday, 1/29/2012**

**Monday, 1/30/2012**

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

-----  
**10:00 AM-10:30 AM One on One with Jim Jones**  
Ct: Gloria Milhouse - 202-564-4206 (OCSPP)



Staff:

Jim Jones (OCSPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**10:45 AM-11:15 AM Briefing on Equal Employment Opportunity Commission Report MD -715**

Ct: Sheryl Mason - 202-564-1746

Staff:

Bob Perciasepe, John Reeder (OA)

Rafael DeLeon, Vicki Simons, Michael Butkovich\*\*, Don Pettaway (OCR)

Steve Pressman, Julia Rhodes (OGC)

Craig Hooks, Raul Soto, Nanci Gelb (OARM)

Optional:

Diane Thompson, Lisa Garcia (OA)

\*\*Michael will be dialed in by MOSS at 913-551-7189

Location: Bullet Room

-----  
**11:30 AM-12:00 PM Personnel Discussion**

Ct: Ryan Robison - 202-564-2856

Staff:

Diane Thompson, Jose Lozano (OA)

Paul Anastas (ORD)

Optional:

Bob Perciasepe (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM HOLD**

Location: Administrator's Office

-----  
**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room

-----  
**04:00 PM-04:30 PM RESCHEDULE: One on One with Scott Fulton**

Ct: Carla Veney - 202-564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional:

Diane Thompson (OA)

Location: Administrator's Office

-----  
**Tuesday, 1/31/2012**

**10:00 AM-10:10 AM Meet with Speechwriter, Stephanie Epner**

Ct: Ryan Robison - 202-564-2856

Staff:

Stephanie Epner (OEAE)

Location: Administrator's Office

-----  
**10:30 AM-10:45 AM**    **Depart for White House**

Location: Ariel Rios

-----  
**10:45 AM-12:15 PM**    **Cabinet Meeting**

Ct: Liz Ashwell 564.1008

Full Cabinet Meeting w/ POTUS and VPOTUS

Location: Cabinet Room, White House

-----  
**12:15 PM-12:30 PM**    **Depart for Ariel Rios**

Location: White House

-----  
**01:00 PM-02:00 PM**    **No Meetings**

Location: Administrator's Office

-----  
**02:00 PM-02:30 PM**    **Howard University/Bowie State University MOU Signing**

Ct: Kim Wheeler - 202-564-1877

Location: Administrator's Office

-----  
**03:00 PM-03:45 PM**    **Options Selection: Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**

Ct: Nelly Torres: 202-564-5767

\*\*Teleconferencing is required for this briefing

Bob Perciasepe, Bob Sussman, Lisa Garcia (OA)  
Mathy Stanislaus, Lisa Feldt, Barry Breen (OSWER)  
Nancy Stoner (OW)  
Malcolm Jackson (OEI)  
Gina McCarthy (OAR)  
Cynthia Giles (OECA)  
Paul Anastas (ORD)  
Jim Jones (OCSPP)  
Scott Fulton (OGC)  
Michael Goo (OP)  
Shawn Garvin (R3)  
Gwen Keyes Fleming (R4)  
Susan Hedman (R5)  
Karl Brooks (R7)  
James Martin (R8)  
Jared Blumenfeld (R9)

Optional:

Diane Thompson, Janet Woodka (OA)

Arvin Ganesan (OCIR)

Location: Bullet Room

-----  
**04:00 PM-04:45 PM**    **Conference Call with American Sustainable Business Council**

Ct: Ryan Robison - 202-564-2856

Staff:

Arvin Ganesan (OCIR)

Michael Goo (OP)  
Janet McCabe (OAR)  
Alisha Johnson or Andra Belknap (OEAE)

Agenda:

-Introduction from David Levine, Co-Founder and Executive Director of the American Sustainable Business Council

-Administrator Jackson will give brief remarks

-Q&A from prepared questions.

Location: Administrator's Office  
-----

**Wednesday, 2/1/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office  
-----

**08:45 AM-09:45 AM HOLD: Breakfast w/ Valerie Jarrett**

POC: (b)(6) Privacy

Reservation made by Ms. Jarrett's office, under Branch

Location: Hay Adams, 800 16th St NW  
-----

**10:00 AM-11:00 AM Briefing on President's 2013 Budget**

Ct: Rhonda Robinson - 202-564-1151

Staff:

Bob Perciasepe, Diane Thompson (OA)  
Barbara Bennett, Maryann Froehlich, David Bloom, Carol Terris, Maria Williams,  
Kathy O'Brien (OCFO)  
Arvin Ganesan (OCIR)

Location: Administrator's Office  
-----

**11:15 AM-11:45 AM One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**12:00 PM-12:30 PM One on One with Cam Davis**

Ct: Cameron Davis - (b) (6) Privacy

Staff:

Cameron Davis (Sr. Adv. Great Lakes)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**01:00 PM-02:00 PM No Meetings**

Location: Administrator's Office

-----  
**02:00 PM-02:30 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**03:30 PM-05:00 PM Senior Policy**

Location: Bullet Room

-----  
**Thursday, 2/2/2012**

**07:30 AM-09:00 AM FYI: National Prayer Breakfast**

Ct: Marcus McClendon 202-564-045

Location: Washington Hilton

-----  
**08:25 AM-02:21 PM En route to San Francisco**

United Flight #846

Departs DC (IAD) at 8:25 AM EST

Arrives in San Francisco (SFO) at 2:21 PM EST/11:21 AM PST

Location: En route to San Francisco

-----  
**08:45 AM-09:15 AM FYI:Daily Briefing**

Location: Administrator's Office

-----  
**01:30 PM-02:00 PM RESCHEDULE One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-7404

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**02:15 PM-02:45 PM RESCHEDULE One on One with Michelle DePass**

Ct: Lakita Stewart - 202-564-6458 (OITA)

Staff:

Michelle DePass (OITA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**03:00 PM-09:00 PM**    **Events in Palo Alto, CA**

Location: Palo Alto, CA  
-----

**Friday, 2/3/2012**

**08:00 AM-03:00 PM**    **Events in Palo Alto, CA**

Location: Palo Alto, CA  
-----

**03:06 PM-08:09 PM**    **En Route to Washington, DC**

United Flight #744

Departs San Francisco (SFO) at 3:06 PM EST/12:06 PM PST

Arrives in DC (IAD) 8:09 PM EST

Location: En route to Washington, DC  
-----

**Saturday, 2/4/2012**

**Sunday, 2/5/2012**

**Monday, 2/6/2012**

**08:45 AM-09:15 AM**    **Daily Briefing**

Location: Administrator's Office  
-----

**12:00 PM-01:00 PM**    **No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM**    **Senior Staff**

Location: Bullet Room  
-----

**Tuesday, 2/7/2012**

**10:00 AM-10:30 AM**    **One on One with Scott Fulton**

Ct: Carla Veney - 202-564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional:

Diane Thompson (OA)

Location: Administrator's Office  
-----

**11:30 AM-02:00 PM FYI - CFC Appreciation Carnival**  
Ct: Michael Moats - 202-564-1687

Location: EPA East Room 1153  
-----

**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office  
-----

**01:00 PM-01:30 PM One on One with John Hankinson**  
Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:  
John Hankinson (GCTF)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
-----

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\*\*\* END \*\*\*

01268-EPA-5921

**Bob  
Perciasepe/DC/USEPA/US**  
01/24/2012 12:32 PM

To Richard Windsor  
cc  
bcc

Subject Fw: NRDC Ad and Editorials on the MATS

More

Bob Perciasepe  
Deputy Administrator

(o) +1 202 564 4711  
(c) +1 (b) (6) Privacy

----- Forwarded by Bob Perciasepe/DC/USEPA/US on 01/24/2012 12:32 PM -----

From: "Altman, Pete" <paltman@nrdc.org>  
To: (b)(6) Privacy Bob Perciasepe/DC/USEPA/US@EPA, Gina  
McCarthy/DC/USEPA/US@EPA, (b)(6) Privacy  
(b)(6) Privacy Arvin Ganesan/DC/USEPA/US@EPA,  
(b)(6) Privacy (b)(6) Privacy  
Date: 01/24/2012 12:01 PM  
Subject: NRDC Ad and Editorials on the MATS

I thought you would be interested to see our ad recognizing the President's resolve in standing up to polluters on the Mercury and Air Toxics rule, and calling on Congress to do likewise. The ad buy was mentioned in ME and ClimateWire (see below.)

I blogged the ad and a roundup of positive editorials on mercury a few minutes ago, here:  
[http://switchboard.nrdc.org/blogs/paltman/a\\_round\\_of\\_thanks\\_for\\_standing.html](http://switchboard.nrdc.org/blogs/paltman/a_round_of_thanks_for_standing.html)  
Pete

#### Morning Energy (Politico)

<http://www.politico.com/morningenergy/>

**AD BLITZ:** Environmental and clean tech groups are flooding the zone with ads aimed at the State of the Union. The Natural Resources Defense Council is running a six-figure ad buy (<http://youtu.be/zCCqX0ZLmAo>) on CNN, MSNBC, Fox News and Comedy Central praising Obama for "standing up to polluters" with his new rules on mercury and other toxics (with online ads in Ohio, Pennsylvania and Virginia to follow).

#### ClimateWire

How will clean energy fare in the State of the Union?

<http://www.eenews.net/EEDaily/2012/01/24/1>

...Meanwhile, the Natural Resources Defense Council last night began a four-day TV **ad campaign**, timed for the State of the Union, thanking Obama for his administration's new regulations against mercury and other toxic air pollutants. The ads challenge Congress to do the same.

The ad buy will run through Thursday on CNN, MSNBC, Fox News and Comedy Central cable television channels.

Later this week, NRDC will begin airing a different set of online ads highlighting a similar message in Pennsylvania, Ohio and Virginia. Those ads feature individuals and families discussing the debilitating impact of air pollution on their lives.

Pete Altman  
Climate and Clean Air Campaign Director  
Natural Resources Defense Council  
202 289 2435  
[paltman@nrdc.org](mailto:paltman@nrdc.org)  
<http://switchboard.nrdc.org/blogs/paltman>

---

No virus found in this message.

Checked by AVG - [www.avg.com](http://www.avg.com)

Version: 2012.0.1901 / Virus Database: 2109/4763 - Release Date: 01/24/12



01268-EPA-5922

"Lu, Chris"

(b)(6) Privacy

01/24/2012 03:45 PM

To Richard Windsor

cc

bcc

Subject I was wrong, and Heather was right

(b)(5) Deliberative

01268-EPA-5923

**Richard Windsor/DC/USEPA/US**  
01/24/2012 03:56 PM

To "Lu, Chris"  
cc  
bcc

Subject Re: I was wrong, and Heather was right

Thanks.

---

**From:** (b)(6) Privacy (b)(6) Privacy  
**Sent:** 01/24/2012 08:45 PM GMT  
**To:** Richard Windsor  
**Subject:** I was wrong, and Heather was right

(b)(5) Deliberative

01268-EPA-5924

Noah Dubin/DC/USEPA/US

To

01/24/2012 07:07 PM

cc

bcc Richard Windsor

Subject 01/26/2012 thru 02/08/2012 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator  
Lisa P. Jackson  
Schedule**

01/24/2012 07:05:51 PM

Thursday, 1/26/2012

**\*\*All times are shown in EST**

**08:45 AM-09:15 AM FYI Daily Briefing**  
Location: Administrator's Office

**11:30 AM-11:50 AM Conference Call with Enviros**  
Ct: Laurel Lee, EDF - (b) (6) Privacy  
Willa Bugnon, NRDC - (b) (6) Privacy  
Rod MacKenzie, Sierra Club - (b) (6) Privacy

**\*\*Teleconferencing is required for this conference call**

Participants:

- Fred Krupp, Environmental Defense Fund
- Frances Beinecke, Natural Resources Defense Council
- Michael Brune, Sierra Club

Staff:  
Bob Perciasepe (OA)  
Scott Fulton (OGC)

Location: By Phone

**12:15 PM-12:30 PM Live Phone Interview with Steve Scherr , KUOW (NPR)**  
Location: Hotel

**12:30 PM-12:45 PM Depart for Region 10 Offices**  
Location: Hotel

**12:45 PM-01:00 PM In Person Interviews with the Seattle Times , Education and Environment**  
Location: Region 10 Offices, Executive Conference Room,  
1200 6th Avenue, 14th Floor, Seattle, WA

**01:00 PM-01:45 PM Hold for Press**  
Location: Region 10 Offices

**02:00 PM-02:20 PM Meeting with Region 10 Executive Team**  
Location: Region 10 Offices, Exec. Conf. Room

**02:30 PM-03:30 PM Town Hall Meeting with Region 10 Staff**

Run of Show:

-Dennis McLerran to introduce the Administrator

-Speech

-Q & A

Location: Town Hall Seattle Community Cultural Center, 1119 8th Avenue, Seattle, WA

-----  
**03:45 PM-04:45 PM Lunch**

Location: TBD

-----  
**04:45 PM-05:00 PM Depart for Sheraton Seattle**

Location: TBD

-----  
**04:45 PM-05:00 PM Phone Call with Chief of Staff**

\*\*The Administrator will call Diane

Location: By Phone

-----  
**05:00 PM-06:30 PM Meeting with Tribal Leaders**

Location: Sheraton Seattle, 1400 6th Avenue, Seattle, WA

-----  
**06:30 PM-06:45 PM Depart for Hotel**

Location: Sheraton Seattle

-----  
**Friday, 1/27/2012**

\*\*All times are shown in EST

**09:45 AM-10:05 AM Depart for SEA**

Location: Hotel

-----  
**10:55 AM-03:48 PM En Route to DC**

United flight #916

Departs Seattle, WA (SEA) at 10:55 AM EST/7:55 AM PST

Arrives in DC (IAD) at 3:48 PM EST

Location: En Route to DC

-----  
**04:00 PM-04:45 PM Depart for Residence**

Location: IAD

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**Saturday, 1/28/2012**

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**Sunday, 1/29/2012**

-----  
**Monday, 1/30/2012**

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**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

-----  
**09:30 AM-10:30 AM Do Not Schedule**

Ct: Ryan Robison - 202-564-2856

Location: Administrator's Office

-----  
**10:45 AM-11:15 AM Briefing on Equal Employment Opportunity Commission Report MD -715**

Ct: Sheryl Mason - 202-564-1746

Staff:

Bob Perciasepe, John Reeder (OA)

Rafael DeLeon, Vicki Simons, Michael Butkovich\*\*, Don Pettaway (OCR)

Steve Pressman, Julia Rhodes (OGC)

Craig Hooks, Raul Soto, Nanci Gelb (OARM)

Optional:

Diane Thompson, Lisa Garcia (OA)

\*\*Michael will be dialed in by MOSS at **(b) (6) Privacy**

Location: Bullet Room

-----  
**11:30 AM-12:00 PM Personnel Discussion**

Ct: Ryan Robison - 202-564-2856

Staff:

Diane Thompson, Jose Lozano (OA)

Paul Anastas (ORD)

Optional:

Bob Perciasepe (OA)

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM HOLD**

Location: Administrator's Office

-----  
**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room

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**Tuesday, 1/31/2012**

**09:30 AM-10:30 AM Do Not Schedule**

Ct: Ryan Robison - 202-564-2856

Location: Administrator's Office

-----  
**10:30 AM-10:45 AM Depart for White House**

Location: Ariel Rios

-----  
**10:45 AM-12:15 PM Cabinet Meeting**

Ct: Liz Ashwell 564.1008

Full Cabinet Meeting w/ POTUS and VPOTUS

Location: Cabinet Room, White House

**12:15 PM-12:30 PM**    **Depart for Ariel Rios**

Location: White House

-----

**12:50 PM-01:00 PM**    **Meet with Speechwriter, Stephanie Epner**

Ct: Ryan Robison - 202-564-2856

Staff:

Stephanie Epner (OEAE)

Location: Administrator's Office

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**01:00 PM-02:00 PM**    **No Meetings**

Location: Administrator's Office

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**02:00 PM-02:30 PM**    **Howard University/Bowie State University MOU Signing**

Ct: Kim Wheeler - 202-564-1877

Location: Administrator's Office

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**03:00 PM-03:45 PM**    **Options Selection: Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**

Ct: Nelly Torres: 202-564-5767

\*\*Teleconferencing is required for this briefing

Bob Perciasepe, Bob Sussman, Lisa Garcia (OA)  
Mathy Stanislaus, Lisa Feldt, Barry Breen (OSWER)  
Nancy Stoner (OW)  
Malcolm Jackson (OEI)  
Gina McCarthy (OAR)  
Cynthia Giles (OECA)  
Paul Anastas (ORD)  
Jim Jones (OCSP)  
Scott Fulton (OGC)  
Michael Goo (OP)  
Shawn Garvin (R3)  
Gwen Keyes Fleming (R4)  
Susan Hedman (R5)  
Karl Brooks (R7)  
James Martin (R8)  
Jared Blumenfeld (R9)

Optional:

Diane Thompson, Janet Woodka (OA)  
Arvin Ganesan (OCIR)

Location: Bullet Room

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**04:00 PM-04:45 PM**    **Conference Call with American Sustainable Business Council**

Ct: Ryan Robison - 202-564-2856

Staff:

Arvin Ganesan (OCIR)  
Michael Goo (OP)  
Janet McCabe (OAR)  
Alisha Johnson or Andra Belknap (OEAE)

Agenda:

-Introduction from David Levine, Co-Founder and Executive Director of the American Sustainable Business Council

-Administrator Jackson will give brief remarks

-Q&A from prepared questions.

Location: Administrator's Office  
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**Wednesday, 2/1/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office  
-----

**08:45 AM-09:45 AM HOLD: Breakfast w/ Valerie Jarrett**

POC: (b)(6) Privacy

Reservation made by Ms. Jarrett's office, under Branch

Location: Hay Adams, 800 16th St NW  
-----

**11:15 AM-11:45 AM One on One with Peter Grevatt**

Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**12:00 PM-12:30 PM One on One with Cam Davis**

Ct: Cameron Davis - 312-886-4957

Staff:

Cameron Davis (Sr. Adv. Great Lakes)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM No Meetings**

Location: Administrator's Office  
-----

**02:00 PM-02:30 PM One on One with Cynthia Giles**

Ct: Linda Huffman - 202-564-3139 (OECA)

Staff:

Cynthia Giles (OECA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

-----  
**02:30 PM-03:30 PM Do Not Schedule**  
Ct: Ryan Robison - 202-564-2856  
Location: Administrator's Office  
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**03:30 PM-05:00 PM Senior Policy**  
Location: Bullet Room  
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**Thursday, 2/2/2012**

**07:30 AM-09:00 AM FYI: National Prayer Breakfast**  
Ct: Marcus McClendon 202-564-045

Location: Washington Hilton  
-----

**08:25 AM-02:21 PM En route to San Francisco**  
United Flight #846

Departs DC (IAD) at 8:25 AM EST

Arrives in San Francisco (SFO) at 2:21 PM EST/11:21 AM PST

Location: En route to San Francisco  
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**08:45 AM-09:15 AM FYI: Daily Briefing**  
Location: Administrator's Office  
-----

**01:30 PM-02:00 PM RESCHEDULE One on One with Gina McCarthy**  
Ct: Cindy Huang - 202-564-7404

Staff:  
Gina McCarthy (OAR)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**03:00 PM-09:00 PM Events in Palo Alto, CA**  
Location: Palo Alto, CA  
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**Friday, 2/3/2012**

**08:00 AM-03:00 PM Events in Palo Alto, CA**  
Location: Palo Alto, CA  
-----

**03:06 PM-08:09 PM En Route to Washington, DC**  
United Flight #744

Departs San Francisco (SFO) at 3:06 PM EST/12:06 PM PST

Arrives in DC (IAD) 8:09 PM EST



Location: En route to Washington, DC  
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**Saturday, 2/4/2012**

**Sunday, 2/5/2012**

**Monday, 2/6/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office  
-----

**10:00 AM-10:30 AM One on One with Jim Jones**

Ct: Gloria Milhouse - 202-564-4206 (OCSPP)

Staff:

Jim Jones (OCSPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
-----

**11:00 AM-12:00 PM Do Not Schedule**

Ct: Ryan Robison - 202-564-2856

Location: Administrator's Office  
-----

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office  
-----

**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room  
-----

**Tuesday, 2/7/2012**

**10:00 AM-10:30 AM One on One with Scott Fulton**

Ct: Carla Veney - 202-564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional:

Diane Thompson (OA)

Location: Administrator's Office  
-----

**11:30 AM-02:00 PM FYI - CFC Appreciation Carnival**

Ct: Michael Moats - 202-564-1687

Location: EPA East Room 1153  
-----

**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

-----  
**01:00 PM-01:30 PM One on One with John Hankinson**  
Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:  
John Hankinson (GCTF)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

-----  
**03:15 PM-04:15 PM Briefing on President's 2013 Budget**  
Ct: Rhonda Robinson - 202-564-1151

Staff:  
Bob Perciasepe, Diane Thompson (OA)  
Barbara Bennett, Maryann Froehlich, David Bloom, Carol Terris, Maria Williams,  
Kathy O'Brien (OCFO)  
Arvin Ganesan (OCIR)

Location: Administrator's Office  
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**Wednesday, 2/8/2012**

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**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office

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**09:00 AM-06:00 PM HOLD: Personal Day**  
See Jose or EA

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**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

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**03:30 PM-05:00 PM Senior Policy**  
Location: Bullet Room  
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\*\*\* END \*\*\*

01268-EPA-5925

**Diane  
Thompson/DC/USEPA/US**  
01/24/2012 10:05 PM

To "Richard Windsor", "Bob Perciasepe"  
cc "Aaron Dickerson", "Dan Kanninen", "Jose Lozano", "Brendan  
Gilfillan", "Michael Moats"  
bcc

Subject Fw: Blueprint for An America Built to Last

FYI

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**From:** FN-WHO-Cabinet Affairs [CabinetAffairs@who.eop.gov]  
**Sent:** 01/25/2012 02:50 AM GMT  
**To:** FN-WHO-Cabinet Affairs <CabinetAffairs@who.eop.gov>  
**Subject:** Blueprint for An America Built to Last

Dear Chiefs of Staff and WH Liaisons:

Attached please find the "Blueprint For An America Built to Last."

Thank you.

--Cabinet Affairs



Blueprint+For+An+America+Built+to+Last.pdf

B L U E P R I N T F O R

JANUARY  
TWENTY FOURTH  
TWO THOUSAND AND TWELVE

# AN AMERICA BUILT TO LAST



WHITEHOUSE.GOV



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## An America Built to Last

In his State of the Union Address, the President laid out a blueprint for an economy that's built to last – an economy built on American manufacturing, American energy, skills for American workers, and a renewal of American values.

The President believes this is a make or break moment for the middle class and those trying to reach it. What's at stake is the very survival of the basic American promise that if you work hard, you can do well enough to raise a family, own a home, and put a little away for retirement.

The defining issue of our time is how to keep that promise alive. No challenge is more urgent; no debate is more important. We can either settle for a country where a shrinking number of people do really well, while more Americans barely get by. Or we can build a nation where everyone gets a fair shot, everyone does their fair share, and everyone plays by the same rules. At stake right now are not Democratic or Republican values, but American values – and for the sake of our future, we have to reclaim them.

The fact is, the economic security of the middle class has eroded for decades. Long before the recession, good jobs and manufacturing began leaving our shores. Hard work stopped paying off for too many Americans. Those at the top saw their incomes rise like never before, but the vast majority of Americans struggled with costs that were growing and paychecks that weren't.

In 2008, the house of cards collapsed. Mortgages were sold to people who couldn't afford or understand them. Banks made huge bets and bonuses with other people's money. It was a crisis that cost us more than eight million jobs and plunged our economy and the world into a crisis from which we are still fighting to recover.

Three years later, thanks to the President's bold actions, the economy is growing again. Over the past 22 months, our businesses have created 3.2 million jobs. Last year, we added the most private sector jobs since 2005. American manufacturing is creating jobs for the first time since the late 1990s. The American auto industry is back. Today, American oil production is the highest that it's been in eight years. Together, we've agreed to cut the deficit by more than \$2 trillion. The President signed into law new rules to hold Wall Street accountable, so a crisis like the one we've endured never happens again.

When we act together, in common purpose and common effort, there is nothing the United States of America cannot achieve. That's why the President's blueprint for action contains policies that businesses can take, actions that Congress needs to take, as well as actions that the President will take on his own.

We have come too far to turn back now. We cannot go back to an economy based on outsourcing, bad debt, and phony financial profits. The President intends to keep moving forward and rebuild an economy where hard work pays off and responsibility is rewarded – an economy built to last.

# A Nation Where Everyone Gets a Fair Shot, Does Their Fair Share, and Plays by the Same Set of Rules

## **I. Manufacturing: Create New Jobs Here In America, Discourage Outsourcing, And Encourage Insourcing**

- Take away the deduction for outsourcing, make companies pay a minimum tax for profits and jobs overseas, and reward companies for bringing jobs back to America.
- Lower tax rates for companies that manufacture and create jobs in the United States.
- Get tough on trade enforcement.
- Create more jobs and make us more competitive by rebuilding America using half of the savings from ending foreign wars.

## **II. Skills: Give Hard-Working, Responsible Americans A Fair Shot**

- Forge new partnerships between community colleges and businesses to train and place 2 million skilled workers.
- Reform job training and Unemployment Insurance and create one website that dislocated workers can use to help them get back to work.
- Attract, prepare, support, and reward great teachers to help students learn.
- Call on every state to require that all students stay in high school until they graduate or turn 18.
- Double work-study jobs and take steps to hold down college costs for middle-class families.
- Build a 21st century immigration system and give responsible young people a chance to earn their citizenship.
- Put veterans to work protecting our communities and preserving our natural resources.
- Secure equal pay for equal work.
- Help start-ups and small businesses succeed and create jobs by reforming regulations and expanding tax relief.
- Help spur innovation by investing in research and development.

## **III. Energy: Make The Most Of America's Energy Resources**

- Promote safe, responsible development of the near 100-year supply of natural gas, supporting more than 600,000 jobs while ensuring public health and safety.
- Incentivize manufacturers to make energy upgrades, saving \$100 billion over the next decade.
- Create clean energy jobs in the United States.

## **IV. Values: Ensure Every American Plays By The Same Set Of Rules And Pays Their Fair Share**

- Make the tax code fairer and simpler for the middle class and make sure millionaires and billionaires follow the Buffett Rule by paying at least 30% in taxes.
- End subsidies for millionaires.
- Prevent tax increases for working families by extending the payroll tax cut.
- Call on Congress to give every responsible homeowner the opportunity to refinance.
- Make sure Wall Street plays by the same rules.
- Reduce the influence of money and lobbyists and do away with procedures that stop Congress from working on behalf of the American people.
- Pass a balanced, fair deficit reduction plan.

## AN AMERICA BUILT TO LAST

## A Blueprint to Create New Jobs Here in America, Discourage Outsourcing, and Encourage Insourcing

**Take away the deduction for outsourcing, make companies pay a minimum tax for profits and jobs overseas, and reward companies for bringing jobs back to America:** The President believes that we need comprehensive corporate tax reform that will close loopholes, lower rates, and eliminate incentives that make it more attractive to ship jobs overseas – corporate tax reform that will:

- Remove tax incentives to locate overseas through an international minimum tax: The President is proposing to eliminate tax incentives to ship jobs offshore by ensuring that all American companies pay a minimum tax on their overseas profits, preventing other countries from attracting American business through unusually low tax rates.
- Stop letting companies take a tax deduction for moving overseas and instead provide a credit for moving jobs back home: The President wants to eliminate the tax deduction companies receive for the cost of shutting down factories and moving production overseas, and create a new tax credit to cover moving expenses for companies that close production overseas and bring jobs back to the United States.

**Lower tax rates for companies that manufacture and create jobs in the United States:**

- Create new incentives to increase manufacturing in the United States: At the same time he proposes to close special-interest loopholes, the President is proposing to ensure the next generation of manufacturing jobs is created here in America by reducing tax rates for manufacturers and doubling the tax deduction for high-tech manufacturers.
- Support companies that make new investments in the communities hardest hit by major job losses: The President is proposing a new tax credit that provides support for companies seeking to finance new factories, equipment, or production in communities that have been hardest hit by a company choosing to relocate or a military base shutting down.

**Get tough on trade enforcement:** The President has worked to ensure Americans can sell their products all over the world, and last year he signed into law new trade agreements with Panama, Colombia, and South Korea, helping to put the United States on track to reach the goal of doubling exports by the end of 2014. But the President refuses to stand by when our international competitors don't play by the rules. To level the playing field by improving trade enforcement, the President is announcing:

- A new trade enforcement unit: The President announced the creation of a new trade enforcement unit that will bring together resources and investigators from across the Federal Government to go after unfair trade practices in countries around the world, including China.
- Enhancing trade inspections: The President called for enhancing trade inspections to stop counterfeit, pirated, or unsafe goods before they enter the United States.
- Putting American companies on an even footing: When competitors like China offer unfair export financing to help their companies win business overseas, the United States will provide financing to put our companies on an even footing.

**Create jobs by using half of the savings from ending foreign wars to rebuild America:** To help ensure we have the infrastructure so that companies can ship their goods more efficiently throughout the country and the world, the President is calling for new efforts to revitalize American infrastructure. The President's plan will protect taxpayer dollars by fixing existing roads and by directing funding to the best projects instead of earmarks, and will continue investments in high-speed rail. To pay for these investments, the President is proposing to use approximately half of the savings that we will achieve from winding down wars in Iraq and Afghanistan over the 6 year period of the infrastructure plan with the other half going towards paying down the debt. The President also announced that within the coming weeks, he will sign an Executive Order clearing the red tape that can slow down new infrastructure projects, accelerating those projects that have already been funded.

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## AN AMERICA BUILT TO LAST

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# A Blueprint To Give Hard-Working, Responsible Americans A Fair Shot

**Forge new partnerships between community colleges and businesses to train and place 2 million skilled workers:** Many industries have difficulty filling jobs requiring specific technical skills, even with many Americans still looking for work. In coming years, America will need to fill millions of mid- and high-level skilled positions in industries from healthcare to advanced manufacturing, clean energy to information technology. The President proposed a new initiative to train and place two million Americans in good jobs through partnerships between businesses and community colleges that give workers the skills employers explicitly need. The program is modeled on efforts by employers and community colleges from Charlotte and Chicago to Orlando and Louisville. To address future workforce needs, the President will support partnerships between high schools and industry to create more career academies, which combine instruction in academic subjects and industry skills.

**Reform job training and Unemployment Insurance to help put more Americans back to work:** The President believes we need to reform outdated and inefficient unemployment insurance and job training systems and restore the basic bargain that if you are willing to do the work, you deserve the chance to gain the skills you need to find a job or land a better one. The President called on Congress to move forward on reforms to the Unemployment Insurance program by requiring workers to undergo eligibility assessments in order to receive emergency federal benefits, while at the same time offering new tools to help workers find new jobs. He also proposed streamlining training and employment services for dislocated workers so that those workers are able to access a single program, visit a single location, and go to a single website to find the help they need about job services and training opportunities in their communities.

**Attract, prepare, support, and reward great teachers to help students learn:** Teaching is a profession and should be treated like one. The latest research says a great teacher could increase the lifetime income of an entire classroom by hundreds of thousands of dollars. The President is fighting to protect our schools from being hurt by the recession by providing states and communities with funds to prevent teacher layoffs, and avoid increases to class sizes or decreases in the number of school days. The President is also asking for a new competitive program that will challenge states and districts to work with their teachers and unions to comprehensively reform the teaching profession by:

- Reforming colleges of education and making these schools more selective;
- Creating new career ladders for teachers to become more effective, and ensuring that earnings are tied more closely to performance;
- Establishing more leadership roles and responsibilities for teachers in running schools; improving professional development and time for collaboration among teachers; and providing greater individual and collective autonomy in the classroom in exchange for greater accountability;
- Creating evaluation systems based on multiple measures, rather than just test scores;
- Re-shaping tenure to raise the bar, protect good teachers, and promote accountability.

**Keep students in high school:** The President challenged state governments to live up to their responsibilities by calling on every state to do what 20 states have already done: require students to stay in school until they graduate or turn 18. Studies show that stronger dropout laws keep students in school longer and increase their lifetime earnings as a result. Raising compulsory school requirements, in conjunction with the Administration's historic investments in low-performing schools, will curb the high school dropout crisis and set students down a path of academic and career success.

**Double work-study jobs and take steps to hold down college costs for middle-class families:** College costs are escalating at an unsustainable pace. Even after adjusting for inflation, the



## AN AMERICA BUILT TO LAST

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average published cost of tuition and fees at a four-year public university has increased by 136% in the last 20 years. This Administration has made college more affordable by continuing to increase the maximum Pell Grant award by more than \$800 and creating the American Opportunity Tax Credit worth up to \$10,000 over four years of college. The President called on Congress to help keep college costs within reach for middle-class families by:

- Keeping tuition from spiraling too high: The President is proposing to shift some Federal aid away from colleges that don't keep net tuition down and provide good value.
- Preventing student loan interest rates from doubling: The President called on Congress to stop the interest rate on subsidized Stafford student loans from doubling on July 1 of this year, so young people don't have as much debt to repay.
- Doubling the number of work-study jobs: The President wants to reward students who are willing to work hard by doubling over five years the number of work-study jobs for college students who agree to work their way through school.
- Permanently extending tuition tax breaks that provide up to \$10,000 for four years of college: The President is proposing to make the American Opportunity Tax Credit permanent, maintaining a tax cut that provides up to \$10,000 for tuition over four years of college.

**Build a 21st century immigration system and give responsible young people a chance to earn their citizenship:** The President recognizes that our immigration system is broken, and is committed to passing comprehensive immigration reform to build a 21st century immigration system that meets our nation's economic and security needs. The President's vision for reform includes continuing to make border security a federal responsibility; holding accountable businesses that break the law by exploiting undocumented workers; making those living in the United States illegally take responsibility for their actions by passing a background check, paying fines, and getting right with the law before they can get on a path to legalization; and creating a legal immigration system that meets our diverse needs. We must also stop expelling talented young people, whether they were brought here by their parents as children or came from other countries to pursue college and advanced degrees.

**Put veterans to work protecting our communities and preserving our natural resources:** Building on tax cuts already passed for hiring unemployed veterans, the President proposed a new Veterans Job Corps that will provide our communities funding to hire veterans as cops and firefighters, and to put them to work rebuilding and enhancing our parks, forests, and natural resources – so that America is as strong as those who have defended her.

**Secure equal pay for equal work:** Women make up half of the U.S. workforce and two-thirds of our families rely on a mother's wages for a significant portion of their income. Yet women generally make 23 cents on the dollar less than their male counterparts. The first bill the President signed into law, the Lilly Ledbetter Fair Pay Act, helps women who face discrimination recover their wages. He then created an inter-agency Equal Pay Task Force to crack down on equal pay law violations. The President is committed to closing the pay gap once and for all.

**Help start-ups and small businesses succeed and create jobs by reforming regulations and expanding tax relief:** Start-ups and small businesses create most of the new jobs in this country. The President is proposing to build on measures he has already taken to enact 17 small business tax cuts and expand access to capital for small businesses by reforming regulations that prevent entrepreneurs from getting financing and by expanding tax relief to start-ups and small businesses that are creating jobs and increasing wages.

**Help spur innovation by investing in research and development:** The President made clear that we need to maintain our commitment to funding research and development that can support our economy and improve our quality of life.

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## AN AMERICA BUILT TO LAST

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### A Blueprint to Make the Most of America's Energy Resources

**Promote safe, responsible development of the near 100-year supply of natural gas, supporting more than 600,000 jobs while ensuring public health and safety:** In 2009, we became the world's leading producer of natural gas. Tonight, the President directed the Administration to ensure safe shale gas development that, according to independent estimates, will support more than 600,000 jobs by the end of the decade. These actions will include moving forward with common-sense new rules to require disclosure of the chemicals used in fracking operations on public lands.

**Incentivize manufacturers to make energy upgrades, saving \$100 billion over the next decade:** The President announced a new proposal to increase the energy efficiency of the industrial sector by providing new incentives and breaking down regulatory barriers for manufacturers to upgrade equipment and eliminate wasted energy in their facilities, saving \$100 billion from the nation's energy bills and reducing the amount of energy we import from foreign countries.

**Create clean energy jobs in the United States:** The President called on Congress to build on our success in positioning America to be the world's leading manufacturer in high-tech batteries and reiterated his call for action on clean energy tax credits and a national goal of moving toward clean sources of electricity by setting a standard for utility companies, so that by 2035, 80% of the nation's electricity will come from clean sources, including renewable energy sources like wind, solar, biomass, hydropower, nuclear power, efficient natural gas, and clean coal. Because Congress has not yet acted on this and other key steps to achieve a clean energy economy, the President announced that the Department of the Navy will make the largest renewable energy purchase in history – one gigawatt. In addition, the President is directing the Department of Interior to permit 10 gigawatts of renewables projects by the end of the year, enough to power three million homes.

### A Blueprint to Return to America's Values - Ensuring Everyone Plays by the Same Set of Rules and Pays Their Fair Share

**Make the tax code fairer and simpler for the middle class and make sure millionaires and billionaires follow the Buffett Rule by paying at least 30% in taxes:** In September, the President announced five principles for tax reform. The President is now announcing additional details to those principles on how we should fundamentally reform our tax code to make it simpler and fairer for middle-class Americans:

- **A "Buffett Rule" to ensure those making over \$1 million pay a minimum effective rate of at least 30%:** Last year, the President called for tax reform that follows the Buffett Rule – the principle that no household making over \$1 million a year should pay a smaller share of its income in taxes than middle-class families pay. In support of this rule, the President is now specifically calling for measures to ensure everyone making over a million dollars a year pays a minimum effective tax rate of at least 30%. The Administration will work to ensure that this rule is implemented in a way that is equitable, including not disadvantaging individuals who make large charitable contributions.
- **Eliminating tax deductions for those making over \$1 million:** As part of his effort to reform inefficient and unfair tax breaks, the President is proposing to eliminate tax subsidies for millionaires that they do not need. There is no reason that those making over \$1 million per year should get any tax subsidies for housing, health care, retirement, and child care.
- **Protecting taxpayers below \$250,000:** The President reiterated his commitment that taxes shouldn't go up on those with incomes under \$250,000.

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## AN AMERICA BUILT TO LAST

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**End subsidies for millionaires:** The President joined Senator Tom Coburn (R-OK) in calling on Washington to stop giving federal subsidies – Food Stamps, unemployment benefits, and farm subsidies – to millionaires, because they don't need it and the country can't afford it.

**Prevent tax increases for working families by extending the payroll tax cut:** The President challenged Congress to strengthen the economic recovery by extending the payroll tax cut – which provides \$40 per paycheck for the typical family – for the rest of the year so that taxes don't go up on American workers.

**Call on Congress to give every responsible homeowner the opportunity to refinance:** Millions of Americans who try to refinance are given the runaround from the bank even though they are current on their payments. Building on the action he already took this fall to make four million Americans eligible for lower interest rates without that hassle, the President announced that he will send Congress a plan that will allow responsible homeowners who are current on their payments to save \$3,000 a year on their mortgage by refinancing at historically low interest rates. The President is proposing to use some of the Administration's proposed bank fees to cover the cost of the refinancing plan, since financial institutions helped cause the housing crisis from which borrowers and the economy are still trying to recover.

**Make sure Wall Street plays by the same rules:** Under current law, some individuals in the financial industry violate major anti-fraud laws because there's no real penalty for being a repeat offender. As the Administration continues to implement Wall Street reform to prevent practices that helped lead to the financial crisis, the President is proposing to hold banks and financial companies accountable and make sure that everyone is playing by the same rules. The President is directing the Attorney General to establish a Financial Crimes Unit of investigators to work with U.S. Attorneys to go after large-scale financial fraud so that Americans' investments are protected. He also called on Congress to pass legislation that makes the penalties for fraud count – so that firms don't just see punishment for breaking the law as the price of doing business.

**Reduce the influence of money and lobbyists and do away with procedures that stop Congress from working on behalf of the American people:** The President made clear that we need to take steps to fix the corrosive influence of money in politics, which has undermined America's trust in Washington. He called for new safeguards to prevent Members of Congress from profiting from their positions:

- Ban insider trading by Members of Congress: The President is calling for legislation that clarifies that Members of Congress are subject to the same insider trading laws that apply to everyone else.
- Holding Congress to same conflict-of-interest standards as the Executive branch: The President is calling on Congress to hold itself to the same conflict-of-interest standards as the executive branch by, for example, prohibiting Members from owning securities in companies that have business before their committees or taking official action on a matter that would affect the Member's personal financial interests.
- Prohibit lobbyists from bundling, and bundlers from lobbying: The President called for prohibiting lobbyists from fundraising in support of federal candidates they have lobbied within the past two years, and likewise prohibiting campaign bundlers from lobbying federal officeholders for whom they have fundraised within the past two years.
- Give nominations an up-or-down vote: As one step to fix the way business is done in Washington, the President called on the Senate to pass a rule that after 90 days, all judicial and public service nominations must receive a simple up or down vote.
- Eliminate roadblocks in the Senate by reforming the filibuster: Senators who want to filibuster should vocalize their objection on the Senate floor.

**Pass a balanced, fair deficit reduction plan:** The President called on Congress to reduce the deficit in a balanced way that asks everyone to do their part, so no one has to bear the entire burden and everyone – including millionaires and billionaires – has to pay their fair share. The President has already laid out a plan to reduce the deficit by more than \$4 trillion over the next decade including the over \$2 trillion in deficit reduction that the President already signed into law in the Budget Control Act. This would bring the country to a place where current spending is no longer adding to our debt and deficits are at a sustainable level.

01268-EPA-5926

**Diane  
Thompson/DC/USEPA/US**  
01/25/2012 09:58 AM

To Richard Windsor, Bob Perciasepe  
cc Aaron Dickerson, Daniel Kanninen, Brendan Gilfillan  
bcc  
Subject Fw: Remarks by the President in State of the Union Address

text of speech in case you don't have it. `

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Diane E. Thompson  
Chief of Staff  
U. S. Environmental Protection Agency  
202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 01/25/2012 09:57 AM -----

From: FN-WHO-Cabinet Affairs <CabinetAffairs@who.eop.gov>  
To: FN-WHO-Cabinet Affairs <CabinetAffairs@who.eop.gov>  
Date: 01/24/2012 11:40 PM  
Subject: Remarks by the President in State of the Union Address

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Dear Chiefs of Staff and WH Liaisons:

Please see below remarks by the President in the State of the Union Address.

Thank you.

--Cabinet Affairs

THE WHITE HOUSE  
Office of the Press Secretary

For Immediate Release

January 24, 2012

REMARKS BY THE PRESIDENT  
IN STATE OF THE UNION ADDRESS  
United States Capitol  
Washington, D.C.

9:10 P.M. EST

THE PRESIDENT: Mr. Speaker, Mr. Vice President, members of Congress, distinguished guests, and fellow Americans: Last month, I went to Andrews Air Force Base and welcomed home some of our last troops to serve in Iraq. Together, we offered a final, proud salute to the colors under which more than a million of our fellow citizens fought -- and several thousand gave their lives. We gather tonight knowing that this generation of heroes has made the United States safer and more respected around the world. (Applause.) For the first time in nine years, there are no Americans fighting in Iraq. (Applause.) For the first time in

two decades, Osama bin Laden is not a threat to this country. (Applause.) Most of al Qaeda's top lieutenants have been defeated. The Taliban's momentum has been broken, and some troops in Afghanistan have begun to come home.

These achievements are a testament to the courage, selflessness and teamwork of America's Armed Forces. At a time when too many of our institutions have let us down, they exceed all expectations. They're not consumed with personal ambition. They don't obsess over their differences. They focus on the mission at hand. They work together.

Imagine what we could accomplish if we followed their example. (Applause.) Think about the America within our reach: A country that leads the world in educating its people. An America that attracts a new generation of high-tech manufacturing and high-paying jobs. A future where we're in control of our own energy, and our security and prosperity aren't so tied to unstable parts of the world. An economy built to last, where hard work pays off, and responsibility is rewarded.

We can do this. I know we can, because we've done it before. At the end of World War II, when another generation of heroes returned home from combat, they built the strongest economy and middle class the world has ever known. (Applause.) My grandfather, a veteran of Patton's Army, got the chance to go to college on the GI Bill. My grandmother, who worked on a bomber assembly line, was part of a workforce that turned out the best products on Earth.

The two of them shared the optimism of a nation that had triumphed over a depression and fascism. They understood they were part of something larger; that they were contributing to a story of success that every American had a chance to share -- the basic American promise that if you worked hard, you could do well enough to raise a family, own a home, send your kids to college, and put a little away for retirement.

The defining issue of our time is how to keep that promise alive. No challenge is more urgent. No debate is more important. We can either settle for a country where a shrinking number of people do really well while a growing number of Americans barely get by, or we can restore an economy where everyone gets a fair shot, and everyone does their fair share, and everyone plays by the same set of rules. (Applause.) What's at stake aren't Democratic values or Republican values, but American values. And we have to reclaim them.

Let's remember how we got here. Long before the recession, jobs and manufacturing began leaving our shores. Technology made businesses more efficient, but also made some jobs obsolete. Folks at the top saw their incomes rise like never before, but most hardworking Americans struggled with costs that were

growing, paychecks that weren't, and personal debt that kept piling up.

In 2008, the house of cards collapsed. We learned that mortgages had been sold to people who couldn't afford or understand them. Banks had made huge bets and bonuses with other people's money. Regulators had looked the other way, or didn't have the authority to stop the bad behavior.

It was wrong. It was irresponsible. And it plunged our economy into a crisis that put millions out of work, saddled us with more debt, and left innocent, hardworking Americans holding the bag. In the six months before I took office, we lost nearly 4 million jobs. And we lost another 4 million before our policies were in full effect.

Those are the facts. But so are these: In the last 22 months, businesses have created more than 3 million jobs. (Applause.)

Last year, they created the most jobs since 2005. American manufacturers are hiring again, creating jobs for the first time since the late 1990s. Together, we've agreed to cut the deficit by more than \$2 trillion. And we've put in place new rules to hold Wall Street accountable, so a crisis like this never happens again. (Applause.)

The state of our Union is getting stronger. And we've come too far to turn back now. As long as I'm President, I will work with anyone in this chamber to build on this momentum. But I intend to fight obstruction with action, and I will oppose any effort to return to the very same policies that brought on this economic crisis in the first place. (Applause.)

No, we will not go back to an economy weakened by outsourcing, bad debt, and phony financial profits. Tonight, I want to speak about how we move forward, and lay out a blueprint for an economy that's built to last -- an economy built on American manufacturing, American energy, skills for American workers, and a renewal of American values.

Now, this blueprint begins with American manufacturing.

On the day I took office, our auto industry was on the verge of collapse. Some even said we should let it die. With a million jobs at stake, I refused to let that happen. In exchange for help, we demanded responsibility. We got workers and automakers to settle their differences. We got the industry to retool and restructure. Today, General Motors is back on top as the world's number-one automaker. (Applause.) Chrysler has grown faster in the U.S. than any major car company. Ford is investing billions in U.S. plants and factories. And together, the entire industry added nearly 160,000 jobs.

We bet on American workers. We bet on American ingenuity. And tonight, the American auto industry is back. (Applause.)

What's happening in Detroit can happen in other industries. It can happen in Cleveland and Pittsburgh and Raleigh. We can't bring every job back that's left our shore. But right now, it's getting more expensive to do business in places like China. Meanwhile, America is more productive. A few weeks ago, the CEO of Master Lock told me that it now makes business sense for him to bring jobs back home. (Applause.) Today, for the first time in 15 years, Master Lock's unionized plant in Milwaukee is running at full capacity. (Applause.)

So we have a huge opportunity, at this moment, to bring manufacturing back. But we have to seize it. Tonight, my message to business leaders is simple: Ask yourselves what you can do to bring jobs back to your country, and your country will do everything we can to help you succeed. (Applause.)

We should start with our tax code. Right now, companies get tax breaks for moving jobs and profits overseas. Meanwhile, companies that choose to stay in America get hit with one of the highest tax rates in the world. It makes no sense, and everyone knows it. So let's change it.

First, if you're a business that wants to outsource jobs, you shouldn't get a tax deduction for doing it. (Applause.) That money should be used to cover moving expenses for companies like Master Lock that decide to bring jobs home. (Applause.)

Second, no American company should be able to avoid paying its fair share of taxes by moving jobs and profits overseas.

(Applause.) From now on, every multinational company should have to pay a basic minimum tax. And every penny should go towards lowering taxes for companies that choose to stay here and hire here in America. (Applause.)

Third, if you're an American manufacturer, you should get a bigger tax cut. If you're a high-tech manufacturer, we should double the tax deduction you get for making your products here. And if you want to relocate in a community that was hit hard when a factory left town, you should get help financing a new plant, equipment, or training for new workers. (Applause.)

So my message is simple. It is time to stop rewarding businesses that ship jobs overseas, and start rewarding companies that create jobs right here in America. Send me these tax reforms, and I will sign them right away. (Applause.)

We're also making it easier for American businesses to sell products all over the world. Two years ago, I set a goal of doubling U.S. exports over five years. With the bipartisan trade agreements we signed into law, we're on track to meet that goal ahead of schedule. (Applause.) And soon, there will be millions of new customers for American goods in Panama, Colombia, and South Korea. Soon, there will be new cars on the streets of Seoul imported from Detroit, and Toledo, and Chicago. (Applause.)

I will go anywhere in the world to open new markets for American products. And I will not stand by when our competitors don't play by the rules. We've brought trade cases against China at nearly twice the rate as the last administration -- and it's made a difference. (Applause.) Over a thousand Americans are working today because we stopped a surge in Chinese tires. But we need to do more. It's not right when another country lets our movies, music, and software be pirated. It's not fair when foreign manufacturers have a leg up on ours only because they're heavily subsidized.

Tonight, I'm announcing the creation of a Trade Enforcement Unit that will be charged with investigating unfair trading practices in countries like China. (Applause.) There will be more inspections to prevent counterfeit or unsafe goods from crossing our borders. And this Congress should make sure that no foreign company has an advantage over American manufacturing when it comes to accessing financing or new markets like Russia. Our workers are the most productive on Earth, and if the playing field is level, I promise you -- America will always win. (Applause.)

I also hear from many business leaders who want to hire in the United States but can't find workers with the right skills. Growing industries in science and technology have twice as many openings as we have workers who can do the job. Think about that -- openings at a time when millions of Americans are looking for work. It's inexcusable. And we know how to fix it.

Jackie Bray is a single mom from North Carolina who was laid off from her job as a mechanic. Then Siemens opened a gas turbine factory in Charlotte, and formed a partnership with Central Piedmont Community College. The company helped the college design courses in laser and robotics training. It paid Jackie's tuition, then hired her to help operate their plant.

I want every American looking for work to have the same opportunity as Jackie did. Join me in a national commitment to train 2 million Americans with skills that will lead directly to a job. (Applause.) My administration has already lined up more companies that want to help. Model partnerships between businesses like Siemens and community colleges in places like Charlotte, and Orlando, and Louisville are up and running. Now you need to give more community colleges the resources they need to become community career centers -- places that teach people skills that businesses are looking for right now, from data management to high-tech manufacturing.

And I want to cut through the maze of confusing training programs, so that from now on, people like Jackie have one program, one website, and one place to go for all the information and help that they need. It is time to turn our unemployment system into a reemployment system that puts people to work. (Applause.)



These reforms will help people get jobs that are open today. But to prepare for the jobs of tomorrow, our commitment to skills and education has to start earlier.

For less than 1 percent of what our nation spends on education each year, we've convinced nearly every state in the country to raise their standards for teaching and learning -- the first time that's happened in a generation.

But challenges remain. And we know how to solve them.

At a time when other countries are doubling down on education, tight budgets have forced states to lay off thousands of teachers. We know a good teacher can increase the lifetime income of a classroom by over \$250,000. A great teacher can offer an escape from poverty to the child who dreams beyond his circumstance. Every person in this chamber can point to a teacher who changed the trajectory of their lives. Most teachers work tirelessly, with modest pay, sometimes digging into their own pocket for school supplies -- just to make a difference.

Teachers matter. So instead of bashing them, or defending the status quo, let's offer schools a deal. Give them the resources to keep good teachers on the job, and reward the best ones. (Applause.) And in return, grant schools flexibility: to teach with creativity and passion; to stop teaching to the test; and to replace teachers who just aren't helping kids learn. That's a bargain worth making. (Applause.)

We also know that when students don't walk away from their education, more of them walk the stage to get their diploma. When students are not allowed to drop out, they do better. So tonight, I am proposing that every state -- every state -- requires that all students stay in high school until they graduate or turn 18. (Applause.)

When kids do graduate, the most daunting challenge can be the cost of college. At a time when Americans owe more in tuition debt than credit card debt, this Congress needs to stop the interest rates on student loans from doubling in July. (Applause.)

Extend the tuition tax credit we started that saves millions of middle-class families thousands of dollars, and give more young people the chance to earn their way through college by doubling the number of work-study jobs in the next five years. (Applause.)

Of course, it's not enough for us to increase student aid. We can't just keep subsidizing skyrocketing tuition; we'll run out of money. States also need to do their part, by making higher

education a higher priority in their budgets. And colleges and universities have to do their part by working to keep costs down. Recently, I spoke with a group of college presidents who've done just that. Some schools redesign courses to help students finish more quickly. Some use better technology. The point is, it's possible. So let me put colleges and universities on notice: If you can't stop tuition from going up, the funding you get from taxpayers will go down. (Applause.) Higher education can't be a luxury -- it is an economic imperative that every family in America should be able to afford.

Let's also remember that hundreds of thousands of talented, hardworking students in this country face another challenge: the fact that they aren't yet American citizens. Many were brought here as small children, are American through and through, yet they live every day with the threat of deportation. Others came more recently, to study business and science and engineering, but as soon as they get their degree, we send them home to invent new products and create new jobs somewhere else.

That doesn't make sense.

I believe as strongly as ever that we should take on illegal immigration. That's why my administration has put more boots on the border than ever before. That's why there are fewer illegal crossings than when I took office. The opponents of action are out of excuses. We should be working on comprehensive immigration reform right now. (Applause.)

But if election-year politics keeps Congress from acting on a comprehensive plan, let's at least agree to stop expelling responsible young people who want to staff our labs, start new businesses, defend this country. Send me a law that gives them the chance to earn their citizenship. I will sign it right away. (Applause.)

You see, an economy built to last is one where we encourage the talent and ingenuity of every person in this country. That means women should earn equal pay for equal work. (Applause.) It means we should support everyone who's willing to work, and every risk-taker and entrepreneur who aspires to become the next Steve Jobs.

After all, innovation is what America has always been about. Most new jobs are created in start-ups and small businesses. So let's pass an agenda that helps them succeed. Tear down regulations that prevent aspiring entrepreneurs from getting the financing to grow. (Applause.) Expand tax relief to small businesses that are raising wages and creating good jobs. Both parties agree on these ideas. So put them in a bill, and get it on my desk this year. (Applause.)

Innovation also demands basic research. Today, the discoveries taking place in our federally financed labs and universities could lead to new treatments that kill cancer cells but leave

healthy ones untouched. New lightweight vests for cops and soldiers that can stop any bullet. Don't gut these investments in our budget. Don't let other countries win the race for the future. Support the same kind of research and innovation that led to the computer chip and the Internet; to new American jobs and new American industries.

And nowhere is the promise of innovation greater than in American-made energy. Over the last three years, we've opened millions of new acres for oil and gas exploration, and tonight, I'm directing my administration to open more than 75 percent of our potential offshore oil and gas resources. (Applause.) Right now -- right now -- American oil production is the highest that it's been in eight years. That's right -- eight years. Not only that -- last year, we relied less on foreign oil than in any of the past 16 years. (Applause.)

But with only 2 percent of the world's oil reserves, oil isn't enough. This country needs an all-out, all-of-the-above strategy that develops every available source of American energy. (Applause.) A strategy that's cleaner, cheaper, and full of new jobs.

We have a supply of natural gas that can last America nearly 100 years. (Applause.) And my administration will take every possible action to safely develop this energy. Experts believe this will support more than 600,000 jobs by the end of the decade. And I'm requiring all companies that drill for gas on public lands to disclose the chemicals they use. (Applause.) Because America will develop this resource without putting the health and safety of our citizens at risk.

The development of natural gas will create jobs and power trucks and factories that are cleaner and cheaper, proving that we don't have to choose between our environment and our economy. (Applause.) And by the way, it was public research dollars, over the course of 30 years, that helped develop the technologies to extract all this natural gas out of shale rock -- reminding us that government support is critical in helping businesses get new energy ideas off the ground. (Applause.) Now, what's true for natural gas is just as true for clean energy. In three years, our partnership with the private sector has already positioned America to be the world's leading manufacturer of high-tech batteries. Because of federal investments, renewable energy use has nearly doubled, and thousands of Americans have jobs because of it.

When Bryan Ritterby was laid off from his job making furniture, he said he worried that at 55, no one would give him a second chance. But he found work at Energetx, a wind turbine

manufacturer in Michigan. Before the recession, the factory only made luxury yachts. Today, it's hiring workers like Bryan, who said, "I'm proud to be working in the industry of the future."

Our experience with shale gas, our experience with natural gas, shows us that the payoffs on these public investments don't always come right away. Some technologies don't pan out; some companies fail. But I will not walk away from the promise of clean energy. I will not walk away from workers like Bryan. (Applause.) I will not cede the wind or solar or battery industry to China or Germany because we refuse to make the same commitment here.

We've subsidized oil companies for a century. That's long enough. (Applause.) It's time to end the taxpayer giveaways to an industry that rarely has been more profitable, and double-down on a clean energy industry that never has been more promising. Pass clean energy tax credits. Create these jobs. (Applause.)

We can also spur energy innovation with new incentives. The differences in this chamber may be too deep right now to pass a comprehensive plan to fight climate change. But there's no reason why Congress shouldn't at least set a clean energy standard that creates a market for innovation. So far, you haven't acted. Well, tonight, I will. I'm directing my administration to allow the development of clean energy on enough public land to power 3 million homes. And I'm proud to announce that the Department of Defense, working with us, the world's largest consumer of energy, will make one of the largest commitments to clean energy in history -- with the Navy purchasing enough capacity to power a quarter of a million homes a year. (Applause.)

Of course, the easiest way to save money is to waste less energy. So here's a proposal: Help manufacturers eliminate energy waste in their factories and give businesses incentives to upgrade their buildings. Their energy bills will be \$100 billion lower over the next decade, and America will have less pollution, more manufacturing, more jobs for construction workers who need them. Send me a bill that creates these jobs. (Applause.)

Building this new energy future should be just one part of a broader agenda to repair America's infrastructure. So much of America needs to be rebuilt. We've got crumbling roads and bridges; a power grid that wastes too much energy; an incomplete high-speed broadband network that prevents a small business owner in rural America from selling her products all over the world.

During the Great Depression, America built the Hoover Dam and the Golden Gate Bridge. After World War II, we connected our states

with a system of highways. Democratic and Republican administrations invested in great projects that benefited everybody, from the workers who built them to the businesses that still use them today.

In the next few weeks, I will sign an executive order clearing away the red tape that slows down too many construction projects. But you need to fund these projects. Take the money we're no longer spending at war, use half of it to pay down our debt, and use the rest to do some nation-building right here at home. (Applause.)

There's never been a better time to build, especially since the construction industry was one of the hardest hit when the housing bubble burst. Of course, construction workers weren't the only ones who were hurt. So were millions of innocent Americans who've seen their home values decline. And while government can't fix the problem on its own, responsible homeowners shouldn't have to sit and wait for the housing market to hit bottom to get some relief.

And that's why I'm sending this Congress a plan that gives every responsible homeowner the chance to save about \$3,000 a year on their mortgage, by refinancing at historically low rates. (Applause.) No more red tape. No more runaround from the banks. A small fee on the largest financial institutions will ensure that it won't add to the deficit and will give those banks that were rescued by taxpayers a chance to repay a deficit of trust. (Applause.)

Let's never forget: Millions of Americans who work hard and play by the rules every day deserve a government and a financial system that do the same. It's time to apply the same rules from top to bottom. No bailouts, no handouts, and no copouts. An America built to last insists on responsibility from everybody.

We've all paid the price for lenders who sold mortgages to people who couldn't afford them, and buyers who knew they couldn't afford them. That's why we need smart regulations to prevent irresponsible behavior. (Applause.) Rules to prevent financial fraud or toxic dumping or faulty medical devices -- these don't destroy the free market. They make the free market work better.

There's no question that some regulations are outdated, unnecessary, or too costly. In fact, I've approved fewer regulations in the first three years of my presidency than my Republican predecessor did in his. (Applause.) I've ordered every federal agency to eliminate rules that don't make sense. We've already announced over 500 reforms, and just a fraction of them will save business and citizens more than \$10 billion over

the next five years. We got rid of one rule from 40 years ago that could have forced some dairy farmers to spend \$10,000 a year proving that they could contain a spill -- because milk was somehow classified as an oil. With a rule like that, I guess it was worth crying over spilled milk. (Laughter and applause.)

Now, I'm confident a farmer can contain a milk spill without a federal agency looking over his shoulder. (Applause.) Absolutely. But I will not back down from making sure an oil company can contain the kind of oil spill we saw in the Gulf two years ago. (Applause.) I will not back down from protecting our kids from mercury poisoning, or making sure that our food is safe and our water is clean. I will not go back to the days when health insurance companies had unchecked power to cancel your policy, deny your coverage, or charge women differently than men. (Applause.)

And I will not go back to the days when Wall Street was allowed to play by its own set of rules. The new rules we passed restore what should be any financial system's core purpose: Getting funding to entrepreneurs with the best ideas, and getting loans to responsible families who want to buy a home, or start a business, or send their kids to college.

So if you are a big bank or financial institution, you're no longer allowed to make risky bets with your customers' deposits. You're required to write out a "living will" that details exactly how you'll pay the bills if you fail -- because the rest of us are not bailing you out ever again. (Applause.) And if you're a mortgage lender or a payday lender or a credit card company, the days of signing people up for products they can't afford with confusing forms and deceptive practices -- those days are over. Today, American consumers finally have a watchdog in Richard Cordray with one job: To look out for them. (Applause.)

We'll also establish a Financial Crimes Unit of highly trained investigators to crack down on large-scale fraud and protect people's investments. Some financial firms violate major anti-fraud laws because there's no real penalty for being a repeat offender. That's bad for consumers, and it's bad for the vast majority of bankers and financial service professionals who do the right thing. So pass legislation that makes the penalties for fraud count.

And tonight, I'm asking my Attorney General to create a special unit of federal prosecutors and leading state attorney general to expand our investigations into the abusive lending and packaging of risky mortgages that led to the housing crisis. (Applause.) This new unit will hold accountable those who broke the law, speed assistance to homeowners, and help turn the page on an era

of recklessness that hurt so many Americans.

Now, a return to the American values of fair play and shared responsibility will help protect our people and our economy. But it should also guide us as we look to pay down our debt and invest in our future.

Right now, our most immediate priority is stopping a tax hike on 160 million working Americans while the recovery is still fragile. (Applause.) People cannot afford losing \$40 out of each paycheck this year. There are plenty of ways to get this done. So let's agree right here, right now: No side issues. No drama. Pass the payroll tax cut without delay. Let's get it done. (Applause.)

When it comes to the deficit, we've already agreed to more than \$2 trillion in cuts and savings. But we need to do more, and that means making choices. Right now, we're poised to spend nearly \$1 trillion more on what was supposed to be a temporary tax break for the wealthiest 2 percent of Americans. Right now, because of loopholes and shelters in the tax code, a quarter of all millionaires pay lower tax rates than millions of middle-class households. Right now, Warren Buffett pays a lower tax rate than his secretary.

Do we want to keep these tax cuts for the wealthiest Americans? Or do we want to keep our investments in everything else -- like education and medical research; a strong military and care for our veterans? Because if we're serious about paying down our debt, we can't do both.

The American people know what the right choice is. So do I. As I told the Speaker this summer, I'm prepared to make more reforms that rein in the long-term costs of Medicare and Medicaid, and strengthen Social Security, so long as those programs remain a guarantee of security for seniors.

But in return, we need to change our tax code so that people like me, and an awful lot of members of Congress, pay our fair share of taxes. (Applause.)

Tax reform should follow the Buffett Rule. If you make more than \$1 million a year, you should not pay less than 30 percent in taxes. And my Republican friend Tom Coburn is right: Washington should stop subsidizing millionaires. In fact, if you're earning a million dollars a year, you shouldn't get special tax subsidies or deductions. On the other hand, if you make under \$250,000 a year, like 98 percent of American families, your taxes shouldn't go up. (Applause.) You're the ones struggling with rising costs and stagnant wages. You're the ones who need relief.

Now, you can call this class warfare all you want. But asking a billionaire to pay at least as much as his secretary in taxes? Most Americans would call that common sense.

We don't begrudge financial success in this country. We admire it. When Americans talk about folks like me paying my fair share of taxes, it's not because they envy the rich. It's because they understand that when I get a tax break I don't need and the country can't afford, it either adds to the deficit, or somebody else has to make up the difference -- like a senior on a fixed income, or a student trying to get through school, or a family trying to make ends meet. That's not right. Americans know that's not right. They know that this generation's success is only possible because past generations felt a responsibility to each other, and to the future of their country, and they know our way of life will only endure if we feel that same sense of shared responsibility. That's how we'll reduce our deficit. That's an America built to last. (Applause.)

Now, I recognize that people watching tonight have differing views about taxes and debt, energy and health care. But no matter what party they belong to, I bet most Americans are thinking the same thing right about now: Nothing will get done in Washington this year, or next year, or maybe even the year after that, because Washington is broken.

Can you blame them for feeling a little cynical?

The greatest blow to our confidence in our economy last year didn't come from events beyond our control. It came from a debate in Washington over whether the United States would pay its bills or not. Who benefited from that fiasco?

I've talked tonight about the deficit of trust between Main Street and Wall Street. But the divide between this city and the rest of the country is at least as bad -- and it seems to get worse every year.

Some of this has to do with the corrosive influence of money in politics. So together, let's take some steps to fix that. Send me a bill that bans insider trading by members of Congress; I will sign it tomorrow. (Applause.) Let's limit any elected official from owning stocks in industries they impact. Let's make sure people who bundle campaign contributions for Congress can't lobby Congress, and vice versa -- an idea that has bipartisan support, at least outside of Washington.

Some of what's broken has to do with the way Congress does its business these days. A simple majority is no longer enough to



get anything -- even routine business -- passed through the Senate. (Applause.) Neither party has been blameless in these tactics. Now both parties should put an end to it. (Applause.) For starters, I ask the Senate to pass a simple rule that all judicial and public service nominations receive a simple up or down vote within 90 days. (Applause.)

The executive branch also needs to change. Too often, it's inefficient, outdated and remote. (Applause.) That's why I've asked this Congress to grant me the authority to consolidate the federal bureaucracy, so that our government is leaner, quicker, and more responsive to the needs of the American people. (Applause.)

Finally, none of this can happen unless we also lower the temperature in this town. We need to end the notion that the two parties must be locked in a perpetual campaign of mutual destruction; that politics is about clinging to rigid ideologies instead of building consensus around common-sense ideas.

I'm a Democrat. But I believe what Republican Abraham Lincoln believed: That government should do for people only what they cannot do better by themselves, and no more. (Applause.) That's why my education reform offers more competition, and more control for schools and states. That's why we're getting rid of regulations that don't work. That's why our health care law relies on a reformed private market, not a government program.

On the other hand, even my Republican friends who complain the most about government spending have supported federally financed roads, and clean energy projects, and federal offices for the folks back home.

The point is, we should all want a smarter, more effective government. And while we may not be able to bridge our biggest philosophical differences this year, we can make real progress. With or without this Congress, I will keep taking actions that help the economy grow. But I can do a whole lot more with your help. Because when we act together, there's nothing the United States of America can't achieve. (Applause.) That's the lesson we've learned from our actions abroad over the last few years.

Ending the Iraq war has allowed us to strike decisive blows against our enemies. From Pakistan to Yemen, the al Qaeda operatives who remain are scrambling, knowing that they can't escape the reach of the United States of America. (Applause.)

From this position of strength, we've begun to wind down the war in Afghanistan. Ten thousand of our troops have come home. Twenty-three thousand more will leave by the end of this summer.

This transition to Afghan lead will continue, and we will build an enduring partnership with Afghanistan, so that it is never again a source of attacks against America. (Applause.)

As the tide of war recedes, a wave of change has washed across the Middle East and North Africa, from Tunis to Cairo; from Sana'a to Tripoli. A year ago, Qaddafi was one of the world's longest-serving dictators -- a murderer with American blood on his hands. Today, he is gone. And in Syria, I have no doubt that the Assad regime will soon discover that the forces of change cannot be reversed, and that human dignity cannot be denied. (Applause.)

How this incredible transformation will end remains uncertain. But we have a huge stake in the outcome. And while it's ultimately up to the people of the region to decide their fate, we will advocate for those values that have served our own country so well. We will stand against violence and intimidation. We will stand for the rights and dignity of all human beings -- men and women; Christians, Muslims and Jews. We will support policies that lead to strong and stable democracies and open markets, because tyranny is no match for liberty.

And we will safeguard America's own security against those who threaten our citizens, our friends, and our interests. Look at Iran. Through the power of our diplomacy, a world that was once divided about how to deal with Iran's nuclear program now stands as one. The regime is more isolated than ever before; its leaders are faced with crippling sanctions, and as long as they shirk their responsibilities, this pressure will not relent.

Let there be no doubt: America is determined to prevent Iran from getting a nuclear weapon, and I will take no options off the table to achieve that goal. (Applause.)

But a peaceful resolution of this issue is still possible, and far better, and if Iran changes course and meets its obligations, it can rejoin the community of nations.

The renewal of American leadership can be felt across the globe. Our oldest alliances in Europe and Asia are stronger than ever. Our ties to the Americas are deeper. Our ironclad commitment -- and I mean ironclad -- to Israel's security has meant the closest military cooperation between our two countries in history. (Applause.)

We've made it clear that America is a Pacific power, and a new beginning in Burma has lit a new hope. From the coalitions we've built to secure nuclear materials, to the missions we've led against hunger and disease; from the blows we've dealt to our

enemies, to the enduring power of our moral example, America is back.

Anyone who tells you otherwise, anyone who tells you that America is in decline or that our influence has waned, doesn't know what they're talking about. (Applause.)

That's not the message we get from leaders around the world who are eager to work with us. That's not how people feel from Tokyo to Berlin, from Cape Town to Rio, where opinions of America are higher than they've been in years. Yes, the world is changing. No, we can't control every event. But America remains the one indispensable nation in world affairs -- and as long as I'm President, I intend to keep it that way. (Applause.)

That's why, working with our military leaders, I've proposed a new defense strategy that ensures we maintain the finest military in the world, while saving nearly half a trillion dollars in our budget. To stay one step ahead of our adversaries, I've already sent this Congress legislation that will secure our country from the growing dangers of cyber-threats. (Applause.)

Above all, our freedom endures because of the men and women in uniform who defend it. (Applause.) As they come home, we must serve them as well as they've served us. That includes giving them the care and the benefits they have earned -- which is why we've increased annual VA spending every year I've been President. (Applause.) And it means enlisting our veterans in the work of rebuilding our nation.

With the bipartisan support of this Congress, we're providing new tax credits to companies that hire vets. Michelle and Jill Biden have worked with American businesses to secure a pledge of 135,000 jobs for veterans and their families. And tonight, I'm proposing a Veterans Jobs Corps that will help our communities hire veterans as cops and firefighters, so that America is as strong as those who defend her. (Applause.)

Which brings me back to where I began. Those of us who've been sent here to serve can learn a thing or two from the service of our troops. When you put on that uniform, it doesn't matter if you're black or white; Asian, Latino, Native American; conservative, liberal; rich, poor; gay, straight. When you're marching into battle, you look out for the person next to you, or the mission fails. When you're in the thick of the fight, you rise or fall as one unit, serving one nation, leaving no one behind.

One of my proudest possessions is the flag that the SEAL Team took with them on the mission to get bin Laden. On it are each

of their names. Some may be Democrats. Some may be Republicans. But that doesn't matter. Just like it didn't matter that day in the Situation Room, when I sat next to Bob Gates -- a man who was George Bush's defense secretary -- and Hillary Clinton -- a woman who ran against me for president.

All that mattered that day was the mission. No one thought about politics. No one thought about themselves. One of the young men involved in the raid later told me that he didn't deserve credit for the mission. It only succeeded, he said, because every single member of that unit did their job -- the pilot who landed the helicopter that spun out of control; the translator who kept others from entering the compound; the troops who separated the women and children from the fight; the SEALs who charged up the stairs. More than that, the mission only succeeded because every member of that unit trusted each other -- because you can't charge up those stairs, into darkness and danger, unless you know that there's somebody behind you, watching your back.

So it is with America. Each time I look at that flag, I'm reminded that our destiny is stitched together like those 50 stars and those 13 stripes. No one built this country on their own. This nation is great because we built it together. This nation is great because we worked as a team. This nation is great because we get each other's backs. And if we hold fast to that truth, in this moment of trial, there is no challenge too great; no mission too hard. As long as we are joined in common purpose, as long as we maintain our common resolve, our journey moves forward, and our future is hopeful, and the state of our Union will always be strong.

Thank you, God bless you, and God bless the United States of America. (Applause.)

END

10:16 P.M. EST

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01268-EPA-5927

Noah Dubin/DC/USEPA/US

To

01/25/2012 06:21 PM

cc

bcc Richard Windsor

Subject 01/27/2012 thru 02/09/2012 Schedule for Lisa P. Jackson

\*\*\* Do not copy or forward this information \*\*\*

**EPA Administrator**

**Lisa P. Jackson**

**Schedule**

01/25/2012 06:19:03 PM

**Friday, 1/27/2012**

**09:45 AM-10:05 AM Depart for SEA**

Location: Hotel

**10:55 AM-03:48 PM En Route to DC**

United flight #916

Departs Seattle, WA (SEA) at 10:55 AM EST/7:55 AM PST

Arrives in DC (IAD) at 3:48 PM EST

Location: En Route to DC

**04:00 PM-04:45 PM Depart for Residence**

Location: IAD

**Saturday, 1/28/2012**

**Sunday, 1/29/2012**

**Monday, 1/30/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

**09:30 AM-10:30 AM HOLD: WH POST-SOTU**

Ct: Ryan Robison - 202-564-2856

Location: Administrator's Office

**10:30 AM-11:00 AM Personnel Discussion**

Ct: Ryan Robison - 202-564-2856

Staff:

Diane Thompson, Jose Lozano (OA)

Paul Anastas (ORD)

Optional:

Bob Perciasepe (OA)

Location: Administrator's Office

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**11:00 AM-09:00 PM**    **Out of Office**  
See EA or Jose  
Location: NYC  
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**01:00 PM-02:00 PM**    **FYI: Senior Staff**  
Location: Bullet Room  
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**Tuesday, 1/31/2012**

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**08:30 AM-09:30 AM**    **HOLD - Deepwater Meeting with DOI**  
Ct: Ryan Robison - 202-564-2856  
Location: TBD  
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**09:30 AM-10:30 AM**    **HOLD: WH POST-SOTU**  
Ct: Ryan Robison - 202-564-2856  
Location: Administrator's Office  
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**10:30 AM-10:45 AM**    **Depart for White House**  
Location: Ariel Rios  
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**10:45 AM-12:15 PM**    **Cabinet Meeting**  
Ct: Liz Ashwell 564.1008  
Full Cabinet Meeting w/ POTUS and VPOTUS  
Location: Cabinet Room, White House  
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**12:15 PM-12:30 PM**    **Depart for Ariel Rios**  
Location: White House  
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**12:45 PM-01:15 PM**    **HOLD Drop-By Meeting w/ AK Eskimo Whaling Commission**  
\*\*AA DePass would be lead on this meeting, the Administrator would drop by if her schedule permits  
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**12:50 PM-01:00 PM**    **Meet with Speechwriter , Stephanie Epner**  
Ct: Ryan Robison - 202-564-2856  
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Staff:  
Stephanie Epner (OEAE)

Location: Administrator's Office  
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**01:00 PM-02:00 PM**    **No Meetings**  
Location: Administrator's Office  
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**02:00 PM-02:45 PM**    **Howard University/Bowie State University MOU Signing**  
Ct: Kim Wheeler - 202-564-1877  
Location: Green Room  
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**03:00 PM-03:45 PM**    **Options Selection: Standards for the Management of Coal Combustion Residuals Final Rule (SAN 4470; T 1)**  
Ct: Nelly Torres: 202-564-5767  
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\*\*Teleconferencing is required for this briefing

Staff:

Bob Perciasepe, Bob Sussman, Lisa Garcia (OA)  
 Mathy Stanislaus, Lisa Feldt, Barry Breen (OSWER)  
 Nancy Stoner (OW)  
 Malcolm Jackson (OEI)  
 Gina McCarthy (OAR)  
 Cynthia Giles (OECA)  
 Paul Anastas (ORD)  
 Jim Jones (OCSPP)  
 Scott Fulton (OGC)  
 Michael Goo (OP)  
 Shawn Garvin (R3)  
 Gwen Keyes Fleming (R4)  
 Susan Hedman (R5)  
 Karl Brooks (R7)  
 James Martin (R8)  
 Jared Blumenfeld (R9)

Optional:

Diane Thompson, Janet Woodka (OA)  
 Arvin Ganesan (OCIR)

Location: Bullet Room

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**04:00 PM-04:45 PM Conference Call with American Sustainable Business Council**  
 Ct: Ryan Robison - 202-564-2856

Staff:

Arvin Ganesan (OCIR)  
 Michael Goo (OP)  
 Janet McCabe (OAR)  
 Alisha Johnson or Andra Belknap (OEAE)

Agenda:

- Introduction from David Levine, Co-Founder and Executive Director of the American Sustainable Business Council
- Administrator Jackson will give brief remarks
- Q&A from prepared questions.

Location: Administrator's Office

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**05:00 PM-05:30 PM HOLD - Deep Water Horizon Meeting with DOI**  
 Ct: Ryan Robison - 202-564-2856  
 Location: Administrator's Office  
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**Wednesday, 2/1/2012**

**08:45 AM-09:15 AM Daily Briefing**  
 Location: Administrator's Office  
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**08:45 AM-09:45 AM HOLD: Breakfast w/ Valerie Jarrett**

POC: (b)(6) Privacy

Reservation made by Ms. Jarrett's office, under Branch  
Location: Hay Adams, 800 16th St NW

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**10:00 AM-10:45 AM Option Selection: Oil and Natural Gas NSPS and NESHAP**  
Ct: Cindy Huang - 202-564-1850

Staff:

Bob Perciasepe, Bob Sussman, Lisa Garcia (OA)  
Gina McCarthy, Janet McCabe, Joseph Goffman, Don Zinger, Lorie Schmidt, Steve  
Page, Peter Tsirigotis (OAR)  
Scott Fulton, Avi Garbow (OGC)  
Michael Goo, Bicky Corman (OP)  
Cynthia Giles (OECA)  
Paul Anastas (ORD)  
Judith Enck (R2)  
Shawn Garvin (R3)  
Susan Hedman (R5)  
Al Armendariz (R6)  
James Martin (R7)  
Jared Blumenfeld (R9)  
Dennis McCLerran (R10)

Optional:

Diane Thompson (OA)

\*\*This meeting will have both video and teleconference  
Location: Bullet Room

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**11:30 AM-12:00 PM One on One with Cam Davis**  
Ct: Cameron Davis - 312-886-4957

Staff:

Cameron Davis (Sr. Adv. Great Lakes)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

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**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office

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**01:00 PM-01:30 PM One on One with Peter Grevatt**  
Ct: Florence Claggett - 202-566-0637 (OCHP)

Staff:

Peter Grevatt (OCHP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

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**02:00 PM-02:30 PM One on One with Cynthia Giles**  
Ct: Linda Huffman - 202-564-3139 (OECA)



Staff:  
Cynthia Giles (OECA)

Optional:  
Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office

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**02:30 PM-03:30 PM**    **HOLD: WH POST-SOTU**  
Ct: Ryan Robison - 202-564-2856  
Location: Administrator's Office

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**03:30 PM-05:00 PM**    **Senior Policy**  
Location: Bullet Room  
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**Thursday, 2/2/2012**

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**07:30 AM-09:00 AM**    **FYI: National Prayer Breakfast**  
Ct: Marcus McClendon 202-564-045

Location: Washington Hilton  
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**08:25 AM-02:21 PM**    **En route to San Francisco**  
United Flight #846

Departs DC (IAD) at 8:25 AM EST

Arrives in San Francisco (SFO) at 2:21 PM EST/11:21 AM PST

Location: En route to San Francisco  
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**08:45 AM-09:15 AM**    **FYI: Daily Briefing**  
Location: Administrator's Office

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**03:00 PM-09:00 PM**    **Events in Palo Alto, CA**  
Location: Palo Alto, CA  
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**Friday, 2/3/2012**

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**08:00 AM-03:00 PM**    **Events in Palo Alto, CA**  
Location: Palo Alto, CA  
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**03:06 PM-08:09 PM**    **En Route to Washington, DC**  
United Flight #744

Departs San Francisco (SFO) at 3:06 PM EST/12:06 PM PST

Arrives in DC (IAD) 8:09 PM EST  
Location: En route to Washington, DC  
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**Saturday, 2/4/2012**

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**Sunday, 2/5/2012**

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**Monday, 2/6/2012**

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**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office

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**10:00 AM-10:30 AM One on One with Jim Jones**

Ct: Gloria Milhouse - 202-564-4206 (OCSPP)

Staff:

Jim Jones (OCSPP)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

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**11:00 AM-12:00 PM HOLD: WH POST-SOTU**

Ct: Ryan Robison - 202-564-2856

Location: Administrator's Office

-----  
**12:00 PM-01:00 PM No Meetings**

Location: Administrator's Office

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**01:00 PM-02:00 PM Senior Staff**

Location: Bullet Room

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**02:30 PM-03:00 PM One on One with Gina McCarthy**

Ct: Cindy Huang - 202-564-7404

Staff:

Gina McCarthy (OAR)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office

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**Tuesday, 2/7/2012**

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**10:00 AM-10:30 AM One on One with Scott Fulton**

Ct: Carla Veney - 202-564-1619 (OGC)

Staff:

Scott Fulton (OGC)

Optional:

Diane Thompson (OA)

Location: Administrator's Office

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**10:45 AM-11:15 AM Briefing on Equal Employment Opportunity Commission Report MD -715**

Ct: Sheryl Mason - 202-564-1746

Staff:

Bob Perciasepe, John Reeder (OA)  
Rafael DeLeon, Vicki Simons, Michael Butkovich\*\*, Don Pettaway (OCR)  
Steve Pressman, Julia Rhodes, Marna McDermott (OGC)  
Craig Hooks, Raul Soto, Nanci Gelb (OARM)

Optional:

Diane Thompson, Lisa Garcia (OA)

\*\*Michael will be dialed in by MOSS at (b) (6) Privacy

Location: Bullet Room  
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**11:30 AM-02:00 PM FYI - CFC Appreciation Carnival**  
Ct: Michael Moats - 202-564-1687

Location: EPA East Room 1153  
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**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office  
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**01:00 PM-01:30 PM One on One with John Hankinson**  
Ct: Caroline Whitehead - 202-566-2907 (GCTF)

Staff:

John Hankinson (GCTF)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)  
Location: Administrator's Office  
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**03:15 PM-04:15 PM Briefing on President's 2013 Budget**  
Ct: Rhonda Robinson - 202-564-1151

Staff:

Bob Perciasepe, Diane Thompson (OA)  
Barbara Bennett, Maryann Froehlich, David Bloom, Carol Terris, Maria Williams,  
Kathy O'Brien (OCFO)  
Arvin Ganesan (OCIR)

Location: Administrator's Office  
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**Wednesday, 2/8/2012**

**08:45 AM-09:15 AM Daily Briefing**  
Location: Administrator's Office  
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**09:00 AM-06:00 PM HOLD: Personal Day**  
See Jose or EA  
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**12:00 PM-01:00 PM No Meetings**  
Location: Administrator's Office  
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**03:30 PM-05:00 PM Senior Policy**

Location: Bullet Room  
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**Thursday, 2/9/2012**

**08:45 AM-09:15 AM Daily Briefing**

Location: Administrator's Office  
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**10:00 AM-10:30 AM One on One with Mathy Stanislaus**

Ct: Nelida Torres - 202-564-5767 (OSWER)

Staff:

Mathy Stanislaus (OSWER)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
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**12:00 PM-01:00 PM HOLD for Lunch w/ Barb Bennett**

**02:00 PM-02:30 PM One on One with Lisa Garcia**

Ct: Andrea Dickerson - 202-564-2349 (OA)

Staff:

Lisa Garcia (OA)

Optional:

Diane Thompson, Bob Perciasepe, Bob Sussman (OA)

Location: Administrator's Office  
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**03:00 PM-04:00 PM HOLD: WH POST-SOTU**

Ct: Ryan Robison - 202-564-2856

Location: Administrator's Office  
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**05:00 PM-07:00 PM Hold: Washington Mardi Gras**

Ct: Janet Woodka 564.7362

Location: Washington Hilton, 1919 Connecticut Ave NW  
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\*\*\* END \*\*\*