

**To:** Pruitt, Scott[Pruitt.Scott@epa.gov]  
**Cc:** Jackson, Ryan[jackson.ryan@epa.gov]; Dravis, Samantha[dravis.samantha@epa.gov]; Leslie.Couvillion@BakerBotts.com[Leslie.Couvillion@BakerBotts.com]  
**From:** megan.berge@bakerbotts.com  
**Sent:** Wed 4/19/2017 7:02:56 PM  
**Subject:** Subject: EPA-HQ-OAR-2015-0500; Re-Submission of Petition for Reconsideration of the Cross-State Air Pollution Rule Update for the 2008 Ozone NAAQS  
[Western Farmers CSAPR Update Petition for Reconsideration.pdf](#)  
[APPENDIX A-2 \(WFEC\) - EIA Data Substitution Calculations - 2016-1221-152....pdf](#)  
[APPENDIX B-2 \(WFEC\) - Unit-Level Allocations with EIA Substitution \(Scal....pdf](#)  
[APPENDIX A-1 \(WFEC\) - Unit-Level Allocations with EIA Substitution \(Fina....pdf](#)  
[APPENDIX B-1 \(WFEC\) - Revised Appendix E State Budgets \(Scaling Fix\) - 2....pdf](#)  
[APPENDIX C-1 \(WFEC\) - AQAT \(Scaling Fix 7-State\) - 2016-1221-1520.pdf](#)  
[APPENDIX C-2 \(WFEC\) - AQAT \(Scaling Fix OK Only\) - 2016-1221-1520.pdf](#)

Dear Administrator Pruitt,

Attached please find a petition by Western Farmers Electric Cooperative (“WFEC”) for reconsideration of the final rule entitled “*Cross-State Air Pollution Rule Update for the 2008 Ozone NAAQS*,” Docket No. EPA-HQ-OAR-2015-0500, 81 Fed. Reg. 74,504 (Oct. 26, 2016). The attached petition and appendices were submitted to the prior administration on December 22, 2016, within the time period specified in the Clean Air Act.

Given that the 2017 ozone season is set to begin in May, WFEC must begin making decisions about purchasing allowances and taking other actions to comply with the regulation. WFEC’s requested relief in its petition includes re-allocation of allowances to its Anadarko Plant units and re-calculation of Oklahoma’s state budget. WFEC would appreciate any clarity you or your team can provide on EPA’s intention to act on the petition.

A hard copy of the petition, along with a CD-Rom containing both PDF and Excel versions of the appendices, also is being sent to EPA via first-class USPS mail.

Respectfully,

Megan

**Megan Heuberger Berge**

Partner

**BAKER BOTTS L.L.P.**

The Warner | 1299 Pennsylvania Ave., NW | Washington, DC 20004

1.202.639.1308 (direct) | 1.202.256.0827 (cell)

**BAKER BOTTS** 

