

Message

From: AirAction [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FA78B98923384078995E04A73D258D83-AIRACTION]
Sent: 4/2/2025 12:03:36 PM
To: Allen, Bryan Michael [bryan.allen@faegredrinker.com]
Subject: CORRECTION: Updated email address for CBI related to the Presidential Exemption

In the previous email, an incorrect email address was provided for the submission of electronic Confidential Business Information (CBI). The email address should be:

OAQPS_CBI@epa.gov

Thank you.

From: AirAction
Sent: Tuesday, April 1, 2025 10:47 AM
To: Allen, Bryan Michael <bryan.allen@faegredrinker.com>
Subject: RE: Presidential Exemption: NESHAP: Ethylene Oxide Emissions Standards for Sterilization Facilities: LivaNova USA, Inc.

Thank you for emailing the AirAction mailbox to request a Presidential Exemption under section 112(i)(4) of the Clean Air Act and for engaging with EPA in advancing President Trump's Executive Orders and Powering the Great American Comeback. We have received your email and will be in contact soon. If you have Confidential Business Information (CBI) that you'd like to submit, please submit it in electronic version to the CBI@epa.gov inbox or in hardcopy to:

USEPA, OAQPS
CORE CBI Office
4930 Old Page Road
Durham, NC 27703

From: Allen, Bryan Michael <bryan.allen@faegredrinker.com>
Sent: Monday, March 31, 2025 5:00 PM
To: AirAction <AirAction@epa.gov>
Subject: Presidential Exemption: NESHAP: Ethylene Oxide Emissions Standards for Sterilization Facilities: LivaNova USA, Inc.

Caution: This email originated from outside EPA, please exercise additional caution when deciding whether to open attachments or click on provided links.

Dear EPA,

Please find attached a formal request on behalf of LivaNova USA, Inc. for a two-year exemption from the Ethylene Oxide Emissions Standards for Sterilization Facilities, as outlined in Section 112(i)(4) of the Clean Air Act.

Facility Information:

- Facility Name: LivaNova Arvada Facility
- Facility Address: 14401 W 65th Way, Arvada, CO 80004

Emissions Standards or Limitations Subject to the Request:

ED_018388_00005735-00001

Sierra Club FOIA -
2025-EPA-04883

SC_EVERSPLIT0020937

- "National Emission Standards for Hazardous Air Pollutants: Ethylene Oxide Emissions Standards for Sterilization Facilities Residual Risk and Technology Review", 40 CFR Part 63, Subpart O (89 FR 24090; April 5, 2024) (Sterilizer Rule)

Length of Compliance Period Being Requested:

- 2-year exemption from April 6, 2026, to April 6, 2028.

The attached request includes justifications based on the unavailability of required technology and the national security interests of the United States, and an appropriate delegation of authority from LivaNova to submit this request on their behalf. The attached letter does not include any proprietary information. However, such information may be available if deemed necessary by the EPA, which can be submitted in accordance with applicable rules and regulations to protect confidential business information.

Please do not hesitate to contact us if you require any additional information or steps to process this request.

Kind regards,

Bryan M. Allen

Senior Manager - Federal Policy & Consulting

bryan.allen@faegredrinker.com

Connect: vCard

+1 202 230 5323 direct

1500 K Street, N.W., Ste. 1100
Washington, DC 20005, USA

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