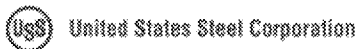


Message

From: Todd D Young [TYoung@uss.com]
Sent: 8/3/2017 2:16:05 PM
To: Brown, Byron [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9242d85c7df343d287659f840d730e65-Brown, Byro]
Subject: Fw: Request from U. S. Steel for mediation on Regional Haze FIP for Taconite
Attachments: Letter-Region5EPA-USSteel-RegionalHazeFIPTaconite-072117.pdf

Per my voicemail, sharing an update on the request for mediation on the matter for which the petitions for reconsideration were denied on January 18th by the prior Administration.

Best regards,



Todd D. Young
Managing Director - Federal Governmental Affairs

901 K Street, NW
Suite 1250
Washington, DC 20001

office
mobile
tdyoung@uss.com

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From: "Fotouhi, David" <fotouhi.david@epa.gov>
To: Todd D Young <TYoung@uss.com>
Date: 08/03/2017 09:28 AM
Subject: Automatic reply: Request from U. S. Steel for mediation on Regional Haze FIP for Taconite

Thank you for your message. I am out of the office on work-related travel with intermittent access to email until Monday, August 7. I will respond to your message as soon as I am able to do so. For time-sensitive matters, please contact Derek Mills (Ex. 6 - Personal Privacy), Gail Jones (Ex. 6 - Personal Privacy), or Monique Patrick (Ex. 6 - Personal Privacy).

Best regards,

David

From: Todd D Young/Headquarters/USS
To: fotouhi.david@epa.gov
Cc: David W Hacker/Headquarters/USS@USS
Date: 08/03/2017 09:26 AM
Subject: Re: Request from U. S. Steel for mediation on Regional Haze FIP for Taconite

Mr. Fotouhi:

I am following up to my correspondence dated July 21st regarding U. S. Steel's request for mediation to resolve the Minnesota FIP litigation that remains before the Eighth Circuit Court of Appeals. We understand from EPA Region 5, the DOJ and Congressman Rick Nolan's office that EPA is considering this request and that it has the attention of headquarters in Washington. We believe mediation would be fruitful as we recently completed the temperature study that EPA Region 5 requested (which our third party contractor is preparing the requested report) and have generated additional data and information that we strongly believe would aid in reaching an equitable resolution.

As you may be aware, the parties provided briefs to the Court, with U. S. Steel's reply brief due to the Court on August 8th. The parties have also most recently provided the Court with dates of availability for oral arguments this Fall/Winter. Once the Court schedules the date for oral argument, the Court is unlikely to stay postpone or oral arguments. Since we remain committed to working with EPA on resolving the matter without continued litigation, we believe that the parties' resources would be best used to reach resolution as opposed to preparing for and providing oral arguments to the Court. In addition, the FIP deadline as applied to U. S. Steel (and no other facility) will begin to have operational impacts and undue compliance risks at U. S. Steel's Minntac facility beginning on August 9th. For these time sensitive reasons, I am reaching out to you to determine if we can provide any additional information to the Agency to assist in its deliberation of the issues raised in our July 21st letter, including our request to stay the effectiveness of the FIP NOx limit on Minntac Line 6.

We remain committed to working expeditiously with the Agency to reach an equitable resolution. Again, thank you for the Agency's careful consideration of this request.

Best regards,
Todd Young



United States Steel Corporation

Todd D. Young
Managing Director - Federal Governmental Affairs

901 K Street, NW
Suite 1250
Washington, DC 20001

office
mobile
tdyoung@uss.com

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From: Todd D Young/Headquarters/USS
To: fotouhi.david@epa.gov
Cc: David W Hacker/Headquarters/USS@USS
Date: 07/21/2017 06:41 PM
Subject: Request from U. S. Steel for mediation on Regional Haze FIP for Taconite

Mr. Fotouhi,

Please find attached a letter from U. S. Steel Corporation requesting EPA to reconsider the agency's prior decision to reject mediation regarding the Federal Implementation Plan for taconite.

The letter is addressed to the Acting Regional Administrator from Region 5, Mr. Robert Kaplan, and copied to you.

We'd welcome an opportunity to share additional information regarding this matter and our belief that an equitable resolution can be reached in a timely manner, and which both adheres to the Clean Air Act's Best Available Retrofit Technology (BART) requirements and results in improved visibility. As stated in the letter, U. S. Steel believes the current FIP's application to U. S. Steel's two mine operations does not necessarily meet the goal of improved visibility, and in certain operating scenarios could actually result in contributing negatively to regional haze.

Thank you for your attention and consideration.

Best regards,
Todd Young



Todd D. Young
Managing Director - Federal Governmental Affairs

901 K Street, NW
Suite 1250
Washington, DC 20001

office
mobile
tdyoung@uss.com

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