

Message

From: Wehrum, William L. [wwehrum@hunton.com]
Sent: 10/10/2017 10:09:10 PM
To: Lyons, Troy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=15e4881c95044ab49c6c35a0f5eef67e-Lyons, Troy]
CC: Ringel, Aaron [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=1654bdc951284a6d899a418a89fb0abf-Ringel, Aar]; Palich, Christian [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=330ad62e158d43af93fcbbece930d21a-Palich, Chr]
Subject: RE: QFR Question
Attachments: D.C. Circuit - Wehrum Open Cases List-c.pdf

Here is a table of all of my pending cases in the DC Circuit. It is a PACER run that needs to be cleaned up.

There is not an easy way to collect cases that have been decided and are no longer on the docket. I can think of five: (1) the E15 waiver case (dismissed on standing); (2) the misfueling mitigation rule case (dismissed on standing); (3) a PM2.5 NAAQS challenge (petition denied); (4) a challenge to the Wise Co., TX nonattainment area designation (petition denied); and (5) CSAPR (mixed result). There may be more.

I suggest the following answer:

Deliberative Process / Ex. 5

From: Lyons, Troy [mailto:lyons.troy@epa.gov]
Sent: Tuesday, October 10, 2017 5:46 PM
To: Wehrum, William L.
Cc: Ringel, Aaron; Palich, Christian
Subject: FW: QFR Question

Bill—we need to get this tonight so we can get this over to OMB ASAP to meet EPW’s Thursday deadline

From: Ringel, Aaron
Sent: Tuesday, October 10, 2017 5:44 PM
To: Lyons, Troy <lyons.troy@epa.gov>
Subject: Fwd: QFR Question

Sent from my iPhone

Begin forwarded message:

From: "Wehrum, William L." <wwehrum@hunton.com>
Date: October 10, 2017 at 5:36:09 PM EDT
To: "Ringel, Aaron" <ringel.aaron@epa.gov>
Cc: "Shimmin, Kaitlyn" <shimmin.kaitlyn@epa.gov>, "Palich, Christian" <palich.christian@epa.gov>
Subject: RE: QFR Question

Not yet. I'll get it to you in the morning.

From: Ringel, Aaron [<mailto:ringel.aaron@epa.gov>]
Sent: Tuesday, October 10, 2017 5:35 PM
To: Wehrum, William L.
Cc: Shimmin, Kaitlyn; Palich, Christian
Subject: QFR Question

Hi Bill, wanted to follow up and see if you had the table noted in the below question to include in the response. If you can send along as soon as possible would be appreciated.

Thanks!
Aaron

14. How many legal cases have you filed, or joined others in filing against the EPA, since leaving the agency? Please provide a full list with the outcome of each case, including those cases in which the court disagreed with your argument, agreed with your argument, and those in which the court refused to hear the matter.

WLW: [need case table **]

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