

Message

From: Jackson, Ryan [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=38BC8E18791A47D88A279DB2FEC8BD60-JACKSON, RY]
Sent: 12/19/2017 8:40:03 PM
To: McCormack, Brian [Brian.Mccormack@hq.doe.gov]
CC: Yunaska, Kyle [Kyle.Yunaska@hq.doe.gov]; Wehrum, Bill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=33d96ae800cf43a3911d94a7130b6c41-Wehrum, Wil]; Gunasekara, Mandy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=53d1a3caa8bb4ebab8a2d28ca59b6f45-Gunasekara,]; Baptist, Erik [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=10fc1b085ee14c6cb61db378356a1eb9-Baptist, Er]
Subject: RE: small refinery hardship

Yes, I've cc'd our team. This is a recurring issue which much like PES cannot be addressed individually, but we could address in this year's RVOs should the refinery be eligible.

From: McCormack, Brian [mailto:Brian.Mccormack@hq.doe.gov]
Sent: Tuesday, December 19, 2017 12:40 PM
To: Jackson, Ryan <jackson.ryan@epa.gov>
Cc: Yunaska, Kyle <Kyle.Yunaska@hq.doe.gov>
Subject: FW: small refinery hardship

Ryan- per our convo earlier. Can we get our teams together?

From: Henry Barbour [mailto:hbarbour@capitolresourcesllc.com]
Sent: Tuesday, December 19, 2017 12:07 PM
To: Susan Butler <sbutler@capitolresourcesllc.com>; McCormack, Brian <Brian.Mccormack@hq.doe.gov>; Yunaska, Kyle <Kyle.Yunaska@hq.doe.gov>
Subject: RE: small refinery hardship

Brian and Kyle --

Thanks again for the phone visit last week about the small refinery hardship issue. I am just following up to see if you had a chance to visit with Mandy at EPA about this issue.

We are most eager to find a resolution for the small refinery coalition with this incomplete and inconsistent scoring of the existing metrics. We appreciate y'all and your determination to get this right.

Best,
Henry

Henry Barbour

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Ex. 6

- cell

From: Susan Butler
Sent: Thursday, December 14, 2017 12:45 PM
To: Brian McCormack (brian.mccormack@hq.doe.gov) <brian.mccormack@hq.doe.gov>; Kyle Yunaska (kyle.yunaska@hq.doe.gov) <kyle.yunaska@hq.doe.gov>

Cc: Henry Barbour <hbarbour@capitolresourcesllc.com>

Subject: small refinery hardship

Thank you for your time yesterday. In follow up, I just want to reiterate that the small refinery coalition is not asking for something new, but for DOE to exercise oversight over the contractor by having them score the existing metrics **which have been in place since 2011** in their entirety, and consistently – both internally and amongst petitioners.

5 of the metrics - for which the data is now available - are not being scored. (1.c. ii and iii, 2. B. ii and iii, and 2.d. highlighted in gray in the table in attached excerpt from the 2011 study). While the data was not initially available in 2011, it has been for several years now – and is submitted in a spreadsheet with the petitions.

It seems unnecessary to have public comment re: whether the existing metrics should be scored correctly and completely...and applied to petitioners consistently.

We recognize that there is a larger debate ongoing re: RFS...and the political reality that it is unlikely to be resolved soon. The hardship process was established by Congress and is intended to mitigate ongoing hardship faced by small refineries under the current law. To that end, there is appropriations report language addressing hardship again this year in both the House and Senate bills.

I have also attached the coalition's more detailed background paper on this. We would be happy to discuss any of this in more detail and look forward to your response. Thank you, Susan

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