

Message

From: Patulski, Meg [patulski.meg@epa.gov]
Sent: 11/18/2024 3:51:46 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Payne, Matthew [payne.matthew@epa.gov]; Nelson, Brian [nelson.brian@epa.gov]
CC: Strickland, Samuel [Strickland.Samuel@epa.gov]
Subject: RE: Waiver Template Meeting
Attachments: Supplemental RTC ACC II 2024-09-23_working file.docx

Ex. 5 AC/DP

Matt, you can also schedule a separate meeting with me to provide my input.

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Monday, November 18, 2024 10:37 AM
To: Patulski, Meg <patulski.meg@epa.gov>; Payne, Matthew <payne.matthew@epa.gov>; Nelson, Brian <nelson.brian@epa.gov>
Cc: Strickland, Samuel <Strickland.Samuel@epa.gov>
Subject: RE: Waiver Template Meeting

Ex. 5 AC/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Patulski, Meg <patulski.meg@epa.gov>
Sent: Monday, November 18, 2024 10:27 AM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Payne, Matthew <payne.matthew@epa.gov>; Nelson, Brian <nelson.brian@epa.gov>
Cc: Strickland, Samuel <Strickland.Samuel@epa.gov>
Subject: RE: Waiver Template Meeting

Hello,

Ex. 5 AC/DP

Meg

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Monday, November 18, 2024 10:14 AM

To: Payne, Matthew <payne.matthew@epa.gov>; Patulski, Meg <patulski.meg@epa.gov>; Nelson, Brian <nelson.brian@epa.gov>

Cc: Strickland, Samuel <Strickland.Samuel@epa.gov>

Subject: RE: Waiver Template Meeting

Ex. 5 AC/DP

Ryland Shengzhi Li

US EPA, Office of General Counsel

(202) 564-6787

pronouns: he/him/his

-----Original Appointment-----

From: Payne, Matthew <payne.matthew@epa.gov>

Sent: Tuesday, November 12, 2024 4:14 PM

To: Payne, Matthew; Patulski, Meg; Nelson, Brian; Li, Ryland (Shengzhi)

Cc: Strickland, Samuel

Subject: Waiver Template Meeting

When: Monday, November 18, 2024 9:30 AM-10:00 AM (UTC-05:00) Eastern Time (US & Canada).

Where: Microsoft Teams Meeting

This is to discuss developing a template for waiver request responses.

Microsoft Teams [Need help?](#)

Join the meeting now

Meeting ID: 245 403 345 596

Passcode: dJF65A

Dial in by phone

[+1 202-991-0477,909307742#](#) United States, Washington

[Find a local number](#)

Phone conference ID: 909 307 742#

Join on a video conferencing device

Tenant key: [sip:teams@video.epa.gov](#)

Video ID: 118 740 855 9

[More info](#)

For organizers: [Meeting options](#) [Reset dial-in PIN](#)

This meeting may be recorded. If the meeting is recorded, it will be announced via a banner showing "this meeting is being recorded." Participation in a recorded meeting will be deemed as consent to be recorded. Meeting recordings may be official agency records subject to appropriate policy, rules and regulations.

Message

From: May, Lucas [May.Lucas@epa.gov]
Sent: 10/31/2024 2:32:41 PM
To: OGC ARLO [OGC_ARLO@epa.gov]
Subject: FW: Oral Argument on Friday, November 1 in the D.C. Circuit challenging RFS Set Rule
Attachments: CBD 23-1177 - Environmental Petitioner Final Opening Brief.pdf; CBD 23-1177 - Environmental Petitioner Final Reply Brief.pdf; CBD 23-1177 - Neste Final Opening Brief.pdf; CBD 23-1177 - Neste Final Reply Brief.pdf; CBD 23-1177 - Per Curiam Order on Argument Format.pdf; CBD 23-1177 - Refiners Final Opening Brief.pdf; CBD 23-1177 - Refiners Final Reply Brief.pdf; CBD 23-1177 - Respondent Final Brief 2024 09 06 (Filed).pdf; CBD 23-1177 - SABR Final Opening Brief.pdf; CBD 23-1177 - SABR Final Reply Brief.pdf

FYI

From: May, Lucas
Sent: Thursday, October 31, 2024 7:32 AM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Conrad, Daniel <conrad.daniel@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Miller, Meredith <Miller.Meredith@epa.gov>; Greenglass, Nora <Greenglass.Nora@epa.gov>; Goffman, Joseph <Goffman.Joseph@epa.gov>; Nunez, Alejandra <Nunez.Alejandra@epa.gov>; Niebling, William (he/him/his) <Niebling.William@epa.gov>; Machiele, Paul <machiele.paul@epa.gov>; Hengst, Benjamin <Hengst.Benjamin@epa.gov>; Dunham, Sarah (she/her/hers) <Dunham.Sarah@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>; Charmley, William (he/him/his) <charmley.william@epa.gov>
Subject: Oral Argument on Friday, November 1 in the D.C. Circuit challenging RFS Set Rule

Ex. 5 AC/AWP

You can access the live stream of the arguments [here](#).

If you plan to attend the arguments in person, you can access information about the court [here](#), including the address, and further information on the court's [security](#) and [electronic device policy](#).

For more information or if you have questions, please contact me (Luke May).

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Luke May (He/Him)
Attorney-Advisor, EPA OGC
Air & Radiation Law Office
Office Location: WJC 7013D

Message

From: Dickinson, David [Dickinson.David@epa.gov]
Sent: 12/14/2024 3:54:57 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Patulski, Meg [patulski.meg@epa.gov]; Charmley, William (he/him/his) [charmley.william@epa.gov]
CC: Schwartz, Adan [Schwartz.Adan@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]
Subject: RE: Here are the links to Decision Documents to edit -- Final ACCII and Omnibus waiver decisions
Attachments: 20240909185910874_24-7 Diamond Alternative Energy_v_EPA.pdf

All – Looping in Adan and Kyle

Ex. 5 AC/AWP

Ex. 5 AC/AWP

I am around this weekend to discuss.

David

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Friday, December 13, 2024 5:37 PM

To: Dickinson, David <Dickinson.David@epa.gov>; Patulski, Meg <patulski.meg@epa.gov>; Charmley, William (he/him/his) <charmley.william@epa.gov>

Subject: RE: Here are the links to Decision Documents to edit -- Final ACCII and Omnibus waiver decisions

Thanks very much, David. I've sent the file and my text to Susannah as well.

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Dickinson, David <Dickinson.David@epa.gov>

Sent: Friday, December 13, 2024 5:27 PM

To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Patulski, Meg <patulski.meg@epa.gov>; Charmley, William (he/him/his) <charmley.william@epa.gov>

Subject: RE: Here are the links to Decision Documents to edit -- Final ACCII and Omnibus waiver decisions

Hi

Ex. 5 AC/AWP

David

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Friday, December 13, 2024 4:52 PM

To: Patulski, Meg <patulski.meg@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>; Charmley, William (he/him/his) <charmley.william@epa.gov>

Subject: RE: Here are the links to Decision Documents to edit -- Final ACCII and Omnibus waiver decisions

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Patulski, Meg <patulski.meg@epa.gov>
Sent: Friday, December 13, 2024 4:37 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>; Charmley, William (he/him/his) <charmley.william@epa.gov>
Subject: Here are the links to Decision Documents to edit -- Final ACCII and Omnibus waiver decisions

Ex. 5 AC/AWP

From: Herbolsheimer, Courtney <herbolsheimer.courtney@epa.gov>
Sent: Friday, December 13, 2024 4:15 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>; Patulski, Meg <patulski.meg@epa.gov>; Charmley, William (he/him/his) <charmley.william@epa.gov>
Subject: FW: Final ACCII and Omnibus waiver decisions

From: Steele, Mikayla <Steele.Mikayla@epa.gov>
Sent: Friday, December 13, 2024 4:11 PM
To: Herbolsheimer, Courtney <herbolsheimer.courtney@epa.gov>
Subject: FW: Final ACCII and Omnibus waiver decisions

From: Steele, Mikayla
Sent: Friday, December 13, 2024 4:08 PM
To: Fan, Jessie (she/her/hers) <Fan.Jessie@epa.gov>
Subject: RE: Final ACCII and Omnibus waiver decisions

Funny, when I open the decision docs in quill, it says Ale has them open right now! I attached the static copy, and here are the quill live links for  [ACC II Decision Document](#), and  [HD Omnibus Decision Document](#).

Let me know if you need anything else!!

From: Fan, Jessie (she/her/hers) <Fan.Jessie@epa.gov>
Sent: Friday, December 13, 2024 3:57 PM
To: Steele, Mikayla <Steele.Mikayla@epa.gov>
Subject: FW: Final ACCII and Omnibus waiver decisions
Importance: High

Can you send me these ASAP? I am trying to pull the decision documents from Quill, but it's not working for me. It's saying I don't have access. I think we should send her the FRN and the Decision Document, if you can grab those easily enough?

Thanks!
Jessie

From: Nunez, Alejandra <Nunez.Alejandra@epa.gov>
Sent: Friday, December 13, 2024 3:17 PM
To: Hooper, Daniel (he/him/his) <hooper.daniel@epa.gov>; Zinsmeister, Emma (she/her/hers) <Zinsmeister.Emma@epa.gov>; Fan, Jessie (she/her/hers) <Fan.Jessie@epa.gov>; Truesdell, Rod (he/him/his) <Truesdell.Rod@epa.gov>
Subject: Final ACCII and Omnibus waiver decisions
Importance: High

Hi all,
Could one of you please send me the final version of these two waiver decisions that will be submitted to the Administrator for signature on Monday?

Ex. 5 AC/DP

If you could send these to me as soon as possible that would be much appreciated.
Ale

Message

From: Dickinson, David [Dickinson.David@epa.gov]
Sent: 11/19/2024 3:32:36 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Durch, Kyle [Durch.Kyle@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]
Subject: Examples of Waiver and Authorization FR Notices that Incorporate a separate Decision Document
Attachments: MDVDecisionDoc-94.pdf; HD2007decdocsigned.pdf; Decision Document Final 9-28.docx

OGC

Ex. 5 AC/DP

David

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 11/22/2024 3:58:58 PM
To: Weaver, Susannah [Weaver.Susannah@epa.gov]
CC: Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]; Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]; Carrillo, Andrea [Carrillo.Andrea@epa.gov]; Garfinkle, Stacey [garfinkle.stacey@epa.gov]
Subject: light and medium duty vehicle multipollutant rule brief
Attachments: ENV_DEFENSE-#1270512-v5-multipollutant_draft_answering_brief.DOCX

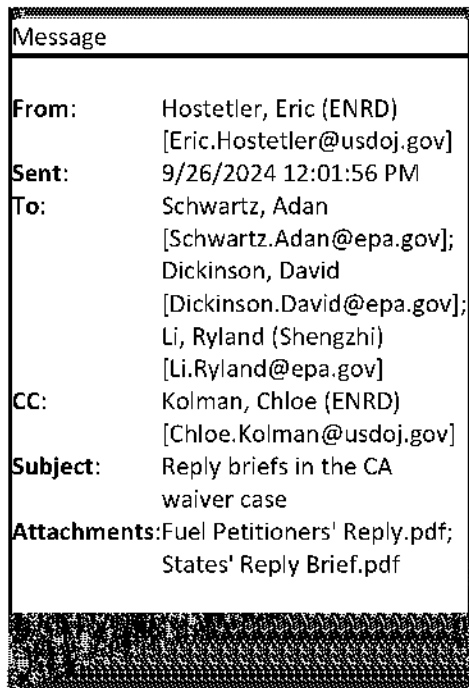
Susannah,

Attached is the latest (near final?) version of the brief defending the LMDV rule, which is due Tuesday. I understand this version reflects comments from Matt and Todd and is being circulated to OASG (and, I expect, Megan C.).

Ex. 5 AC/AWP

Thanks,

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222



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

Ex. 5 AC/AWP

Message

From: Patulski, Meg [patulski.meg@epa.gov]
Sent: 9/26/2024 8:38:11 PM
To: Dickinson, David [Dickinson.David@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]; Durch, Kyle [Durch.Kyle@epa.gov]; Kasab, John (he/him/his) [Kasab.John@epa.gov]; Safoutin, Mike [safoutin.mike@epa.gov]; Jackman, Dana [jackman.dana@epa.gov]
CC: Olechiw, Michael [olechiw.michael@epa.gov]; Moran, Robin [moran.robin@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: FW: For initial review: Remaining first drafts of ACC II Waiver Final Decision FR Notice
Attachments: Section III.A. First Waiver Criterion_draft_9-26-24.docx; Section III.B. Second Waiver Criterion_draft_9-26-24.docx; Section III.C. Third Waiver Criterion_without legal piece_draft 9-26-2024.docx; Supplemental Document for Docket_draft_09-26-24.docx

FYI. Thanks!

From: Patulski, Meg
Sent: Thursday, September 26, 2024 4:36 PM
To: Dunham, Sarah (she/her/hers) <Dunham.Sarah@epa.gov>; Nunez, Alejandra <Nunez.Alejandra@epa.gov>
Cc: Charmley, William (he/him/his) <charmley.william@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>
Subject: For initial review: Remaining first drafts of ACC II Waiver Final Decision FR Notice

Sarah and Ale,

Ex. 5 Deliberative Process (DP)

Let us know if you have any comments/questions on the attached documents. And thanks to everyone on the team for their work on these pieces, especially John Kasab, Mike Safoutin, Adan Schwartz, Kyle Durch, Dana Jackman, and David Dickinson.

Cheers,

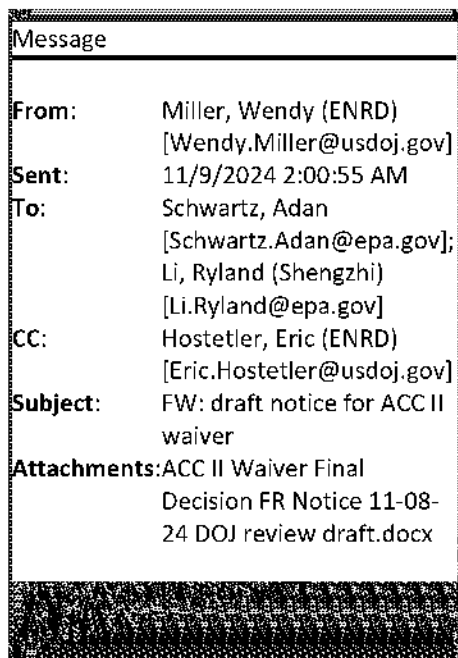
Meg

EPA Review of the California ACCII Waiver Request – FR Notice Table of Contents

[Note: **Blue** = drafts sent to you today. **Yellow**=drafts sent to you on September 9th.]

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)



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**SUBJECT TO ATTORNEY-CLIENT PRIVILEGE
DO NOT RELEASE UNDER FOIA**

Ex. 5 AC/AWP

From: Schwartz, Adan <Schwartz.Adan@epa.gov>
Sent: Friday, November 8, 2024 4:29 PM
To: Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>
Cc: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>
Subject: [EXTERNAL] draft notice for ACC II waiver

*Attorney Work Product
Attorney-Client Privileged*

Eric and Chloe,

I hope you are both doing well. Ryland told you we'd be sending a draft notice for your review on November 8th, and here it is. I believe the plan is for Susannah Weaver to also provide this draft to White House Counsel.

A few substantive things we want to note about this draft:

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Adan Schwartz (he/him/his)
U.S. Environmental Protection Agency
Office of General Counsel
Air and Radiation Law Office
Office Phone: (202) 564-1808

Message

From: Stahle, Susan [Stahle.Susan@epa.gov]
Sent: 11/8/2024 10:00:06 PM
To: Hughes, Jeffrey (ENRD) [Jeffrey.Hughes@usdoj.gov]
CC: Hong, Jeanhee [Hong.Jeanhee@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Harrison, Bryan (ENRD) [Bryan.Harrison@usdoj.gov]; O'Donnell, Jessica (ENRD) [Jessica.O'Donnell@usdoj.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Kaban, Rosemary [Kaban.Rosemary@epa.gov]; Schramm, Daniel [Schramm.Daniel@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]
Subject: RE: Calumet brief - EPA edits/comments on revised version
Attachments: Calumet SC Draft Merits Brief v2 110724 - EPA comments.docx

Hi Jeff –

Attached are EPA's edits/comments on the revised version, including the edits discussed below. We are hoping to preserve the edits made on those particular points in the version you prepare for Susannah and Matt L so we can get their input on them.

Once you have a final draft, please send that to me and I will send that to Susannah. I have given her a heads up it is coming late tonight or early tomorrow morning. I have also let her know EDS is requesting edits/comments back by COB Tuesday, 11/12.

Thanks,

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Stahle, Susan
Sent: Friday, November 8, 2024 9:43 AM
To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>
Subject: RE: Calumet brief - EPA edits/comments

Hi –

Yes, thanks for the call yesterday, and I agree it was very productive on our many points!

Yes, we are suggesting edits in the draft on all those points. We are including text right into the draft and will also include comments as needed. I suspect we may not have all these items fully resolved (e.g. we may still have some aspects we are quibbling over) but there will be enough here to get input from Susannah and Matt L on these points in the next draft.

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Sent: Friday, November 8, 2024 9:27 AM
To: Schramm, Daniel <Schramm.Daniel@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>
Subject: RE: Calumet brief - EPA edits/comments

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Thanks for the productive conversation yesterday; I think we made progress towards reaching consensus.

Ex. 5 AC/AWP

From: Hughes, Jeffrey (ENRD)
Sent: Thursday, November 7, 2024 3:11 PM
To: Schramm, Daniel <Schramm.Daniel@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>
Subject: RE: Calumet brief - EPA edits/comments

Sorry, Dan and Rosemay, I didn't see that you were added to the latest email. I'll send it to you.

From: Schramm, Daniel <Schramm.Daniel@epa.gov>
Sent: Thursday, November 7, 2024 3:09 PM
To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>
Subject: [EXTERNAL] RE: Calumet brief - EPA edits/comments

I think maybe Rosemary and I did not get the new call in for 330?

From: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Sent: Thursday, November 7, 2024 1:18 PM
To: Stahle, Susan <Stahle.Susan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Schramm, Daniel

<Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>

Subject: RE: Calumet brief - EPA edits/comments

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

Hi Sue,

That's fine, I'll resend the invite.

Best,
Jeff

From: Stahle, Susan <Stahle.Susan@epa.gov>

Sent: Thursday, November 7, 2024 12:35 PM

To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>

Subject: [EXTERNAL] RE: Calumet brief - EPA edits/comments

Jeff – is it possible to reschedule this to 3:30 pm? It would allow Matt and Gautam to attend which I think would be beneficial to discussing and hopefully resolving the issues in the brief, which will help get a final draft prepared for Matt L and Susannah.

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Sent: Thursday, November 7, 2024 11:39 AM

To: Marks, Matthew <Marks.Matthew@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>

Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Subject: RE: Calumet brief - EPA edits/comments

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

I'm sending it now – I was without access to my email this morning.

From: Marks, Matthew <Marks.Matthew@epa.gov>

Sent: Thursday, November 7, 2024 11:38 AM

To: Stahle, Susan <Stahle.Susan@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Subject: [EXTERNAL] RE: Calumet brief - EPA edits/comments

Is this invite still coming or did I miss it?

Matthew C. Marks

Deputy Associate General Counsel
Air and Radiation Law Office
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460
T: 202-564-3276
M: 202-603-6170
E: marks.matthew@epa.gov

From: Stahle, Susan <Stahle.Susan@epa.gov>

Sent: Thursday, November 7, 2024 8:34 AM

To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Subject: RE: Calumet brief - EPA edits/comments

You could include everyone on this email – I don't think everyone will show up but it will give them the option. At least Jeanhee and I will be there! 🌐

Thanks for the clarity. We'll work with that timeline.

And so we are clear on the next round for Susannah's review, given Monday is a federal holiday, when are you expecting edits back from her?

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Sent: Thursday, November 7, 2024 8:20 AM

To: Stahle, Susan <Stahle.Susan@epa.gov>

Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Subject: RE: Calumet brief - EPA edits/comments

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

Ex. 5 AC/AWP

From: Stahle, Susan <Stahle.Susan@epa.gov>
Sent: Thursday, November 7, 2024 8:08 AM
To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Subject: [EXTERNAL] RE: Calumet brief - EPA edits/comments

Thanks Jeff. It would be best if Jeanhee could join us for this call, and she is on the west coast, so could we talk sometime at/after 12:00 pm? Looks like we are both free from 12-3 pm ET. What works for you?

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Sent: Wednesday, November 6, 2024 10:36 PM
To: Stahle, Susan <Stahle.Susan@epa.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Subject: RE: Calumet brief - EPA edits/comments

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

Sue and team,

Thanks again for the draft. Attached is a redline showing my changes and a clean version in which I respond to open comments. Let's speak in the morning – how about 10am?

Best,
Jeff

From: Stahle, Susan <Stahle.Susan@epa.gov>
Sent: Wednesday, November 6, 2024 5:26 PM
To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Subject: [EXTERNAL] RE: Calumet brief - EPA edits/comments

We have included several suggestions through comments to the brief. Please take a look, then let's discuss. Thanks.

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Sent: Wednesday, November 6, 2024 5:19 PM

To: Stahle, Susan <Stahle.Susan@epa.gov>

Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Subject: RE: Calumet brief - EPA edits/comments

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

Thanks, Sue!

Ex. 5 AC/AWP

From: Stahle, Susan <Stahle.Susan@epa.gov>

Sent: Wednesday, November 6, 2024 5:02 PM

To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Subject: [EXTERNAL] RE: Calumet brief - EPA edits/comments

Hi Jeff –

Thank you for your work on this draft brief. Included in the attached are EPA edits and comments.

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Thanks,

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Sent: Monday, November 4, 2024 2:20 PM

To: Stahle, Susan <Stahle.Susan@epa.gov>

Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>

Subject: RE: Calumet brief - out this morning - cc folks on this email when sending it over

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

Dear all,

Attached is a draft merits brief in *Calumet*. A few notes:

Ex. 5 AC/AWP

Thanks, and I look forward to your thoughts.

Best,
Jeff

From: Stahle, Susan <Stahle.Susan@epa.gov>
Sent: Monday, November 4, 2024 7:42 AM
To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>
Subject: [EXTERNAL] Calumet brief - out this morning - cc folks on this email when sending it over

Hi Jeff –

I am out this morning for a dental appointment (working on fixing a broken tooth) so if you happen to send over the draft *Calumet* brief this morning (before 11:00 am) please cc the other folks on this email so we can get it distributed to EPA folks while I am out.

Thanks,

Susan Stahle
Air and Radiation Law Office
Office of General Counsel
(202) 564-1272

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 11/22/2024 6:05:24 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: RE: light and medium duty vehicle multipollutant rule brief
Attachments: multipollutant brief redline 11-22 vs EPA 11-21.docx

Orlin, David has shared a OneDrive for Business file with you. To view it, click the link below.

 ENV_DEFENSE-#1270512-v5-multipollutant_draft_answering_brief.docx

Ex. 5 AC/AWP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Friday, November 22, 2024 12:53 PM
To: Orlin, David <Orlin.David@epa.gov>
Subject: RE: light and medium duty vehicle multipollutant rule brief

David, sorry if I missed this, but is there a shared version we should leave comments in?

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Orlin, David <Orlin.David@epa.gov>
Sent: Friday, November 22, 2024 10:59 AM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>
Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>;
Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>; Nolbaum, Seth (he/him/his) <Nolbaum.Seth@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Garfinkle, Stacey

<gurfinkle.stacey@epa.gov>

Subject: light and medium duty vehicle multipollutant rule brief

Susannah,

Ex. 5 AC/AWP

Thanks,

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 11/26/2024 3:47:07 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
CC: Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]
Subject: LMDV brief status
Attachments: multipollutant brief redline v8 vs v5 with EPA.docx

Orlin, David has shared a OneDrive for Business file with you. To view it, click the link below.

 ENV_DEFENSE-#1270512-v8-multipollutant_draft_answering_brief.DOCX

Ex. 5 AC/AWP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 11/24/2024 10:42:38 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]
CC: Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]
Subject: FW: multipollutant: revised draft
Attachments: ENV_DEFENSE-#1270512-v5-multipollutant_draft_answering_brief.DOCX

Nothing I like better than when our front office gives written comments to the DOJ front office without even cc'ing us—saves me so much work.

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>
Sent: Sunday, November 24, 2024 5:36 PM
To: Orlin, David <Orlin.David@epa.gov>
Subject: FW: multipollutant: revised draft

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

FYI Susannah sent her comments, attached. Below are my responses. Stay tuned.

Sue Chen
U.S. Department of Justice
Environment & Natural Resources Division
Environmental Defense Section
202.305.0283

From: Chen, Sue (ENRD)
Sent: Sunday, November 24, 2024 4:44 PM
To: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>
Cc: Lipshultz, Jon (ENRD) <Jon.Lipshultz@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Buckley, Sarah (ENRD) <Sarah.Buckley@usdoj.gov>; Lee, Jin Hyung (ENRD) <Jin.Hyung.Lee@usdoj.gov>; Hardee, Alex (ENRD) <Alex.Hardee@usdoj.gov>
Subject: RE: multipollutant: revised draft

Ex. 5 AC/AWP

Ex. 5 AC/AWP

I'm around tomorrow if you want to discuss any of this.

Sue Chen
U.S. Department of Justice
Environment & Natural Resources Division
Environmental Defense Section
202.305.0283

From: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>
Sent: Sunday, November 24, 2024 3:43 PM
To: Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>
Cc: Lipshultz, Jon (ENRD) <Jon.Lipshultz@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Buckley, Sarah (ENRD) <Sarah.Buckley@usdoj.gov>; Lee, Jin Hyung (ENRD) <Jin.Hyung.Lee@usdoj.gov>; Hardee, Alex (ENRD) <Alex.Hardee@usdoj.gov>
Subject: RE: multipollutant: revised draft

Ex. 5 AC/AWP

Matt

From: Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>
Sent: Friday, November 22, 2024 10:45 AM
To: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>
Cc: Lipshultz, Jon (ENRD) <Jon.Lipshultz@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Buckley, Sarah (ENRD) <Sarah.Buckley@usdoj.gov>; Lee, Jin Hyung (ENRD) <Jin.Hyung.Lee@usdoj.gov>; Hardee, Alex (ENRD) <Alex.Hardee@usdoj.gov>
Subject: multipollutant: revised draft

Matt,

Ex. 5 AC/AWP

Sue

Sue Chen
U.S. Department of Justice
Environment & Natural Resources Division
Environmental Defense Section
P.O. Box 7611
Washington, D.C. 20044
202.305.0283
Sue.Chen@usdoj.gov

Message

From: Dickinson, David [Dickinson.David@epa.gov]
Sent: 12/3/2024 7:35:28 PM
To: Schwartz, Adan [Schwartz.Adan@epa.gov]
CC: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]
Subject: FW: Comments Attached FW: draft notice for ACC II waiver
Attachments: Decision Document_ACC II Waiver DOJ review 120224.docx

Well done Adan.

Ex. 5 AC/DP

I have responded to Ryland's comments from yesterday and today and tagged a few of you here and there.

Go **M**⁴

From: Miller, Wendy (ENRD) <Wendy.Miller@usdoj.gov>
Sent: Tuesday, December 3, 2024 2:00 PM
To: Schwartz, Adan <Schwartz.Adan@epa.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>; Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: Comments Attached FW: draft notice for ACC II waiver

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

Hi Adan (and everyone). Thanks for the opportunity to review the revised draft determination. We appreciate the changes that you have made. The Environment and Natural Resources Division has no further comment.

From: Schwartz, Adan <Schwartz.Adan@epa.gov>
Sent: Monday, December 2, 2024 11:47 AM
To: Miller, Wendy (ENRD) <Wendy.Miller@usdoj.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>; Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: [EXTERNAL] RE: Comments Attached FW: draft notice for ACC II waiver

Wendy and all:

Ex. 5 AC/DP

Ex. 5 AC/DP

Adan Schwartz
Attorney-Advisor
Office of General Counsel

From: Schwartz, Adan
Sent: Wednesday, November 27, 2024 12:26 PM
To: Miller, Wendy (ENRD) <Wendy.Miller@usdoj.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>; Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: Comments Attached FW: draft notice for ACC II waiver

Wendy and all:

Ex. 5 AC/DP

Adan Schwartz
Attorney-Advisor
Office of General Counsel

From: Miller, Wendy (ENRD) <Wendy.Miller@usdoj.gov>
Sent: Monday, November 18, 2024 10:37 AM
To: Schwartz, Adan <Schwartz.Adan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>; Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>
Subject: Comments Attached FW: draft notice for ACC II waiver

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DO NOT RELEASE OR CITE THIS EMAIL OR ITS ATTACHMENTS

Ex. 5 AC/DP

Please let us know if you have any questions or require further assistance.

Wendy Miller
Senior Counsel
Law and Policy Section
Environment and Natural Resources Division
U.S. Department of Justice
Mobile: 202-532-3146

From: Schwartz, Adan <Schwartz.Adan@epa.gov>

Sent: Friday, November 8, 2024 4:29 PM

To: Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>

Cc: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>

Subject: [EXTERNAL] draft notice for ACC II waiver

*Attorney Work Product
Attorney-Client Privileged*

Eric and Chloe,

Ex. 5 AC/DP

Ex. 5 AC/DP

Adan Schwartz (he/him/his)
U.S. Environmental Protection Agency
Office of General Counsel
Air and Radiation Law Office
Office Phone: (202) 564-1808

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 12/2/2024 7:52:09 PM
To: Schwartz, Adan [Schwartz.Adan@epa.gov]
CC: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: RE: review of ACC II third prong (again)
Attachments: Orlin review of 3rd prong legal 111824.docx; 2024.11.26 proof answering brief FILE STAMPED.pdf

Ex. 5 AC/AWP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Schwartz, Adan <Schwartz.Adan@epa.gov>
Sent: Monday, December 2, 2024 11:08 AM
To: Orlin, David <Orlin.David@epa.gov>
Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: FW: review of ACC II third prong (again)

David,

Ex. 5 AC/AWP

Thanks,

Adan

From: Schwartz, Adan
Sent: Monday, November 18, 2024 4:57 PM
To: Orlin, David <Orlin.David@epa.gov>
Subject: RE: review of ACC II third prong (again)

David,

Ex. 5 AC/AWP

From: Orlin, David <Orlin.David@epa.gov>
Sent: Thursday, November 14, 2024 5:26 PM

To: Schwartz, Adan <Schwartz.Adan@epa.gov>

Subject: RE: review of ACC II third prong (again)

Hi Adan,

I should have some time tomorrow if you still wanted me to look at something.

David Orlin (he/him)

US EPA, Office of General Counsel

(202) 564-1222

From: Schwartz, Adan <Schwartz.Adan@epa.gov>

Sent: Saturday, November 2, 2024 11:56 AM

To: Orlin, David <Orlin.David@epa.gov>

Subject: review of ACC II third prong (again)

David,

Ex. 5 AC/AWP

Thanks,
Adan

Message

From: Stahle, Susan [Stahle.Susan@epa.gov]
Sent: 11/6/2024 10:01:36 PM
To: Hughes, Jeffrey (ENRD) [Jeffrey.Hughes@usdoj.gov]
CC: Hong, Jeanhee [Hong.Jeanhee@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Harrison, Bryan (ENRD) [Bryan.Harrison@usdoj.gov]; Jessica O'Donnell [Jessica.O'Donnell@usdoj.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]
Subject: RE: Calumet brief - EPA edits/comments
Attachments: Calumet SC Draft Merits Brief - EPA comments 110424.docx

Hi Jeff –

Thank you for your work on this draft brief. Included in the attached are EPA edits and comments.

Ex. 5 AC/AWP

Per #6, we'd be happy to schedule time to talk through our comments on the draft and these points. Let me know if you'd like me to schedule that call or if you'd like me to send you some ideas of available dates/times for the EPA folks.

Thanks,

Susan Stahle
OGC/ARLO

(202) 564-1272

From: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Sent: Monday, November 4, 2024 2:20 PM
To: Stahle, Susan <Stahle.Susan@epa.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>
Subject: RE: Calumet brief - out this morning - cc folks on this email when sending it over

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

Dear all,

Attached is a draft merits brief in *Calumet*. A few notes:

Ex. 5 AC/AWP

Thanks, and I look forward to your thoughts.

Best,
Jeff

From: Stahle, Susan <Stahle.Susan@epa.gov>
Sent: Monday, November 4, 2024 7:42 AM
To: Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>
Subject: [EXTERNAL] Calumet brief - out this morning - cc folks on this email when sending it over

Hi Jeff –

I am out this morning for a dental appointment (working on fixing a broken tooth) so if you happen to send over the draft *Calumet* brief this morning (before 11:00 am) please cc the other folks on this email so we can get it distributed to EPA folks while I am out.

Thanks,

Susan Stahle
Air and Radiation Law Office
Office of General Counsel
(202) 564-1272

Message

From: Schwartz, Adan [Schwartz.Adan@epa.gov]
Sent: 1/21/2025 7:34:19 PM
To: Stahle, Susan [Stahle.Susan@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: FW: ACC2 waiver: NGO intervention motion

Sue and Ryland,

Ex. 5 AC/AWP

Adan Schwartz (he/him/his)
U.S. Environmental Protection Agency
Office of General Counsel
Air and Radiation Law Office
Office Phone: (202) 564-1808

From: Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>
Sent: Tuesday, January 21, 2025 2:24 PM
To: Schwartz, Adan <Schwartz.Adan@epa.gov>
Subject: ACC2 waiver: NGO intervention motion

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

Hi Adan,

Ex. 5 AC/AWP

Thanks,
Sue

Sue Chen
U.S. Department of Justice
Environment & Natural Resources Division
Environmental Defense Section
202.305.0283

From: Andy Su <asu@edf.org>
Sent: Tuesday, January 21, 2025 1:49 PM
To: Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>; mbuschbacher@boydengray.com; icons@boydengray.com; asmith@boydengray.com; ncordova@boydengray.com;
Cc: Megan Herzog <megan@donahuegoldberg.com>; sean <sean@donahuegoldberg.com>; Alice Henderson

<ahenderson@edf.org>

Subject: [EXTERNAL] American Free Enterprise Chamber of Commerce v. EPA, 9th Cir. No. 25-106

Dear Counsel:

I'm writing to seek the petitioner's and the respondent's position on a motion for leave to intervene in support of the challenged action in the above-captioned case, the final action of the U.S. Environmental Protection Agency published as *California State Motor Vehicle and Engine Pollution Control Standards; Advanced Clean Cars II; Waiver of Preemption; Notice of Decision*, 90 Fed. Reg. 642 (Jan. 6, 2025). The motion to intervene is to be filed in the above case on behalf of a set of non-governmental organizations that include Center for Biological Diversity, Conservation Law Foundation, Environmental Defense Fund, Natural Resources Defense Council, Public Citizen, and Sierra Club.

We would appreciate your position by the close of business on Wednesday, January 22nd. Thank you and please reach out if there are any questions.

Best regards,

Andy Su

Andy Su (he/him)
Attorney, Clean Transportation

asu@EDF.org

☎ 541 900-8728



Message

From: Stahle, Susan [Stahle.Susan@epa.gov]
Sent: 1/21/2025 7:35:45 PM
To: Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Hong, Jeanhee [Hong.Jeanhee@epa.gov]; Seidman, Emily [seidman.emily@epa.gov]; Schramm, Daniel [Schramm.Daniel@epa.gov]; Kaban, Rosemary [Kaban.Rosemary@epa.gov]
CC: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20
Attachments: 23-1229 Brief for the Small Refinery Respondents.pdf

Hi –
Attached is Respondents' brief that was filed yesterday.

Ex. 5 AC/AWP

Thanks,

Susan Stahle
Air and Radiation Law Office
Office of General Counsel
(202) 564-1272

Message

From: Stahle, Susan [Stahle.Susan@epa.gov]
Sent: 1/21/2025 9:14:41 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: RE: American Free Enterprise Chamber of Commerce v. EPA, 9th Cir. No. 25-89

And I appreciate the help! No problem with you responding, I was just trying to spare you questions about the waivers and intervention if you'd rather not have to deal with it.

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Tuesday, January 21, 2025 4:00 PM
To: Stahle, Susan <Stahle.Susan@epa.gov>
Subject: RE: American Free Enterprise Chamber of Commerce v. EPA, 9th Cir. No. 25-89

Thanks! I'm happy to stop responding to these emails about waivers. I'm trying to figure out what exactly I'm supposed to be doing right now and of course want to be helpful to you.

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Stahle, Susan <Stahle.Susan@epa.gov>
Sent: Tuesday, January 21, 2025 3:58 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>
Cc: Schwartz, Adan <Schwartz.Adan@epa.gov>
Subject: RE: American Free Enterprise Chamber of Commerce v. EPA, 9th Cir. No. 25-89

Ex. 5 AC/AWP

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Tuesday, January 21, 2025 3:34 PM
To: Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>
Cc: Schwartz, Adan <Schwartz.Adan@epa.gov>
Subject: RE: American Free Enterprise Chamber of Commerce v. EPA, 9th Cir. No. 25-89

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>
Sent: Tuesday, January 21, 2025 3:26 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>
Subject: FW: American Free Enterprise Chamber of Commerce v. EPA, 9th Cir. No. 25-89

Hi both,

Ex. 5 AC/AWP

Kyle

From: Dertke, Daniel (ENRD) <Daniel.Dertke@usdoj.gov>
Sent: Tuesday, January 21, 2025 3:21 PM
To: Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>
Subject: FW: American Free Enterprise Chamber of Commerce v. EPA, 9th Cir. No. 25-89

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

Ex. 5 AC/AWP

From: Andy Su <asu@edf.org>
Sent: Tuesday, January 21, 2025 3:04 PM
To: Dertke, Daniel (ENRD) <Daniel.Dertke@usdoj.gov>; mbuschbacher@boydengray.com; jconde@boydengray.com; asmith@boydengray.com; ncordova@boydengray.com
Cc: Megan Herzog <megan@donahuegoldberg.com>; sean <sean@donahuegoldberg.com>; Alice Henderson <ahenderson@edf.org>
Subject: [EXTERNAL] American Free Enterprise Chamber of Commerce v. EPA, 9th Cir. No. 25-89

Dear Counsel:

I'm writing to seek the petitioner's and the respondent's position on a motion for leave to intervene in support of the challenged action in the above-captioned case, the final action of the U.S. Environmental Protection Agency published as

California State Motor Vehicle and Engine and Nonroad Engine Pollution Control Standards; The "Omnibus" Low NOx Regulation; Waiver of Preemption; Notice of Decision, 90 Fed. Reg. 643 (Jan. 6, 2025). The motion to intervene is to be filed in the above case on behalf of a set of non-governmental organizations. Those organizations are Environmental Defense Fund, Natural Resources Defense Council, and Sierra Club.

We would appreciate your position by the close of business on Wednesday, January 22nd. Thank you and please reach out if there are any questions.

Best regards,

Andy Su

Andy Su (he/him)

Attorney, Clean Transportation

asu@EDF.org

C 641-905-0728



Message

From: Stahle, Susan [Stahle.Susan@epa.gov]
Sent: 1/21/2025 9:34:29 PM
To: Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Hong, Jeanhee [Hong.Jeanhee@epa.gov]; Seidman, Emily [seidman.emily@epa.gov]; Schramm, Daniel [Schramm.Daniel@epa.gov]; Kaban, Rosemary [Kaban.Rosemary@epa.gov]
CC: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: RE: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20
Attachments: NATSO SIGMA_Brief_amici_curiae.pdf; Chamber_brief_amicus_curiae.pdf; Brief_amici_curiae_of_New_York_et_al_filed_.pdf

Circling back on the reply deadline questions:

Ex. 5 AC/AWP

Also, in tracking this down I discovered three amici briefs filed in the *Calumet* case. They are attached.

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Stahle, Susan
Sent: Tuesday, January 21, 2025 3:05 PM
To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>
Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20

Ex. 5 AC/AWP

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>
Sent: Tuesday, January 21, 2025 2:45 PM

To: Stahle, Susan <Stahle.Susan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Lee, Michael (he/him/his) <lee.michael@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>
Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20

Ex. 5 AC/AWP

++++
(202) 695-6287
he/him/his

From: Stahle, Susan <Stahle.Susan@epa.gov>
Sent: Tuesday, January 21, 2025 2:36 PM
To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Lee, Michael (he/him/his) <lee.michael@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>
Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20

Hi –
Attached is Respondents' brief that was filed yesterday.

Ex. 5 AC/AWP

Thanks,

Susan Stahle
Air and Radiation Law Office
Office of General Counsel
(202) 564-1272

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 8/28/2024 2:41:48 PM
To: Weaver, Susannah [Weaver.Susannah@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]; Durch, Kyle [Durch.Kyle@epa.gov]; Greenfield, Meghan [Greenfield.Meghan@epa.gov]
CC: Kataoka, Mark [Kataoka.Mark@epa.gov]; Frank, Carin (she/her/hers) [Frank.Carin@epa.gov]
Subject: Fwd: cars GHG: draft reply
Attachments: ENV_DEFENSE-#1243438-v3-cars_GHG_supplemental_reply.DOCX

Final (?) draft supplemental reply

David Orlin

Begin forwarded message:

From: "Chen, Sue (ENRD)" <Sue.Chen@usdoj.gov>
Date: August 28, 2024 at 10:02:19 AM EDT
To: "Orlin, David" <Orlin.David@epa.gov>
Subject: cars GHG: draft reply

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

Ex. 5 AC/AWP

Sue Chen
U.S. Department of Justice
Environment & Natural Resources Division
Environmental Defense Section
P.O. Box 7611
Washington, D.C. 20044
202.305.0283
Sue.Chen@usdoj.gov

Message

From: Schwartz, Adan [Schwartz.Adan@epa.gov]
Sent: 8/28/2024 7:13:27 PM
To: Hostetler, Eric (ENRD) [Eric.Hostetler@usdoj.gov]; McDowell, Ephraim (OSG) [Ephraim.McDowell@usdoj.gov]; chloe.kolman@usdoj.gov [Chloe.Kolman@usdoj.gov]
CC: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Dickinson, David [Dickinson.David@epa.gov]
Subject: RE: Draft Briefs in Opposition - Diamond Alternative Energy/Ohio
Attachments: 24-13 ohio v epa EPA comment 082824.docx; 082824 ACC2 MQD draft discussion.docx; Diamond Alternative Energy Opp EPA comment 082824.docx

Ex. 5 AC/AWP

Adan Schwartz (he/him/his)
U.S. Environmental Protection Agency
Office of General Counsel
Air and Radiation Law Office
Office Phone: (202) 564-1808

From: Schwartz, Adan
Sent: Wednesday, August 28, 2024 1:31 PM
To: Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>
Cc: McDowell, Ephraim (OSG) <Ephraim.McDowell@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>
Subject: RE: Draft Briefs in Opposition - Diamond Alternative Energy/Ohio

Yes, sorry, for some reason I was thinking comments were due COB today. I'm just cleaning them up now and will get them to you by 3.

Adan Schwartz (he/him/his)
U.S. Environmental Protection Agency
Office of General Counsel
Air and Radiation Law Office
Office Phone: (202) 564-1808

From: Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>
Sent: Wednesday, August 28, 2024 1:25 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Schwartz, Adan <Schwartz.Adan@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>
Cc: McDowell, Ephraim (OSG) <Ephraim.McDowell@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>
Subject: RE: Draft Briefs in Opposition - Diamond Alternative Energy/Ohio

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

To follow up on this, does EPA have any comments on the initial draft briefs in opposition that were circulated by Ephraim Friday?

Eric Hostetler
Senior Counsel for Appellate Matters
Environmental Defense Section
United States Department of Justice
(202) 305-2326

From: McDowell, Ephraim (OSG) <Ephraim.McDowell@usdoj.gov>
Sent: Friday, August 23, 2024 3:25 PM
To: Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>;
luyiend@epa.gov; schwartz.adam@epa.gov; dickinson.david@epa.gov
Subject: Draft Briefs in Opposition - Diamond Alternative Energy/Ohio

Ex. 5 AC/AWP

Thanks very much in advance.

Best,
Ephraim

—
Ephraim McDowell
Assistant to the Solicitor General
U.S. Department of Justice
950 Pennsylvania Avenue NW
Washington, D.C. 20530
O: 202-514-1203
C: 202-230-8459
ephrain.mcdowell@usdoj.gov

Message

From: Hong, Jeanhee [Hong.Jeanhee@epa.gov]
Sent: 1/22/2025 9:21:11 PM
To: Stahle, Susan [Stahle.Susan@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Seidman, Emily [seidman.emily@epa.gov]; Schramm, Daniel [Schramm.Daniel@epa.gov]; Kaban, Rosemary [Kaban.Rosemary@epa.gov]
CC: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: RE: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20
Attachments: Amicus Brief of United States Senators Mike Lee et al. [filed 12-20-24].pdf; Brief of State Amici Curiae [filed 12-20-24].pdf; Amicus Brief of Chamber of Commerce [filed 12-20-24].pdf

I also just discovered 3 amici briefs filed in *Oklahoma/PacifiCorp* on Dec. 20, 2024.

Jeanhee (pronounced "jeannie") Hong | she/her
Attorney-Advisor, Air and Radiation Law Office
Office of General Counsel, U.S. EPA | (202) 566-0040

From: Stahle, Susan <Stahle.Susan@epa.gov>
Sent: Tuesday, January 21, 2025 1:34 PM
To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>
Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20

Circling back on the reply deadline questions:

I talked to Jeff and Bryan at EDS who have talked with Aimee and here is what I can pass along:

Ex. 5 AC/AWP

Also, in tracking this down I discovered three amici briefs filed in the *Calumet* case. They are attached.

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Stahle, Susan

Sent: Tuesday, January 21, 2025 3:05 PM

To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Lee, Michael (he/him/his) <lee.michael@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>

Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Subject: RE: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20

Ex. 5 AC/AWP

Susan Stahle

OGC/ARLO

(202) 564-1272

From: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Sent: Tuesday, January 21, 2025 2:45 PM

To: Stahle, Susan <Stahle.Susan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Lee, Michael (he/him/his) <lee.michael@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>

Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Subject: RE: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20

Ex. 5 AC/AWP

+++++

(202) 695-6287

he/him/his

From: Stahle, Susan <Stahle.Susan@epa.gov>

Sent: Tuesday, January 21, 2025 2:36 PM

To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Lee, Michael (he/him/his) <lee.michael@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>

Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Subject: Calumet SC venue litigation - Respondents' brief - requesting any comments by COB Thursday - our reply brief due February 20

Hi –

Attached is Respondents' brief that was filed yesterday.

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Thanks,

Susan Stahle
Air and Radiation Law Office
Office of General Counsel
(202) 564-1272

Message

From: Hong, Jeanhee [Hong.Jeanhee@epa.gov]
Sent: 1/28/2025 7:46:25 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
CC: Frank, Carin (she/her/hers) [Frank.Carina@epa.gov]
Subject: RE: caselaw on inherent authority to reconsider adjudications

CUI//PRIVILEGE

Hi Ryland,

Ex. 5 AC/DP

Thank you!

Controlled by U.S. Environmental Protection Agency

From: Li, Ryland (Shengzhi)
Sent: Tuesday, January 28, 2025 11:31 AM
To: Hong, Jeanhee
Cc: Frank, Carin (she/her/hers)
Subject: RE: caselaw on inherent authority to reconsider adjudications

CUI//PRIVILEGE

Hi Jeanhee (and copying Carin in case this is helpful to her) –

Ex. 5 AC/DP

Ex. 5 AC/DP

Ex. 5 AC/DP

Ex. 5 AC/DP

Controlled by U.S. Environmental Protection Agency

From: Hong, Jeanhee <Hong.jeanhee@epa.gov>

Sent: Monday, January 27, 2025 5:00 PM

To: Li, Ryland (Shengzhi) <L.Ryland@epa.gov>

Subject: FW: caselaw on inherent authority to reconsider adjudications

CUI//PRIVILEGE

Hi Ryland,

Ex. 5 AC/DP

Message

From: Schramm, Daniel [Schramm.Daniel@epa.gov]
Sent: 12/4/2024 4:46:23 PM
To: Marks, Matthew [Marks.Matthew@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Stahle, Susan [Stahle.Susan@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Vijayan, Abi [Vijayan.Abi@epa.gov]
CC: Seidman, Emily [seidman.emily@epa.gov]; Kaban, Rosemary [Kaban.Rosemary@epa.gov]; Hong, Jeanhee [Hong.Jeanhee@epa.gov]
Subject: RE: Calumet - Questions from OSG
Attachments: Texas v United States Environmental Protection Agency (2020).rtf; HEAL Utah v. United States EPA_77 F.4th 1275.pdf

Ex. 5 AC/AWP

From: Marks, Matthew <Marks.Matthew@epa.gov>
Sent: Wednesday, December 4, 2024 11:24 AM
To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Vijayan, Abi <Vijayan.Abi@epa.gov>
Cc: Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>
Subject: RE: Calumet - Questions from OSG

Ex. 5 AC/AWP

Matthew C. Marks
Deputy Associate General Counsel
Air and Radiation Law Office
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460
T: 202-564-3276
M: 202-603-6170
E: marks.matthew@epa.gov

From: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Sent: Wednesday, December 4, 2024 11:17 AM

To: Stahle, Susan <Stahle.Susan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michael@epa.gov>; Vijayan, Abi <Vijayan.Abi@epa.gov>

Cc: Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>

Subject: RE: Calumet - Questions from OSG

Ex. 5 AC/AWP

+++++

(202) 695-6287

he/him/his

From: Stahle, Susan <Stahle.Susan@epa.gov>

Sent: Wednesday, December 4, 2024 11:05 AM

To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michael@epa.gov>

Cc: Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>

Subject: FW: Calumet - Questions from OSG

Hi –

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Thanks,

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Hughes, Jeffrey (ENRD) <jeffrey.hughes@usdoj.gov>
Sent: Wednesday, December 4, 2024 10:24 AM
To: Stahle, Susan <Stahle.Susan@epa.gov>
Cc: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>
Subject: Calumet - Questions from OSG

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

Hi Sue,

Ex. 5 AC/AWP

Thanks!

Best,
Jeff

Jeffrey Hughes
Trial Attorney
United States Department of Justice
Environment and Natural Resources Division
O: (202) 305-4598
C: (202) 532-3080

Message

From: Dickinson, David [Dickinson.David@epa.gov]
Sent: 12/5/2024 2:03:20 PM
To: Charmley, William (he/him/his) [charmley.william@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
CC: Patulski, Meg [patulski.meg@epa.gov]
Subject: RE: Request to Reopen Record - EPA-HQ-OAR-2022-0332 (Omnibus Low-NOx Waiver)
Attachments: ENV_DEFENSE-#451538-v1-Petitions__American_Road_&_Truck_Builders_Association_v__EPA_(DC__No__08-1381)__Favorable_decision_.pdf; 8-21-08EPAresponsetoARTBApetition.pdf

For history buffs –

Ex. 5 AC/DP

David

From: Dickinson, David
Sent: Thursday, December 5, 2024 8:47 AM
To: Charmley, William (he/him/his) <charmley.william@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Patulski, Meg <patulski.meg@epa.gov>
Subject: RE: Request to Reopen Record - EPA-HQ-OAR-2022-0332 (Omnibus Low-NOx Waiver)

Bill

Ex. 5 AC/DP

Ex. 5 AC/DP

I am guessing we will just respond in the FR Notice and that is fine.

David

From: Charmley, William (he/him/his) <charmley.william@epa.gov>
Sent: Thursday, December 5, 2024 7:27 AM
To: Dickinson, David <Dickinson.David@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Patulski, Meg <patulski.meg@epa.gov>
Subject: RE: Request to Reopen Record - EPA-HQ-OAR-2022-0332 (Omnibus Low-NOx Waiver)

David –

Ex. 5 AC/DP

Thanks
Bill

From: Dickinson, David <Dickinson.David@epa.gov>
Sent: Wednesday, December 4, 2024 11:56 AM
To: Charmley, William (he/him/his) <charmley.william@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Patulski, Meg <patulski.meg@epa.gov>
Subject: FW: Request to Reopen Record - EPA-HQ-OAR-2022-0332 (Omnibus Low-NOx Waiver)

Well then.

Ex. 5 AC/DP

Ex. 5 AC/DP

David

From: John C. Thomson Jr <john.thomson@roush.com>

Sent: Wednesday, December 4, 2024 11:38 AM

To: Regan, Michael <Regan.Michael@epa.gov>

Cc: Dickinson, David <Dickinson.David@epa.gov>; Steinberg, Kayla <steinberg.kayla@epa.gov>

Subject: Request to Reopen Record - EPA-HQ-OAR-2022-0332 (Omnibus Low-NOx Waiver)

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

Administrator Regan, please find attached request to re-open the public comment period for California's waiver request for the Omnibus Low-NOx rule. We believe that the substantive changes since the initial public comment period, which ARB is requesting EPA to consider in your waiver decision, justify and require a new round of public input prior to any waiver determination. We appreciate your consideration in this matter. Sincerely,

John Thomson
Executive Director, Roush Technical Office

T: 734-488-6355 | M: 734-673-8155

john.thomson@roush.com

www.roush.com | www.roushperformance.com | www.roushcleantech.com



12011 Market Street, Livonia, MI 48150

Message

From: Stahle, Susan [Stahle.Susan@epa.gov]
Sent: 12/9/2024 4:20:41 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Weaver, Susannah [Weaver.Susannah@epa.gov]; Hong, Jeanhee [Hong.Jeanhee@epa.gov]; Schramm, Daniel [Schramm.Daniel@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]
CC: Seidman, Emily [seidman.emily@epa.gov]; Kaban, Rosemary [Kaban.Rosemary@epa.gov]; Leiter, Amanda [Leiter.Amanda@epa.gov]; Greenfield, Meghan [Greenfield.Meghan@epa.gov]
Subject: RE: Calumet
Attachments: ENV_DEFENSE-#846372-v3-Energy_Dev_Inc_RFS_Registration_Answering_Brief_Final.pdf

CUI//PRIVILEGE

Ex. 5 AC/AWP

Susan Stahle
OGC/ARLO
(202) 564-1272

Controlled by U.S. Environmental Protection Agency

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Monday, December 9, 2024 10:24 AM

To: Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Weaver, Susannah <Weaver.Susannah@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Cc: Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>

Subject: RE: Calumet

CUI//PRIVILEGE

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

Controlled by U.S. Environmental Protection Agency

From: Lee, Michael (he/him/his) <lee.michaelg@epa.gov>
Sent: Monday, December 9, 2024 10:23 AM
To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Weaver, Susannah <Weaver.Susannah@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>
Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>
Subject: RE: Calumet

CUI//PRIVILEGE

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Mike

Michael G. Lee (he, him, his) | U.S. Environmental Protection Agency
Assistant General Counsel | Air and Radiation Law Office
Office of General Counsel | (202) 564-5466

Controlled by U.S. Environmental Protection Agency

From: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Sent: Monday, December 9, 2024 8:58 AM

To: Weaver, Susannah <Weaver.Susannah@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>

Subject: RE: Calumet

CUI//PRIVILEGE

Ex. 5 AC/AWP

+++++

(202) 695-6287

he/him/his

Controlled by U.S. Environmental Protection Agency

From: Weaver, Susannah <Weaver.Susannah@epa.gov>

Sent: Monday, December 9, 2024 7:53 AM

To: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan

<Greenfield.Meghan@epa.gov>

Subject: RE: Calumet

CUI//PRIVILEGE

Ex. 5 AC/AWP

Controlled by U.S. Environmental Protection Agency

From: Hong, Jeanhee <Hong.Jeanhee@epa.gov>

Sent: Sunday, December 8, 2024 8:03 PM

To: Schramm, Daniel <Schramm.Daniel@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Cc: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>;

Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>

Subject: RE: Calumet

CUI//PRIVILEGE

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Jeanhee (pronounced "Jeannie") Hong | she/her
Attorney-Advisor, Air and Radiation Law Office
Office of General Counsel, U.S. EPA | (202) 566-0040

Controlled by U.S. Environmental Protection Agency

From: Schramm, Daniel <Schramm.Daniel@epa.gov>

Sent: Sunday, December 8, 2024 8:22 AM

To: Marks, Matthew <Marks.Matthew@epa.gov>

Cc: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>

Subject: Re: Calumet

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Sent from my iPhone

On Dec 8, 2024, at 9:35 AM, Marks, Matthew <Marks.Matthew@epa.gov> wrote:

CUI//PRIVILEGE

Yep will do.

Ex. 5 AC/AWP

Matthew C. Marks

Deputy Associate General Counsel
Air and Radiation Law Office
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460
T: 202-564-3276
M: 202-603-6170
E: marks.matthew@epa.gov

Controlled by U.S. Environmental Protection Agency

From: Weaver, Susannah <Weaver.Susannah@epa.gov>

Sent: Sunday, December 8, 2024 9:32 AM

To: Marks, Matthew <Marks.Matthew@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan

<Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his)

<lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary

<Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan

<Greenfield.Meghan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>;

Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>
Subject: RE: Calumet

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Ex. 5 AC/AWP

Thanks all!

Controlled by U.S. Environmental Protection Agency

From: Marks, Matthew <Marks.Matthew@epa.gov>
Sent: Sunday, December 8, 2024 9:19 AM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>
Cc: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>
Subject: RE: Calumet

CUI//PRIVILEGE

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Matthew C. Marks

Deputy Associate General Counsel
Air and Radiation Law Office
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460
T: 202-564-3276
M: 202-603-6170
E: marks.matthew@epa.gov

Controlled by U.S. Environmental Protection Agency

From: Weaver, Susannah <Weaver.Susannah@epa.gov>

Sent: Saturday, December 7, 2024 11:26 PM

To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Cc: Marks, Matthew <Marks.Matthew@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong,

Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>

Subject: RE: Calumet

CUI//PRIVILEGE

Ex. 5 AC/AWP

Controlled by U.S. Environmental Protection Agency

From: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Sent: Saturday, December 7, 2024 10:27 PM

To: Weaver, Susannah <Weaver.Susannah@epa.gov>

Cc: Marks, Matthew <Marks.Matthew@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>

Subject: Re: Calumet

Ex. 5 AC/AWP

+++++

(202) 695-6287

he/him/his

On Dec 7, 2024, at 5:36 PM, Weaver, Susannah <Weaver.Susannah@epa.gov> wrote:

Ex. 5 AC/AWP

From: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Sent: Saturday, December 7, 2024 9:23 AM

To: Marks, Matthew <Marks.Matthew@epa.gov>; Weaver, Susannah <Weaver.Susannah@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>

Subject: RE: Calumet

Ex. 5 AC/AWP

+++++

(202) 695-6287

he/him/his

From: Marks, Matthew <Marks.Matthew@epa.gov>

Sent: Friday, December 6, 2024 8:25 PM

To: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>;

Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>

Subject: RE: Calumet

Ex. 5 AC/AWP

Matthew C. Marks

Deputy Associate General Counsel
Air and Radiation Law Office
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460
T: [202-564-3276](tel:202-564-3276)
M: [202-603-6170](tel:202-603-6170)
E: marks.matthew@epa.gov

From: Weaver, Susannah <Weaver.Susannah@epa.gov>

Sent: Friday, December 6, 2024 8:15 PM

To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Leiter, Amanda <Leiter.Amanda@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>
Subject: Fwd: Calumet

Please see below. I don't think we need to send anything back immediately, but it would be good to have some thoughts to share on Monday.

Have a great weekend!

Begin forwarded message:

From: "Stewart, Malcolm L (OSG)" <Malcolm.L.Stewart@usdoj.gov>

Date: December 6, 2024 at 5:48:44 PM EST

To: "Littleton, Matthew (ENRD)" <Matthew.Littleton@usdoj.gov>, "Weaver, Susannah" <Weaver.Susannah@epa.gov>

Cc: "Brown, Aimee W. (OSG)" <Aimee.W.Brown@usdoj.gov>

Subject: RE: Calumet

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

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Malcolm

From: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>
Sent: Friday, December 6, 2024 4:24 PM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>; Stewart, Malcolm L (OSG) <Malcolm.L.Stewart@usdoj.gov>
Cc: Brown, Aimee W. (OSG) <Aimee.W.Brown@usdoj.gov>
Subject: RE: Calumet

I'm checking with EDS and will report back.

From: Weaver, Susannah <Weaver.Susannah@epa.gov>
Sent: Friday, December 6, 2024 3:49 PM
To: Stewart, Malcolm L (OSG) <Malcolm.L.Stewart@usdoj.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Brown, Aimee W. (OSG) <Aimee.W.Brown@usdoj.gov>
Subject: [EXTERNAL] RE: Calumet

Thank you Malcolm. We'll look forward to reviewing your draft this weekend and discussing it on Monday. I'm checking what times our team can be available on Monday. Aimee and Matt—please let me know your availability. Thank you all.

From: Stewart, Malcolm L (OSG) <Malcolm.L.Stewart@usdoj.gov>
Sent: Friday, December 6, 2024 2:59 PM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Brown, Aimee W. (OSG) <Aimee.W.Brown@usdoj.gov>
Subject: RE: Calumet

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

I Susannah,

Thanks for your message. I expect to circulate a revised draft by tomorrow. If you'd like to have a call, we should set it up for Monday, so that we can get the brief to the SG with some lead time for her review. I'm free throughout the day on Monday.

Malcolm

From: Weaver, Susannah <Weaver.Susannah@epa.gov>
Sent: Friday, December 6, 2024 2:54 PM
To: Stewart, Malcolm L (OSG) <Malcolm.L.Stewart@usdoj.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Brown, Aimee W. (OSG) <Aimee.W.Brown@usdoj.gov>
Subject: [EXTERNAL] Calumet

Hi Malcolm,

Ex. 5 AC/AWP

Thank you for all of your and Aimee's work to represent EPA in this case!

Susannah

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 12/13/2024 6:23:08 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: RE: Oral Argument, Monday Dec. 16, in DC Circuit challenge to 2024 PM NAAQS

Wow, that's impressive!

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Friday, December 13, 2024 1:09 PM
To: Orlin, David <Orlin.David@epa.gov>
Subject: RE: Oral Argument, Monday Dec. 16, in DC Circuit challenge to 2024 PM NAAQS

Thanks! OGC review is at 3 done, 3 more to go!

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Orlin, David <Orlin.David@epa.gov>
Sent: Friday, December 13, 2024 12:41 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: Oral Argument, Monday Dec. 16, in DC Circuit challenge to 2024 PM NAAQS

Thanks! Good luck finishing up the CA waiver!

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Friday, December 13, 2024 12:40 PM
To: Orlin, David <Orlin.David@epa.gov>
Subject: RE: Oral Argument, Monday Dec. 16, in DC Circuit challenge to 2024 PM NAAQS

Good luck! 🍀

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Orlin, David <Orlin.David@epa.gov>
Sent: Friday, December 13, 2024 11:46 AM
To: OGC ARLO <OGC_ARLO@epa.gov>
Subject: FW: Oral Argument, Monday Dec. 16, in DC Circuit challenge to 2024 PM NAAQS

FYI (nowhere better to be on a Monday morning than the DC Circuit!)

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Orlin, David
Sent: Friday, December 13, 2024 11:44 AM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>; Conrad, Daniel <conrad.daniel@epa.gov>; Goffman, Joseph <Goffman.Joseph@epa.gov>; Carbonell, Tomas <Carbonell.Tomas@epa.gov>; Tsirigotis, Peter <Tsirigotis.Peter@epa.gov>; Sasser, Erika <Sasser.Erika@epa.gov>; Wesson, Karen <Wesson.Karen@epa.gov>; Weaver, Chris <Weaver.Chris@epa.gov>
Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Vijayan, Abi <Vijayan.Abi@epa.gov>; Sacks, Jason (he/him/his) <Sacks.Jason@epa.gov>; Coffman, Evan <Coffman.Evan@epa.gov>; Hagan, Nicole <Hagan.Nicole@epa.gov>; Perlmutter, Lars <perlmutter.lars@epa.gov>; Hassan, Iman <Hassan.Iman@epa.gov>; Jones, Anthony <Jones.Anthony.J@epa.gov>; McIntosh-Kastrinsky, Rachel (she/her/hers) <McIntoshKastrinsky.Rachel@epa.gov>; Lamichhane, Archana <lamichhane.archana@epa.gov>
Subject: Oral Argument, Monday Dec. 16, in DC Circuit challenge to 2024 PM NAAQS

On Monday December 16, 2024, the D.C. Circuit will hear oral argument in *Kentucky v. EPA*, No. 24-1050, and consolidated cases challenging the 2024 PM NAAQS. Petitioners include a number of businesses associations (e.g., Chamber of Commerce, ACC, AF&PA, API, NAM, NMA) as well as 25 states, led by Kentucky. Intervenors supporting EPA include a number of environmental and public health organizations (e.g., Sierra Club, NRDC, ALA) as well as 16 states plus DC. The DC Circuit's panel will be Judges Millett, Childs and Ginsburg. Sarah Buckley and Alex St. Romain of DOJ ENRD will be arguing on behalf of EPA. This is the third case of the morning and is expected to start sometime after 10:15 am. Audio of the argument will be livestreamed [here](#). Briefs are attached.

Ex. 5 AC/AWP

Ex. 5 AC/AWP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 12/10/2024 7:05:35 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Garfinkle, Stacey [garfinkle.stacey@epa.gov]; Carrillo, Andrea [Carrillo.Andrea@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]; Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]
CC: Frank, Carin (she/her/hers) [Frank.Carina@epa.gov]
Subject: MQD amicus brief in the LMDV litigation
Attachments: CAC CR
US_APP_CADC_24_1087_d113950323e6095_AMICUS_FOR_RESPONDENT_BRIEF_2088382_filed_by_Consumers.pdf

Ex. 5 AC/AWP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

Message

From: Patulski, Meg [patulski.meg@epa.gov]
Sent: 12/16/2024 12:20:48 PM
To: Dickinson, David [Dickinson.David@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Charmley, William (he/him/his) [charmley.william@epa.gov]
CC: Sherwood, Todd [sherwood.todd@epa.gov]; Olechiw, Michael [olechiw.michael@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]; McDonald, Joseph (he/him/his) [McDonald.Joseph@epa.gov]; Kasab, John (he/him/his) [Kasab.John@epa.gov]
Subject: URGENT -- Need action by 11:30am this morning: Two OAR comments on SORE Decision Document
Attachments: SORE_Decision Document early review 12-13-2024-an.docx; SORE_FR_Notice_early review 12-13-2024-an.docx

Good morning,

Ex. 5 AC/DP

Please respond to all to this email with your thoughts on the two unresolved items by 11:30am this morning if you can. Thank you.

Meg

From: Nunez, Alejandra <Nunez.Alejandra@epa.gov>
Sent: Sunday, December 15, 2024 10:14 PM
To: Charmley, William (he/him/his) <charmley.william@epa.gov>

^[1] See <https://www.wired.com/sponsored/story/living-off-grid-dream-ecoflow-delta-pro-ecosystem/#:~:text=you%20need%20power, EcoFlow%2C%20one%20of%20the%20most%20successful%20and%20acclaimed%20producers%20of%20a%20walk%20in%20the%20park>, accessed December 11, 2024, saved as "Wired_EcoFlowDELTAPro.pdf" in Docket ID EPA-HQ-OAR-2023-0151; and <https://www.cnet.com/home/energy-and-utilities/jackery-explorer-2000-plus-a-jackery-of-all-trades/>, accessed December 11, 2024, saved as "CNET_Jackery.pdf" in Docket ID EPA-HQ-OAR-2023-0151.

Cc: Dunham, Sarah (she/her/hers) <Dunham.Sarah@epa.gov>; Patulski, Meg <patulski.meg@epa.gov>; Phillips, Tuana (she/her/hers) <phillips.tuana@epa.gov>; Olechiw, Michael <olechiw.michael@epa.gov>; Herbolsheimer, Courtney <herbolsheimer.courtney@epa.gov>
Subject: RE: Informal draft of the CARB Small Off-Road Engine Regulation (SORE) EPA waiver decision

Thank you, Bill and team. A few edits and comments in the attached.

From: Charmley, William (he/him/his) <charmley.william@epa.gov>

Sent: Friday, December 13, 2024 4:43 PM

To: Nunez, Alejandra <Nunez.Alejandra@epa.gov>

Cc: Dunham, Sarah (she/her/hers) <Dunham.Sarah@epa.gov>; Patulski, Meg <patulski.meg@epa.gov>; Phillips, Tuana (she/her/hers) <phillips.tuana@epa.gov>; Olechiw, Michael <olechiw.michael@epa.gov>; Herbolsheimer, Courtney <herbolsheimer.courtney@epa.gov>

Subject: Informal draft of the CARB Small Off-Road Engine Regulation (SORE) EPA waiver decision

Dear Ale –

Ex. 5 AC/DP

Thanks
Bill

<< draft language from page 83 of the Decision Document >>

Ex. 5 AC/DP

Ex. 5 AC/DP

.....

.....

.....

Ex. 5 AC/DP

Message

From: Patulski, Meg [patulski.meg@epa.gov]
Sent: 12/16/2024 9:38:33 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Dickinson, David [Dickinson.David@epa.gov]; Olechiw, Michael [olechiw.michael@epa.gov]; Moran, Robin [moran.robin@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]; Nelson, Brian [nelson.brian@epa.gov]
Subject: FW: For your action: Revised Decision Documents for ACC II and Omnibus waiver decisions
Attachments: 25-00970-OAR--PCO_Draft Response__25-00970-OAR--PCO_Decision Document_ACC II final decision package_final edits.docx; 25-00982-OAR--PCO_Draft Response__25-00982-OAR--PCO_HD_Omnibus_Decision_Document-final edits.docx

FYI.

From: Patulski, Meg
Sent: Monday, December 16, 2024 4:36 PM
To: Herbolsheimer, Courtney <herbolsheimer.courtney@epa.gov>; Phillips, Tuana (she/her/hers) <phillips.tuana@epa.gov>
Cc: Charmley, William (he/him/his) <charmley.william@epa.gov>; Meekins, Tanya <Meekins.Tanya@epa.gov>
Subject: For your action: Revised Decision Documents for ACC II and Omnibus waiver decisionsQ

Hello,

Ex. 5 AC/DP

Thank you, as always, for your help.

Meg

Message

From: Dickinson, David [Dickinson.David@epa.gov]
Sent: 12/17/2024 12:38:05 PM
To: Patulski, Meg [patulski.meg@epa.gov]; Payne, Matthew [payne.matthew@epa.gov]; Nelson, Brian [nelson.brian@epa.gov]; O'Kelly, Jeremy [OKelly.Jeremy@epa.gov]; Strickland, Samuel [Strickland.Samuel@epa.gov]
CC: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Andrews, Sarah [Andrews.Sarah@epa.gov]; Coryell, Mark [coryell.mark@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]
Subject: RE: Off-Road Fleets and TRU Authorization Team
Attachments: SORE_Decision Document_working draft_12-16-2024.docx

Good morning –

I think it may still be a good idea to have this call.

Ex. 5 AC/DP

David

-----Original Appointment-----

From: Patulski, Meg <patulski.meg@epa.gov>
Sent: Wednesday, December 4, 2024 9:33 AM
To: Patulski, Meg; Payne, Matthew; Nelson, Brian; O'Kelly, Jeremy; Strickland, Samuel
Cc: Li, Ryland (Shengzhi); Andrews, Sarah; Coryell, Mark; Dickinson, David
Subject: Off-Road Fleets and TRU Authorization Team
When: Tuesday, December 17, 2024 9:30 AM-10:00 AM (UTC-05:00) Eastern Time (US & Canada).
Where: Microsoft Teams Meeting

Purpose of meeting: To assist in team coordination for these two actions. If there isn't a need to meet, I can always cancel.

For the 12/3 meeting, we will check in on the status of FR notices and Decision Documents for the two CARB requests, discuss questions/concerns, etc. in preparation for 12/5 meeting with Bill.

Microsoft Teams [Need help?](#)

Join the meeting now

Meeting ID: 272 743 874 524

Passcode: FH9zB2vG

Dial in by phone

[+1 202-991-0477, 502266808#](#) United States, Washington

[Find a local number](#)

Phone conference ID: 502 266 808#

Join on a video conferencing device

Tenant key: [sip:teams@video.epa.gov](#)

Video ID: 118 939 833 0

[More info](#)

For organizers: [Meeting options](#) | [Reset dial-in PIN](#)

This meeting may be recorded. If the meeting is recorded, it will be announced via a banner showing "this meeting is being recorded." Participation in a recorded meeting will be deemed as consent to be recorded. Meeting recordings may be official agency records subject to appropriate policy, rules and regulations.

Message

From: Dickinson, David [Dickinson.David@epa.gov]
Sent: 12/17/2024 4:13:26 PM
To: Strickland, Samuel [Strickland.Samuel@epa.gov]
CC: Patulski, Meg [patulski.meg@epa.gov]; Nelson, Brian [nelson.brian@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: TRU - and relationship to Ohio v EPA, etc
Attachments: 25-00970-OAR--PCO_Draft Response__25-00970-OAR--PCO_Decision Document_ACC II final decision package_new edits.docx

Sam et al

For awareness and to make sure we are consistent across various waiver and authorization documents, please note:

Ex. 5 AC/DP

Let me know if there are questions or whether I can jump on a call with OGC to ensure understanding and consistency.

Thanks,
David

Message

From: Dickinson, David [Dickinson.David@epa.gov]
Sent: 12/19/2024 12:42:02 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Strickland, Samuel [Strickland.Samuel@epa.gov]
CC: Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]; Patulski, Meg [patulski.meg@epa.gov]; Nelson, Brian [nelson.brian@epa.gov]; Payne, Matthew [payne.matthew@epa.gov]
Subject: AFPM comments on TRU and Offroad diesel fleets
Attachments: Microsoft Word - AFPM Comments EPA Notice on Preemption Waiver EPA-HQ-OAR-2023-0292.pdf; AM Free Enterprise EPA-HQ-OAR-2024-0030-0034_attachment_2.pdf

OGC –

Ex. 5 AC/DP

David

Message

From: Garfinkle, Stacey [garfinkle.stacey@epa.gov]
Sent: 12/19/2024 6:01:11 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
CC: Carrillo, Andrea [Carrillo.Andrea@epa.gov]
Subject: RE: Nebraska v. EPA: Request for Consent from Parties to File Amicus Curiae Brief

Thanks, Ryland!

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Thursday, December 19, 2024 1:00 PM
To: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Cc: Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Subject: RE: Nebraska v. EPA: Request for Consent from Parties to File Amicus Curiae Brief

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Sent: Thursday, December 19, 2024 12:43 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Subject: FW: Nebraska v. EPA: Request for Consent from Parties to File Amicus Curiae Brief

Hi Ryland,

Ex. 5 AC/AWP

From: Buckley, Sarah (ENRD) <Sarah.Buckley@usdoj.gov>
Sent: Thursday, December 19, 2024 12:27 PM
To: Garfinkle, Stacey <garfinkle.stacey@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Cc: Lee, Jin Hyung (ENRD) <Jin.Hyung.Lee@usdoj.gov>; Hardee, Alex (ENRD) <Alex.Hardee@usdoj.gov>
Subject: FW: Nebraska v. EPA: Request for Consent from Parties to File Amicus Curiae Brief

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

Ex. 5 AC/AWP

From: Cooney, Riley K. <riley.k.cooney@emory.edu>
Sent: Thursday, December 19, 2024 12:15 PM
To: eric.hamilton@nebraska.gov; zachary.pohlman@nebraska.gov; grant.strobl@nebraska.gov;

edmund.jacour@alabamagov.gov; masha.kazakova@alaska.gov; nicholas.bronni@arkansasag.gov; dylan.jacobs@arkansasag.gov; henry.wintaker@nyfloridalegal.com; joanex.parcival@nyfloridalegal.com; spetrany@law.ga.gov; alan.hurst@ag.idaho.gov; joanex.barto@aig.in.gov; eric.weysan@ag.iowa.gov; kkobach@gmail.com; anthony.powell@ag.ks.gov; matt.kuhn@ky.gov; jacob.abrahamson@ky.gov; murillie@ag.louisiana.gov; aguinagab@ag.louisiana.gov; justin.matheny@ag.ms.gov; caleb.rutledge@ago.mo.gov; christian.corrigan@mt.gov; peter.lorstensen@mt.gov; garry.paskins@oag.ok.gov; jennifer.lewis@oag.ok.gov; josephspate@scag.gov; steven.blein@state.sd.us; matt.rice@ag.tn.gov; whitney.hermendorfer@ag.tn.gov; wesley.williams@oag.texas.gov; spurser@ag.utah.gov; kgallagher@oag.state.va.us; lchesinut@oag.state.va.us; patrick.morrisew@wvago.gov; michael.n.williams@wvago.gov; ryan.scholhaas@wyo.gov; Buckley, Sarah (ENRD) <Sarah.Buckley@usdoj.gov>; Hardee, Alex (ENRD) <Alex.Hardee@usdoj.gov>; Lee, Jin Hyung (ENRD) <Jin.Hyung.Lee@usdoj.gov>; vsoltzman@calf.us; saoho@calf.us; asu@edf.org; vpation@edf.org; pzalzal@edf.org; ahenderson@edf.org; megan@donahuegoldberg.com; sean@donahuegoldberg.com; rinichael@elips.org; ifein@nrdc.org; jforgia@nrdc.org; ezicve@citizen.org; sanjay.narayan@sierradub.org; Theodore.McCombs@doj.ca.gov; micaela.harms@doj.ca.gov; Elaine.Meckenstock@doj.ca.gov; kristin.wrobel@azag.gov; carrie.noteboom@coag.zov; scott.koschwitz@ct.gov; vanessa.kassab@delaware.gov; lyle.t.leonard@hawaii.gov; jason.james@ilag.gov; Firma.Akrewit@maine.gov; michael.strende@maryland.gov; MorrisseauE@michigan.gov; peter.surdo@ag.state.mn.us; wgerantham@nmdoi.gov; neil.hryshko@law.nioag.gov; gavin.mccebe@ag.ny.gov; aspiller@ncdoj.gov; paul.garrahan@doj.oregon.gov; steve.novick@doj.oregon.gov; nvaz@riag.ri.gov; hannah.vindra@vermont.gov; alex.doolittle@alg.wa.gov; motibi@doj.state.wi.us; matthew.ireland@mass.gov; ajohnston@attorneygeneral.gov; caroline.vanzile@dc.gov; edward.gorman@denvergov.org; myriam.kasper@cityofchicago.org; michael.bostrom@lacity.org; cking@law.nyc.gov; mcbrown@earthjustice.org; pcort@earthjustice.org; elizabeth.theodore@arnoldporter.com; jonathan.martel@aporter.com; sam.ferenc@arnoldporter.com; zinn@smwlaw.com; gguzy@cov.com; tcallahan@cov.com; justin.smith@james-otis.com; John.Sauer@james-otis.com; rhenneke@texaspolicy.com; tha@texaspolicy.com; cmighell@texaspolicy.com; emcarthur@sidley.com; brittany.pemberton@braccowell.com; paul.clement@clementmurphy.com; harker.rhodes@clementmurphy.com; [mbuschbacher@boydengray.com](mailto:mibuschbacher@boydengray.com); jconde@boydengray.com; matthew.morrison@pillsburylaw.com; sheiby.dvl@pillsburylaw.com; retnerm@sullerom.com; welli@sullerom.com; douglas.hastings@morganlewis.com; brvan.killion@morganlewis.com; cbk@vnf.com; mperrow@vnf.com

Cc: Goldstein, Mindy <magolds@emory.edu>; Caitlin Miller <cmiller@npca.org>; Mark Rose <mruse@npca.org>

Subject: [EXTERNAL] Nebraska v. EPA: Request for Consent from Parties to File Amicus Curiae Brief

Hello,

On behalf of the National Parks Conservation Association, The Turner Environmental Law Clinic at Emory University School of Law plans to file an amicus brief in *State of Nebraska, et al. v. EPA* (No. 24-1129) supporting Respondents.

The National Parks Conservation Association is a nonprofit organization that advocates for protecting America's national parks. Because climate change and air pollution are a great threat to national parks, NPCA works to mitigate unhealthy and climate-disrupting pollution. Our amicus brief will discuss the benefits of the HDV Phase 3 Regulation on national parks and similarly situated lands across the United States.

Pursuant to Federal Rule of Appellate Procedure 19(a)(2) and D.C. Circuit Rule 29(b), we are seeking consent from all parties and intervenors to file our amicus brief. Please respond directly to this email as soon as possible indicating whether you consent to our filing. To avoid filling everyone's inboxes, please do not "reply all."

Thank you and happy holidays!

Sincerely,

Riley Cooney
Staff Attorney/Fellow, Turner Environmental Law Clinic
Emory University School of Law
404.727.9907
riley.k.cooney@emory.edu

Message

From: Schramm, Daniel [Schramm.Daniel@epa.gov]
Sent: 12/29/2024 2:59:25 AM
To: Weaver, Susannah [Weaver.Susannah@epa.gov]; Greenfield, Meghan [Greenfield.Meghan@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]; Seidman, Emily [seidman.emily@epa.gov]; Kaban, Rosemary [Kaban.Rosemary@epa.gov]; Hong, Jeanhee [Hong.Jeanhee@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]; Stahle, Susan [Stahle.Susan@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: Fwd: Susannah's edits
Attachments: Okla_ SCT Resp_ Brief_ Draft.DOCX

FYI - here's the Oklahoma draft going up to OSG.

Sent from my iPhone

Begin forwarded message:

From: "St. Romain, Alexandra (ENRD)" <Alexandra.St.Romain@usdoj.gov>
Date: December 28, 2024 at 3:48:01 PM EST
To: "Schramm, Daniel" <Schramm.Daniel@epa.gov>, "Hong, Jeanhee" <Hong.Jeanhee@epa.gov>, "Hardee, Alex (ENRD)" <Alex.Hardee@usdoj.gov>, "Kaban, Rosemary" <Kaban.Rosemary@epa.gov>, "Seidman, Emily" <seidman.emily@epa.gov>
Subject: RE: Susannah's edits

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

Hi All,

Ex. 5 AC/AWP

Best,
Alex

-----Original Message-----

From: Schramm, Daniel <Schramm.Daniel@epa.gov>
Sent: Friday, December 27, 2024 10:20 PM
To: St. Romain, Alexandra (ENRD) <Alexandra.St.Romain@usdoj.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Hardee, Alex (ENRD) <Alex.Hardee@usdoj.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>
Subject: [EXTERNAL] RE: Susannah's edits

Ex. 5 AC/AWP

Ex. 5 AC/AWP

-----Original Message-----

From: St. Romain, Alexandra (ENRD) <Alexandra.St.Romain@usdoj.gov>

Sent: Friday, December 27, 2024 6:42 PM

To: Hong, Jeanhee <Hong.Jeanhee@epa.gov>; Hardee, Alex (ENRD) <Alex.Hardee@usdoj.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Kaban, Rosemary <Kaban.Rosemary@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>

Subject: Susannah's edits

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

Hi All,

Not sure who is planning to send over Susannah's edits tonight, but I wanted to let you know I am done working for the day and plan to log back on tomorrow AM to start going through the edits, so take your time getting them over to us tonight.

Thanks, and hope everyone has a good weekend!

Best,
Alex

Message

From: Weaver, Susannah [Weaver.Susannah@epa.gov]
Sent: 12/30/2024 4:40:57 PM
To: Garfinkle, Stacey [garfinkle.stacey@epa.gov]
CC: Greenfield, Meghan [Greenfield.Meghan@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Carrillo, Andrea [Carrillo.Andrea@epa.gov]
Subject: RE: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)
Attachments: HD_Vehicles_12_23Draft_[EPA Review]SW.docx

Hi all,

Ex. 5 AC/AWP

I hope everyone is enjoying some good time off.

Susannah

From: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Sent: Monday, December 23, 2024 6:33 PM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Subject: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)

Hi Susannah,

Attached, please find the Heavy-Duty Phase 3 GHG brief for review. DOJ has requested that we complete our review by COB on **Tuesday, 12/31**.

There are some outstanding comments from DOJ that Andrea and I are working to resolve, so it's not a "clean" draft; however, given the holiday review timeline, we didn't want to delay in getting this to you. (I included the remaining DOJ-EPA schedule below.)

I'll be working this Thursday/Friday and next week, so if there's anything you'd like to discuss, please feel free to reach out.

Happy Holidays!

Event	Review Period in Working Days	Review Period in Days	Date	Rationale (if any)
Draft to EPA FO/DOJ Mgmt	4	4	Monday, December 23, 2024	Reviewing the week of xmas
Comments back	5	10	Monday, December 31, 2024	Reviewing the week of New Years
Draft to DOJ FO/Paralegals	3	4	Friday, January 3, 2025	
Comments back	5	7	Friday, January 10, 2025	

Regards,

Stacey

Stacey Simone Garfinkle

Attorney-Advisor

Air and Radiation Law Office

Office of General Counsel

U.S. Environmental Protection Agency

Direct: (202) 564-3103 | Mobile: (202) 503-6365

garfinkle.stacey@epa.gov

(she/her/hers)

Please note that I may have sent this message outside regular business hours. If you receive this email outside of your normal working hours, please know that I do not expect a response until you are back at work during your normal hours.

Message

From: Hoffman, Howard [hoffman.howard@epa.gov]
Sent: 12/29/2024 5:00:17 PM
To: Weaver, Susannah [Weaver.Susannah@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]
CC: Hogan, Stephanie (she/her/hers) [Hogan.Stephanie@epa.gov]; Anderson, Lea (she/her/hers) [anderson.lea@epa.gov]; Vijayan, Abi [Vijayan.Abi@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Williams, Melina [Williams.Melina@epa.gov]; Stahle, Susan [Stahle.Susan@epa.gov]; Schramm, Daniel [Schramm.Daniel@epa.gov]; Seidman, Emily [seidman.emily@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]; Doster, Brian [Doster.Brian@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]; Miller, Meredith [Miller.Meredith@epa.gov]; May, Lucas [May.Lucas@epa.gov]; Orlin, David [Orlin.David@epa.gov]; McNerney, Matthew [McNerney.Matthew@epa.gov]
Subject: RE: seeking court cases concerning Biden-era EPA rules and adjudications
Attachments: Obama Rules CAA Track Record 1-18-17.pdf

Hoffman, Howard has shared a OneDrive for Business file with you. To view it, click the link below.

 Biden Rules CAA Track Record(1).docx

Ex. 5 AC/DP

Ex. 5 AC/DP

From: Hoffman, Howard

Sent: Thursday, December 12, 2024 11:42 AM

To: Hogan, Stephanie (she/her/hers) <Hogan.Stephanie@epa.gov>; Anderson, Lea (she/her/hers) <anderson.lea@epa.gov>; Vijayan, Abi <Vijayan.Abi@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Lee, Michael (he/him/his) <lee.michaelg@epa.gov>; Seidman, Emily <seidman.emily@epa.gov>; Schramm, Daniel <Schramm.Daniel@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Williams, Melina <Williams.Melina@epa.gov>; Doster, Brian <Doster.Brian@epa.gov>

Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Marks, Matthew <Marks.Matthew@epa.gov>

Subject: seeking court cases concerning Biden-era EPA rules

Ex. 5 AC/DP

Howard J. Hoffman USEPA-OGC-ARLO (202) 564-5582(O) (240)-401-9721(C) Room 7415 WJC-North
Mailing address: Mail Code 7344A, 1200 Pennsylvania Ave. NW Washington, D.C. 20460

The contents of this message may be subject to the attorney-client, work-product, or deliberative process privileges.

Message

From: Orlin, David [Orlin.David@epa.gov]
Sent: 1/10/2025 7:51:33 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]; Carrillo, Andrea [Carrillo.Andrea@epa.gov]; Garfinkle, Stacey [garfinkle.stacey@epa.gov]
Subject: RE: Transition paper - Vehicle Rules Cases
Attachments: FW: 24-1087 Commonwealth of Kentucky, et al v. EPA, et al "Order Filed (CLERK)" (EPA-89FR27842)

Ex. 5 AC/AWP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Friday, January 10, 2025 2:15 PM
To: Orlin, David <Orlin.David@epa.gov>; Nolbaum, Seth (he/him/his) <Nolbaum.Seth@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RE: Transition paper - Vehicle Rules Cases

Resending the link.

From: Li, Ryland (Shengzhi)
Sent: Friday, January 10, 2025 2:10 PM
To: Orlin, David <Orlin.David@epa.gov>; Nolbaum, Seth (he/him/his) <Nolbaum.Seth@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Garfinkle, Stacey <Garfinkle.stacey@epa.gov>
Subject: Transition paper - Vehicle Rules Cases

All – The IO has asked us to complete another transition papers exercise. I have put together a paper on the vehicle rules. It's a mashup of the papers we sent this summer plus a list of issues from the briefs. You are welcome to review this if you'd like, but you're also welcome to skip. I will send this to Gautam on 'Tue 1/14.

Ryland Shengzhi Li
Attorney-Adviser
US EPA, Office of General Counsel, Air and Radiation Law Office
tel: (202) 564-6787 | em: Li.Ryland@epa.gov
pronouns: he/him/his

Message

From: Garfinkle, Stacey [garfinkle.stacey@epa.gov]
Sent: 1/2/2025 4:03:45 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]
Subject: RE: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)
Attachments: HD Brief_Compare 12-20 to DOJ with 12-31 to DOJ.docx

Hi Ryland,

Ex. 5 AC/AWP

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Tuesday, December 31, 2024 4:48 PM
To: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RE: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Sent: Tuesday, December 31, 2024 4:45 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: Re: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)

Hi Ryland,

Ex. 5 AC/AWP

Sent from my iPhone

On Dec 31, 2024, at 12:41 PM, Li, Ryland (Shengzhi) <Li.Ryland@epa.gov> wrote:

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Li, Ryland (Shengzhi)
Sent: Tuesday, December 31, 2024 11:15 AM
To: Garfinkle, Stacey <Garfinkle.stacey@epa.gov>
Subject: RE: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)

Stacey, what is your availability today for a call?

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Sent: Monday, December 30, 2024 4:52 PM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Subject: RE: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)

Thanks, Susannah!

I incorporated your edits and comments into the shared version. They seem straightforward, but if DOJ has any questions, we'll let you know.

Hope you're enjoying the holidays!

From: Weaver, Susannah <Weaver.Susannah@epa.gov>
Sent: Monday, December 30, 2024 11:41 AM
To: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Carrillo, Andrea

<Carrillo.Andrea@epa.gov>
Subject: RE: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)

Hi all,

Ex. 5 AC/AWP

I hope everyone is enjoying some good time off.

Susannah

From: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Sent: Monday, December 23, 2024 6:33 PM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Subject: Heavy-Duty GHG Phase 3 Brief for Review (Review Requested by COB on 12/31)

Hi Susannah,

Attached, please find the Heavy-Duty Phase 3 GHG brief for review. DOJ has requested that we complete our review by COB on **Tuesday, 12/31**.

There are some outstanding comments from DOJ that Andrea and I are working to resolve, so it's not a "clean" draft; however, given the holiday review timeline, we didn't want to delay in getting this to you. (I included the remaining DOJ-EPA schedule below.)

I'll be working this Thursday/Friday and next week, so if there's anything you'd like to discuss, please feel free to reach out.

Happy Holidays!

Event	Review Period in Working Days	Review Period in Days	Date	Rationale (if any)
Draft to EPA FO/DOJ Mgmt	4	4	Monday, December 23, 2024	Reviewing the week of xmas
Comments back	5	10	Monday, December 31, 2024	Reviewing the week of New Years
Draft to DOJ FO/Paralegals	3	4	Friday, January 3, 2025	
Comments back	5	7	Friday, January 10, 2025	
File Date		4	Tuesday, January 14, 2025	

Regards,

Stacey

Stacey Simone Garfinkle

Attorney-Advisor

Air and Radiation Law Office

Office of General Counsel

U.S. Environmental Protection Agency

Direct: (202) 564-3103 | Mobile: (202) 503-6365

garfinkle.stacey@epa.gov

(she/her/hers)

Please note that I may have sent this message outside regular business hours. If you receive this email outside of your normal working hours, please know that I do not expect a response until you are back at work during your normal hours.

Message

From: Carrillo, Andrea [Carrillo.Andrea@epa.gov]
Sent: 1/14/2025 3:51:03 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Brakora, Jessica [Brakora.Jessica@epa.gov]
CC: Garfinkle, Stacey [garfinkle.stacey@epa.gov]
Subject: FW: HD - final check
Attachments: HD_Vehicles_FinalDraft3_Brief.DOCX

FYI, I am taking a look at this now.

From: Buckley, Sarah (ENRD) <Sarah.Buckley@usdoj.gov>
Sent: Tuesday, January 14, 2025 10:46 AM
To: Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Cc: Lee, Jin Hyung (ENRD) <Jin.Hyung.Lee@usdoj.gov>; Hardee, Alex (ENRD) <Alex.Hardee@usdoj.gov>
Subject: HD - final check

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

Hi Andrea and Stacey:

Ex. 5 AC/AWP

Thanks,
Sarah

Sarah A. Buckley (she/her)
Senior Counsel for Appellate Matters
U.S. Department of Justice
Environment & Natural Resources Division
Environmental Defense Section
P.O. Box 7611
Washington, DC 20041
sarah.buckley@usdoj.gov
Ph: (202) 616-7554

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 1/31/2024 11:50:24 PM
To: Brakora, Jessica [Brakora.Jessica@epa.gov]
CC: Garfinkle, Stacey [Garfinkle.stacey@epa.gov]
Subject: RE: HDP3 RTC 2 is now TWO FILES: 2.1-2.3 and 2.4-2.11
Attachments: RTC_02_StandardsAuthority.docx

Ex. 5 AC/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Brakora, Jessica <Brakora.Jessica@epa.gov>
Sent: Wednesday, January 31, 2024 9:43 AM
To: Swisz-Hall, Naima <swisz-hall.naima@epa.gov>; Yanca, Catherine (she/her/hers) <yanca.catherine@epa.gov>; Cullen, Angela <cullen.angela@epa.gov>; Kopin, Amy <kopin.amy@epa.gov>; Nelson, Brian <nelson.brian@epa.gov>; Caffrey, Cheryl (she/her/hers) <caffrey.cheryl@epa.gov>; Miller, Neil (he/him/his) <Miller.Neil@epa.gov>; Cherry, Jeff <Cherry.Jeff@epa.gov>; Schaefer, Ron <schaefer.ron@epa.gov>; Wright, Ryleigh <wright.ryleigh@epa.gov>; Burke, Susan (she/her/hers) <Burke.Susan@epa.gov>; Daniels, Jessica (she/her/hers) <daniels.jessica@epa.gov>; Bunker, Amy (she/her/hers) <Bunker.Amy@epa.gov>; Junga, Eric (he/him/his) <Junga.Eric@epa.gov>; Sui, Lang <Sui.Lang@epa.gov>; Stevens, JeffreyA <Stevens.JeffreyA@epa.gov>; Mitchell, George <Mitchell.George@epa.gov>; St. Peter, Marie <StPeter.Marie@epa.gov>; Healy, Stephen <healy.stephen@epa.gov>; Ramig, Christopher (he/him/his) <Ramig.Christopher@epa.gov>; Patrie, Mitchell <patrie.mitchell@epa.gov>; Sanchez, James <sanchez.james@epa.gov>; Ludlam, Scott <Ludlam.Scott@epa.gov>; Caldwell, Robert (he/him/his) <Caldwell.Robert@epa.gov>; Chang, Ray <Chang.Ray@epa.gov>; Hawkins, Julie <Hawkins.Julie@epa.gov>; Han, Jaehoon <han.jaehoon@epa.gov>; Zawacki, Margaret (she/her/hers) <zawacki.margaret@epa.gov>; Davidson, Ken <Davidson.Ken@epa.gov>; Kamal, Ali <Kamal.Ali@epa.gov>; Miller, Elizabeth <Miller.Elizabeth@epa.gov>; Bailey, Chad <bailey.chad@epa.gov>; Revelt, Jean Marie <revelt.jean-marie@epa.gov>; Houston, Michelle <houston.michelle@epa.gov>; Boettcher, Madison (she/they) <Boettcher.Madison@epa.gov>; Kearns, Denise <kearns.denise@epa.gov>; Wang, Alex (he/him/his) <Wang.Alex@epa.gov>; Graham-Murray, Evan (he/him/his) <GrahamMurray.Evan@epa.gov>; Garfinkle, Stacey <garfinkle.stacey@epa.gov>; Jackman, Dana <jackman.dana@epa.gov>; Phillips, Tuana (she/her/hers) <phillips.tuana@epa.gov>; Landgraf, Mike (he/him/his) <Landgraf.Mike@epa.gov>; Lennox, Maria <Lennox.Maria@epa.gov>; Geidosch, Justine (she/her/hers) <Geidosch.Justine@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Hartin, Corinne <Hartin.Corinne@epa.gov>; Shelby, Michael <Shelby.Michael@epa.gov>; Sherwood, Todd <sherwood.todd@epa.gov>; Stout, Alan <stout.alan@epa.gov>; Laroo, Chris <laroo.chris@epa.gov>; Payne, Matthew <payne.matthew@epa.gov>; Silverman, Steven <Silverman.Steven@epa.gov>; Nolbaum, Seth (he/him/his) <Nolbaum.Seth@epa.gov>; Clarke, Deirdre <clarke.deirdre@epa.gov>
Cc: Sargeant, Kathryn (she/her/hers) <sargeant.kathryn@epa.gov>; Duncan, Allen <duncan.allen@epa.gov>; McCoy, Britney <McCoy.Britney@epa.gov>; Johnson, Dennis <Johnson.Dennis@epa.gov>; Imfeld, Sterling <imfeld.sterling@epa.gov>; Peralta, Maria <Peralta.Maria@epa.gov>; Choi, David <Choi.David@epa.gov>; Samulski, Michael <samulski.michael@epa.gov>; Olechiw, Michael <olechiw.michael@epa.gov>; Cleveland, Meredith <Cleveland.Meredith@epa.gov>; Brusstar, Matt (he/him/his) <brusstar.matt@epa.gov>; Choudhary, Rehan <choudhary.rehan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: HDP3 RTC 2 is now TWO FILES: 2.1-2.3 and 2.4-2.11

Ex. 5 AC/DP

Reach out if you have questions.

Jess

-----Original Appointment-----

From: Swisz-Hall, Naima <swisz-hall.naima@epa.gov>

Sent: Thursday, January 11, 2024 3:00 PM

To: Swisz-Hall, Naima; Yanca, Catherine (she/her/hers); Cullen, Angela; Kopin, Amy; Nelson, Brian; Caffrey, Cheryl (she/her/hers); Miller, Neil (he/him/his); Cherry, Jeff; Schaefer, Ron; Wright, Ryleigh; Burke, Susan (she/her/hers); Daniels, Jessica (she/her/hers); Bunker, Amy (she/her/hers); Junga, Eric (he/him/his); Sui, Lang; Stevens, JeffreyA; Mitchell, George; St. Peter, Marie; Healy, Stephen; Ramig, Christopher (he/him/his); Patrie, Mitchell; Sanchez, James; Ludlam, Scott; Caldwell, Robert (he/him/his); Chang, Ray; Hawkins, Julie; Brakora, Jessica; Han, Jaehoon; Zawacki, Margaret (she/her/hers); Davidson, Ken; Kamal, Ali; Miller, Elizabeth; Bailey, Chad; Revelt, Jean Marie; Houston, Michelle; Boettcher, Madison (she/her/hers); Kearns, Denise; Wang, Alex (he/him/his); Murray, Evan (he/him/his); Garfinkle, Stacey; Jackman, Dana; Phillips, Tuana (she/her/hers); Landgraf, Mike (he/him/his); Lennox, Maria; Geidosch, Justine (she/her/hers); Carrillo, Andrea; Hartin, Corinne; Shelby, Michael; Sherwood, Todd; Stout, Alan; Laroo, Chris; Payne, Matthew; Silverman, Steven; Nolbaum, Seth (he/him/his); Clarke, Deirdre

Cc: Sargeant, Kathryn (she/her/hers); Duncan, Allen; McCoy, Britney; Johnson, Dennis; Imfeld, Sterling; Peralta, Maria; Choi, David; Samulski, Michael; Olechiw, Michael; Cleveland, Meredith; Brusstar, Matt (he/him/his); Choudhary, Rehan

Subject: HD Phase 3 - Full team meeting

When: Tuesday, January 23, 2024 3:00 PM-4:00 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Microsoft Teams Meeting

Microsoft Teams meeting

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[+1 734-263-1834, 923477022#](#) United States, Ann Arbor

Phone Conference ID: 923 477 022#

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Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 2/1/2024 12:11:05 AM
To: Orlin, David [Orlin.David@epa.gov]; Durch, Kyle [Durch.Kyle@epa.gov]
CC: Carrillo, Andrea [Carrillo.Andrea@epa.gov]; Garfinkle, Stacey [Garfinkle.stacey@epa.gov]
Subject: RE: Compliance with 202(b)(1)(C)

Ex. 5 AC/AWP/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Orlin, David <Orlin.David@epa.gov>
Sent: Wednesday, January 31, 2024 6:29 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>
Cc: Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RE: Compliance with 202(b)(1)(C)

Ex. 5 AC/DP

Ex. 5 AC/DP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Wednesday, January 31, 2024 5:27 PM
To: Orlin, David <Orlin.David@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>
Cc: Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: Compliance with 202(b)(1)(C)

David/Kyle –

Ex. 5 AC/DP

Ryland Shengzhi Li

Assistant General Counsel for Mobile Sources and Fuels

U.S. Environmental Protection Agency

Office of General Counsel, Air and Radiation Law Office

tel: (202) 564-6787 | em: li.ryland@epa.gov | desk: WJC-N 7409G

mail: USEPA (2344A), 1200 Pennsylvania Ave. NW, Washington, DC 20460

pronouns: he/him/his

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 2/1/2024 9:40:10 PM
To: Carrillo, Andrea [Carrillo.Andrea@epa.gov]; Silverman, Steven [Silverman.Steven@epa.gov]
CC: Garfinkle, Stacey [Garfinkle.stacey@epa.gov]
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Li, Ryland (Shengzhi) has shared a OneDrive for Business file with you. To view it, click the link below.

 02. LMDV RTC_section_2_justification.docx

Steve, you had asked for the LD legal RTC file. Here it is.

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Sent: Thursday, February 1, 2024 3:17 PM
To: Silverman, Steven <Silverman.Steven@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Excellent!

From: Silverman, Steven <Silverman.Steven@epa.gov>
Sent: Thursday, February 1, 2024 3:15 PM
To: Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Good

Ex. 5 AC/DP

From: Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Sent: Thursday, February 1, 2024 3:12 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Silverman, Steven <Silverman.Steven@epa.gov>
Cc: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Thursday, February 1, 2024 3:01 PM
To: Carrillo, Andrea <Carrillo.Andrea@epa.gov>; Silverman, Steven <Silverman.Steven@epa.gov>
Cc: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Sent: Thursday, February 1, 2024 2:46 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Silverman, Steven <Silverman.Steven@epa.gov>
Cc: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Thursday, February 1, 2024 2:42 PM

To: Silverman, Steven <Silverman.Steven@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>

Cc: Garfinkle, Stacey <garfinkle.stacey@epa.gov>

Subject: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

Ex. 5 AC/DP

Ex. 5 AC/DP

Ryland Shengzhi Li

Assistant General Counsel for Mobile Sources and Fuels

U.S. Environmental Protection Agency

Office of General Counsel, Air and Radiation Law Office

tel: (202) 564-6787 | cm: Ryland@epa.gov | desk: WJC-N 7409G

mail: USEPA (2344A), 1200 Pennsylvania Ave. NW, Washington, DC 20460

pronouns: he/him/his

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 2/6/2024 3:37:26 AM
To: Orlin, David [Orlin.David@epa.gov]
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Orlin, David <Orlin.David@epa.gov>
Sent: Sunday, February 4, 2024 8:52 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Sunday, February 4, 2024 8:00 PM
To: Orlin, David <Orlin.David@epa.gov>
Subject: RE: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

Thanks for all your hard work on this package. I hope to be back in action soon.

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Orlin, David <Orlin.David@epa.gov>
Sent: Saturday, February 3, 2024 6:06 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: FW: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

David Orlin (he/him)
US EPA, Office of General Counsel
(202) 564-1222

From: Silverman, Steven <Silverman.Steven@epa.gov>
Sent: Saturday, February 3, 2024 3:08 PM
To: Durch, Kyle <Durch.Kyle@epa.gov>; Orlin, David <Orlin.David@epa.gov>
Subject: FW: RTC 10 - ABT, Classes - List of revisions

From: Silverman, Steven
Sent: Saturday, February 3, 2024 2:59 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Cc: Garfinkle, Stacey <Garfinkle.stacey@epa.gov>
Subject: RE: RTC 10 - ABT, Classes - List of revisions

I have added in almost all of this material into the Sharepoint version. See below

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Thursday, February 1, 2024 2:42 PM
To: Silverman, Steven <Silverman.Steven@epa.gov>; Carrillo, Andrea <Carrillo.Andrea@epa.gov>
Cc: Garfinkle, Stacey <garfinkle.stacey@epa.gov>
Subject: RTC 10 - ABT, Classes - List of revisions

Ex. 5 AC/DP

Ex. 5 AC/DP

Ex. 5 AC/DP

Ryland Shengzhi Li

Assistant General Counsel for Mobile Sources and Fuels

U.S. Environmental Protection Agency

Office of General Counsel, Air and Radiation Law Office

tel: (202) 564-6787 | em: li.ryland@epa.gov | desk: WJC-N 7409G

mail: USEPA (2344A), 1200 Pennsylvania Ave. NW, Washington, DC 20460

pronouns: he/him/his

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 2/12/2024 6:08:16 PM
To: Orlin, David [Orlin.David@epa.gov]; Durch, Kyle [Durch.Kyle@epa.gov]
Subject: FW: RSC Action Item - DOE/OEERE FRM for EPA Review: "Petroleum-Equivalent Fuel Economy Calculation"
Attachments: PEF_Final_Rule_Draft_2024_02_9_OIRA.docx

Ex. 5 AC/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Kataoka, Mark <Kataoka.Mark@epa.gov>
Sent: Monday, February 12, 2024 12:48 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: FW: RSC Action Item - DOE/OEERE FRM for EPA Review: "Petroleum-Equivalent Fuel Economy Calculation"

Forwarding to ARLO though you may already have it or be working it through OAR.

Mark Kataoka
Assistant General Counsel
Regulatory Issues Practice Group
EPA OGC CCILO
202-564-5584

From: InteragencyReviews <InteragencyReviews@epa.gov>

Sent: Monday, February 12, 2024 12:08 PM

To: Armstrong, Marilyn <Armstrong.Marilyn@epa.gov>; Bartlett, Keith <Bartlett.Keith@epa.gov>; Bossard, Justin <bossard.justin@epa.gov>; Byrne, Andrew <Byrne.Andrew@epa.gov>; Catanese, Marie (she/her/hers) <Catanese.Marie@epa.gov>; Chun, Melissa <Chun.Melissa@epa.gov>; Dieu, Martin (he/him/his) <Dieu.Martin@epa.gov>; Dzubow, Rebecca (she/her/hers) <Dzubow.Rebecca@epa.gov>; Farrar, Wanda <farrar.wanda@epa.gov>; Foster, Stiven (he/him/his) <Foster.Stiven@epa.gov>; Grover, Mari <Grover.Mari@epa.gov>; Hanson, Andrew <Hanson.Andrew@epa.gov>; Hawley, Alison (she/her/hers) <Hawley.Alison@epa.gov>; Hoag, Paula <Hoag.Paula@epa.gov>; Hofmann, Angela <Hofmann.Angela@epa.gov>; Judd, Jennifer (she/her/hers) <Judd.Jennifer@epa.gov>; Kataoka, Mark <Kataoka.Mark@epa.gov>; Kerwin, Courtney <Kerwin.Courtney@epa.gov>; Kettl, Brian <Kettl.Brian@epa.gov>; Lindo, Osmond <Lindo.Osmond@epa.gov>; Miles-Mclean, Stuart <Miles-Mclean.Stuart@epa.gov>; Morgan, Ruthw <morgan.ruthw@epa.gov>; Richmond, Jonah (he/him/his) <Richmond.Jonah@epa.gov>; RMD Desk Officers <RMD_DO@epa.gov>; Roseman-Orr, Ammie <Roseman-Orr.Ammie@epa.gov>; Shah, Manthan <shah.manthan@epa.gov>; Smith, Peterj <Smith.Peterj@epa.gov>; Tarver, Felicia <tarver.felicia@epa.gov>; Taylor, Shanya (she/her/hers) <Taylor.Shanya@epa.gov>; Trombley, Michael <Trombley.Michael@epa.gov>; Wiggins, Lanelle <Wiggins.Lanelle@epa.gov>; Baca, Andrew (he/him/his) <Baca.Andrew@epa.gov>; Bataille, Valerie (she/her/hers) <Bataille.Valerie@epa.gov>; Billups, Angie <Billups.Angie@epa.gov>; Brown, Matthew <Brown.Matthew@epa.gov>; Chernowski, Jennifer <Chernowski.Jennifer@epa.gov>; Daniels, Teresa <Daniels.Teresa@epa.gov>; Fiedler, Kerri <Fiedler.Kerri@epa.gov>; Fiedorczyk, Bryan <Fiedorczyk.Bryan@epa.gov>; Greenwald, Beth (she/her/hers) <Greenwald.Beth@epa.gov>; Halstead, Amanda <halstead.amanda@epa.gov>; Maisonet, Olga <Maisonet.Olga@epa.gov>; Maldonado, Mayra (she/her/hers) <maldonado.mayra@epa.gov>; Meltzer, Kathy <Meltzer.Kathy@EPA.GOV>; Ngo, Kim <Ngo.Kim@epa.gov>; Panos, Christos <Panos.Christos@epa.gov>; Schuman, Kevin (he/him/his) <schuman.kevin@epa.gov>; Zull, Aaron <zull.aaron@epa.gov>

Cc: Abrams, Nancy <Abrams.Nancy@epa.gov>; Bowen, Jennifer <Bowen.Jennifer@epa.gov>; Buzzelle, Stanley <Buzzelle.Stanley@epa.gov>; Curry, Bridgid <Curry.Bridgid@epa.gov>; Elman, Barry <Elman.Barry@epa.gov>; Fields, Nigel <Fields.Nigel@epa.gov>; Giddings, Daniel <giddings.daniel@epa.gov>; Grossarth, Shari <Grossarth.Shari@epa.gov>; Hardy, Michael (he/him/his) <Hardy.Michael@epa.gov>; Hessert, Aimee <Hessert.Aimee@epa.gov>; Hoffman, Kristin <Hoffman.Kristin@epa.gov>; Hunt, JuanCarlos <Hunt.Juancarlos@epa.gov>; InteragencyReviews <InteragencyReviews@epa.gov>; Lewis, Josh <Lewis.Josh@epa.gov>; Lousberg, Macara <Lousberg.Macara@epa.gov>; Maignan, Tawanda <Maignan.Tawanda@epa.gov>; Nickerson, William <Nickerson.William@epa.gov>; Schaedle, Candi <Schaedle.Candi@epa.gov>; Snyder, Brett (he/him/his) <Snyder.Brett@epa.gov>; Torma, Tim <Torma.Tim@epa.gov>; Tyree, Robin (she/her/hers) <Tyree.Robin@epa.gov>; Watkins, Stephen <watkins.stephen@epa.gov>; Webb, Brian <Webb.Brian@epa.gov>

Subject: RSC Action Item - DOE/OEERE FRM for EPA Review: "Petroleum-Equivalent Fuel Economy Calculation"

For comment by COB Monday, 02/26.

These interagency review documents are deliberative and pre-decisional and may not be shared or discussed with anyone outside of the Executive Branch.

Attached for E.O. 12866 interagency review and comment is a final rule from DOE's Office of Energy Efficiency and Renewable Energy (OEERE) titled "**Petroleum-Equivalent Fuel Economy Calculation.**"

Summary: This final rule revises DOE's regulations regarding procedures for calculating a value for the petroleum-equivalent fuel economy of electric vehicles (EVs). The PEF is used by the Department of Transportation (DOT) in the Corporate Average Fuel Economy (CAFE) program that it administers for light-duty vehicle fleet fuel economy compliance calculation.

Note: EPA reviewed the NPRM for this rule a year ago. OAR and ORD offered comments at that time.

Process Notes / Tips for Responding

There is no strict response format, however, to facilitate compilation of the Agency's comments, please:

- use "Track Changes" (i.e., redline/strikeout and comment 'bubbles') to directly insert comments into the file(s) and
- for general comments/concerns/observations, either add them to a new blank page inserted at the beginning of the file, or provide in a separate MSWord file.

Comments do not require documented management approval, but should represent the views of the commenting AA- / RA-ship.

Typically, an AA- / RA-ship with subject matter expertise (SME) will take the lead and coordinate preparation of the Agency's response when an interagency review gives rise to extensive comments, or comments from multiple offices. To facilitate comment compilation and reconciliation, a lead office may choose to post the documents on a SharePoint/Teams site, so Agency reviewers can provide their comments on the same document.

If no SME office volunteers to take the lead, OP will likely call on commenting offices to work together to reconcile and compile their comments in order to ensure the commenters' input is not misinterpreted or misconstrued.

If the Agency has a big stake in the outcome, or its response is extensive and/or potentially controversial, the lead office may also choose to draft a transmittal note for OP to use when submitting the comments to OMB.

Please route comments through your Regulatory Steering Committee (RSC) Representative, or Regional Regulatory Contact (RRC) who should send them to the proxy mailbox, InteragencyReviews@epa.gov. When submitting comments, please also include your RSC or RRC alternate(s) to help ensure prompt receipt and attention.

Silence will be interpreted as "no comment."

Stuart Miles-McLean | Interagency Review Coordinator

U.S. Environmental Protection Agency | Office of the Administrator | Office of Policy

202.564.6581 | Mail Code 1803 | 1200 Pennsylvania Avenue NW | Washington, DC 20460

=====

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 11/19/2024 6:13:50 PM
To: Weaver, Susannah [Weaver.Susannah@epa.gov]
CC: Greenfield, Meghan [Greenfield.Meghan@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Marks, Matthew [Marks.Matthew@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]; Durch, Kyle [Durch.Kyle@epa.gov]; Strickland, Samuel [Strickland.Samuel@epa.gov]; Hong, Jeanhee [Hong.Jeanhee@epa.gov]; Lee, Michael (he/him/his) [lee.michaelg@epa.gov]
Subject: ARLO Hot Topics - CA waiver
Attachments: LPS-#324749-v1-Comments_California_Waiver_ACCII_Determination_11082024_Draft_.DOCX

Hi Susannah and all,

Ex. 5 AC/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Schwartz, Adan <Schwartz.Adan@epa.gov>
Sent: Monday, November 18, 2024 11:16 AM
To: Marks, Matthew <Marks.Matthew@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>
Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: FW: Comments Attached FW: draft notice for ACC II waiver

Ex. 5 AC/DP

From: Miller, Wendy (ENRD) <Wendy.Miller@usdoj.gov>
Sent: Monday, November 18, 2024 10:37 AM
To: Schwartz, Adan <Schwartz.Adan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>; Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>
Subject: Comments Attached FW: draft notice for ACC II waiver

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Ex. 5 AC/DP

Please let us know if you have any questions or require further assistance.

Wendy Miller
Senior Counsel
Law and Policy Section
Environment and Natural Resources Division
U.S. Department of Justice
Mobile: 202-532-3146

From: Schwartz, Adan <Schwartz.Adan@epa.gov>
Sent: Friday, November 8, 2024 4:29 PM
To: Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>
Cc: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>
Subject: [EXTERNAL] draft notice for ACC II waiver

Attorney Work Product
Attorney-Client Privileged

Eric and Chloe,

Ex. 5 AC/DP

Adan Schwartz (he/him/his)
U.S. Environmental Protection Agency
Office of General Counsel
Air and Radiation Law Office
Office Phone: (202) 564-1808

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 11/18/2024 7:39:36 PM
To: Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]
Subject: ARLO Hot Topics - CA waiver
Attachments: ACC II Waiver Final Decision FR Notice 11-08-24 DOJ review draft.docx; LPS-#324749-v1-Comments_California_Waiver_ACCII_Determination_11082024_Draft_.DOCX

Ex. 5 AC/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Schwartz, Adan <Schwartz.Adan@epa.gov>
Sent: Monday, November 18, 2024 11:16 AM
To: Marks, Matthew <Marks.Matthew@epa.gov>; Hong, Jeanhee <Hong.Jeanhee@epa.gov>
Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: FW: Comments Attached FW: draft notice for ACC II waiver

Ex. 5 AC/DP

From: Miller, Wendy (ENRD) <Wendy.Miller@usdoj.gov>
Sent: Monday, November 18, 2024 10:37 AM
To: Schwartz, Adan <Schwartz.Adan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Cc: Littleton, Matthew (ENRD) <Matthew.Littleton@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Chen, Sue (ENRD) <Sue.Chen@usdoj.gov>; Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>
Subject: Comments Attached FW: draft notice for ACC II waiver

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Ex. 5 AC/DP

Please let us know if you have any questions or require further assistance.

Wendy Miller
Senior Counsel
Law and Policy Section
Environment and Natural Resources Division
U.S. Department of Justice
Mobile: 202-532-3146

From: Schwartz, Adan <Schwartz.Adan@epa.gov>

Sent: Friday, November 8, 2024 4:29 PM

To: Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Kolman, Chloe (ENRD) <Chloe.Kolman@usdoj.gov>

Cc: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>

Subject: [EXTERNAL] draft notice for ACC II waiver

Attorney Work Product

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Eric and Chloe,

Ex. 5 AC/DP

Adan Schwartz (he/him/his)
U.S. Environmental Protection Agency
Office of General Counsel
Air and Radiation Law Office
Office Phone: (202) 564-1808

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 12/4/2024 1:49:00 PM
To: Durch, Kyle (he/him/his) [Durch.Kyle@epa.gov]; Dickinson, David [Dickinson.David@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]
Subject: RE: ACC2 severability
Attachments: 2024 HD Phase 3 Final Rule FRN.pdf

Ex. 5 AC/DP

Ex. 5 AC/DP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>
Sent: Tuesday, December 3, 2024 8:06 PM
To: Dickinson, David <Dickinson.David@epa.gov>; Schwartz, Adan <Schwartz.Adan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: ACC2 severability

Thanks David, and I agree with those takes.

Ex. 5 AC/DP

Kyle

From: Dickinson, David <Dickinson.David@epa.gov>
Sent: Tuesday, December 3, 2024 8:03 PM
To: Schwartz, Adan <Schwartz.Adan@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>
Subject: RE: ACC2 severability

M4s

Ex. 5 AC/DP

David

From: Schwartz, Adan <Schwartz.Adan@epa.gov>

Sent: Tuesday, December 3, 2024 6:58 PM

To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Dickinson, David <Dickinson.David@epa.gov>; Durch, Kyle (he/him/his) <Durch.Kyle@epa.gov>

Subject: ACC2 severability

Majors.

Ex. 5 AC/DP

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 1/28/2025 8:23:49 PM
To: Frank, Carin (she/her/hers) [Frank.Carín@epa.gov]
Subject: RE: Institutional knowledge on adjudications
Attachments: Transition of CCILO Work to Andy Simons 202205.zip

Glad it's useful. I also found the attached. These are materials on various other topics I used to cover for CCILO.

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Frank, Carin (she/her/hers) <Frank.Carín@epa.gov>
Sent: Tuesday, January 28, 2025 3:19 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: Institutional knowledge on adjudications

Hi Ryland,

Thank you so much for sharing this! Some of this was in the RIPG SharePoint, but a few of them look new to me. The California CAA Waiver memo is particularly helpful!

Carin Frank (she/hers)
Attorney-Advisor
Cross-Cutting Issues Law Office
Office of General Counsel
U.S. Environmental Protection Agency
202-564-0476

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Tuesday, January 28, 2025 2:33 PM
To: Frank, Carin (she/her/hers) <Frank.Carín@epa.gov>
Subject: FW: Institutional knowledge on adjudications

Carin - Jeanhee's question also led me to search my email for this topic, and I found this. You probably already have this, but sharing in case it's useful.

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Li, Ryland (Shengzhi)
Sent: Wednesday, June 8, 2022 1:16 PM
To: Talty, Mark <Talty.Mark@epa.gov>
Subject: Institutional knowledge on adjudications

Mark – Glad you're taking this on for RIPG.

Ex. 5 AC/DP

Good luck! And feel free to reach out if I can be of further help.

From: Li, Ryland (Shengzhi)
Sent: Tuesday, July 13, 2021 3:01 PM
To: Goldman, Lisa <Goldman.Lisa@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: RE: Touching base on informal adjudications

Thanks for setting this up Lisa. I'm attaching some resources that may be helpful to Tracy, which we can discuss tomorrow. No need to look at any of this in advance, and probably no need to look at some of it ever.

Below are some topics we can cover:

- What counseling questions come up?
 - Use of rulemaking vs. adjudication
 - Reconsideration of past adjudication
 - Informal adjudication procedural requirements
 - Other questions
- Best resources for getting started
 - The two slide decks
 - Bress note on reconsideration
 - APA chapter 5, subchapter II, paying special attention to 551, 552, 555, 558
- Best resources for taking a deeper dive
 - ABA adjudications handbook <https://www.americanbar.org/products/inv/book/213714/>
 - ABA rulemaking handbook <https://www.americanbar.org/products/inv/book/351350889/>

- Hickman & Pierce Administrative Law Treatise

Ryland (Shengzhi) Li
US EPA, Office of General Counsel
(202) 564-6787

-----Original Appointment-----

From: Goldman, Lisa <Goldman.Lisa@epa.gov>
Sent: Tuesday, July 13, 2021 2:29 PM
To: Li, Ryland (Shengzhi); Sheppard, Tracy
Subject: Touching base on informal adjudications
When: Wednesday, July 14, 2021 3:00 PM-3:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Microsoft Teams Meeting

Hi both – does this time work for a quick download from Ryland on his prior work on informal adjudications? Happy to reschedule as needed...

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+1 202-991-0477,289192941#](#) United States, Washington DC

Phone Conference ID: 289 192 941#

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Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 8/27/2024 4:36:34 PM
To: Stahle, Susan [Stahle.Susan@epa.gov]
Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Stahle, Susan <Stahle.Susan@epa.gov>
Sent: Tuesday, August 27, 2024 12:34 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

Yes, thanks, I will circulate shortly.

Ex. 5 AC/AWP

Susan Stahle
OGC/ARLO
(202) 564-1272

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Tuesday, August 27, 2024 12:10 PM
To: Stahle, Susan <Stahle.Susan@epa.gov>
Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

Sue, I'll leave it to you to circulate this.

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>
Sent: Tuesday, August 27, 2024 11:22 AM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>
Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

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All – good morning. I've attached the filed copy of the Calumet Respondents' cert opposition brief.

Thanks,
Bryan

From: Harrison, Bryan (ENRD)
Sent: Monday, August 26, 2024 3:24 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>
Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

Ryland – we expect Malcolm and Aimee to discuss:

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Hope this helps! Let us know if there's anything else.

Thanks!
- Bryan

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Sent: Monday, August 26, 2024 3:03 PM
To: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>
Subject: [EXTERNAL] RE: EPA's views on certiorari in Calumet following the Sinclair decision

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>
Sent: Friday, August 23, 2024 10:40 AM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>
Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

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Ryland – confirming receipt; thanks to you and the EPA team for your help and working through all of this. We'll review and provide to OSG.

Hope you have a nice weekend!

- Bryan

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Friday, August 23, 2024 9:01 AM

To: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>

Subject: [EXTERNAL] RE: EPA's views on certiorari in Calumet following the Sinclair decision

Bryan, Thank you very much for your response.

Ex. 5 AC/AWP

We look forward to discussing with you and OSG on the 28th.

Ryland Shengzhi Li

US EPA, Office of General Counsel

(202) 564-6787

pronouns: he/him/his

From: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>

Sent: Wednesday, August 21, 2024 5:53 PM

To: O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>

Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

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

All – we spoke with OSG today about the paragraphs you sent along. They have two requests/action items:

Ex. 5 AC/AWP

Aimee said OSG would also like to set a call for Monday or Tuesday of next week. Could you please provide some windows for the EPA team's availability on 8/26 and before 4 p.m. ET on 8/27?

Thanks!
- Bryan

From: O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>
Sent: Tuesday, August 20, 2024 4:14 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>
Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

Thank you, Ryland. We will pass this onto OSG.

Jessica O'Donnell
Assistant Section Chief
Environmental Defense Section

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Tuesday, August 20, 2024 1:50 PM

To: O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>

Subject: [EXTERNAL] RE: EPA's views on certiorari in Calumet following the Sinclair decision

I li Jessica and Bryan,

Ex. 5 AC/AWP

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>

Sent: Tuesday, August 20, 2024 9:48 AM

To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>

Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>

Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

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Ryland, (dropping Eric, Ben, and Caitlin who are not monitoring this now that Bryan and I are back)

Ex. 5 AC/AWP

Ex. 5 AC/AWP

I hope this helps.

Thanks,
Jessica

Jessica O'Donnell
Assistant Section Chief
Environmental Defense Section
202.305.0851

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Tuesday, August 20, 2024 9:23 AM

To: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Grillot, Benjamin (ENRD) <Benjamin.Grillot@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; McConnell, Caitlin (ENRD) <Caitlin.McConnell@usdoj.gov>

Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>

Subject: [EXTERNAL] RE: EPA's views on certiorari in Calumet following the Sinclair decision

I li Bryan, I just left you a voicemail, and I think it would help if you could give me a call so that I can better understand the two points in your email.

Ex. 5 AC/AWP

Ryland Shengzhi Li
US EPA, Office of General Counsel

(202) 564-6787
pronouns: he/him/his

From: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>

Sent: Monday, August 19, 2024 5:53 PM

To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Grillot, Benjamin (ENRD) <Benjamin.Grillot@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; McConnell, Caitlin (ENRD) <Caitlin.McConnell@usdoj.gov>

Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>

Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

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Sure thing! There are two distinct things (and apologies if I wasn't clear - lots of evolving and moving parts here!):

Ex. 5 AC/AWP

Hope this helps clarify!
- Bryan

From: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Sent: Monday, August 19, 2024 5:43 PM

To: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Grillot, Benjamin (ENRD) <Benjamin.Grillot@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; McConnell, Caitlin (ENRD) <Caitlin.McConnell@usdoj.gov>

Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>

Subject: [EXTERNAL] RE: EPA's views on certiorari in Calumet following the Sinclair decision

Ex. 5 AC/AWP

++++
(202) 695-6287
he/him/his

From: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>
Sent: Monday, August 19, 2024 5:34 PM
To: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Grillot, Benjamin (ENRD) <Benjamin.Grillot@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; McConnell, Caitlin (ENRD) <Caitlin.McConnell@usdoj.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>
Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

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All – thank you for putting this material together. We sent everything you provided to OSG. Here is Malcolm's response and request (I have **bolded the request** in the copied email below):

Ex. 5 AC/AWP

We're happy to discuss further, but OSG has stressed to us again the need to have this information ASAP so that they can start the process necessary to make a recommendation to the SG in advance of the 8/27 cert opposition deadline.

Thanks!
- Bryan

From: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>
Sent: Friday, August 16, 2024 2:44 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Grillot, Benjamin (ENRD) <Benjamin.Grillot@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; McConnell, Caitlin (ENRD) <Caitlin.McConnell@usdoj.gov>
Cc: Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>
Subject: [EXTERNAL] RE: EPA's views on certiorari in Calumet following the Sinclair decision

Ex. 5 AC/AWP

Ex. 5 AC/AWP

+++++

(202) 695-6287

he/him/his

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Friday, August 16, 2024 9:03 AM

To: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Grillot, Benjamin (ENRD) <Benjamin.Grillot@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; McConnell, Caitlin (ENRD) <Caitlin.McConnell@usdoj.gov>

Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>

Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

Bryan – I am on leave today, so I am adding Byron who can respond to your question.

Ryland Shengzhi Li

US EPA, Office of General Counsel

(202) 564-6787

pronouns: he/him/his

From: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>

Sent: Friday, August 16, 2024 8:37 AM

To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Grillot, Benjamin (ENRD) <Benjamin.Grillot@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; McConnell, Caitlin (ENRD) <Caitlin.McConnell@usdoj.gov>

Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle,

Susan <Stahle.Susan@epa.gov>

Subject: RE: EPA's views on certiorari in Calumet following the Sinclair decision

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Ryland – thanks for putting together and sending along, this is very helpful.

Ex. 5 AC/AWP

Thanks!

Bryan

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Thursday, August 15, 2024 2:09 PM

To: Harrison, Bryan (ENRD) <Bryan.Harrison@usdoj.gov>; Hostetler, Eric (ENRD) <Eric.Hostetler@usdoj.gov>; Grillot, Benjamin (ENRD) <Benjamin.Grillot@usdoj.gov>; O'Donnell, Jessica (ENRD) <Jessica.O'Donnell@usdoj.gov>; Hughes, Jeffrey (ENRD) <Jeffrey.Hughes@usdoj.gov>; McConnell, Caitlin (ENRD) <Caitlin.McConnell@usdoj.gov>

Cc: Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>; Stahle, Susan <Stahle.Susan@epa.gov>

Subject: [EXTERNAL] EPA's views on certiorari in Calumet following the Sinclair decision

DOJ colleagues –

Ex. 5 AC/AWP

Ryland Shengzhi Li

US EPA, Office of General Counsel

(202) 564-6787

pronouns: he/him/his

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 8/28/2024 2:55:25 PM
To: Orlin, David [Orlin.David@epa.gov]; Weaver, Susannah [Weaver.Susannah@epa.gov]; Srinivasan, Gautam [Srinivasan.Gautam@epa.gov]; Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]; Durch, Kyle [Durch.Kyle@epa.gov]; Greenfield, Meghan [Greenfield.Meghan@epa.gov]
CC: Kataoka, Mark [Kataoka.Mark@epa.gov]; Frank, Carin (she/her/hers) [Frank.Carina@epa.gov]
Subject: RE: cars GHG: draft reply
Attachments: redline.docx

Li, Ryland (Shengzhi) has shared a OneDrive for Business file with you. To view it, click the link below.

 ENV_DEFENSE-#1243438-v3-cars_GHG_supplemental_reply.DOCX

I think David is having computer issues, so I am circulating a Sharepoint version and a redline.

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Orlin, David <Orlin.David@epa.gov>
Sent: Wednesday, August 28, 2024 10:42 AM
To: Weaver, Susannah <Weaver.Susannah@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>; Nolbaum, Seth (he/him/his) <Nolbaum.Seth@epa.gov>; Durch, Kyle <Durch.Kyle@epa.gov>; Greenfield, Meghan <Greenfield.Meghan@epa.gov>
Cc: Kataoka, Mark <Kataoka.Mark@epa.gov>; Frank, Carin (she/her/hers) <Frank.Carina@epa.gov>
Subject: Fwd: cars GHG: draft reply

Final (?) draft supplemental reply

David Orlin

Begin forwarded message:

From: "Chen, Sue (ENRD)" <Sue.Chen@usdoj.gov>
Date: August 28, 2024 at 10:02:19 AM EDT

To: "Orlin, David" <Orlin.David@epa.gov>
Subject: cars GHG: draft reply

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

Here it is. Hopefully this is the final one (which you can ignore).

Ex. 5 AC/AWP

Sue Chen
U.S. Department of Justice
Environment & Natural Resources Division
Environmental Defense Section
P.O. Box 7611
Washington, D.C. 20044
202.305.0283
Sue.Chen@usdoj.gov

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 8/28/2024 3:00:11 PM
To: Stahle, Susan [Stahle.Susan@epa.gov]
Subject: Loper brownbag for OTAQ
Attachments: RE: Loper Bright

Ex. 5 AC/DP

From: Simon, Karl Simon.Karl@epa.gov
Sent: Thursday, August 8, 2024 9:08 AM
To: Charmley, William (he/him/his) charmley.william@epa.gov; Li, Ryland (Shengzhi) Li.Ryland@epa.gov
Cc: Hengst, Benjamin Hengst.Benjamin@epa.gov; Bunker, Byron bunker.byron@epa.gov; Haugen, David (he/him/his) haugen.david@epa.gov
Subject: RE: Loper Bright brownbag

Ex. 5 AC/DP

From: Li, Ryland (Shengzhi)
Sent: Thursday, August 8, 2024 8:59 AM
To: Charmley, William (he/him/his) charmley.william@epa.gov
Cc: Hengst, Benjamin Hengst.Benjamin@epa.gov; Simon, Karl Simon.Karl@epa.gov; Bunker, Byron bunker.byron@epa.gov; Haugen, David (he/him/his) haugen.david@epa.gov
Subject: RE: Loper Bright brownbag

Ex. 5 AC/DP

From: Charmley, William (he/him/his) <charmley.william@epa.gov>

Sent: Thursday, August 8, 2024 8:46 AM

To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Cc: Hengst, Benjamin <Hengst.Benjamin@epa.gov>; Simon, Karl <Simon.Karl@epa.gov>; Bunker, Byron <bunker.byron@epa.gov>; Haugen, David (he/him/his) <haugen.david@epa.gov>

Subject: RE: Loper Bright brownbag

Dear Ryland –

Ex. 5 AC/DP

I've included others from OTAQ on this note, in case Ben or the other Division Directors have a view on this.

Thanks
Bill

From: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>

Sent: Wednesday, August 7, 2024 2:18 PM

To: Charmley, William (he/him/his) <charmley.william@epa.gov>

Subject: Loper Bright brownbag

Hi Bill,

Ex. 5 AC/DP

What would make most sense for you and OTAQ?

Ryland Shengzhi Li

Assistant General Counsel for Mobile Sources and Fuels

U.S. Environmental Protection Agency

Office of General Counsel, Air and Radiation Law Office

tel: (202) 564-6787 | em: li.ryland@epa.gov | desk: WJC-N 7409G

mail: USEPA (2344A), 1200 Pennsylvania Ave. NW, Washington, DC 20460

pronouns: he/him/his

-----Original Appointment-----

From: Li, Ryland (Shengzhi)

Sent: Friday, July 12, 2024 6:43 PM

To: Li, Ryland (Shengzhi); Stahle, Susan

Subject: Sue/Ryland

When: Tuesday, August 27, 2024 4:35 PM-5:00 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Microsoft Teams Meeting

Microsoft Teams [Need help?](#)

Join the meeting now

Meeting ID: 222 241 050 578

Passcode: CMK5wX

Dial in by phone

[+1 202-991-0477, 796 824 885#](tel:+12029910477796824885) United States, Washington DC

[Find a local number](#)

Phone conference ID: 796 824 885#

Join on a video conferencing device

Tenant key: sip:teams@video.epa.gov

Video ID: 113 989 875 6

[More info](#)

For organizers: [Meeting options](#) , [Reset dial-in PIN](#)

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Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 1/28/2025 7:31:11 PM
To: Hong, Jeanhee [Hong.Jeanhee@epa.gov]
CC: Frank, Carin (she/her/hers) [Frank.Carina@epa.gov]
Subject: RE: caselaw on inherent authority to reconsider adjudications
Attachments: Bress (2005) Administrative Reconsideration.pdf; RE: adjudications re: reconsideration; m-f California Waiver Withdrawal 20170815.pdf

I li Jeanhee (and copying Carin in case this is helpful to her) –

Ex. 5 AC/DP

4. Some additional notes below.

Ex. 5 AC/DP

Ex. 5 AC/DP

Ex. 5 AC/DP

From: Hong, Jeanhee <Hong.Jeanhee@epa.gov>
Sent: Monday, January 27, 2025 5:00 PM
To: Li, Ryland (Shengzhi) <Li.Ryland@epa.gov>
Subject: FW: casclaw on inherent authority to reconsider adjudications

CUI//PRIVILEGE

Hi Ryland,

Ex. 5 AC/DP

Message

From: Li, Ryland (Shengzhi) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7CF0EAC9D34B446F88E03F8EC48274F1-LI, SHENGZH]
Sent: 1/28/2025 7:33:12 PM
To: Frank, Carin (she/her/hers) [Frank.Carín@epa.gov]
Subject: FW: Institutional knowledge on adjudications
Attachments: Bress (2005) Administrative Reconsideration.pdf; Revesz, Joshua (2017) Voluntary Remands.pdf; RE: adjudications re: reconsideration; Caselaw.zip; Caselaw - Reconsideration.zip; Stein (2016) Ad Law ch 13 (Authority to make rules).pdf; Stein (2016) Ad Law ch 14 (Rulemaking v Adjudication).pdf; m-f California Waiver Withdrawal 20170815.pdf; Reconsideration of Adj and Litigation Option.pptx; Rulemakings vs Adjudications 202107.pptx

Carin - Jeanhee's question also led me to search my email for this topic, and I found this. You probably already have this, but sharing in case it's useful.

Ryland Shengzhi Li
US EPA, Office of General Counsel
(202) 564-6787
pronouns: he/him/his

From: Li, Ryland (Shengzhi)
Sent: Wednesday, June 8, 2022 1:16 PM
To: Talty, Mark <Talty.Mark@epa.gov>
Subject: Institutional knowledge on adjudications

Mark – Glad you're taking this on for RIPG.

Ex. 5 AC/DP

Good luck! And feel free to reach out if I can be of further help.

From: Li, Ryland (Shengzhi)
Sent: Tuesday, July 13, 2021 3:01 PM
To: Goldman, Lisa <Goldman.Lisa@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: RE: Touching base on informal adjudications

Thanks for setting this up Lisa. I'm attaching some resources that may be helpful to Tracy, which we can discuss tomorrow. No need to look at any of this in advance, and probably no need to look at some of it ever.

Below are some topics we can cover:

- What counseling questions come up?
 - Use of rulemaking vs. adjudication
 - Reconsideration of past adjudication
 - Informal adjudication procedural requirements
 - Other questions
- Best resources for getting started
 - The two slide decks
 - Bress note on reconsideration
 - APA chapter 5, subchapter II, paying special attention to 551, 552, 555, 558
- Best resources for taking a deeper dive
 - ABA adjudications handbook <https://www.americanbar.org/products/inv/book/213714/>
 - ABA rulemaking handbook <https://www.americanbar.org/products/inv/book/351350889/>
 - Hickman & Pierce Administrative Law Treatise

Ryland (Shengzhi) Li
US EPA, Office of General Counsel
(202) 564-6787

-----Original Appointment-----

From: Goldman, Lisa <Goldman.Lisa@epa.gov>

Sent: Tuesday, July 13, 2021 2:29 PM

To: Li, Ryland (Shengzhi); Sheppard, Tracy

Subject: Touching base on informal adjudications

When: Wednesday, July 14, 2021 3:00 PM-3:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: Microsoft Teams Meeting

Hi both – does this time work for a quick download from Ryland on his prior work on informal adjudications? Happy to reschedule as needed...

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+1 202-991-0477](tel:+12029910477), 289192941# United States, Washington DC

Phone Conference ID: 289 192 941#

[Find a local number](#) | [Reset PIN](#)

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Message

From: Carrillo, Andrea [Carrillo.Andrea@epa.gov]
Sent: 3/8/2024 5:43:59 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]

Ex. 5 AC/DP

Ex. 5 AC/DP

Message

From: Carrillo, Andrea [Carrillo.Andrea@epa.gov]
Sent: 3/15/2024 1:22:30 PM
To: Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]

Ex. 5 AC/DP

Appointment

From: Patulski, Meg [patulski.meg@epa.gov]
Sent: 10/24/2024 7:41:36 PM
To: Patulski, Meg [patulski.meg@epa.gov]; Charmley, William (he/him/his) [charmley.william@epa.gov]; Dickinson, David [Dickinson.David@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]; Olechiw, Michael [olechiw.michael@epa.gov]; Sherwood, Todd [sherwood.todd@epa.gov]; McDonald, Joseph (he/him/his) [mcdonald.joseph@epa.gov]; Kasab, John (he/him/his) [Kasab.John@epa.gov]
CC: Carlson, Philip [carlson.philip@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Ostrander, Sue (she/her/hers) [Ostrander.Sue@epa.gov]
Subject: SORE Authorization Request Discussion --with attachments
Attachments: SORE authorization request briefing with Bill_10-24-2024.pptx; How does EPA review Costs v2 for Bill 10-30-24.docx
Location: Microsoft Teams Meeting
Start: 11/4/2024 2:30:00 PM
End: 11/4/2024 3:00:00 PM
Show Time As: Tentative

Required Attendees: Charmley, William (he/him/his); Dickinson, David; Schwartz, Adan; Olechiw, Michael; Sherwood, Todd; McDonald, Joseph (he/him/his); Kasab, John (he/him/his)
Optional Attendees: Carlson, Philip; Li, Ryland (Shengzhi); Ostrander, Sue (she/her/hers)

Agenda for this meeting:

Ex. 5 AC/DP

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Passcode: BzZXb5

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Phone conference ID: 832 761 203#

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Tenant key: sip:teams@video.epa.gov

Video ID: 119 892 273 9

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For organizers: [Meeting options](#) [Reset dial-in PIN](#)

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Appointment	
From:	Koppel, Joshua M. (CIV) [Joshua.M.Koppel@usdoj.gov]
Sent:	12/16/2024 8:32:19 PM
To:	Koppel, Joshua M. (CIV) [Joshua.M.Koppel@usdoj.gov]; Stern, Mark (CIV) [Mark.Stern@usdoj.gov]; Sandberg, Jeffrey E. (CIV) [Jeffrey.E.Sandberg@usdoj.gov]; Lopez, Caroline D. (CIV) [Caroline.D.Lopez@usdoj.gov]; Weiss, Derek L (CIV) [Derek.L.Weiss@usdoj.gov]; Mumme, Bettina [bettina.mumme@hq.doe.gov]; Mathews, Joseph [Joseph.Mathews@hq.doe.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]; Oliver, Hunter (NHTSA) [hunter.oliver@dot.gov]
CC:	kevin.stork [kevin.stork@ee.doe.gov]; Skubel, Stephen [stephen.skubel@hq.doe.gov]; Zuber, Laura [laura.zuber@hq.doe.gov]; Daly, Gabriel [gabriel.daly@hq.doe.gov]; Allen, Brent [brent.allen@hq.doe.gov]; Teitz, Alexandra [alexandra.teitz@hq.doe.gov]; Grace- Tardy, Ami [ami.grace- tardy@hq.doe.gov]
BCC:	7317, AppellateConfRoom (CIV) [AppellateConfRoom.7317@usdoj.gov]
Subject:	Iowa v. Granholm (8th Cir.) moot
Attachments:	2024-05-31 Addendum to petitioners' brief (filed).pdf; 2024-05-31 Petitioners' brief (filed).pdf; 2024-07- 22 Gov't brief (filed).pdf; 2024-07-22 Supplemental Addendum (filed).pdf; 2024-07-29 AAI Brief.pdf; 2024-09-03 Reply brief (filed).pdf; 2024-08-27 Motion to file supplemental declaration.pdf
Location:	teams link below; 7317, AppellateConfRoom (CIV)
Start:	1/13/2025 3:30:00 PM
End:	1/13/2025 5:30:00 PM
Show Time	Tentative
As:	
Recurrence:	(none)

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DOE, EPA, NHTSA – please let me know if you plan to join in person so that I can alert the security desk.

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Phone conference ID: 466 974 286#

For organizers: [Meeting options](#) ; [Reset dial-in PIN](#)

Appointment

From: Patulski, Meg [patulski.meg@epa.gov]
Sent: 11/1/2024 2:55:39 PM
To: Charmley, William (he/him/his) [charmley.william@epa.gov]; Dickinson, David [Dickinson.David@epa.gov]; Schwartz, Adan [Schwartz.Adan@epa.gov]; Olechiw, Michael [olechiw.michael@epa.gov]; Sherwood, Todd [sherwood.todd@epa.gov]; McDonald, Joseph (he/him/his) [McDonald.Joseph@epa.gov]; Kasab, John (he/him/his) [Kasab.John@epa.gov]
CC: Carlson, Philip [carlson.philip@epa.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Ostrander, Sue (she/her/hers) [Ostrander.Sue@epa.gov]
Subject: SORE Authorization Request Discussion --with attachments
Attachments: SORE authorization request briefing with Bill_10-24-2024.pptx; How does EPA review Costs v2 for Bill 10-30-24.docx
Location: Microsoft Teams Meeting

Start: 11/4/2024 2:30:00 PM
End: 11/4/2024 3:00:00 PM
Show Time As: Tentative

Required Attendees: Charmley, William (he/him/his); Dickinson, David; Schwartz, Adan; Olechiw, Michael; Sherwood, Todd; McDonald, Joseph (he/him/his); Kasab, John (he/him/his)
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Appointment	
From:	Koppel, Joshua M. (CIV) [Joshua.M.Koppel@usdoj.gov]
Sent:	12/16/2024 8:51:15 PM
To:	Stern, Mark (CIV) [Mark.Stern@usdoj.gov]; Sandberg, Jeffrey E. (CIV) [Jeffrey.E.Sandberg@usdoj.gov]; Mumme, Bettina [bettina.mumme@hq.doe.gov]; Mathews, Joseph [Joseph.Mathews@hq.doe.gov]; Li, Ryland (Shengzhi) [Li.Ryland@epa.gov]; Nolbaum, Seth (he/him/his) [Nolbaum.Seth@epa.gov]; Oliver, Hunter (NHTSA) [hunter.oliver@dot.gov]
CC:	kevin.stork [kevin.stork@ee.doe.gov]; Skubel, Stephen [stephen.skubel@hq.doe.gov]
Subject:	Iowa v. Granholm (8th Cir.) moot
Attachments:	2024-05-31 Addendum to petitioners' brief (filed).pdf; 2024-05-31 Petitioners' brief (filed).pdf; 2024-07-22 Gov't brief (filed).pdf; 2024-07-22 Supplemental Addendum (filed).pdf; 2024-07-29 AAI Brief.pdf; 2024-09-03 Reply brief (filed).pdf; 2024-08-27 Motion to file supplemental declaration.pdf
Location:	7317, AppellateConfRoom (CIV); teams link below
Start:	1/13/2025 3:30:00 PM
End:	1/13/2025 5:30:00 PM
Show Time	Tentative
As:	
Recurrence:	(none)

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Phone conference ID: 466 974 286#

For organizers: [Meeting options](#) ; [Reset dial-in PIN](#)
