

47. Minnkota is harmed by having to comply with a New Mercury Limitation that is not achievable and is based on flawed and unsupported technical conclusions.

**THE NEW fPM LIMITATION WILL CAUSE IMMEDIATE AND
IRREPARABLE HARM TO THE NORTH DAKOTA UTILITIES AND
TO MINNKOTA**

48. EPA's new fPM limit of 0.010 lb/MMBtu will require either the installation of a baghouse (fabric filter technology) or complete retrofit of electrostatic precipitators at MRY. See Sargent & Lundy, "Particulate & Mercury Control Technology Evaluation & Risk Assessment for Proposed MATS Rule Report," EPA-HQ-OAR-2018-0794-5978 (June 2023) [hereinafter MATS 2023 Study], **Attachment E**.

49. ESP improvements may result in fPM reductions. These upgrades would require substantial modifications, including structural support modification, and would represent substantial expenditures in cost per ton removed. **Attachment E**, at Section 2.3.