

Message

From: Hutson, Nick [Hutson.Nick@epa.gov]
Sent: 3/14/2025 1:15:00 PM
To: King, Melanie [King.Melanie@epa.gov]; Benish, Sarah [Benish.Sarah@epa.gov]; McNerney, Matthew [McNerney.Matthew@epa.gov]
CC: Shrager, Brian [Shrager.Brian@epa.gov]; McLamb, Marguerite [McLamb.Marguerite@epa.gov]; Eschmann, Erich [Eschmann.Erich@epa.gov]; Lange, Bryan [Lange.Bryan@epa.gov]
Subject: RE: MATS Repeal

I'm not sure we will need to mention the 112(i)(4) provision ... see below from the MATS fact sheet prepared for the "Deregulatory Actions" press release.

Fact Sheet - Reconsideration of Mercury and Air Toxics Standards

- Clean Air Act Section 112(i)(4) states the President of the United States may grant up to a 2-year exemption from compliance obligations for any source if the President finds that "the technology to implement such standard is not available and that is in the national security interests of the United States to do so."
- Any source interested in a Presidential exemption, should provide their recommendations to EPA **by March 31, 2025**.
- Sources need only provide why technology is unavailable and why it is in the national security interests of the United States to provide the exemption.

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From: Hutson, Nick
Sent: Thursday, March 13, 2025 1:12 PM
To: King, Melanie <King.Melanie@epa.gov>; Benish, Sarah <Benish.Sarah@epa.gov>; McNerney, Matthew <McNerney.Matthew@epa.gov>
Cc: Shrager, Brian <Shrager.Brian@epa.gov>; McLamb, Marguerite <McLamb.Marguerite@epa.gov>; Eschmann, Erich

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<Eschmann.Erich@epa.gov>; Lange, Bryan <Lange.Bryan@epa.gov>

Subject: RE: MATS Repeal

Ex. 5 Deliberative Process (DP)

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From: King, Melanie <King.Melanie@epa.gov>

Sent: Thursday, March 13, 2025 1:09 PM

To: Hutson, Nick <Hutson.Nick@epa.gov>; Benish, Sarah <Benish.Sarah@epa.gov>; McNerney, Matthew <McNerney.Matthew@epa.gov>

Cc: Shrager, Brian <Shrager.Brian@epa.gov>; McLamb, Marguerite <McLamb.Marguerite@epa.gov>; Eschmann, Erich <Eschmann.Erich@epa.gov>; Lange, Bryan <Lange.Bryan@epa.gov>

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The "Reasons for Action" FYI: <https://www.epa.gov/system/files/documents/2025-03/fact-sheet-reconsideration-of-mercury-and-air-toxics-standards.pdf>.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Hutson, Nick <Hutson.Nick@epa.gov>

Sent: Thursday, March 13, 2025 10:55 AM

To: King, Melanie <King.Melanie@epa.gov>; Benish, Sarah <Benish.Sarah@epa.gov>; McNerney, Matthew <McNerney.Matthew@epa.gov>

Cc: Shrager, Brian <Shrager.Brian@epa.gov>; McLamb, Marguerite <McLamb.Marguerite@epa.gov>; Eschmann, Erich <Eschmann.Erich@epa.gov>; Lange, Bryan <Lange.Bryan@epa.gov>

Subject: MATS Repeal

Brian and I spoke with Penny about the [Ex. 5 Deliberative Process \(DP\)](#) this morning.

Ex. 5 Deliberative Process (DP)

But she intends to run that by Peter to see what he thinks. So, I think we should, at least initially, start to think through those arguments ... until we hear otherwise.

Nick

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