



E. SCOTT PRUITT  
ADMINISTRATOR

June 30, 2017

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Dear

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When I was appointed Administrator of the U.S. Environmental Protection Agency, I committed to review a decision by the previous administration regarding the Gold King Mine incident that left so many impacted people without any support or help from the federal government. The time has come for the EPA to deliver on that promise.

This letter is to inform you that the EPA is reconsidering the claim you submitted under the Federal Tort Claims Act for damages in connection with the Gold King Mine incident. Although your claim was previously denied, the agency has reexamined the applicable law and facts pertaining to your claim and has decided to move forward analyzing additional aspects of your claim.

In accordance with the EPA's regulations implementing the Federal Tort Claims Act at 40 C.F.R. § 10.4, the EPA will base its review on the documentation accompanying your claim as well as any additional documentation you may provide in response to this letter. In order for the EPA to fully evaluate your claim and conclude this new review in a timely manner, please submit the following documentation that is relevant to your claim within three months of the date of this letter if you have not already submitted it to the agency:

- If you are claiming personal injury, submit (1) a written report by an attending physician setting forth the nature and extent of the injury, nature and extent of treatment, any degree of temporary or permanent disability, the prognosis, period of hospitalization and any diminished earning capacity; (2) itemized bills or receipts for medical expenses; (3) a statement of expected duration of and expenses for any necessary future treatment; (4) a written statement from your employer showing actual time lost from employment, whether you are a full- or part-time employee and wages or salary actually lost; and/or (5) in the case of self-employment, documentary evidence showing the amount of earnings actually lost.



- If you are claiming property damage, submit (1) proof of ownership; (2) a detailed statement of the amount claimed with respect to each item of property; (3) an itemized receipt of payment for necessary repairs or itemized written estimates of the cost of such repairs; (4) a statement listing date of purchase, purchase price, market value of the property as of date of damage and salvage value, where repair is not economical.
- If you are claiming crop loss or diminished crop yield, submit any documentation demonstrating the amount and value of crops lost. Please include dates the crops were harvested or would have been harvested, the dates during which you did not have access to irrigation water and any other documentation showing that the crop loss was related to the Gold King Mine incident.
- If you are claiming any other kind of injury, submit any other documentation substantiating your claim.

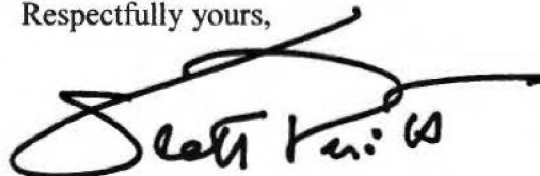
You are also invited to submit any other evidence or information which may have a bearing on the responsibility of the United States for either the injury or the damages claimed. Again, please submit any documentation you wish the agency to consider within three months. Please note that submission of documentation does not guarantee payment. You may contact the EPA Civil Rights and Finance Law Office at (202) 564-2738 with questions about this letter or your claim.

Please mail any additional documentation to:

U.S. EPA Office of General Counsel  
Attention: Gold King Mine Claims  
1200 Pennsylvania Avenue, NW (MC 2399A)  
Washington, D.C. 20460

We appreciate your patience as the EPA works through these issues. The agency is committed to processing claims in a timely manner, and we look forward to working with you on a speedy resolution of your claim.

Respectfully yours,

A handwritten signature in black ink, appearing to read "E. Scott Pruitt", with a large, sweeping flourish above the name.

E. Scott Pruitt