

Kolb, Kelly <OST>

From: Kolb, Kelly <OST>
Sent: Thursday, June 07, 2007 12:20 PM
To: 'dan.jourdan@[REDACTED]'
Subject: California Waiver - EPA

Dan –

Thanks for taking my call. Attached is the link to the Federal Register website. Please feel free to call me if you have further questions. Thanks.

Kelly

<http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-8168.pdf>

Kelly Kolb
U.S. Department of Transportation
Office of Governmental Affairs
P: [REDACTED]
F: [REDACTED]
kelly.kolb@[REDACTED]

6/25/2007

Kolb, Kelly <OST>

From: Kolb, Kelly <OST>
Sent: Thursday, June 07, 2007 12:34 PM
To: 'Ellen.Gwaltney@[REDACTED]'
Subject: California Waiver - EPA

Ellen –

Thanks for taking my call. Attached is the link to the Federal Register website. I also attached an article which may give a little more background. Please feel free to call me if you have further questions. Thanks.

Kelly

<http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-8168.pdf>

<http://detnews.com/apps/pbcs.dll/article?AID=/20070522/UPDATE/705220451>

Kelly Kolb
U.S. Department of Transportation
Office of Governmental Affairs
P: [REDACTED]
F: [REDACTED]
kelly.kolb@[REDACTED]

6/25/2007

Kolb, Kelly <OST>

From: Kolb, Kelly <OST>
Sent: Thursday, June 07, 2007 1:07 PM
To: 'Jeffrey.goff@[REDACTED]'
Cc: Shahmoradi, Heideh <OST>
Subject: California Waiver - EPA

Jeffrey –

Attached is the link to the Federal Register website. Please feel free to call me if you have further questions. Thanks.

Kelly

<http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-8168.pdf>

Kelly Kolb
U.S. Department of Transportation
Office of Governmental Affairs
P: [REDACTED]
F: [REDACTED]
kelly.kolb@ [REDACTED]

6/25/2007

Kolb, Kelly <OST>

From: Shahmoradi, Heideh <OST>
Sent: Thursday, June 07, 2007 1:05 PM
To: Kolb, Kelly <OST>
Subject: Re: R u around?

Oh. Ok. Can I get you to do me a HUGE favor???

Can you forward the Federal Register notice that I sent you to:

Jeffrey.goff [REDACTED]

Simon just sent an email but I can't get the attachment to forward from my blackberry.

If you can't, no worries. I do it when I get back. Grabbing lunch. Should be back in 15 minutes.

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

From: Kolb, Kelly <OST>
To: Shahmoradi, Heideh <OST>
Sent: Thu Jun 07 13:01:47 2007
Subject: RE: R u around?

Yep - on the phone with FRA.

From: Shahmoradi, Heideh <OST>
Sent: Thursday, June 07, 2007 1:02 PM
To: Kolb, Kelly <OST>
Subject: R u around?

Kolb, Kelly <OST>

From: Shahmoradi, Heideh <OST>
Sent: Thursday, June 07, 2007 1:07 PM
To: Kolb, Kelly <OST>
Subject: Re: California Waiver - EPA

You're the greatest! Thanks.

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

From: Kolb, Kelly <OST>
To: 'Jeffrey.goff' [REDACTED]
Cc: Shahmoradi, Heideh <OST>
Sent: Thu Jun 07 13:06:42 2007
Subject: California Waiver - EPA

Jeffrey -

Attached is the link to the Federal Register website. Please feel free to call me if you have further questions. Thanks.

Kelly

<http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-8168.pdf>

Kelly Kolb
U.S. Department of Transportation
Office of Governmental Affairs
P: [REDACTED]
F: [REDACTED]
kelly.kolb@[REDACTED]

Snyder, Sandy <OST>

From: Duvall, Tyler <OST>
Sent: Wednesday, June 06, 2007 10:59 AM
To: Cumber, Husein <OST>; Snyder, Sandy <OST>; Johnson, Robert <OST>; Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Edmondson, Mary <OST>; Brosnahan, Jennifer <OST>
Cc: Gros, Simon <OST>
Subject: RE: Call from EPA Admin. Johnson

Ok – they think it may be about the CA waiver, not the rulemaking.

Jenny/Simon – we should provide her with an update on any additional calls that have been made.

From: Cumber, Husein <OST>
Sent: Wednesday, June 06, 2007 10:06 AM
To: Snyder, Sandy <OST>; Johnson, Robert <OST>; Duvall, Tyler <OST>; Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Edmondson, Mary <OST>; Brosnahan, Jennifer <OST>
Subject: RE: Call from EPA Admin. Johnson

Jenny/Tyler/Nicole--I know she is well versed on the issue so the 2:00 p.m. call can be very brief. Are there bullets we need to make sure S1 has in front of her for this call with Administrator Johnson? Who will take lead on drafting that?

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

From: Snyder, Sandy <OST>
Sent: Wednesday, June 06, 2007 10:03 AM
To: Johnson, Robert <OST>; Cumber, Husein <OST>
Subject: FW: Call from EPA Admin. Johnson

From: Snyder, Sandy <OST>
Sent: Wednesday, June 06, 2007 9:46 AM
To: Duvall, Tyler <OST>; Nason, Nicole <NHTSA>
Cc: Kelly, David <NHTSA>; Edmondson, Mary <OST>
Subject: Call from EPA Admin. Johnson

Administrator Johnson just called and would like to speak with S1 this morning regarding the Climate Change Proposal they are working on with NHTSA. S1 is on travel, and will not be available until 2:00 EST (pre-brief), and then we'll work in a call with S1/EPA...possibly 3:45 EST.

Husein asked me to contact you guys to find out where we are with this proposal and to have you both come up to the office at 2:00 to do a conference call with S1 to provide a pre-brief.

Please advise!

Thanks,
Sandy

6/26/2007

Barker, Janae <OST>

From: Gros, Simon <OST>
Sent: Thursday, June 07, 2007 8:47 AM
To: Barker, Janae <OST>
Subject: Re:

Ok. We need to talk about EPA waiver before I leave to go to this congestion hearing.

----- Original Message -----
From: Barker, Janae <OST>
To: Gros, Simon <OST>
Sent: Thu Jun 07 08:04:02 2007
Subject: Re:

I have MI. Heideh's got OH.

----- Original Message -----
From: Gros, Simon <OST>
To: Barker, Janae <OST>
Sent: Thu Jun 07 07:58:07 2007
Subject:

Who's got MI and OH?

Simon Gros
Deputy Chief of Staff
US Department of Transportation
██████████

Barker, Janae <OST>

From: Gros, Simon <OST>
Sent: Thursday, June 07, 2007 9:30 AM
To: Barker, Janae <OST>; Shahmoradi, Heideh <OST>; Rayball, Bill <OST>
Subject: RE: Facilities list

Great -- just hit the members/senators with the really big facilities. No need to call those with small distribution centers or anything.

Bill should reach out to the gov's offices in TN, SC, MO, DE, KY, IN, TX.

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

From: Barker, Janae <OST>
Sent: Thursday, June 07, 2007 9:25 AM
To: Gros, Simon <OST>; Shahmoradi, Heideh <OST>
Subject: FW: Facilities list
Importance: High

Janae Barker
Associate Director of Governmental Affairs
U.S. Department of Transportation
Phone: (██████████)
Fax: ██████████

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

From: Sabatine, Melissa <OST>
Sent: Tuesday, June 05, 2007 4:28 PM
To: Barker, Janae <OST>
Subject: FW: Facilities list
Importance: High

This is handy-breaks it down by congressional district.

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

From: Harrington, Michael <NHTSA>
Sent: Tuesday, June 05, 2007 3:41 PM
To: Sabatine, Melissa <OST>; Kelly, David <NHTSA>
Subject: Fw: Facilities list
Importance: High

Does this work?

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

From: Clinton Blair <CBlair@autoalliance.org>
To: Harrington, Michael <NHTSA>
Sent: Tue Jun 05 15:37:07 2007
Subject: Fw: Facilities list

Sent from my BlackBerry Wireless Handheld

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

From: Terry Bolger
To: Clinton Blair
Sent: Tue Jun 05 15:32:14 2007
Subject: RE: Facilities list

<<Facility Report 2006.xls>>

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

From: Clinton Blair

Sent: Tuesday, June 05, 2007 3:30 PM

To: Terry Bolger

Subject: Facilities list

Can you send to me ASAP?

Sent from my BlackBerry Wireless Handheld

Barker, Janae <OST>

From: Shahmoradi, Heideh <OST>
Sent: Thursday, June 07, 2007 2:10 PM
To: Barker, Janae <OST>
Subject: Document10
Attachments: Doc10.doc

here is what we were using on the CA waiver calls

I'm not sure if you are aware, but EPA is currently considering a petition from the State of California to set its own CO2 standards.

If California were to receive this waiver, this could lead a patchwork of regulations on vehicle emissions which would have significant impacts on the light truck and car industry.

The EPA is currently receiving comments and the docket is opened until June 15. However, tomorrow the EPA Administrator will decide whether or not to extend the deadline.

We are gauging to see if your boss would be interested in submitting comments or reaching out to your Governor's Office for them to submit comments to the docket since this could greatly impact the auto facilities within your District.

[If asked our position, we say we are in opposition of the waiver].

72 Federal Register 21260 (April 30, 2007)

Gros, Simon <OST>

From: Cumber, Husein <OST>
Sent: Monday, June 04, 2007 4:48 PM
To: Gros, Simon <OST>
Subject: Any feedback on the calls we just spoke about?

Gros, Simon <OST>

From: Gros, Simon <OST>
Sent: Monday, June 04, 2007 5:17 PM
To: Cumber, Husein <OST>
Subject: Re: Any feedback on the calls we just spoke about?

I haven't had a chance to speak with Tyler yet

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

From: Cumber, Husein <OST>
To: Gros, Simon <OST>
Sent: Mon Jun 04 16:47:39 2007
Subject: Any feedback on the calls we just spoke about?

Gros, Simon <OST>

From: Barker, Janae <OST>
Sent: Thursday, June 07, 2007 8:04 AM
To: Gros, Simon <OST>
Subject: Re:

I have MI. Heideh's got OH.

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

From: Gros, Simon <OST>
To: Barker, Janae <OST>
Sent: Thu Jun 07 07:58:07 2007
Subject:

Who's got MI and OH?

Simon Gros
Deputy Chief of Staff
US Department of Transportation


Gros, Simon <OST>

From: Duvall, Tyler <OST>
Sent: Thursday, June 07, 2007 8:48 AM
To: Gros, Simon <OST>
Subject: Re:

Ok. Talked to Jenny.

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

From: Gros, Simon <OST>
To: Duvall, Tyler <OST>
Sent: Thu Jun 07 08:41:05 2007
Subject: Re:

Missed you - going to talk to Jenny. Want to hear about OH. We should be ok with this.

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

From: Duvall, Tyler <OST>
To: Gros, Simon <OST>
Sent: Thu Jun 07 08:05:14 2007
Subject: Re:

Will call you in 20

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

From: Gros, Simon <OST>
To: Duvall, Tyler <OST>
Sent: Thu Jun 07 08:03:20 2007
Subject: Re:

What's the deadline for comments?

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

From: Gros, Simon <OST>
To: Duvall, Tyler <OST>
Sent: Thu Jun 07 07:10:44 2007

As of now, knollenberg is going to comment on the waiver and call the gov. The others are leaning towards both. I'll make some OH calls today too.

Gros, Simon <OST>

From: Cumber, Husein <OST>
Sent: Thursday, June 07, 2007 12:38 PM
To: Gros, Simon <OST>
Subject: Re:

Can you go brief S1 on the calls, etc. when she gets in? Should be any minute. I am out at meetings until 2:30 p.m. and she'll want an update before then.

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

From: Gros, Simon <OST>
To: Cumber, Husein <OST>
Sent: Thu Jun 07 12:30:54 2007
Subject: Fw:

Fyi

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

From: Gros, Simon <OST>
To: Duvall, Tyler <OST>, [REDACTED] Brosnahan, Jennifer <OST>
Sent: Thu Jun 07 12:26:22 2007

Full house approps committee is currently debating an amendment to the Interior approps bill (includes epa funding) by Olver to report language that urges epa to issue the CA waiver. Knollenberg is vigorously opposing the amendment right now - he will also send a comment to epa and a letter to granholm urging her to comment too.

This amendment will pass but it is only report language.

Gros, Simon <OST>

From: Goff, Jeffrey [Jeffrey.Goff [REDACTED]]
Sent: Thursday, June 07, 2007 11:56 AM
To: Gros, Simon <OST>
Subject: RE: .

Thanks buddy... even if you just have the federal register, I can go from there.

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

From: Simon.Gros [mailto:Simon.Gros [REDACTED]]
Sent: Thursday, June 07, 2007 8:43 AM
To: Goff, Jeffrey
Subject:

The comment period is open until 6/15. I'll send you some more info.

Gros, Simon <OST>

From: Shahmoradi, Heideh <OST>
Sent: Thursday, June 07, 2007 1:01 PM
To: Gros, Simon <OST>
Subject: Re:

Will do.

----- Original Message -----
From: Gros, Simon <OST>
To: Shahmoradi, Heideh <OST>
Sent: Thu Jun 07 12:59:38 2007
Subject: Fw:

Can you send Jeff the info...

----- Original Message -----
From: Goff, Jeffrey <Jeffrey.Goff [REDACTED]>
To: Gros, Simon <OST>
Sent: Thu Jun 07 11:56:25 2007
Subject: RE:

Thanks buddy... even if you just have the federal register, I can go from there.

-----Original Message-----
From: Simon.Gros [REDACTED] [mailto:Simon.Gros [REDACTED]]
Sent: Thursday, June 07, 2007 8:43 AM
To: Goff, Jeffrey
Subject:

The comment period is open until 6/15. I'll send you some more info.

Gros, Simon <OST>

From: Shahmoradi, Heideh <OST>
Sent: Friday, June 08, 2007 10:29 AM
To: Gros, Simon <OST>
Subject: EPA stuff

Not sure what time you are coming in but I compiled a list of the Member and Governor calls. I will put it on your chair. Kelly asked me to cover her 11am meeting with Ellen on UPAs. I'll be back after it.

I can modify the list however you prefer.

Heideh Shahmoradi
Special Assistant
Governmental Affairs
US Department of Transportation

[REDACTED]
[REDACTED]
[REDACTED]

Rayball, Bill <OST>

From: Gros, Simon <OST>
Sent: Thursday, June 07, 2007 9:30 AM
To: Barker, Janae <OST>; Shahmoradi, Heideh <OST>; Rayball, Bill <OST>
Subject: RE: Facilities list

Great -- just hit the members/senators with the really big facilities. No need to call those with small distribution centers or anything.

Bill should reach out to the govts offices in TN, SC, MO, DE, KY, IN, TX.

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

From: Barker, Janae <OST>
Sent: Thursday, June 07, 2007 9:25 AM
To: Gros, Simon <OST>; Shahmoradi, Heideh <OST>
Subject: FW: Facilities list
Importance: High

Janae Barker
Associate Director of Governmental Affairs
U.S. Department of Transportation
[REDACTED]
[REDACTED]

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

From: Sabatine, Melissa <OST>
Sent: Tuesday, June 05, 2007 4:28 PM
To: Barker, Janae <OST>
Subject: FW: Facilities list
Importance: High

This is handy-breaks it down by congressional district.

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

From: Harrington, Michael <NHTSA>
Sent: Tuesday, June 05, 2007 3:41 PM
To: Sabatine, Melissa <OST>; Kelly, David <NHTSA>
Subject: Fw: Facilities list
Importance: High

Does this work?

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

From: Clinton Blair <CBlair@autoalliance.org>
To: Harrington, Michael <NHTSA>
Sent: Tue Jun 05 15:37:07 2007
Subject: Fw: Facilities list

Sent from my BlackBerry Wireless Handheld

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

From: Terry Bolger
To: Clinton Blair
Sent: Tue Jun 05 15:32:14 2007
Subject: RE: Facilities list

<<Facility Report 2006.xls>>

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

From: Clinton Blair
Sent: Tuesday, June 05, 2007 3:30 PM
To: Terry Bolger
Subject: Facilities list

Can you send to me ASAP?

Sent from my BlackBerry Wireless Handheld

Rayball, Bill <OST>

From: Shahmoradi, Heideh <OST>
Sent: Thursday, June 07, 2007 9:42 AM
To: Rayball, Bill <OST>; Kolb, Kelly <OST>
Subject: FW: Facilities list

fyi

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

From: Gros, Simon <OST>
Sent: Thursday, June 07, 2007 9:30 AM
To: Barker, Janae <OST>; Shahmoradi, Heideh <OST>; Rayball, Bill <OST>
Subject: RE: Facilities list

Great -- just hit the members/senators with the really big facilities. No need to call those with small distribution centers or anything.

Bill should reach out to the gov's offices in TN, SC, MO, DE, KY, IN, TX.

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

From: Barker, Janae <OST>
Sent: Thursday, June 07, 2007 9:25 AM
To: Gros, Simon <OST>; Shahmoradi, Heideh <OST>
Subject: FW: Facilities list
Importance: High

Janae Barker
Associate Director of Governmental Affairs
U.S. Department of Transportation


Fax: (202) 366-3675

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

From: Sabatine, Melissa <OST>
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To: Barker, Janae <OST>
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Sent: Tuesday, June 05, 2007 3:41 PM
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Subject: Fw: Facilities list
Importance: High

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Sent: Tue Jun 05 15:37:07 2007
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From: Terry Bolger
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<<Facility Report 2006.xls>>

-----Original Message-----
From: Clinton Blair
Sent: Tuesday, June 05, 2007 3:30 PM
To: Terry Bolger
Subject: Facilities list

Can you send to me ASAP?

Sent from my BlackBerry Wireless Handheld

Shahmoradi, Heideh <OST>

From: Gros, Simon <OST>
Sent: Thursday, June 07, 2007 9:30 AM
To: Barker, Janae <OST>; Shahmoradi, Heideh <OST>; Rayball, Bill <OST>
Subject: RE: Facilities list

Great -- just hit the members/senators with the really big facilities. No need to call those with small distribution centers or anything.

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

From: Barker, Janae <OST>
Sent: Thursday, June 07, 2007 9:25 AM
To: Gros, Simon <OST>; Shahmoradi, Heideh <OST>
Subject: FW: Facilities list
Importance: High

Janae Barker
Associate Director of Governmental Affairs
U.S. Department of Transportation
Phone: [REDACTED]
Fax: [REDACTED]

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

From: Sabatine, Melissa <OST>
Sent: Tuesday, June 05, 2007 4:28 PM
To: Barker, Janae <OST>
Subject: FW: Facilities list
Importance: High

This is handy-breaks it down by congressional district.

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From: Harrington, Michael <NHTSA>
Sent: Tuesday, June 05, 2007 3:41 PM
To: Sabatine, Melissa <OST>; Kelly, David <NHTSA>
Subject: Fw: Facilities list
Importance: High

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To: Harrington, Michael <NHTSA>
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From: Terry Bolger
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Subject: RE: Facilities list

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

From: Clinton Blair
Sent: Tuesday, June 05, 2007 3:30 PM
To: Terry Bolger
Subject: Facilities list

Can you send to me ASAP?

Sent from my BlackBerry Wireless Handheld

Shahmoradi, Heideh <OST>

From: Gros, Simon <OST>
Sent: Thursday, June 07, 2007 1:00 PM
To: Shahmoradi, Heideh <OST>
Subject: Fw:

Can you send Jeff the info...

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

From: Goff, Jeffrey <Jeffrey.Goff@...>
To: Gros, Simon <OST>
Sent: Thu Jun 07 11:56:25 2007
Subject: RE:

Thanks buddy... even if you just have the federal register, I can go from there.

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

From: Simon.Gros@... [mailto:Simon.Gros@...]
Sent: Thursday, June 07, 2007 8:43 AM
To: Goff, Jeffrey
Subject:

The comment period is open until 6/15. I'll send you some more info.

Shahmoradi, Heideh <OST>

From: Kolb, Kelly <OST>
Sent: Thursday, June 07, 2007 1:07 PM
To: 'Jeffrey.goff' [REDACTED]
Cc: Shahmoradi, Heideh <OST>
Subject: California Waiver - EPA

Jeffrey –

Attached is the link to the Federal Register website. Please feel free to call me if you have further questions. Thanks.

Kelly

<http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-8168.pdf>

Kelly Kolb
U.S. Department of Transportation
Office of Governmental Affairs
P: [REDACTED]
F: [REDACTED]
kelly.kolb [REDACTED]

6/21/2007

Shahmoradi, Heideh <OST>

From: Shahmoradi, Heideh <OST>
Sent: Thursday, June 07, 2007 11:57 AM
Subject: California Waiver - EPA

*Bcc: Ryan. Keating [REDACTED]
richard. shordt [REDACTED]
Kelly. Kolb [REDACTED]*

Attached is the link to the Federal Register website. Please feel free to call me if you have further questions. Thanks.

<http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-8168.pdf>

*Heideh Shahmoradi
Special Assistant
Governmental Affairs
US Department of Transportation*

[REDACTED]

6/21/2007

Shahmoradi, Heideh <OST>

From: Shahmoradi, Heideh <OST>
Sent: Thursday, June 07, 2007 2:10 PM
To: Barker, Janae <OST>
Subject: Document10

here is what we were using on the CA waiver calls

I'm not sure if you are aware, but EPA is currently considering a petition from the State of California to set its own CO2 standards.

If California were to receive this waiver, this could lead a patchwork of regulations on vehicle emissions which would have significant impacts on the light truck and car industry.

The EPA is currently receiving comments and the docket is opened until June 15. However, tomorrow the EPA Administrator will decide whether or not to extend the deadline.

We are gauging to see if your boss would be interested in submitting comments or reaching out to your Governor's Office for them to submit comments to the docket since this could greatly impact the auto facilities within your District.

[If asked our position, we say we are in opposition of the waiver].

72 Federal Register 21260 (April 30, 2007)

Shahmoradi, Heideh <OST>

From: Shahmoradi, Heideh <OST>
Sent: Tuesday, June 12, 2007 2:00 PM
To: 'Overdorff, Caleb'
Subject: RE: EPA - California Waiver Federal Register Notice

Sounds good. Thanks!

From: Overdorff, Caleb [mailto:Caleb.Overdorff@redacted]
Sent: Tuesday, June 12, 2007 1:03 PM
To: Shahmoradi, Heideh <OST>
Subject: RE: EPA - California Waiver Federal Register Notice

Yeah, we are thinking about it and discussing it with other Michigan offices. I will let you know what we decide to do.

Caleb Overdorff
U.S. Rep. Candice S. Miller (MI-10)
[redacted]

From: Heideh.Shahmoradi [mailto:Heideh.Shahmoradi@redacted]
Sent: Tuesday, June 12, 2007 12:03 PM
To: Overdorff, Caleb
Subject: RE: EPA - California Waiver Federal Register Notice

Do you think your boss will be interested in getting comments submitted by her office or someone at the State level? Just trying to get an idea on those interested? Thanks!

From: Overdorff, Caleb [mailto:Caleb.Overdorff@redacted]
Sent: Tuesday, June 12, 2007 11:39 AM
To: Shahmoradi, Heideh <OST>
Subject: RE: EPA - California Waiver Federal Register Notice

Thanks, Heideh. I appreciate that information.

Caleb Overdorff
U.S. Rep. Candice S. Miller (MI-10)
[redacted]

From: Heideh.Shahmoradi [mailto:Heideh.Shahmoradi@redacted]
Sent: Tuesday, June 12, 2007 11:00 AM
To: Overdorff, Caleb
Subject: EPA - California Waiver Federal Register Notice

Caleb-Got your message. Hopefully this link will provide you with the information you are looking for.

Attached is the link to the Federal Register website. Please feel free to call me if you have further questions. Thanks.

6/21/2007

Heideh

<http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-8168.pdf>

Heideh Shahmoradi
Special Assistant
Governmental Affairs
US Department of Transportation

[REDACTED]
[REDACTED]
[REDACTED]

6/21/2007

(Member Calls)

Approx # of
Employees # of
Facilities

Michigan

Total State Facilities = 191
Total Employees = 245,767

Sen. Carl Levin (D)			left message
Sen. Deborah Stabenow (D)			left message
(1) Rep. Bart Stupak (D)			
(2) Rep. Peter Hoekstra (R)			
(3) Rep. Vernon J. Ehlers (R)	1,243	1	tracking it; not sure how the boss publicly wants to handle this
(4) Rep. Dave Camp (R)			
• (5) Rep. Dale E. Kildee (D)	14,867	4	left message
(6) Rep. Fred Upton (R)			
(7) Rep. Tim Walberg (R)	2,690	2	left message
(8) Rep. Mike Rogers (R)	14,971	4	left message
(9) Rep. Joe Knollenberg (R)	48,807	24	Simon talked to....
(10) Rep. Candice S. Miller (R)	15,210	9	looking into it
(11) Rep. Thaddeus G. McCotter (R)	27,736	19	checking w/ boss; sent email to staffer
(12) Rep. Sander Levin (D)	21,751	12	might be interested; sent email to staffer
• (13) Rep. Carolyn C. Kilpatrick (D) ✓	15,370	11	left message
• (14) Rep. John Conyers, Jr. (D)	49,373	71	left message
(15) Rep. John D. Dingell (D)	33,749	34	not sure where they stand on commenting but are fighting to keep California from obtaining the waiver

OHIO

Total State Facilities = 46
Total Employees = 82,530

Sen. Sherrod Brown (D)			
Sen. George V. Voinovich (R)			very interested - Energy staffer calling on Monday
(1) Rep. Steve Chabot (R)			
(2) Rep. Jean Schmidt (R)	3,867	8	very interested - will call back
(3) Rep. Michael R. Turner (R)	4,690	3	left message
(4) Rep. Jim Jordan (R)	11,637	6	checking w/ boss; will call back
(5) Rep. Paul E. Gillmor (R)	5,749	2	left message
(6) Rep. Charles Wilson (D)			
(7) Rep. David L. Hobson (R)			
(8) Rep. John A. Boehner (R)	2,171	1	left message
(9) Rep. Marcy Kaptur (D)	15,253	6	tough issue; emailed the Federal Register
(10) Rep. Dennis J. Kucinich (D)	10,434	5	✓ left message
(11) Rep. Stephanie Tubbs Jones (D)			
(12) Rep. Pat Tiberi (R)	450	1	
(13) Rep. Betty Sutton (D)	5,045	3	left message
(14) Rep. Steven C. LaTourette (R)	2,501	2	left message
(15) Rep. Deborah Pryce (R)	8,010	6	checking w/ Honda; will call back
(16) Rep. Ralph Regula (R)			
(17) Rep. Timothy J. Ryan (D)	11,419	2	emailed Federal Register; needs to look into it
(18) Rep. Zachary Space (D)	1,304	1	← left message

(Governor Calls)

Delaware

Total State Facilities = 4
Total Employees = 5,520

Governor Minner
Sen. Joseph R. Biden (D)
Sen. Tom Carper (D)
(1) Rep. Michael N. Castle (R)

5,520 4

Playing phone tag...hope to connect today

*Believes state should be able
go above & beyond national standards*

Indiana

Total State Facilities = 19
Total Employees = 40,191

Governor Daniels

Industry reached out to them, but they declined to take action because it was a Federal issue. This was all done at the staff level. Staff will run it up the flagpole if we provide her additional info. Seemed favorable.

Sen. Richard G. Lugar (R)
Sen. Evan Bayh (D)
~~(1) Rep. Peter J. Viselovsky (D)~~
(2) Rep. Joseph Donnelly (D)
(3) Rep. Mark Souder (R)
(4) Rep. Stephen E. Buyer (R)
(5) Rep. Dan Burton (R)
(6) Rep. Mike Pence (R)
(7) Rep. Julia M. Carson (D)
(8) Rep. Brad Ellsworth (D)
(9) Rep. Baron Hill (D)

2,654 2
3,046 1
3,813 2
15,330 4
4,274 5
6,520 3
4,064 1
490 1

Kentucky

Total State Facilities = 6
Total Employees = 18,103

Governor Fletcher
Sen. Mitch McConnell (R)
Sen. Jim Bunning (R)
~~(1) Rep. Edward Whitfield (R)~~
(2) Rep. Ron Lewis (R)
(3) Rep. John Yarmuth (D)
(4) Rep. Geoff Davis (R)
~~(5) Rep. Harold Rogers (R)~~
(6) Ben Chandler (D)

945 1
8,749 2
830 1
7,579 2

Checking on it. Waiting to hear back.

Missouri

Total State Facilities =	14
Total Employees =	20,905

Governor Blunt

Left message

Sen. Christopher S. Bond (R)

Sen. Claire McCaskill (D)

(1) Rep. William L. Clay, Jr. (D) 4,275 7

(2) Rep. Todd Akin (R) 7,702 3

~~(3) Rep. Russ Carnahan (D)~~

~~(4) Rep. Ike Skelton (D)~~

~~(5) Rep. Emanuel Cleaver (D)~~

(6) Rep. Samuel B. Graves, Jr. (R) 4,956 3

~~(7) Rep. Roy D. Blunt (R)~~

~~(8) Rep. Jo Ann Emerson (R)~~

(9) Rep. Kenny Hulshof (R) 3,972 1

South Carolina

Total State Facilities =	3
Total Employees =	6,773

Governor Sanford

Unfamiliar w/ the issue. Checking on it; will call back.

Sen. Jim DeMint (R)

Sen. Lindsey O. Graham (R)

~~(1) Rep. Henry E. Brown (R)~~

~~(2) Rep. Addison G. Wilson (R)~~

~~(3) Rep. James Gresham Barrett (R)~~

(4) Rep. Bob Inglis (R) 5,119 2

~~(5) Rep. John M. Spratt, Jr. (D)~~

(6) Rep. James E. Clyburn (D) 1,654 1

Tennessee

Total State Facilities =	10
Total Employees =	18,485

Governor Bredesen

Left message

Sen. Lamar Alexander (R)

Sen. Bob Corker (R)

~~(1) Rep. David Davis (R)~~

~~(2) Rep. John J. Duncan, Jr. (R)~~

~~(3) Rep. Zach Wamp (R)~~

(4) Rep. Lincoln Davis (D) 8,607 2

(5) Rep. Jim Cooper (D) 955 1

(6) Rep. Bart Gordon (D) 6,376 2

(7) Rep. Marsha Blackburn (R) 2,212 1

~~(8) Rep. John S. Tanner (D)~~

(9) Rep. Stephen Cohen (D) 335 4

Texas

Total State Facilities = 25
Total Employees = 7,940

Spoke to TX DOT Washington rep. She is checking with her technical folks and will get back to us. Seemed favorable in weighing in.

Governor Perry

Sen. Kay Bailey Hutchison (R)		
Sen. John Cornyn (R)		
(1) Rep. Louis Gohmert (R)		
(2) Rep. Ted Pope (R)		
(3) Rep. Sam Johnson (R)	309	4
(4) Rep. Ralph M. Hall (R)		
(5) Rep. Thomas Job Hensarling (R)		
(6) Rep. Joe Barton (R)	49	1
(7) Rep. John Culberson (R)	61	1
(8) Rep. Kevin Brady (R)		
(9) Rep. Al Green (D)	130	1
(10) Rep. Michael McCaul (R)		
(11) Rep. Mike Conaway (R)		
(12) Rep. Kay Granger (R)	87	2
(13) Rep. William M. Thornberry (R)		
(14) Rep. Ron Paul (R)		
(15) Rep. Ruben E. Hinojosa (D)		
(16) Rep. Silvestro Reyes (D)		
(17) Rep. Chet Edwards (D)		
(18) Rep. Sheila Jackson Lee (D)		
(19) Rep. Randy Neugebauer (R)		
(20) Rep. Charles Gonzalez (D)	70	1
(21) Rep. Lamar Smith (R)		
(22) Rep. Nick Lampson (D)		
(23) Rep. Ciro Rodriguez (D)		
(24) Rep. Kenny Marchant (R)	4,054	2
(25) Rep. Lloyd Doggett (D)		
(26) Rep. Michael C. Burgess (R)	503	2
(27) Rep. Solomon P. Ortiz (D)		
(28) Rep. Henry Cuellar (D)		
(29) Rep. Gene Green (D)	159	2
(30) Rep. Eddie Bernice Johnson (D)	571	3
(31) Rep. John R. Carter (R)		
(32) Rep. Pete Sessions (R)	1,947	6

(Member Calls)

**Approx # of
Employees** **# of
Facilities**

Michigan

Total State Facilities = 191
Total Employees = 245,767

Sen. Carl Levin (D)			left message
Sen. Deborah Stabenow (D)			left message
(1) Rep. Bart Stupak (D)			
(2) Rep. Peter Hoekstra (R)			
(3) Rep. Vernon J. Ehlers (R)	1,243	1	tracking it; not sure how the boss publicly wants to handle this
(4) Rep. Dave Camp (R)			
(5) Rep. Dale E. Kildee (D)	14,867	4	left message
(6) Rep. Fred Upton (R)			
(7) Rep. Tim Walberg (R)	2,690	2	left message
(8) Rep. Mike Rogers (R)	14,971	4	left message
(9) Rep. Joe Knollenberg (R)	48,807	24	Simon talked to....
(10) Rep. Candice S. Miller (R)	15,210	9	looking into it
(11) Rep. Thaddeus G. McCotter (R)	27,736	19	checking w/ boss; sent email to staffer
(12) Rep. Sander Levin (D)	21,751	12	might be interested; sent email to staffer
(13) Rep. Carolyn C. Kilpatrick (D)	15,370	11	left message
(14) Rep. John Conyers, Jr. (D)	49,373	71	left message
(15) Rep. John D. Dingell (D)	33,749	34	not sure where they stand on commenting but are fighting to keep California from obtaining the waiver

OHIO

Total State Facilities = 46
Total Employees = 82,530

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Sen. George V. Voinovich (R)			very interested - Energy staffer calling on Monday
(1) Rep. Steve Chabot (R)			
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(Governor Calls)

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Sen. Tom Carper (D)
(1) Rep. Michael N. Castle (R)

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Sen. Evan Bayh (D)
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(5) Rep. Dan Burton (R)
(6) Rep. Mike Pence (R)
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(9) Rep. Baron Hill (D)

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~~(5) Rep. Harold Rogers (R)~~
(6) Ben Chandler (D)

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Sen. Kay Bailey Hutchison (R)

Sen. John Cornyn (R)

~~(1) Rep. Louis Gohmert (R)~~

~~(2) Rep. Ted Pope (R)~~

(3) Rep. Sam Johnson (R) 309 4

~~(4) Rep. Ralph M. Hall (R)~~

~~(5) Rep. Thomas Job Hensarling (R)~~

(6) Rep. Joe Barton (R) 49 1

(7) Rep. John Culberson (R) 61 1

~~(8) Rep. Kevin Brady (R)~~

(9) Rep. Al Green (D) 130 1

~~(10) Rep. Michael McCaul (R)~~

~~(11) Rep. Mike Conaway (R)~~

(12) Rep. Kay Granger (R) 87 2

~~(13) Rep. William M. Thornberry (R)~~

~~(14) Rep. Ron Paul (R)~~

~~(15) Rep. Ruben E. Hinojosa (D)~~

~~(16) Rep. Silvestre Reyes (D)~~

~~(17) Rep. Chet Edwards (D)~~

~~(18) Rep. Sheila Jackson Lee (D)~~

~~(19) Rep. Randy Neugebauer (R)~~

(20) Rep. Charles Gonzalez (D) 70 1

~~(21) Rep. Lamar Smith (R)~~

~~(22) Rep. Nick Lampson (D)~~

~~(23) Rep. Ciro Rodriguez (D)~~

(24) Rep. Kenny Marchant (R) 4,054 2

~~(25) Rep. Lloyd Doggett (D)~~

(26) Rep. Michael C. Burgess (R) 503 2

~~(27) Rep. Solomon P. Ortiz (D)~~

~~(28) Rep. Henry Cuellar (D)~~

(29) Rep. Gene Green (D) 159 2

(30) Rep. Eddie Bernice Johnson (D) 571 3

~~(31) Rep. John R. Carter (R)~~

(32) Rep. Pete Sessions (R) 1,947 6

Duvall, Tyler <OST>

From: Duvall, Tyler <OST>
Sent: Wednesday, June 06, 2007 10:59 AM
To: Cumber, Husein <OST>; Snyder, Sandy <OST>; Johnson, Robert <OST>; Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Edmondson, Mary <OST>; Brosnahan, Jennifer <OST>
Cc: Gros, Simon <OST>
Subject: RE: Call from EPA Admin. Johnson

Ok – they think it may be about the CA waiver, not the rulemaking.

Jenny/Simon – we should provide her with an update on any additional calls that have been made.

From: Cumber, Husein <OST>
Sent: Wednesday, June 06, 2007 10:06 AM
To: Snyder, Sandy <OST>; Johnson, Robert <OST>; Duvall, Tyler <OST>; Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Edmondson, Mary <OST>; Brosnahan, Jennifer <OST>
Subject: RE: Call from EPA Admin. Johnson

Jenny/Tyler/Nicole--I know she is well versed on the issue so the 2:00 p.m. call can be very brief. Are there bullets we need to make sure S1 has in front of her for this call with Administrator Johnson? Who will take lead on drafting that?

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

From: Snyder, Sandy <OST>
Sent: Wednesday, June 06, 2007 10:03 AM
To: Johnson, Robert <OST>; Cumber, Husein <OST>
Subject: FW: Call from EPA Admin. Johnson

From: Snyder, Sandy <OST>
Sent: Wednesday, June 06, 2007 9:46 AM
To: Duvall, Tyler <OST>; Nason, Nicole <NHTSA>
Cc: Kelly, David <NHTSA>; Edmondson, Mary <OST>
Subject: Call from EPA Admin. Johnson

Administrator Johnson just called and would like to speak with S1 this morning regarding the Climate Change Proposal they are working on with NHTSA. S1 is on travel, and will not be available until 2:00 EST (pre-brief), and then we'll work in a call with S1/EPA...possibly 3:45 EST.

Husein asked me to contact you guys to find out where we are with this proposal and to have you both come up to the office at 2:00 to do a conference call with S1 to provide a pre-brief.

Please advise!

Thanks,
Sandy

6/26/2007

Duvall, Tyler <OST>

From: Duvall, Tyler <OST>
Sent: Thursday, June 07, 2007 8:05 AM
To: Gros, Simon <OST>
Subject: Re:

Will call you in 20

----- Original Message -----
From: Gros, Simon <OST>
To: Duvall, Tyler <OST>
Sent: Thu Jun 07 08:03:20 2007
Subject: Re:

What's the deadline for comments?

----- Original Message -----
From: Gros, Simon <OST>
To: Duvall, Tyler <OST>
Sent: Thu Jun 07 07:10:44 2007

As of now, knollenberg is going to comment on the waiver and call the gov. The others are leaning towards both. I'll make some OH calls today too.

Duvall, Tyler <OST>

From: Duvall, Tyler <OST>
Sent: Thursday, June 07, 2007 8:48 AM
To: Gros, Simon <OST>
Subject: Re:

Ok. Talked to Jenny.

----- Original Message -----
From: Gros, Simon <OST>
To: Duvall, Tyler <OST>
Sent: Thu Jun 07 08:41:05 2007
Subject: Re:

Missed you - going to talk to Jenny. Want to hear about OH. We should be ok with this.

----- Original Message -----
From: Duvall, Tyler <OST>
To: Gros, Simon <OST>
Sent: Thu Jun 07 08:05:14 2007
Subject: Re:

Will call you in 20

----- Original Message -----
From: Gros, Simon <OST>
To: Duvall, Tyler <OST>
Sent: Thu Jun 07 08:03:20 2007
Subject: Re:

What's the deadline for comments?

----- Original Message -----
From: Gros, Simon <OST>
To: Duvall, Tyler <OST>
Sent: Thu Jun 07 07:10:44 2007

As of now, knollenberg is going to comment on the waiver and call the gov. The others are leaning towards both. I'll make some OH calls today too.

Duvall, Tyler <OST>

From: Duvall, Tyler <OST>
Sent: Thursday, June 07, 2007 2:43 PM
To: Shahmoradi, Heideh <OST>; Gros, Simon <OST>
Subject: Re: msg from Tyler

<http://thehill.com/content/view/66587/32/>

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

From: Shahmoradi, Heideh <OST>
To: Gros, Simon <OST>; Duvall, Tyler <OST>
Sent: Thu Jun 07 14:39:57 2007
Subject: Re: msg from Tyler

Having trouble finding the bill....maybe it is still in draft mode???

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

From: Gros, Simon <OST>
To: Shahmoradi, Heideh <OST>
Sent: Thu Jun 07 11:56:53 2007
Subject: Fw: msg from Tyler

Any of these overlap?

Heading over to have lunch with Kamarck...

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

From: Brosnahan, Jennifer <OST>
To: Gros, Simon <OST>
Cc: Duvall, Tyler <OST>
Sent: Thu Jun 07 11:35:04 2007
Subject: msg from Tyler

Message from Tyler: Apparently there is a bill (Boucher bill?) with 18 co-sponsors that would do the same thing as denying the Cal. waiver, namely establish a uniform federal standard. It would be good to reach out to those 18 co-sponsors.

Jennifer R. Brosnahan

Deputy General Counsel

U.S. Department of Transportation

[REDACTED]
[REDACTED]

Duvall, Tyler <OST>

From: Stusrud, Katherine <OST>
Sent: Wednesday, June 06, 2007 5:03 PM
To: Brosnahan, Jennifer <OST>; Duvall, Tyler <OST>
Subject: Re: EPA Notice re California Clean Air Act California Waiver request

I will relay to S1. Is someone going to call Johnson's office to clarify?

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

From: Brosnahan, Jennifer <OST>
To: Duvall, Tyler <OST>; Stusrud, Katherine <OST>
Sent: Wed Jun 06 16:58:06 2007
Subject: FW: EPA Notice re California Clean Air Act California Waiver request

Tyler and Kate - See the attached Fed Reg notice about the Cal. waiver petition. It says, on the second page at the top of the right hand column, that "EPA will keep the record open until June 15, 2007."

Not sure what Administrator Johnson was talking about re June 8...

Kate- I can fax the Oge letter to you. Please send a fax #. Thanks.

Jenny

From: Cooke, Anthony <NHTSA>
Sent: Monday, April 30, 2007 2:44 PM
To: Brosnahan, Jennifer <OST>
Subject: FW: EPA Notice re California Clean Air Act California Waiver request

Did we know EPA was posting this today?

From: Guerci, Lloyd <NHTSA>
Sent: Monday, April 30, 2007 8:54 AM
To: Cooke, Anthony <NHTSA>; Medford, Ronald <NHTSA>; Kratzke, Steve <NHTSA>; Abraham, Julie <NHTSA>; Feather, Peter <NHTSA>; Wood, Steve <NHTSA>
Cc: Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Hopkins, Heather <NHTSA>; Harrington, Michael <NHTSA>
Subject: EPA Notice re California Clean Air Act California Waiver request

In today's Federal Register:

May 22: Public hearing in Washington DC

June 15: Close of comment period

Duvall, Tyler <OST>

From: Brosnahan, Jennifer <OST>
Sent: Wednesday, June 06, 2007 4:58 PM
To: Duvall, Tyler <OST>; Stusrud, Katherine <OST>
Subject: FW: EPA Notice re California Clean Air Act California Waiver request
Attachments: EPA-HQ-OAR-2006-0173-00061.pdf

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Subject: EPA Notice re California Clean Air Act California Waiver request

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June 15: Close of comment period

6/29/2007

Duvall, Tyler <OST>

From: Brosnahan, Jennifer <OST>
Sent: Wednesday, June 06, 2007 5:07 PM
To: Stusrud, Katherine <OST>; Duvall, Tyler <OST>
Subject: RE: EPA Notice re California Clean Air Act California Waiver request

I just talked to EPA's Deputy General Counsel, who confirmed that the comment period is open until June 15. She speculated that any reference to an earlier date like June 8 or June 11 might have been Adm. Johnson's internal deadline for deciding whether to extend the comment period beyond June 15. Sounds like he is pondering that decision, and maybe wires got crossed when he was talking to S-1.

She is going to verify things on her end and get back to me.

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

From: Stusrud, Katherine <OST>
Sent: Wednesday, June 06, 2007 5:03 PM
To: Brosnahan, Jennifer <OST>; Duvall, Tyler <OST>
Subject: Re: EPA Notice re California Clean Air Act California Waiver request

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Duvall, Tyler <OST>

From: Brosnahan, Jennifer <OST>
Sent: Wednesday, June 06, 2007 5:26 PM
To: Stusrud, Katherine <OST>; Duvall, Tyler <OST>
Subject: RE: EPA Notice re California Clean Air Act California Waiver request

I followed up with EPA's Deputy General Counsel, and we think that Adm. Johnson meant that any Governor who wants to weigh in asking for more time needs to do so by June 8. Our TPs for the Govs did not focus on timing. Kerry should clarify with Govs that if they want more time to comment substantively, they should submit a comment to that effect this week.

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

From: Stusrud, Katherine <OST>
Sent: Wednesday, June 06, 2007 5:12 PM
To: Brosnahan, Jennifer <OST>; Duvall, Tyler <OST>
Subject: Re: EPA Notice re California Clean Air Act California Waiver request

Just talked to sl - she did just clarify that deadline (6/8) is internal. They need comments by that time so they can produce the extension. Kerry will follow up with MI and OH.

Jenny - I should have a fax number in a bit for you to send the letter.

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Sent: Wed Jun 06 16:58:06 2007
Subject: FW: EPA Notice re California Clean Air Act California Waiver request

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Please advise!

Thanks,
Sandy

Cumber, Husein <OST>

From: Cumber, Husein <OST>
Sent: Thursday, June 07, 2007 12:38 PM
To: Gros, Simon <OST>
Subject: Re:

Can you go brief S1 on the calls, etc. when she gets in? Should be any minute. I am out at meetings until 2:30 p.m. and she'll want an update before then.

----- Original Message -----
From: Gros, Simon <OST>
To: Cumber, Husein <OST>
Sent: Thu Jun 07 12:30:54 2007
Subject: Fw:

Fyi

----- Original Message -----
From: Gros, Simon <OST>
To: Duvall, Tyler <OST>; [REDACTED] Brosnahan, Jennifer <OST>
Sent: Thu Jun 07 12:26:22 2007

Full house approps committee is currently debating an amendment to the Interior approps bill (includes epa funding) by Olver to report language that urges epa to issue the CA waiver. Knollenberg is vigorously opposing the amendment right now - he will also send a comment to epa and a letter to granholm urging her to comment too.

This amendment will pass but it is only report language.

Stusrud, Katherine <OST>

From: Brosnahan, Jennifer <OST>
Sent: Wednesday, June 06, 2007 5:53 PM
To: Stusrud, Katherine <OST>; Duvall, Tyler <OST>
Subject: RE: EPA Notice re California Clean Air Act California Waiver request

One more background fact: Apparently the autos have asked for more time, and some Governors have opposed any extension. That's why it would help to have different Governors support an extension - helps justify a decision to extend the comment period. This dynamic had been lost on me until now.

Any fax # yet?

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From: Stusrud, Katherine <OST>
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To: Duvall, Tyler <OST>; Brosnahan, Jennifer <OST>
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Agreed. Kerry will follow up with the gov's.

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To: Brosnahan, Jennifer <OST>; Stusrud, Katherine <OST>
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Attachments: EPA-HQ-OAR-2006-0173-00061.pdf

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Sent: Monday, April 30, 2007 2:44 PM
To: Brosnahan, Jennifer <OST>
Subject: FW: EPA Notice re California Clean Air Act California Waiver request

Did we know EPA was posting this today?

From: Guerci, Lloyd <NHTSA>
Sent: Monday, April 30, 2007 8:54 AM
To: Cooke, Anthony <NHTSA>; Medford, Ronald <NHTSA>; Kratzke, Steve <NHTSA>; Abraham, Julie <NHTSA>; Feather, Peter <NHTSA>; Wood, Steve <NHTSA>
Cc: Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Hopkins, Heather <NHTSA>; Harrington, Michael <NHTSA>
Subject: EPA Notice re California Clean Air Act California Waiver request

In today's Federal Register:

May 22: Public hearing in Washington DC

June 15: Close of comment period

Brosnahan, Jennifer <OST>

From: Brosnahan, Jennifer <OST>
Sent: Wednesday, June 06, 2007 4:58 PM
To: Duvall, Tyler <OST>; Stusrud, Katherine <OST>
Subject: FW: EPA Notice re California Clean Air Act California Waiver request
Attachments: EPA-HQ-OAR-2006-0173-00061.pdf

Tyler and Kate - See the attached Fed Reg notice about the Cal. waiver petition. It says, on the second page at the top of the right hand column, that "EPA will keep the record open until June 15, 2007."

Not sure what Administrator Johnson was talking about re June 8....

Kate- I can fax the Oge letter to you. Please send a fax #. Thanks.

Jenny

From: Cooke, Anthony <NHTSA>
Sent: Monday, April 30, 2007 2:44 PM
To: Brosnahan, Jennifer <OST>
Subject: FW: EPA Notice re California Clean Air Act California Waiver request

Did we know EPA was posting this today?

From: Guerci, Lloyd <NHTSA>
Sent: Monday, April 30, 2007 8:54 AM
To: Cooke, Anthony <NHTSA>; Medford, Ronald <NHTSA>; Kratzke, Steve <NHTSA>; Abraham, Julie <NHTSA>; Feather, Peter <NHTSA>; Wood, Steve <NHTSA>
Cc: Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Hopkins, Heather <NHTSA>; Harrington, Michael <NHTSA>
Subject: EPA Notice re California Clean Air Act California Waiver request

In today's Federal Register:

May 22: Public hearing in Washington DC

June 15: Close of comment period

Johnson, Robert <OST>

From: Duvall, Tyler <OST>
Sent: Wednesday, June 06, 2007 10:59 AM
To: Cumber, Husein <OST>; Snyder, Sandy <OST>; Johnson, Robert <OST>; Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Edmondson, Mary <OST>; Brosnahan, Jennifer <OST>
Cc: Gros, Simon <OST>
Subject: RE: Call from EPA Admin. Johnson

Ok – they think it may be about the CA waiver, not the rulemaking.

Jenny/Simon – we should provide her with an update on any additional calls that have been made.

From: Cumber, Husein <OST>
Sent: Wednesday, June 06, 2007 10:06 AM
To: Snyder, Sandy <OST>; Johnson, Robert <OST>; Duvall, Tyler <OST>; Nason, Nicole <NHTSA>; Kelly, David <NHTSA>; Edmondson, Mary <OST>; Brosnahan, Jennifer <OST>
Subject: RE: Call from EPA Admin. Johnson

Jenny/Tyler/Nicole--I know she is well versed on the issue so the 2:00 p.m. call can be very brief. Are there bullets we need to make sure S1 has in front of her for this call with Administrator Johnson? Who will take lead on drafting that?

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

From: Snyder, Sandy <OST>
Sent: Wednesday, June 06, 2007 10:03 AM
To: Johnson, Robert <OST>; Cumber, Husein <OST>
Subject: FW: Call from EPA Admin. Johnson

From: Snyder, Sandy <OST>
Sent: Wednesday, June 06, 2007 9:46 AM
To: Duvall, Tyler <OST>; Nason, Nicole <NHTSA>
Cc: Kelly, David <NHTSA>; Edmondson, Mary <OST>
Subject: Call from EPA Admin. Johnson

Administrator Johnson just called and would like to speak with S1 this morning regarding the Climate Change Proposal they are working on with NHTSA. S1 is on travel, and will not be available until 2:00 EST (pre-brief), and then we'll work in a call with S1/EPA...possibly 3:45 EST.

Husein asked me to contact you guys to find out where we are with this proposal and to have you both come up to the office at 2:00 to do a conference call with S1 to provide a pre-brief.

Please advise!

Thanks,
Sandy

maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements which have subsequently changed; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: Secondary brass and bronze production facilities, primary copper/zinc/lead smelters, primary aluminum reduction plants and ferroalloy production facilities.

Estimated Number of Respondents: 18.

Frequency of Response: Initially and semi-annually.

Estimated Total Annual Hour Burden: 4,914.

Estimated Total Annual Cost: \$442,450 which includes \$0 annualized capital startup costs, \$131,600 in annualized Operation and Maintenance costs (O&M), and \$310,850 annualized labor costs.

Changes in the Estimates: There is no change in the total estimated burden currently identified in the OMB Inventory of Approved ICR Burdens.

Dated: April 12, 2007.

Robert Gunter,

Acting Director, Collection Strategies Division.

[FR Doc. E7-8181 Filed 4-27-07; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[AMS-FRL-8307-6]

California State Motor Vehicle Pollution Control Standards; Request for Waiver of Federal Preemption; Opportunity for Public Hearing

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of opportunity for public hearing and comment.

SUMMARY: The California Air Resources Board (CARB) has notified EPA that it has adopted Greenhouse Gas Emission (GHG) regulations for passenger cars, light-duty trucks and medium-duty passenger vehicles beginning with the 2009 model year (MY). By letter dated December 21, 2005, CARB submitted a request that EPA grant a waiver of preemption under section 209(b) of the Clean Air Act (CAA), 42 U.S.C. 7543(b) for these regulations. This notice announces that EPA has scheduled a

public hearing concerning California's request and that EPA is accepting written comment on the request.

DATES: EPA has scheduled a public hearing concerning CARB's request on May 22, 2007, beginning at 9 a.m. Any party planning to present oral testimony should notify EPA by May 15, 2007, expressing its interest. Any party may submit written comments by June 15, 2007.

ADDRESSES: EPA will make available for in person inspection, at the Air and Radiation Docket and Information Center, written comments received from interested parties, in addition to any testimony given at the public hearing. The official public docket is the collection of materials that is available for public viewing at the Air and Radiation Docket in the EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the Air and Radiation Docket is (202) 566-1743. The reference number for this docket is EPA-HQ-OAR-2006-0173. Parties wishing to present oral testimony at the public hearing should provide notice to David Dickinson at the address noted below. We plan to hold the public hearing at EPA Headquarters in Washington, DC.

FOR FURTHER INFORMATION CONTACT:

David Dickinson, Compliance and Innovative Strategies Division (6405), U.S. Environmental Protection Agency, 1200 Pennsylvania Ave, NW., Washington, DC 20460. Telephone: (202) 343-9256, Fax: (202) 343-2804, e-mail address:

Dickinson.David@EPA.GOV. EPA will make available an electronic copy of this Notice on the Office of Transportation and Air Quality's (OTAQ's) homepage (<http://www.epa.gov/otaq/>). Users can find this document by accessing the OTAQ homepage and looking at the path entitled "Regulations." This service is free of charge, except any cost you already incur for Internet connectivity. Users can also get the official **Federal Register** version of the Notice on the day of publication on the primary website: (<http://www.epa.gov/docs/fedrgstr/EPA-AIR/>).

Please note that due to differences between the software used to develop the documents and the software into which the documents may be

downloaded, changes in format, page length, etc., may occur.

For Obtaining and Submitting Electronic Copies of Comments:

Submit your comments, identified by Docket ID No. EPA-HQ-OAR-2006-0173, by one of the following methods:

- <http://www.regulations.gov>: Follow the on-line instructions for submitting comments.

- *E-mail:* dickinson.david@epa.gov.

- *Fax:* (202)343-2804.

- *Mail:* U.S. Environmental Protection Agency, EPA West (Air Docket), 1200 Pennsylvania Ave., NW., Room B108, Mail Code 6102T, Washington, DC 20460, Attention Docket ID No. EPA-HQ-OAR-2006-0173. Please include a total of two copies.

- *Hand Delivery:* EPA Docket Center, EPA/DC, EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information. Instructions: Direct your comments to Docket ID No EPA-HQ-OAR-2006-0173.

EPA's policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through <http://www.regulations.gov> or e-mail.

The <http://www.regulations.gov> web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through <http://www.regulations.gov> your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. *Docket:* All documents in the

docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy.

SUPPLEMENTARY INFORMATION:

(A) Background and Discussion

Section 209(a) of the Clean Air Act, as amended ("Act"), 42 U.S.C. 7543(a), provides:

No State or any political subdivision thereof shall adopt or attempt to enforce any standard relating to the control of emissions from new motor vehicles or new motor vehicle engines subject to this part. No state shall require certification, inspection or any other approval relating to the control of emissions from any new motor vehicle or new motor vehicle engine as condition precedent to the initial retail sale, titling (if any), or registration of such motor vehicle, motor vehicle engine, or equipment.

Section 209(b) of the Act requires the Administrator, after notice and opportunity for public hearing, to waive application of the prohibitions of section 209(a) for any state that has adopted standards (other than crankcase emission standards) for the control of emissions from new motor vehicles or new motor vehicle engines prior to March 30, 1966, if the state determines that the state standards will be, in the aggregate, at least as protective of public health and welfare as applicable Federal standards. California is the only state that is qualified to seek and receive a waiver under section 209(b). The Administrator must grant a waiver unless he finds that (A) the determination of the state is arbitrary and capricious, (B) the state does not need the state standards to meet compelling and extraordinary conditions, or (C) the state standards and accompanying enforcement procedures are not consistent with section 202(a) of the Act. Previous decisions granting waivers of Federal preemption for motor vehicles have stated that State standards are inconsistent with section 202(a) if, for example, there is inadequate lead time to permit the development of the necessary technology giving appropriate consideration to the cost of compliance within that time period or if the Federal and State test procedures impose inconsistent certification procedures.¹

¹ To be consistent, the California certification procedures need not be identical to the Federal certification procedures. California procedures would be inconsistent, however, if manufacturers would be unable to meet the state and the Federal

CARB's December 21, 2005, letter to the Administrator notified EPA that the CARB Board had adopted its GHG regulations at a public hearing on September 23-24, 2004 and subsequently California's Office of Administrative Law approved the regulatory action on September 15, 2005. The amendment and adoption of regulations can be found at title 13, California Code of Regulations (CCR), sections 1900, 1961 and 1961.1.

Please provide comment as to whether (a) California's determination that its motor vehicle emission standards are, in the aggregate, at least as protective of public health and welfare as applicable Federal standards is arbitrary and capricious, (b) California needs such standards to meet compelling and extraordinary conditions, and (c) California's standards and accompanying enforcement procedures are consistent with section 202(a) of the Clean Air Act. Within the context of these statutory criteria we also request comment on the following: (1) Given that the regulations referenced in the December 21, 2005, request letter relate to global climate change, should that have any effect on EPA's evaluation of the criteria, and if so, in what manner; (2) whether the United States Supreme Court's decision, issued on April 2, 2007 (549 U.S.

(2007)), regarding the regulation of emissions of greenhouse gases from new motor vehicles under Title II of the Clean Air Act, is relevant to EPA's evaluation of the three criteria, and if so, in what manner; and (3) whether the Energy Policy and Conservation Act (EPCA) fuel economy provisions are relevant to EPA's consideration of this petition or to CARB's authority to implement its vehicle GHG regulations.

Procedures for Public Participation

In recognition that public hearings are designed to give interested parties an opportunity to participate in this proceeding, there are no adverse parties as such. Statements by participants will not be subject to cross-examination by other participants without special approval by the presiding officer. The presiding officer is authorized to strike from the record statements that he or she deems irrelevant or repetitious and to impose reasonable time limits on the duration of the statement of any participant.

The Agency will make a verbatim record of the proceedings. Interested

requirements with the same test vehicle in the course of the same test. See, e.g., 43 FR 32182 (July 25, 1978).

parties may arrange with the reporter at the hearing(s) to obtain a copy of the transcript at their own expense. EPA will keep the record open until June 15, 2007. Upon expiration of the comment period, the Administrator will render a decision on CARB's request based on the record of the public hearing, relevant written submissions, and other information that he deems pertinent.

Persons with comments containing proprietary information must distinguish such information from other comments to the greatest possible extent and label it as "Confidential Business Information" (CBI). If a person making comments wants EPA to base its decision in part on a submission labeled CBI, then a non-confidential version of the document that summarizes the key data or information should be submitted for the public docket. To ensure that proprietary information is not inadvertently placed in the docket, submissions containing such information should be sent directly to the contact person listed above and not to the public docket. Information covered by a claim of confidentiality will be disclosed by EPA only to the extent allowed and by the procedures set forth in 40 CFR part 2. If no claim of confidentiality accompanies the submission when EPA receives it, EPA will make it available to the public without further notice to the person making comments.

Dated: April 24, 2007.

William L. Wehrum,

Acting Assistant Administrator, Office of Air and Radiation.

[FR Doc. E7-8168 Filed 4-27-07; 2:09 pm]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2006-0936; FRL-8124-5]

Notice of Filing of Pesticide Petitions for Residues of Pesticide Chemicals in or on Various Commodities

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces the initial filing of pesticide petitions proposing the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities.

DATES: Comments must be received on or before May 30, 2007.

ADDRESSES: Submit your comments, identified by docket identification (ID) number and the pesticide petition