

Message

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Sent: 4/28/2017 7:28:09 PM
To: Fotouhi, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=febaf0d56aab43f8a9174b18218c1182-Fotouhi, Da]
CC: Brown, Byron [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9242d85c7df343d287659f840d730e65-Brown, Byro]; Ward, Thomas [TWard@nahb.org]
Subject: FW: Emailing - CERCLA 108(b) Advocacy Comment Letter - EPA FINAL_.pdf
Attachments: CERCLA 108(b) Advocacy Comment Letter - EPA FINAL_.pdf

Good talking to you - look forward to working together. Remember – we are here to provide additional regulatory/legal support as we address the same issues as your office. We can supplement your in-house resources, particularly as EPA staffs up. I have attached our comment letter regarding withdrawal of the 108(b) proposal from January 2017.

Also, reminder for Byron – we need to talk about 108(b) mining and the 108(b) “other industries”. Both are required to be completed by December 1, 2017 under current court order. For mining, we last discussed the need for a NODA on 108(b) mining to be issued in parallel to the current request for comment on the proposal.

In our view, EPA should make a determination to terminate rulemaking for the other industries well before December 1, based on the response to comments to the earlier ANPRM (I think 2011 or 2012).

Regarding Steam Electric, we are ready to assist as soon as Sarah Greenwalt is ready to move forward.

Tabby Waqar in my office covers the TSCA and RCRA /CERCLA issues generally.

Kevin

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