

Message

From: Foley, Allison D. [ADFoley@Venable.com]
Sent: 2/12/2018 6:02:51 PM
To: Kime, Robin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7ef7b76087a6475b80fc984ac2dd4497-RKime]
CC: Lovell, Will (William) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3b150bb6ade640f68d744fadcb83a73e-Lovell, Wil]
Subject: RE: Following up: Request to meet regarding EO 13777 comments -- PCB regulatory reform and burden reduction

Hi Robin,

Thank you for your email. I am checking with my client and will get back to you as soon as possible.

Best,

Allison D. Foley, Esq. | Venable LLP

Ex. 6 | 202.344.8300 | Ex. 6
600 Massachusetts Avenue, NW, Washington, DC 20001

ADFoley@Venable.com | www.Venable.com

From: Kime, Robin [mailto:Kime.Robin@epa.gov]
Sent: Monday, February 12, 2018 12:52 PM
To: Foley, Allison D. <ADFoley@Venable.com>
Cc: Lovell, Will (William) <lovell.william@epa.gov>
Subject: FW: Following up: Request to meet regarding EO 13777 comments -- PCB regulatory reform and burden reduction

Hi Allison,

I hope you are well. Samantha would be glad to meet with you. Would any of the following dates/times work for your schedule?

2/22 at 1:30 or 2:00 or 2:30 or 3:00
2/23 at 2:00 or 2:30 or 3:00
3/2 at 11:00 or 11:30
3/6 at 3:00

If it helps, I can propose additional dates. Thanks and take care.
Robin

From: Foley, Allison D. [mailto:]
Sent: Monday, January 29, 2018 2:34 PM
To: Kime, Robin <Kime.Robin@epa.gov>
Subject: Following up: Request to meet regarding EO 13777 comments -- PCB regulatory reform and burden reduction

Dear Ms. Kime:

I'm writing on behalf of the Utility Solid Waste Activities Group (USWAG) to follow up on a letter sent to Ms. Samantha Dravis in December regarding USWAG's comments on Executive Order 13777 (copy of December letter attached). In particular, we request a meeting with Ms. Dravis to discuss specific comments regarding regulatory reform and burden

reduction in the context of the federal PCB program administered by EPA under TSCA, and the corresponding regulations set forth at 40 C.F.R. Part 761.

Of particular urgency are requests for:

- Clarification of the PCB disposal regulations at 40 C.F.R. § 761.50 to expressly allow for the disposal of all PCB remediation wastes with as-found concentrations of <50 ppm PCB in non-TSCA landfills (see Exhibit A at 10-11); and
- Modification of the PCB analytical rules throughout 40 C.F.R. Part 761 to expressly authorize the use of the most recent EPA-approved extraction method available for the chemical extraction of PCBs from individual and composite samples (currently the automated soxhlet extraction method, Method 3541, though these methods are constantly evolving and the regulatory text should therefore allow for use of whatever the most current method is at any particular time).

We are requesting a meeting to discuss these regulatory amendments which would eliminate unnecessary and costly regulatory burdens and logistical challenges that significantly delay PCB cleanup projects, without any risk-based justification. The requested regulatory changes are consistent with EO 13777 and the objectives of EPA’s Smart Sector Initiative as they would not only reduce unnecessary regulatory burden but will improve environmental outcomes by streamlining and accelerating PCB cleanup projects and associated compliance efforts by electric and gas utilities.

Please advise if Ms. Dravis has availability for a meeting in the second half of February. Please let me know if you have any questions or need more information from me. Thank you for your attention to this.

Best,

Allison D. Foley, Esq. | Venable LLP

Ex. 6 | 202.344.8300 | m Ex. 6
600 Massachusetts Avenue, NW, Washington, DC 20001

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