

Message

From: Ludwiszewski, Raymond B. [RLudwiszewski@gibsondunn.com]
Sent: 10/23/2017 12:34:10 AM
To: Brown, Byron [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9242d85c7df343d287659f840d730e65-Brown, Byro]
Subject: FW: Gelman Site, Ann Arbor, MI
Attachments: 2017.06.12 - MLive - Peters discusses immigration, other issues.pdf; 2017.08.31 - MLive - Town Hall Meeting.pdf; 2017.01.18 - scott-pruitt-opening-statement-final.pdf

Byron --

I wanted to briefly update you on developments on the Gelman site. As I noted below, on September 29th, the MDEQ notified Region V that it believed that "issues at the site are being, and [should] continue to be addressed through State actions." However, the State was notified last week that Region V intends to "continue to be active" at the site beyond the conclusion of the Preliminary Assessment in November.

As I noted in my last email, I would be happy to provide you with additional background at your convenience.

RAY

Raymond B. Ludwiszewski

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From: Ludwiszewski, Raymond B.
Sent: Wednesday, October 18, 2017 10:01 AM
To: Brown.byron@epa.gov
Subject: Gelman Site, Ann Arbor, MI

Byron,

I wanted to reach out to alert you to Region V's upcoming decision concerning the Gelman Sciences 1,4-dioxane site in Ann Arbor, Michigan. As you may know, in November of last year, the Sierra Club and others petitioned EPA Region V to conduct a preliminary assessment of the Gelman site. Region V agreed to do so, promising a decision by November 2017 at the latest. Since then, as you can see from the attached news clippings, the political interest in the site and in EPA's involvement has grown.

The site is governed by a consent judgment entered by a Michigan Court and has a long remediation history built on collaboration between the responsible state agency, the MDEQ, and the PRP – Gelman – reaching back over 20 years. Recently, MDEQ formally informed Region V in writing that the issues at the Gelman site are being adequately addressed through the ongoing state enforcement action, and that federal involvement is not warranted. Gelman is in full agreement with MDEQ that the site is being effectively

managed by the State, consistent with Administrator Pruitt's vision of "cooperative federalism" as expressed by his statement at his confirmation hearing.

Please let me know if you would like to meet or to discuss these issues on the phone. I appreciate your consideration. Also, if you have the opportunity, please pass my good wishes on to my friend and former colleague, David Fotouhi. I understand that you work together regularly.

Thx, RAY

Raymond B. Ludwiszewski

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