

Message

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**From:** Mary Jo Tomalewski [mjtomalewski@croplifeamerica.org]  
**Sent:** 5/30/2018 12:57:45 PM  
**To:** Burton, Tamika [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=207e0f24fd934d6d8a3e4c400a311638-Burton, Tam]  
**CC:** Molina, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d19c1d68da1a4587866e1850f22a6ae5-Molina, Mic]; Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** RE: Production Ag CEO Council Communication

Thank you, Tamika! I've just sent a calendar appointment.

*Mary Jo Tomalewski*

Executive Assistant to the President & CEO

Croplife America

Direct Dial **Ex. 6 Personal**

Mobile

Email [mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)

---

**From:** Burton, Tamika [mailto:[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)]  
**Sent:** Tuesday, May 29, 2018 3:36 PM  
**To:** Mary Jo Tomalewski <[mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)>  
**Cc:** Molina, Michael <[molina.michael@epa.gov](mailto:molina.michael@epa.gov)>; Wheeler, Andrew <[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)>  
**Subject:** RE: Production Ag CEO Council Communication

Hi Mary, Yes this time works! Ill be on stand-by for your calendar update.

Best Regards,

*Tamika Burton*

*Staff Assistant to the Deputy Administrator Andrew Wheeler*

*Immediate Office of the Administrator*

*MC 1104A Room 3412 WJC North*

*(202) 564-4771 (d)*

**Personal Matters / Ex. 6**

[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

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**From:** Mary Jo Tomalewski [mailto:[mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)]  
**Sent:** Friday, May 25, 2018 1:52 PM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Cc:** Molina, Michael <[molina.michael@epa.gov](mailto:molina.michael@epa.gov)>; Wheeler, Andrew <[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)>  
**Subject:** RE: Production Ag CEO Council Communication

Tamika,

Our 3 co-chairs (Jay Vroom, Chris Novak and Zippy Duvall) are all available at 2:30p (or after) on June 12. If that works, I'll send a calendar appointment.

MJ

*Mary Jo Tomalewski*

Executive Assistant to the President & CEO

Croplife America

Direct Dial **Personal Matters / Ex. 6**

Mobile **Personal**

Email [mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)

---

**From:** Wheeler, Andrew [<mailto:wheeler.andrew@epa.gov>]  
**Sent:** Friday, May 25, 2018 12:37 PM  
**To:** Mary Jo Tomalewski <[mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)>  
**Cc:** Jay Vroom <[jvroom@croplifeamerica.org](mailto:jvroom@croplifeamerica.org)>; Chris Novak ([novak@ncga.com](mailto:novak@ncga.com)) <[novak@ncga.com](mailto:novak@ncga.com)>; Zippy Duvall <[zduvall@fb.org](mailto:zduvall@fb.org)>; Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>; Molina, Michael <[molina.michael@epa.gov](mailto:molina.michael@epa.gov)>  
**Subject:** Re: Production Ag CEO Council Communication

How about June 12th? Please coordinate with Tamika Burton.

Sent from my iPhone

On May 25, 2018, at 12:12 PM, Mary Jo Tomalewski <[mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)> wrote:

Mr. Deputy Administrator,

Attached please find a letter from the Production Ag CEO Council Co-Chairs, Jay Vroom (CropLife America), Chris Novak (National Corn Growers Association) and Zippy Duvall (American Farm Bureau Federation).

As stated in the letter, we will follow up with you under separate cover, to set a meeting in the near future. If you would ask your scheduler to contact me, I'm happy to work with him/her to accomplish that.

If you or a member of your staff have any questions, please do not hesitate to contact me and I can make the appropriate connection.

Thank you,  
MJ

*Mary Jo Tomalewski*  
Executive Assistant to the President & CEO  
CropLife America  
1156 15th Street, NW  
Suite 400  
Washington, DC 20005  
Direct Dial [Personal Matters / Ex. 6](#)  
Main Switchboard (202) 296-1585  
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Fax (202) 466-5832  
Email [mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)  
Web [www.croplifeamerica.org](http://www.croplifeamerica.org)

<image002.jpg> *How can I serve you today?*

*Future Meetings*

2018 Regulatory Conference – April 25-27, Renaissance Capital View, *Arlington, VA*  
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2019 Annual Meeting – September 27 – October 2, The Broadmoor, *Colorado Springs, CO*

<Deputy Administrator Andrew Wheeler.pdf>

Message

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**From:** Segal, Scott [scott.segal@bracewell.com]  
**Sent:** 6/14/2018 8:06:08 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**CC:** Molina, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d19c1d68da1a4587866e1850f22a6ae5-Molina, Mic]; Holmstead, Jeff [jeff.holmstead@bracewell.com]; Wyman, Christine [christine.wyman@bracewell.com]  
**Subject:** Section 401 of the Clean Water Act  
**Attachments:** 2018 5-24 Barry letter.pdf; Cole No 1 .pdf

Andrew – Thanks for taking the time to meet with us last week. We appreciate your leadership, and all of the good work coming out of EPA.

During our meeting, I mentioned the topic of Clean Water Act Section 401 and how EPA can play a constructive role in improving the 401 process. As follow up, I wanted to let you know that we renewed our request to meet with Dave Ross at OW at his earliest convenience. In addition, at the suggestion of Brittany Bolen, we submitted a request for INGAA to meet with the Administrator. We're eager to continue our conversations with EPA on this topic. If you like, we're happy to bring in the INGAA team, as well as some of its members, to brief you on the challenges associated with Section 401 and other related energy infrastructure topics.

Also, I wanted to make sure that you were aware that in the last week, Congress and the states are starting to become more vocal on this issue. Language on 401 was included in the House FY 2019 Interior and Environment Appropriations report last week (the Cole amendment is attached). In addition, I've attached a letter from the Chairman Richard Barry of the New Hampshire House of Representatives encouraging the Administrator to take action on Section 401. Chairman Barry chairs the Committee on Science, Technology, and Energy, which has primary jurisdiction over the New Hampshire public utility commission and has first-hand knowledge on the need for natural gas infrastructure in New England.

Again, thanks so much for the great work at EPA! Cheers, ss/

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**SCOTT SEGAL**

Partner

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**POLICY RESOLUTION GROUP | BRACEWELL LLP**

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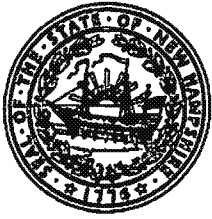
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# State of New Hampshire

HOUSE OF REPRESENTATIVES

CONCORD

12 Kyle Road  
Merrimack, NH 03054-4528

May 24, 2018

The Honorable Scott Pruitt  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

Dear Administrator Pruitt:

I am writing to request the EPA's consideration for providing some much-needed clarity on the scope of states' Section 401 authority under the Clean Water Act (CWA). New Hampshire and other New England states have just weathered yet another winter challenged by volatile and spiking energy prices, grid reliability, reliance on imported LNG and an increased reliance on coal for our electricity needs. Gas supply constraints have made New England the world's most expensive power market. In January, New Hampshire burned more coal than the State of New York despite being 15 times smaller. We continue to be at the end of the energy pipeline and unable to build the capacity needed to meet our demands in part because other upstream states abusing the process and not allowing the infrastructure to even be considered here at the end of the line.

The permitting process is broken, and I respectfully request your assistance to help address the permitting process that has undermined attempts to expand needed natural gas infrastructure in the region. When used inappropriately, Section 401 of the Clean Water Act has become a political tool to frustrate pipeline development projects and to dictate national energy policy. Some states have manipulated the Section 401 water quality certification process to delay and even deny approvals for pipeline projects by putting off consideration of a project's application well beyond the one-year statutory deadline and by expanding the scope of review well beyond federal water quality standards. As the federal agency charged with authority under the Clean Water Act, the EPA must clarify and ensure that Section 401 is used as was originally intended.

In New Hampshire, we believe we have a rigorous process to evaluate if a proposed project meets environmental standards and is in the best interest of our citizens. As outlined in our state's 10-year Energy plan, the most critical infrastructure need is for natural gas capacity which can help incorporate intermittent renewable sources and provide New England with a much-needed reliable baseload. Without additional natural gas pipeline capacity, New England's economy will continue to be plagued by a host of concerns caused by capacity constraints.

I know siting infrastructure is challenging, and we relish the opportunity to consider such projects. The state appreciates the work the EPA does to protect our environment and I respectfully ask the EPA to issue guidance on the process to ensure the statutory requirements of timing, waiver and scope are being followed properly to ensure the protection of federal water quality standards. We hope the guidance can provide predictability and prevent any single state from dictating energy policy for all other states further up the supply line.

Sincerely,

Rep. Richard Barry, Chairman  
Hillsborough- District 21

ST&F

**Amendment to the Interior and Environment Appropriations Bill  
Offered by Mr. Cole of Oklahoma**

Cole #1

VV

On page 57 of the Report, after the paragraph titled "Use Attainability Analysis" insert the following new paragraph:

*Water Quality Certification.*-- The Committee encourages the Administrator of the Environmental Protection Agency to finalize guidance on the implementation of Clean Water Act Section 401 (33 U.S.C. 1341). Such guidance shall reinforce that the statutory time period for review does not exceed one year, that the scope of review is limited to Federal water quality standards, and that waiver of the certification obligation occurs when a State fails to act within one year from the date of application. The guidance shall also include a suggested schedule for a State making a Section 401 decision, which recognizes that the entirety of the State's review must occur within one year.

Message

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**From:** Mary Jo Tomalewski [mjtomalewski@croplifeamerica.org]  
**Sent:** 5/25/2018 4:46:00 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**CC:** Jay Vroom [JVroom@croplifeamerica.org]; Chris Novak (novak@ncga.com) [novak@ncga.com]; Zippy Duvall [zduvall@fb.org]; Burton, Tamika [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=207e0f24fd934d6d8a3e4c400a311638-Burton, Tam]; Molina, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d19c1d68da1a4587866e1850f22a6ae5-Molina, Mic]  
**Subject:** Re: Production Ag CEO Council Communication

Thank you for the prompt response!

Tamika, I will  
Reach out to you under separate cover.

Sent from my iPhone~Please excuse any typos!

On May 25, 2018, at 12:36 PM, Wheeler, Andrew <[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)> wrote:

How about June 12th? Please coordinate with Tamika Burton.

Sent from my iPhone

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Mr. Deputy Administrator,

Attached please find a letter from the Production Ag CEO Council Co-Chairs, Jay Vroom (CropLife America), Chris Novak (National Corn Growers Association) and Zippy Duvall (American Farm Bureau Federation).

As stated in the letter, we will follow up with you under separate cover, to set a meeting in the near future. If you would ask your scheduler to contact me, I'm happy to work with him/her to accomplish that.

If you or a member of your staff have any questions, please do not hesitate to contact me and I can make the appropriate connection.

Thank you,  
MJ

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Email [mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)  
Web [www.croplifeamerica.org](http://www.croplifeamerica.org)

<image002.jpg> *How can I serve you today?*

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<Deputy Administrator Andrew Wheeler.pdf>



**From:** Brian C Mormino [brian.c.mormino@cummins.com]  
**Sent:** 6/14/2018 2:51:30 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** Nationwide HDOH Low NOx Rule  
**Attachments:** EMANoxHandout12.17.pdf

Dear Deputy Administrator Wheeler:

As discussed, our goal is to create a more effective and efficient national heavy-duty emissions program that will significantly reduce real world NOx emissions.

The Truck and Engine Manufacturers Association (EMA) submitted comments on various regulatory reform options. Below is a summary of the key elements that could be reformed as part of a national heavy-duty on-highway low NOx regulation. Additionally, attached is a document that EMA provided to Assistant Administrator Wehrum in December 2017.

Please let me know if you need any additional information,

Brian

#### **Priorities for Regulatory Reform in a Streamlined Nationwide HDOH Low NOx Rule**

There are a number of opportunities for regulatory streamlining and reform, including the following:

- **On-board diagnostic (OBD) requirements.** CARB's OBD requirements are overly complex and expensive, costing each manufacturer more than \$25 million per year (which is a significant percentage of each engine manufacturer's annual R&D budget). The OBD requirements could be streamlined by EPA as they only need to cover basic diagnostics to ensure the functionality of key emission-control system components.
- **Manufacturer-run heavy-duty in-use testing (HDIUT).** The current program is expensive, inefficient, and not well-suited to the assessment of real-world emissions exceedances. As EPA develops new low-NOx regulations, it has the opportunity to develop more cost-effective means of assuring real-world compliance and eliminate the HDIUT regulations.
- **Production Line Testing and Selective Enforcement Audits.** These programs are no longer needed and the expense associated with them can be reduced or eliminated.
- **Deterioration Factor (DF) Testing.** This testing, aimed at establishing emission levels at the end of an engine's useful life, is exceedingly time consuming (in months), resource intensive (test cells and test engineers) and expensive (in millions of dollars). Streamlined requirements incorporating accelerated aging methods are necessary in lieu of current DF requirements.
- **"Carry-over" engine family certification.** Eliminate the need for expensive and unnecessary annual re-certification of engine families (where the underlying technology has not changed from one model year to the next).
- **Phase 2 GHG regulations.** The HDOH industry generally supports the GHG Rule and opposes wholesale changes. However, certain requirements can be eliminated, including the annual chassis-dynamometer testing of five HDOH vehicles, duplicative and costly aerodynamic "coastdown" tests, and burdensome GHG-credit reporting requirements.

## **EPA Should Proceed With A HDOH Low NO<sub>x</sub> Rule**

### Industry Request

- *Deliver* benefits associated with an EPA-led national HDOH low NO<sub>x</sub> rulemaking
- *Develop* an appropriate EPA rulemaking schedule
- *Direct* OTAQ to work with us and other stakeholders, including CARB

### Rationale for EPA Leadership

- Essential to achieving a national program—that is our key goal
- Opportunity for an EPA win-win
  - *Streamline* current regulations to achieve cost savings and spur growth
  - *Achieve* real-world NO<sub>x</sub> reductions that will contribute to ozone and PM reductions
  - *Capitalize* on broad stakeholder support
  - *Leverage* OTAQ's expertise in crafting a smart rule
  - *Assist* California's ozone attainment (60-70% of California's VMT is from out-of-state vehicles)
- Without EPA leadership
  - HD NO<sub>x</sub> will remain ~30% of all transportation NO<sub>x</sub>
  - Substantial likelihood of multiple standards for products that operate in interstate commerce
  - Increased manufacturing and compliance costs; loss of competitiveness for U.S. based manufacturers

### Opportunity for Success

- Pick the low-hanging fruit: Over time EPA and CARB have added new HDOH requirements piecemeal; no comprehensive review in almost two decades.
- Leverage our technology to achieve reforms: An HDOH low NO<sub>x</sub> rule can provide the framework to leverage technology advancements to streamline, modernize, reform and reduce the costs of the current program.
- Deliver real-world reductions: An EPA-led approach can provide significant NO<sub>x</sub> reductions by refocusing emission standards from lab-based testing to real-world emission monitoring and control (while maintaining a 50-state harmonized program).
- Avoid pitfalls: It is essential for EPA to act to: avoid a patch-work of regulations; help those areas in need to move towards ozone attainment; reduce secondary PM emissions; maintain existing GHG/fuel efficiency standards; allow manufacturers to cost effectively develop high performing, reliable, durable, customer acceptable products that can be sold nationwide; provide manufacturers leadtime, stability and certainty.

Message

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**From:** Mary Jo Tomalewski [mjtomalewski@croplifeamerica.org]  
**Sent:** 5/25/2018 4:11:58 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**CC:** Jay Vroom [JVroom@croplifeamerica.org]; Chris Novak (novak@ncga.com) [novak@ncga.com]; Zippy Duvall [zduvall@fb.org]  
**Subject:** Production Ag CEO Council Communication  
**Attachments:** Deputy Administrator Andrew Wheeler.pdf

Mr. Deputy Administrator,

Attached please find a letter from the Production Ag CEO Council Co-Chairs, Jay Vroom (CropLife America), Chris Novak (National Corn Growers Association) and Zippy Duvall (American Farm Bureau Federation).

As stated in the letter, we will follow up with you under separate cover, to set a meeting in the near future. If you would ask your scheduler to contact me, I'm happy to work with him/her to accomplish that.

If you or a member of your staff have any questions, please do not hesitate to contact me and I can make the appropriate connection.

Thank you,  
MJ

*Mary Jo Tomalewski*

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May 25, 2018

The Honorable Andrew Wheeler  
Deputy Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, NW  
Washington DC 20460

Dear Deputy Administrator Wheeler:

Congratulations on your recent confirmation as Deputy Administrator. We look forward to working closely with you as you begin to make progress on the significant issues facing our nation's environment and economy.

Since 2015, leaders from 17 agricultural and agribusiness organizations have met regularly as an informal Production Ag CEO Council to discuss common challenges facing food, agriculture, and the environment. You'll find a list of our current members attached. During our meeting last week, we discussed the need to identify ways that we could support EPA's current efforts to evaluate and streamline regulations that are impeding both environmental protection and business efficiency. We are writing to request a meeting with you to discuss how we might better cooperate with your agency on items of mutual interest.

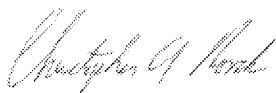
We did meet with Administrator Pruitt in March of last year (see attached agenda from that meeting), and a great deal has happened since that meeting, so we look forward to picking up that conversation with you.

Thank you for your consideration. We will follow up this note to begin to identify potential meeting dates.

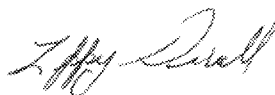
Sincerely,



Jay Vroom  
Co-Chair



Chris Novak  
Co-Chair



Zippy Duvall  
Co-Chair

attachments

**CEO Council Members**

<b>American Farm Bureau</b>	Vincent “Zippy” Duvall, President ( <b><i>Co-Chair</i></b> )
<b>American Seed Trade Association</b>	Andrew “Andy” LaVigne, President and CEO
<b>American Soybean Association</b>	Ryan Findlay, CEO
<b>Biotechnology Innovation Organization</b>	Dana O’Brien, Executive Vice President
<b>CropLife America</b>	Jay Vroom, President and CEO ( <b><i>Co-Chair</i></b> )
<b>The Fertilizer Institute</b>	Chris Jahn, President
<b>National Association of Wheat Growers</b>	Chandler Goule, CEO
<b>National Cattlemen’s Beef Association</b>	Kendal Frazier, CEO
<b>National Chicken Council</b>	Michael Brown, President
<b>National Corn Growers Association</b>	Chris Novak, CEO ( <b><i>Co-Chair</i></b> )
<b>National Cotton Council</b>	Gary Adams, President and CEO
<b>National Council of Farmer Cooperatives</b>	Chuck Conner, President and CEO
<b>National Farmers Union</b>	Roger Johnson, President
<b>National Milk Producers Federation</b>	Jim Mulhern, President and CEO
<b>National Pork Producers Council</b>	Neil Dierks, CEO
<b>United Fresh Produce Association</b>	Tom Stenzel, President and CEO
<b>USA Rice Federation</b>	Betsy Ward, President & CEO
<b>National Association of State Departments of Agriculture</b>	Barb Glenn, CEO, <b><i>ex-officio</i></b>

## FINAL PROPOSED AGENDA TOPICS

**Meeting Information: Office of EPA Administrator Scott Pruitt**  
1200 Pennsylvania Avenue, NW  
Washington, DC  
Thursday, March 30, 2017 3:45-4:30 PM

Topic
1. Thanks to Trump Administration and Administrator Pruitt for <u>early decisive</u> actions: <ul style="list-style-type: none"><li>a. WOTUS</li><li>b. Chlorpyrifos Petition</li></ul>
2. <u>Top Priority Issues</u> <ul style="list-style-type: none"><li>a. <b>Ag Advisor Position</b> – We recommend adding additional title of “Assistant Deputy Administrator” as a title</li><li>b. <b>Water</b><ul style="list-style-type: none"><li>i. Next steps to refine / clarify beyond WOTUS</li><li>ii. NPDES permits (CAFO Program needs work; legislation to fix water permits NOT needed for lawful use of pesticides)</li></ul></li><li>c. <b>Pesticides Policy</b><ul style="list-style-type: none"><li>i. <b>Endangered Species Act</b> conflicts with Pesticide Regulation and Biotech Regulation</li><li>ii. <b>Epidemiology Study Policy</b> (as aftermath from Chlorpyrifos matter)</li><li>iii. <b>Reform Certification &amp; Training and Worker Protection Rules</b> – Suspend implementation and revise</li></ul></li><li>d. <b>Renewable Fuels Standard</b> – current program kept consistent</li><li>e. <b>Communication / Messaging / Opinion Polling</b> – vital to all parties’ ability to advance sound policy</li><li>f. <b>EPA and USDA Cooperation and Coordination</b> – Already vast progress; <u>more</u> can be done!</li><li>g. <b>Environmental Justice, Research &amp; Development, and Children’s Health Offices</b> – Better integration with and reform of EPA program offices; sound science</li><li>h. <b>Regulation of Manufacturing &amp; Mining Facilities for Ag Inputs</b> – Restore science and process</li><li>i. <b>Public and Science Advisory Panels</b> at EPA – Balance, strategic agendas</li><li>j. <b>“Air Emissions”</b> from farming operations</li></ul>

### CEO Attendees

<b>American Seed Trade Association</b>	Andrew “Andy” LaVigne, President and CEO
<b>American Soybean Association</b>	Steve Censky, Chief Executive Officer ( <b>Co-Chair</b> )
<b>Biotechnology Innovation Organization</b>	Dana O’Brien, Executive Vice President
<b>CropLife America</b>	Jay Vroom, President and CEO ( <b>Co-Chair</b> )
<b>The Fertilizer Institute</b>	Chris Jahn, President
<b>National Association of Wheat Growers</b>	Chandler Goule, CEO
<b>National Corn Growers Association</b>	Chris Novak, CEO ( <b>Co-Chair</b> )
<b>National Cotton Council</b>	Gary Adams, President and CEO
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<b>National Association of State Departments of Agriculture</b>	Barb Glenn, CEO, <b>ex-officio</b>

### Others

<b>American Farm Bureau Federation</b>	Dale Moore, Deputy Executive Director
<b>Corn Refiners Association</b>	John Bode, President & CEO
<b>National Farmers Union</b>	Rob Larew, Senior VP

Message

---

**From:** Jay Martin [Jay.Martin@conturaenergy.com]  
**Sent:** 6/21/2018 11:48:20 AM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** RE: Lunch

Confirmed.

---

**From:** Wheeler, Andrew [mailto:wheeler.andrew@epa.gov]  
**Sent:** Thursday, June 21, 2018 7:48 AM  
**To:** Jay Martin <Jay.Martin@conturaenergy.com>  
**Subject:** RE: Lunch

Let's do the 12<sup>th</sup>.

---

**From:** Jay Martin [mailto:Jay.Martin@conturaenergy.com]  
**Sent:** Wednesday, June 20, 2018 5:34 PM  
**To:** Wheeler, Andrew <wheeler.andrew@epa.gov>  
**Subject:** Lunch

Good to run into you today! In regard to lunch, I can do July 2<sup>nd</sup>, 9<sup>th</sup>, 12<sup>th</sup> or 13<sup>th</sup>. 16<sup>th</sup> and 18<sup>th</sup> work too. Feel free to pick time and location.

JM



**Jay Martin**  
VP – Government Affairs  
1455 Pennsylvania Avenue NW, Suite 320  
Washington D.C. 20004  
t: 202.347.5774 | m: [REDACTED]  
jay.martin@conturaenergy.com

Message

---

**From:** Jay Martin [Jay.Martin@conturaenergy.com]  
**Sent:** 6/20/2018 9:33:37 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** Lunch  
**Attachments:** ATT00001.txt

Good to run into you today! In regard to lunch, I can do July 2<sup>nd</sup>, 9<sup>th</sup>, 12<sup>th</sup> or 13<sup>th</sup>. 16<sup>th</sup> and 18<sup>th</sup> work too. Feel free to pick time and location.

JM



**Jay Martin**  
**VP – Government Affairs**  
1455 Pennsylvania Avenue NW, Suite 320  
Washington D.C. 20004  
t: 202.347.5774 | m: **Personal Matters /**  
jay.martin@conturaenergy.com



---

**From:** Burton, Tamika  
**To:** Brian C Mormino  
**CC:** Wheeler, Andrew  
**Sent:** 6/28/2018 12:23:04 PM  
**Subject:** RE: Followup Request - Brian Mormino

Oh no worries, you're all set! Welcome back! J

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
Ex. 6 (c)  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

**From:** Brian C Mormino [mailto:[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)]  
**Sent:** Thursday, June 28, 2018 8:12 AM  
**To:** Burton, Tamika  
**Cc:** Wheeler, Andrew  
**Subject:** Re: Followup Request - Brian Mormino

Thank you Tamika. The call tomorrow morning works very well, and I appreciate you arranging it.

Hopefully, you have not received multiple confusing messages from me. I just returned from Europe and seem to be having email challenges.

Sent from my iPhone

On Jun 28, 2018, at 8:06 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Hi Brian,  
We confirmed your cal for Friday morning on yesterday, please see screenshot below. I have updated the invitation to 730a and I received an acceptance. Have I missed a detail, please advise?

Best Regards,  
Tamika Burton  
Staff Assistant to the Deputy Administrator Andrew Wheeler  
Immediate Office of the Administrator  
MC 1104A Room 3412 WJC North  
(202) 564-4771 (d)  
Ex. 6 (c)  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

On Jun 28, 2018, at 7:30 AM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Good morning Tamika. I am following up on my request below. Due to travel, I am only available on Thursday or Friday of this week for a short follow-up call with Mr. Wheeler. Please let me know if he is available.

-Brian

**From:** Brian C Mormino  
**Sent:** Tuesday, June 26, 2018 7:47 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Tamika, during my last call with Deputy Administrator Wheeler, we agreed to have another followup call at the end of this week. He suggested early morning again. I am currently in Europe and return tomorrow. I will be as flexible as possible to accommodate his schedule. Does Mr. Wheeler have time on Thursday, June 28th or Friday, June 29th for a 30 minute call?

Thank you in advance for your assistance,

Brian

Sent from my iPhone

On Jun 13, 2018, at 5:00 PM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Thank you very much!

Any my apologies again for any confusion.

Sent from my iPhone

On Jun 13, 2018, at 11:59 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Great, Ill send a meeting invitation.

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
*[Redacted] (c)*  
*[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)*

**From:** Brian C Mormino [<mailto:brian.c.mormino@cummins.com>]  
**Sent:** Wednesday, June 13, 2018 11:56 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Yes, tomorrow will work. Thank you.

He can call me when he is available at 7:30 am tomorrow (Thurs, June 14) on my cell at [Redacted Ex. 6]

Sent from my iPhone

On Jun 13, 2018, at 11:53 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

I could schedule that for Thursday morning – 730am?

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
*(202) 507-3630 (c)*  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

**From:** Brian C Mormino [<mailto:brian.c.mormino@cummins.com>]  
**Sent:** Wednesday, June 13, 2018 11:51 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Unfortunately no as I will be tied up in mtgs in Europe. He mentioned a willingness to talk early morning while he is driving into the office. Would that be an option for later this week or M-W next week?

Sent from my iPhone

On Jun 13, 2018, at 11:45 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Hi Brian,  
I have open 930am on 6/21 – would that work?

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
*(202) 507-3630 (c)*  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

**From:** Brian C Mormino [<mailto:brian.c.mormino@cummins.com>]  
**Sent:** Wednesday, June 13, 2018 11:23 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Thank you Tamika. I got confused based on how last meeting was scheduled. Again, thank you for clarifying.

Mr. Wheeler indicated that we should have another brief call either end of this week or early next on the issues that we last discussed. I will be flexible on timing on my end given his availability.

Thank you for arranging,

Brian

Sent from my iPhone

On Jun 13, 2018, at 11:19 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Hello Brian,

Please contact me directly so that I may schedule this meeting.

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
*(202) 507-3630 (c)*  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

**From:** Brian C Mormino [<mailto:brian.c.mormino@cummins.com>]  
**Sent:** Wednesday, June 13, 2018 7:59 AM  
**To:** Wheeler, Andrew <[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)>  
**Cc:** Carroll, Carly <[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
**Subject:** RE: Followup Request - Brian Mormino

Mr. Wheeler, I am following up on our last call. Do you have time later this week or early next for us to re-connect as discussed?

Thank you for your consideration,

Brian

**From:** Brian C Mormino  
**Sent:** Monday, June 11, 2018 2:30 PM  
**To:** 'Carroll, Carly' <[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
**Subject:** RE: Followup Request - Brian Mormino

Hello Carly. Hope you had a good weekend. I am following up on the email about finding time for a call with Mr. Wheeler for this week. Please let me know what would work.

**From:** Brian C Mormino  
**Sent:** Thursday, June 07, 2018 3:10 PM  
**To:** 'Carroll, Carly' <[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
**Subject:** RE: Followup Request - Brian Mormino

Hi Carly. When Mr. Wheeler and I talked, we agreed to have another call next week. He had some things to follow-up on first so I anticipate he would prefer to have the call near the end of next week. I will make myself available as needed. Please let me know what day and time that he wants to re-connect.

Thanks,

Brian

**From:** Carroll, Carly [<mailto:Carroll.Carly@epa.gov>]  
**Sent:** Monday, June 04, 2018 3:26 PM  
**To:** Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)>  
**Subject:** RE: Followup Request - Brian Mormino

Hi Brian,  
Please call at 202-564-4711 and I will connect you with the Deputy.

Thanks!

Carly Carroll  
Special Assistant to the Deputy Administrator  
U.S. Environmental Protection Agency  
(202) 564-2769  
[carroll.carly@epa.gov](mailto:carroll.carly@epa.gov)

**From:** Brian C Mormino [<mailto:brian.c.mormino@cummins.com>]  
**Sent:** Monday, June 04, 2018 2:52 PM  
**To:** Carroll, Carly <[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Thank you. I will make myself available tomorrow at that time. What number should I call?

Sent from my iPhone

On Jun 4, 2018, at 12:11 PM, Carroll, Carly <[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)> wrote:

External Sender

Hi Brian,  
I'm happy to set up a time with you to speak with the Deputy via phone. Are you available tomorrow (June 5) at 9:00 am?

Best,

Carly Carroll  
Special Assistant to the Deputy Administrator  
U.S. Environmental Protection Agency  
(202) 564-2769  
[carroll.carly@epa.gov](mailto:carroll.carly@epa.gov)

Begin forwarded message:

**From:** Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)>  
**Date:** June 4, 2018 at 10:30:13 AM EDT  
**To:** "Wheeler, Andrew" <[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)>  
**Cc:** "Burton, Tamika" <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** RE: Follow up Request - Brian Mormino

Dear Deputy Administrator Wheeler:

Thank you again for meeting with me. Please let me know if you have time for a short call to follow-up on the issues that we discussed.

Thank you for your consideration,

Brian

**From:** Brian C Mormino  
**Sent:** Thursday, May 24, 2018 2:05 PM  
**To:** 'Wheeler, Andrew' <[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)>  
**Cc:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Followup Request - Brian Mormino

Dear Deputy Administrator Wheeler:

Thank you for meeting with me last week. I am following up to see if you would be open to having a short call on the two issues that we discussed relating to emissions issues for the commercial vehicle sector.

I will do my best to make myself available at your convenience. Thank you for your consideration,

Brian

-----  
**Brian C. Mormino**  
*Executive Director -- Worldwide Environmental Strategy & Compliance*  
Cummins Inc.  
MC 60203, 500 Jackson Street  
Columbus, IN 47201

**Ex. 6** (P)  
(c)

[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)

CONFIDENTIALITY NOTICE: This email, including any attachments, is for the exclusive and confidential use of the intended recipient(s). If you are not an intended recipient, please do not read, distribute or take action in reliance upon this message. If you have received this in error, please notify the sender immediately by return email and promptly delete this message and its attachments from your computer system.

**From:** Wheeler, Andrew [<mailto:wheeler.andrew@epa.gov>]  
**Sent:** Tuesday, May 08, 2018 4:59 PM  
**To:** Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)>  
**Cc:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Meeting Request - Brian Mormino, 5/17-18

External Sender

I can do the 18th.

Sent from my iPhone

On May 8, 2018, at 4:07 PM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Dear Deputy Administrator Wheeler, I am writing to request a meeting to discuss emissions issues critical to the commercial vehicle sector.

I will be traveling to Washington, DC and could be available for a meeting on the afternoon of Thursday, May 17<sup>th</sup> or the morning of Friday, May 18<sup>th</sup>.

Please let me know if you are available. Thank you for your consideration,

Brian

-----  
**Brian C. Mormino**  
*Executive Director -- Worldwide Environmental Strategy & Compliance*  
Cummins Inc.  
MC 60203, 500 Jackson Street

Columbus, IN 47201

**Ex. 6**

(p)  
(c)

[brant.c.momino@cummins.com](mailto:brant.c.momino@cummins.com)

CONFIDENTIALITY NOTICE: This email, including any attachments, is for the exclusive and confidential use of the intended recipient(s). If you are not an intended recipient, please do not read, distribute or take action in reliance upon this message. If you have received this in error, please notify the sender immediately by return email and promptly delete this message and its attachments from your computer system.

Message

---

**From:** Brian C Mormino [brian.c.mormino@cummins.com]  
**Sent:** 6/28/2018 12:12:04 PM  
**To:** Burton, Tamika [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=207e0f24fd934d6d8a3e4c400a311638-Burton, Tam]  
**CC:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** Re: Followup Request - Brian Mormino

Thank you Tamika. The call tomorrow morning works very well, and I appreciate you arranging it.

Hopefully, you have not received multiple confusing messages from me. I just returned from Europe and seem to be having email challenges.

Sent from my iPhone

On Jun 28, 2018, at 8:06 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Hi Brian,

We confirmed your cal for Friday morning on yesterday, please see screenshot below. I have updated the invitation to 730a and I received an acceptance. Have I missed a detail, please advise?

<image1.png>

Best Regards,  
Tamika Burton  
Staff Assistant to the Deputy Administrator Andrew Wheeler  
Immediate Office of the Administrator  
MC 1104A Room 3412 WJC North  
(202) 564-4771 (d)  
**Personal Matters / (c)**  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

On Jun 28, 2018, at 7:30 AM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Good morning Tamika. I am following up on my request below. Due to travel, I am only available on Thursday or Friday of this week for a short follow-up call with Mr. Wheeler. Please let me know if he is available.

-Brian

---

**From:** Brian C Mormino  
**Sent:** Tuesday, June 26, 2018 7:47 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Tamika, during my last call with Deputy Administrator Wheeler, we agreed to have another followup call at the end of this week. He suggested early morning again. I am currently in Europe and return tomorrow. I will be as flexible as possible to



accommodate his schedule. Does Mr. Wheeler have time on Thursday, June 28th or Friday, June 29th for a 30 minute call?

Thank you in advance for your assistance,

Brian

Sent from my iPhone

On Jun 13, 2018, at 5:00 PM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Thank you very much!

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Sent from my iPhone

On Jun 13, 2018, at 11:59 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Great, Ill send a meeting invitation.

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator*  
*Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
**Personal Matters / Ex. 6**  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

---

**From:** Brian C Mormino  
[<mailto:brian.c.mormino@cummins.com>]  
**Sent:** Wednesday, June 13, 2018 11:56 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Yes, tomorrow will work. Thank you.

He can call me when he is available at 7:30 am tomorrow (Thurs, June 14) on my cell at **Exemption 6**

Sent from my iPhone

On Jun 13, 2018, at 11:53 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

I could schedule that for Thursday morning – 730am?

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
**Personal Matters / Ex. 6**  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

---

**From:** Brian C Mormino  
[mailto:[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)]  
**Sent:** Wednesday, June 13, 2018 11:51 AM  
**To:** Burton, Tamika  
<[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Unfortunately no as I will be tied up in mtgs in Europe. He mentioned a willingness to talk early morning while he is driving into the office. Would that be an option for later this week or M-W next week?

Sent from my iPhone

On Jun 13, 2018, at 11:45 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Hi Brian,  
I have open 930am on 6/21 – would that work?

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*

(202) 564-4771 (d)

Personal Matters / Ex. 6

[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

---

**From:** Brian C Mormino  
[mailto:[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)]

**Sent:** Wednesday, June 13, 2018 11:23 AM

**To:** Burton, Tamika  
<[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>

**Subject:** Re: Followup Request - Brian Mormino

Thank you Tamika. I got confused based on how last meeting was scheduled. Again, thank you for clarifying.

Mr. Wheeler indicated that we should have another brief call either end of this week or early next on the issues that we last discussed. I will be flexible on timing on my end given his availability.

Thank you for arranging,

Brian

Sent from my iPhone

On Jun 13, 2018, at 11:19 AM, Burton, Tamika  
<[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External  
Sender

Hello  
Brian,

Please  
contact  
me  
directly  
so that  
I may  
schedule  
this  
meeting.

Best  
Regards,  
*Tamika  
a  
Burton  
Staff  
Assistant to  
the  
Deputy  
Administrator  
Andrew  
Wheeler  
Immediate  
Office  
of the  
Administrator  
MC  
1104A  
Room  
3412  
WJC  
North  
(202)  
564-  
4771  
(d)*

**Personal  
Matters /  
Ex. 6**  
*(c)  
burton  
.tamika  
a@epa  
.gov*

---

**From:**  
Brian C  
Mormi  
no  
[\[mailto:  
brian.c.  
mormin  
o@cum  
mins.co  
m\]](mailto:brian.c.mormino@cummins.com)

**Sent:**  
Wedne  
sday,  
June  
13,  
2018  
7:59  
AM

**To:**  
Whee  
ler,  
Andrew  
<[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)>

**Cc:**  
Carroll,  
Carly  
<[Carroll  
.Carly@  
epa.gov](mailto:Carly.Carly@epa.gov)>

**Subject**  
: RE:  
Followu  
p  
Reques  
t - Brian  
Mormi  
no

Mr.  
Whee  
ler, I am  
followi  
ng up  
on our  
last  
call. Do  
you  
have  
time

later  
this  
week or  
early  
next for  
us to  
re-  
connect  
as  
discuss  
ed?

Thank  
you for  
your  
conside  
ration,

Brian

---

**From:**

Brian C  
Mormi  
no

**Sent:**

Monda  
y, June  
11,  
2018  
2:30  
PM

**To:**

'Carroll,  
Carly'  
<[Carroll  
.Carly@  
epa.gov](mailto:Carroll.Carly@epa.gov)  
>

**Subject**

: RE:  
Followu  
p  
Reques  
t - Brian  
Mormi  
no

Hello  
Carly.  
Hope  
you had  
a good

weeken  
d. I am  
followi  
ng up  
on the  
email  
about  
finding  
time for  
a call  
with  
Mr.  
Whee  
ler for  
this  
week.  
Please  
let me  
know  
what  
would  
work.

---

**From:**

Brian C  
Mormi  
no

**Sent:**

Thursd  
ay,  
June  
07,  
2018  
3:10  
PM

**To:**

'Carroll,  
Carly'  
<[Carroll  
.Carly@  
epa.gov](mailto:Carroll.Carly@epa.gov)  
>

**Subject**

: RE:  
Followu  
p  
Reques  
t - Brian  
Mormi  
no

Hi  
Carly.  
When  
Mr.  
Wheeler and I  
talked,  
we  
agreed  
to have  
another  
call  
next  
week.  
He had  
some  
things  
to  
follow-  
up on  
first so I  
anticipate he  
would  
prefer  
to have  
the call  
near  
the end  
of next  
week. I  
will  
make  
myself  
available  
as  
needed  
. Please  
let me  
know  
what  
day and  
time  
that he  
wants  
to re-  
connect  
.

Thanks,

Brian



---

**From:**  
Carroll,  
Carly  
[mailto:  
[Carroll.  
Carly@  
epa.gov](mailto:Carroll.Carly@epa.gov)  
]

**Sent:**  
Monda  
y, June  
04,  
2018  
3:26  
PM

**To:**  
Brian C  
Mormi  
no  
<[brian.  
c.morm  
ino@cu  
mmins.  
com](mailto:brian.c.mormino@cummins.com)>

**Subject**  
: RE:  
Followu  
p  
Reques  
t - Brian  
Mormi  
no

Extern  
al  
Sender

Hi  
Brian,  
Please  
call at  
202-  
564-  
4711  
and I  
will  
connect  
you  
with

the  
Deputy.

Thanks!

Carly  
Carroll  
Special  
Assista  
nt to  
the  
Deputy  
Admini  
strator  
U.S.  
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Protecti  
on  
Agency  
(202)  
564-  
2769  
[carroll.c  
arly@e  
pa.gov](mailto:carroll.carly@epa.gov)

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**From:**  
Brian C  
Mormi  
no  
[\[mailto:  
brian.c.  
mormin  
o@cum  
mins.co  
m\]](mailto:brian.c.mormino@cummins.com)

**Sent:**  
Monda  
y, June  
04,  
2018  
2:52  
PM

**To:**  
Carroll,  
Carly  
<[Carroll  
.Carly@  
epa.gov](mailto:Carroll.Carly@epa.gov)  
>

**Subject**  
: Re:

Followu  
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Mormi  
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Thank  
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What  
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iPhone

On Jun  
4, 2018,  
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Carroll,  
Carly  
<[Carroll  
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Found in meeting request Mailbox

**Brian C Mormino**

Yesterday



To: Tamika Cc: Amy

Details

Yes, thank you. Please have him call me for 30 min at 10 am on Friday at

Personal Matters / Ex. 6

Thank you for your help.

Sent from my iPhone

See More from Tamika Burton



**Brian C Mormino**

7:30 AM



To: Tamika Cc: Andrew

Details

Good morning Tamika. I am following up on my request below. Due to travel, I am only available on Thursday or Friday of this week for a short follow-up call with Mr. Wheeler. Please let me know if he is available.

-Brian

See More



Message

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**From:** Burton, Tamika [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=207E0F24FD934D6D8A3E4C400A311638-BURTON, TAM]  
**Sent:** 6/28/2018 12:06:36 PM  
**To:** Brian C Mormino [brian.c.mormino@cummins.com]  
**CC:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** Re: Followup Request - Brian Mormino

Hi Brian,

We confirmed your cal for Friday morning on yesterday, please see screenshot below. I have updated the invitation to 730a and I received an acceptance. Have I missed a detail, please advise?

Found in meeting request Mailbox

**Brian C Mormino**

Yesterday



To: Tamika Cc: Amy

Details

Yes, thank you. Please have him call me for 30 min at 10 am on Friday at

Personal Matters / Ex. 6

Thank you for your help.

Sent from my iPhone

See More from Tamika Burton



**Brian C Mormino**

7:30 AM



To: Tamika Cc: Andrew

Details

Good morning Tamika. I am following up on my request below. Due to travel, I am only available on Thursday or Friday of this week for a short follow-up call with Mr. Wheeler. Please let me know if he is available.

-Brian

See More



Best Regards,  
Tamika Burton  
Staff Assistant to the Deputy Administrator Andrew Wheeler  
Immediate Office of the Administrator  
MC 1104A Room 3412 WJC North  
(202) 564-4771 (d)  
**Personal Matters / }**  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

On Jun 28, 2018, at 7:30 AM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Good morning Tamika. I am following up on my request below. Due to travel, I am only available on Thursday or Friday of this week for a short follow-up call with Mr. Wheeler. Please let me know if he is available.

-Brian

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**From:** Brian C Mormino  
**Sent:** Tuesday, June 26, 2018 7:47 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Tamika, during my last call with Deputy Administrator Wheeler, we agreed to have another followup call at the end of this week. He suggested early morning again. I am currently in Europe and return tomorrow. I will be as flexible as possible to accommodate his schedule. Does Mr. Wheeler have time on Thursday, June 28th or Friday, June 29th for a 30 minute call?

Thank you in advance for your assistance,

Brian

Sent from my iPhone

On Jun 13, 2018, at 5:00 PM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Thank you very much!

Any my apologies again for any confusion.

Sent from my iPhone

On Jun 13, 2018, at 11:59 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Great, Ill send a meeting invitation.

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator Andrew Wheeler*  
*Immediate Office of the Administrator*

*MC 1104A Room 3412 WJC North  
(202) 564-4771 (d)*

**Personal Matters / Ex. 6**

*[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)*

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**From:** Brian C Mormino [<mailto:brian.c.mormino@cummins.com>]  
**Sent:** Wednesday, June 13, 2018 11:56 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Yes, tomorrow will work. Thank you.

He can call me when he is available at 7:30 am tomorrow (Thurs, June 14) on my cell at **Personal Matters /**

Sent from my iPhone

On Jun 13, 2018, at 11:53 AM, Burton, Tamika  
<[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

I could schedule that for Thursday morning – 730am?

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy Administrator*  
*Andrew Wheeler*  
*Immediate Office of the Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
**Personal Matters / (C)**  
*[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)*

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**From:** Brian C Mormino  
[\[mailto:brian.c.mormino@cummins.com\]](mailto:brian.c.mormino@cummins.com)  
**Sent:** Wednesday, June 13, 2018 11:51 AM  
**To:** Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Unfortunately no as I will be tied up in mtgs in Europe.  
He mentioned a willingness to talk early morning while  
he is driving into the office. Would that be an option for  
later this week or M-W next week?

Sent from my iPhone

On Jun 13, 2018, at 11:45 AM, Burton, Tamika  
<[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Hi Brian,

I have open 930am on 6/21 – would that work?

Best Regards,  
*Tamika Burton*  
*Staff Assistant to the Deputy*  
*Administrator Andrew Wheeler*  
*Immediate Office of the*  
*Administrator*  
*MC 1104A Room 3412 WJC North*  
*(202) 564-4771 (d)*  
**Personal Matters / Ex. (c)**  
[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)

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**From:** Brian C Mormino  
[mailto:[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)]  
**Sent:** Wednesday, June 13, 2018 11:23 AM  
**To:** Burton, Tamika  
<[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)>  
**Subject:** Re: Followup Request - Brian Mormino

Thank you Tamika. I got confused based on how last meeting was scheduled. Again, thank you for clarifying.

Mr. Wheeler indicated that we should have another brief call either end of this week or early next on the issues that we last discussed. I will be flexible on timing on my end given his availability.

Thank you for arranging,

Brian

Sent from my iPhone

On Jun 13, 2018, at 11:19 AM, Burton, Tamika <[burton.tamika@epa.gov](mailto:burton.tamika@epa.gov)> wrote:

External Sender

Hello Brian,  
Please contact me directly so that I may schedule this meeting.

Best Regards,  
*Tamika Burton*

*Staff Assistant to the  
Deputy  
Administrator  
Andrew Wheeler  
Immediate Office of  
the Administrator  
MC 1104A Room 3412  
WJC North  
(202) 564-4771 (d)  
Personal Matters / Ex.(c)  
burton.tamika@epa.  
gov*

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**From:** Brian C Mormino  
[mailto:[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)]  
**Sent:** Wednesday, June  
13, 2018 7:59 AM  
**To:** Wheeler, Andrew  
<[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)>  
**Cc:** Carroll, Carly  
<[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
>  
**Subject:** RE: Followup  
Request - Brian  
Mormino

Mr. Wheeler, I am following up on our last call. Do you have time later this week or early next for us to re-connect as discussed?

Thank you for your consideration,

Brian

---

**From:** Brian C Mormino  
**Sent:** Monday, June 11, 2018 2:30 PM  
**To:** 'Carroll, Carly'  
<[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
>  
**Subject:** RE: Followup  
Request - Brian  
Mormino



Hello Carly. Hope you had a good weekend. I am following up on the email about finding time for a call with Mr. Wheeler for this week. Please let me know what would work.

---

**From:** Brian C Mormino  
**Sent:** Thursday, June 07, 2018 3:10 PM  
**To:** 'Carroll, Carly' <[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
>  
**Subject:** RE: Followup Request - Brian Mormino

Hi Carly. When Mr. Wheeler and I talked, we agreed to have another call next week. He had some things to follow-up on first so I anticipate he would prefer to have the call near the end of next week. I will make myself available as needed. Please let me know what day and time that he wants to re-connect.

Thanks,

Brian

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**From:** Carroll, Carly  
[<mailto:Carroll.Carly@epa.gov>]  
**Sent:** Monday, June 04, 2018 3:26 PM  
**To:** Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)>  
**Subject:** RE: Followup Request - Brian Mormino

External Sender

Hi Brian,  
Please call at 202-564-4711 and I will connect you with the Deputy.

Thanks!

Carly Carroll  
Special Assistant to the  
Deputy Administrator  
U.S. Environmental  
Protection Agency  
(202) 564-2769  
[carroll.carly@epa.gov](mailto:carroll.carly@epa.gov)

---

**From:** Brian C Mormino  
[mailto:[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)]  
**Sent:** Monday, June 04, 2018 2:52 PM  
**To:** Carroll, Carly  
<[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
>  
**Subject:** Re: Followup Request - Brian Mormino

Thank you. I will make myself available tomorrow at that time. What number should I call?

Sent from my iPhone

On Jun 4, 2018, at 12:11 PM, Carroll, Carly  
<[Carroll.Carly@epa.gov](mailto:Carroll.Carly@epa.gov)>  
> wrote:

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Message

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**From:** Segal, Scott [scott.segal@bracewell.com]  
**Sent:** 5/2/2018 5:51:13 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**CC:** Burton, Tamika [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=207e0f24fd934d6d8a3e4c400a311638-Burton, Tam]; Carroll, Carly [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0f7542bf469d41ecad7f7f6c7c46b8e7-Carroll, Carly]  
**Subject:** RE: Meeting Request

Andy, thanks. Just wanted to get on the list. Cheers, ss/

---

**SCOTT SEGAL**

Partner

[scott.segal@policyres.com](mailto:scott.segal@policyres.com)

T: +1 | **Ex. 6 Personal** | F: +1.800.404.3970

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**From:** Wheeler, Andrew [mailto:wheeler.andrew@epa.gov]  
**Sent:** Wednesday, May 2, 2018 12:30 PM  
**To:** Segal, Scott <scott.segal@bracewell.com>  
**Cc:** Burton, Tamika <burton.tamika@epa.gov>; Carroll, Carly <Carroll.Carly@epa.gov>  
**Subject:** Re: Meeting Request

Thanks Scott, right now I'm not holding any external meetings until I finish meeting with the career managers internally. I'll have my assistants reach out to you as soon as I'm scheduling.

Sent from my iPhone

On May 2, 2018, at 9:36 AM, Segal, Scott <[scott.segal@bracewell.com](mailto:scott.segal@bracewell.com)> wrote:

Andrew - I'd like to request some time for a brief meeting at your convenience over the next week or so. Variety of Clean Air topics. Thanks - and congrats again! ss/

Sent from my iPad

.....  
**SCOTT SEGAL**

Partner

[scott.segal@policyres.com](mailto:scott.segal@policyres.com)

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**From:** Segal, Scott [scott.segal@bracewell.com]  
**Sent:** 5/2/2018 1:36:07 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** Meeting Request

Andrew - I'd like to request some time for a brief meeting at your convenience over the next week or so. Variety of Clean Air topics. Thanks - and congrats again! ss/

Sent from my iPad

---

**SCOTT SEGAL**

Partner

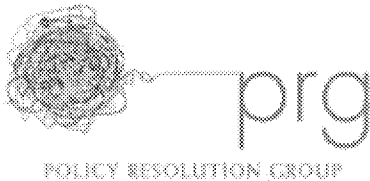
[scott.segal@policyres.com](mailto:scott.segal@policyres.com)

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**From:** Segal, Scott [scott.segal@bracewell.com]  
**Sent:** 6/27/2018 6:36:08 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**CC:** Molina, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d19c1d68da1a4587866e1850f22a6ae5-Molina, Mic]  
**Subject:** Blog Post re "Demand Destruction"

Andrew - I thought this blog post from AFPM might be of interest to you. Thanks, ss/

<https://blog.afpm.org/fact-check-rfs-waivers-dont-cause-ethanol-demand-destruction-official-data-show/#.WzPJtJKhPY>

Sent from my iPhone

.....  
**SCOTT SEGAL**

Partner

[scott.segal@policyres.com](mailto:scott.segal@policyres.com)

T: +1 [Ex. 6 Personal] | F: +1.800.404.3970

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Message

---

**From:** Brian C Mormino [brian.c.mormino@cummins.com]  
**Sent:** 5/8/2018 9:47:43 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**CC:** Burton, Tamika [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=207e0f24fd934d6d8a3e4c400a311638-Burton, Tam]  
**Subject:** Re: Meeting Request - Brian Mormino, 5/17-18

Tamika, please let me know the timing that will work for Mr. Wheeler. I will be arriving the night before so the earliest possible on the 18th works best for me. Please let me know. Thanks.

Sent from my iPhone

On May 8, 2018, at 4:58 PM, Wheeler, Andrew <[wheeler.andrew@epa.gov](mailto:wheeler.andrew@epa.gov)> wrote:

External Sender

I can do the 18th.

Sent from my iPhone

On May 8, 2018, at 4:07 PM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Dear Deputy Administrator Wheeler, I am writing to request a meeting to discuss emissions issues critical to the commercial vehicle sector.

I will be traveling to Washington, DC and could be available for a meeting on the afternoon of Thursday, May 17<sup>th</sup> or the morning of Friday, May 18<sup>th</sup>.

Please let me know if you are available. Thank you for your consideration,

Brian

---

**Brian C. Mormino**  
*Executive Director -- Worldwide Environmental Strategy & Compliance*  
Cummins Inc.  
MC 60203, 500 Jackson Street  
Columbus, IN 47201  
Ex 6 Personal (p)  
[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)

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Message

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**From:** Segal, Scott [scott.segal@bracewell.com]  
**Sent:** 5/23/2018 11:11:03 AM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** Boilermakers Union  
**Attachments:** IBB WH RFS-RINS 052218.pdf; ATT00001.txt

Andrew - media reports this morning suggest there may be an upcoming interagency meeting on the RFS in which you may be participating. This letter to the President from the Boilermakers Union (a major manufacturing union) came across my desk yesterday. It might prove useful in that it makes the case of allowing RINs for exports and answers the principal counter arguments. Thanks, ss/

---

**SCOTT SEGAL**

Partner

[scott.segal@policyres.com](mailto:scott.segal@policyres.com)

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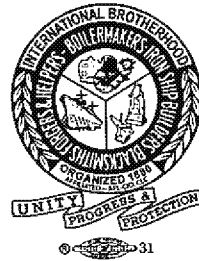
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International Brotherhood of  
**BOILERMAKERS • IRON SHIP BUILDERS**

753 State Avenue

**NEWTON B. JONES**  
INTERNATIONAL PRESIDENT  
SUITE 570  
913-371-2640  
FAX: 913-281-8101



May 22, 2018

**BLACKSMITHS • FORGERS & HELPERS**

Kansas City, Kansas 66101-2511

**WILLIAM T. CREEDEN**  
INTERNATIONAL SECRETARY-TREASURER  
SUITE 565  
913-371-2640  
FAX: 913-281-8102

President Donald J. Trump  
The White House  
1600 Pennsylvania Avenue NW  
Washington, DC 20500

*Re: Fixing the Problems with Renewable Identification Numbers Under the EPA Renewable Fuel Standard*

Dear Mr. President:

On behalf of the International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers, I write to express our strong support for reform of the renewable identification numbers (RINs) program as a compliance mechanism for the EPA's renewable fuel standard (RFS). The Boilermakers are proud to represent workers at many of our nation's refineries, important assets to the security, economy and environment of the United States. Unfortunately, in recent years, the extreme price spikes in the RINs program have put intense pressure on refineries, placing thousands of direct and indirect jobs at risk. Workers in Pennsylvania and other industrial states have grown particularly concerned about the unintended consequences of this program.

I was very pleased to hear about the May 9 meeting you convened in order to develop a solution to the RINs problem. As you have previously noted, any workable solution must take into account the protection of refining jobs. In the deal you established, I understand that a critical element would be to allow ethanol exports destined for fuel blending abroad to generate RINs that can provide additional liquidity in the domestic market. By doing so, an important obstacle to RINs exports can be removed, and at the same time, RINs prices can stabilize at a price closer to original predictions made when the EPA launched the program. Achieving both ends is good news for refinery workers and for corn farmers.

Some have suggested that more liquidity in the RINs market could reduce demand for ethanol here at home. From the analysis we have seen, that simply isn't the case. Demand for octane and continued RFS compliance needs will keep domestic ethanol consumption quite strong. Further, the deal you negotiated would also remove obstacles to year-round blending of ethanol in domestic markets – another move that would encourage domestic blending. In addition, the consistent history of RFS has made clear that high RINs prices do nothing to encourage blending, enriching only Wall Street speculators. And as RINs prices have declined, ethanol producers have candidly admitted in their earnings calls that blending has not in fact declined.

Others have suggested that RINs for exports would face legal problems. However, some of the legal experts most familiar with the Clean Air Act have found otherwise, noting that the Agency has a fair amount of flexibility in interpreting the statute. Besides, the explicit RFS policy goals are to "enhance energy security through additional domestic production of biofuels" and to "support rural economies by expanding the demand for agricultural products." RINs for exports does both – enhancing production of

biofuels in support of energy security goals from the energy dominance that flows from exports; and expanding demand by removing obstacles to overseas markets.

Last, some have wondered whether allowing export RINs would violate our trade obligations. Frankly, given the number of agricultural subsidies that exist, we think this position is disingenuous at best. The reality is that your proposal would remove an obstacle to exports, essentially treating exports exactly the same way that ethanol imported into our country is treated under the RFS. From a trade perspective, I cannot imagine why anyone would tolerate the current system, which discourages exports while encouraging imports.

Mr. President, thank you for the agreement you negotiated on May 9 and for the continued interest you have shown in addressing the RINs situation. Only by committing to formalizing and implementing the export RINs concept can we bring an end to a RINs program that currently endangers thousands of jobs, enriches speculators, and perpetuates a fundamental unfairness to the hardworking men and women who the Boilermakers represent in many of our nation's refineries.

Sincerely,

A handwritten signature in black ink, appearing to read "Newton B. Jones", with a long horizontal flourish extending to the right.

Newton B. Jones

cc: William T. Creeden, International Secretary-Treasurer  
U.S. International Vice Presidents  
Mark Vandiver, Executive Director, Construction Sector Operations

Message

---

**From:** Molina, Michael [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D19C1D68DA1A4587866E1850F22A6AE5-MOLINA, MIC]  
**Sent:** 6/7/2018 4:22:47 PM  
**To:** Segal, Scott [scott.segal@bracewell.com]  
**CC:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]; Carroll, Carly [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0f7542bf469d41ecad7f7f6c7c46b8e7-Carroll, Carly]  
**Subject:** Re: Phone Call

Scott. We are in NY right now on our R2 visit.

I don't think we can set up a firm time as we are going on a site visit.

MM

Sent from my iPhone

On Jun 7, 2018, at 11:52 AM, Segal, Scott <[scott.segal@bracewell.com](mailto:scott.segal@bracewell.com)> wrote:

AW – any chance for a **short phone call today** on our favorite topic? I think we may have a creative way forward. As with all things, it's somewhat time sensitive. Great seeing you earlier this week, btw.  
Cheers! ss/

.....  
**SCOTT SEGAL**

Partner

[scott.segal@policyres.com](mailto:scott.segal@policyres.com)

T: +1 [Ex. 6 Personal] | F: +1.800.404.3970

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**From:** Segal, Scott [scott.segal@bracewell.com]  
**Sent:** 6/7/2018 3:52:22 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**CC:** Carroll, Carly [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0f7542bf469d41ecad7f7f6c7c46b8e7-Carroll, Carly]; Molina, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d19c1d68da1a4587866e1850f22a6ae5-Molina, Mic]  
**Subject:** Phone Call

AW – any chance for a **short phone call today** on our favorite topic? I think we may have a creative way forward. As with all things, it's somewhat time sensitive. Great seeing you earlier this week, btw. Cheers! ss/

---

**SCOTT SEGAL**

Partner

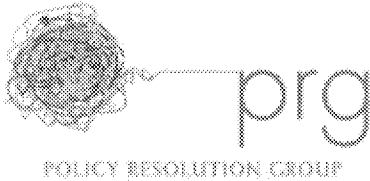
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Message

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**From:** Amy L Henderson [amy.l.henderson@cummins.com]  
**Sent:** 4/24/2018 2:10:28 PM  
**To:** Wheeler, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=17a1669ef5b54fba8cb457845308787e-Wheeler, An]  
**Subject:** RE: Please RSVP - EPA Deputy Administrator's Ceremonial Swearing-In

Good Morning!

Could you please confirm that you received Brian Mormino's RSVP?

Thank you!  
Amy

Amy Henderson  
Administrative Assistant to Brian C. Mormino  
Executive Director Worldwide Environmental Strategy & Compliance  
Cummins Inc  
500 Jackson Street - MC 60203  
Columbus, IN 47201

**Ex. 6 Personal**

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

From: Brian C Mormino  
Sent: Saturday, April 21, 2018 1:57 AM  
To: Amy L Henderson <amy.l.henderson@cummins.com>  
Subject: Re: Please RSVP - EPA Deputy Administrator's Ceremonial Swearing-In

> On Apr 21, 2018, at 12:17 AM, wheeler, Andrew <wheeler.andrew@epa.gov> wrote:  
>  
> External Sender  
>  
> EPA Guests and Colleagues,  
>  
> You are invited to join for Andrew Wheeler's ceremonial swearing-in as Deputy Administrator. The  
swearing-in will take place Friday, May 4, 2018 at 11:00 am in the Green Room. Some light refreshments  
will follow.  
>  
> In order to ensure access to the Green Room and an accurate head count, please RSVP by replying to this  
invitation by COB, Monday, April, 30.  
>  
> <meeting.ics>

Message

---

**From:** Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]  
**Sent:** 6/14/2018 9:40:53 PM  
**To:** Segal, Scott [scott.segal@bracewell.com]  
**CC:** Molina, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d19c1d68da1a4587866e1850f22a6ae5-Molina, Mic]; Holmstead, Jeff [jeff.holmstead@bracewell.com]; Wyman, Christine [christine.wyman@bracewell.com]  
**Subject:** Re: Section 401 of the Clean Water Act

Thanks Scott, I appreciate the information. I know Dave Ross has been nonstop WOTUS. I'm pretty booked the next few weeks. Michael will let you know when I come up for air. Thanks again for the good meeting.

Sent from my iPhone

On Jun 14, 2018, at 4:06 PM, Segal, Scott <[scott.segal@bracewell.com](mailto:scott.segal@bracewell.com)> wrote:

Andrew – Thanks for taking the time to meet with us last week. We appreciate your leadership, and all of the good work coming out of EPA.

During our meeting, I mentioned the topic of Clean Water Act Section 401 and how EPA can play a constructive role in improving the 401 process. As follow up, I wanted to let you know that we renewed our request to meet with Dave Ross at OW at his earliest convenience. In addition, at the suggestion of Brittany Bolen, we submitted a request for INGAA to meet with the Administrator. We're eager to continue our conversations with EPA on this topic. If you like, we're happy to bring in the INGAA team, as well as some of its members, to brief you on the challenges associated with Section 401 and other related energy infrastructure topics.

Also, I wanted to make sure that you were aware that in the last week, Congress and the states are starting to become more vocal on this issue. Language on 401 was included in the House FY 2019 Interior and Environment Appropriations report last week (the Cole amendment is attached). In addition, I've attached a letter from the Chairman Richard Barry of the New Hampshire House of Representatives encouraging the Administrator to take action on Section 401. Chairman Barry chairs the Committee on Science, Technology, and Energy, which has primary jurisdiction over the New Hampshire public utility commission and has first-hand knowledge on the need for natural gas infrastructure in New England.

Again, thanks so much for the great work at EPA! Cheers, ss/

.....  
**SCOTT SEGAL**

Partner

[scott.segal@policyres.com](mailto:scott.segal@policyres.com)

T: [Personal Matters /](tel:+18004043970) F: +1.800.404.3970

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<2018 5-24 Barry letter.pdf>

<Cole No 1 .pdf>

Message

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**From:** Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]  
**Sent:** 4/23/2018 2:44:59 PM  
**To:** BGreenwood@croplifeamerica.org  
**Subject:** FW: CropLife America invitation

Beau, thank you for the invite. I won't be able to make it, I'm limiting myself to only internal meetings these first couple of weeks. I am happy to talk to the Council at a future date. It's good to hear from you again.

- Andrew

---

**From:** Jackson, Ryan  
**Sent:** Monday, April 23, 2018 8:41 AM  
**To:** Wheeler, Andrew <wheeler.andrew@epa.gov>  
**Subject:** Fwd: CropLife America invitation

Ryan Jackson  
Chief of Staff  
U.S. EPA

Personal Matters / Ex. 6

Begin forwarded message:

**From:** Beau Greenwood <BGreenwood@croplifeamerica.org>  
**Date:** April 23, 2018 at 7:59:30 AM EDT  
**To:** Ryan Jackson <jackson.ryan@epa.gov>  
**Subject:** CropLife America invitation

Good morning Ryan. I am writing to extend an invitation to Deputy Administrator Wheeler to join the CropLife America Strategic Oversight Council on Tuesday, April 24, for a listening session where we can discuss pesticide policy generally. If his calendar permits, we would like to have the Deputy Administrator join us for lunch tomorrow at noon.

I am available at your convenience to discuss this invitation in greater detail.

Thank you for your consideration.

Regards, Beau.

Beau Greenwood  
Executive Vice President  
CroLife America  
Washington, DC

Message

---

**From:** Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]  
**Sent:** 5/25/2018 4:36:42 PM  
**To:** Mary Jo Tomalewski [mjtomalewski@croplifeamerica.org]  
**CC:** Jay Vroom [JVroom@croplifeamerica.org]; Chris Novak (novak@ncga.com) [novak@ncga.com]; Zippy Duvall [zduvall@fb.org]; Burton, Tamika [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=207e0f24fd934d6d8a3e4c400a311638-Burton, Tam]; Molina, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d19c1d68da1a4587866e1850f22a6ae5-Molina, Mic]  
**Subject:** Re: Production Ag CEO Council Communication

How about June 12th? Please coordinate with Tamika Burton.

Sent from my iPhone

On May 25, 2018, at 12:12 PM, Mary Jo Tomalewski <mjtomalewski@croplifeamerica.org> wrote:

Mr. Deputy Administrator,

Attached please find a letter from the Production Ag CEO Council Co-Chairs, Jay Vroom (CropLife America), Chris Novak (National Corn Growers Association) and Zippy Duvall (American Farm Bureau Federation).

As stated in the letter, we will follow up with you under separate cover, to set a meeting in the near future. If you would ask your scheduler to contact me, I'm happy to work with him/her to accomplish that.

If you or a member of your staff have any questions, please do not hesitate to contact me and I can make the appropriate connection.

Thank you,  
MJ

*Mary Jo Tomalewski*  
Executive Assistant to the President & CEO  
CropLife America  
1156 15th Street, NW  
Suite 400  
Washington, DC, 20005  
Direct Dial | **Ex. 6 Personal**  
Main Switchboard (202) 296-1585  
Mobile | **Personal**  
Fax (202) 466-5832  
Email [mjtomalewski@croplifeamerica.org](mailto:mjtomalewski@croplifeamerica.org)  
Web [www.croplifeamerica.org](http://www.croplifeamerica.org)

<image002.jpg> *How can I serve you today?*

*Future Meetings*

2018 Regulatory Conference – April 25-27, Renaissance Capital View, *Arlington, VA*  
2018 CLA & RISE Joint Annual Meeting – September 21-26, The Ritz-Carlton Amelia Island, *Amelia Island, FL*  
2018 Board Leader Retreat – November 7-9, Chesapeake Farms, *Chestertown, MD*  
2019 Winter Board of Directors Meeting & Legislative Rally – March 4-6, The Ritz-Carlton Pentagon City, *Arlington, VA*  
2019 Annual Meeting – September 27 – October 2, The Broadmoor, *Colorado Springs, CO*

<Deputy Administrator Andrew Wheeler.pdf>

Message

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**From:** Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]  
**Sent:** 5/2/2018 4:30:00 PM  
**To:** Segal, Scott [scott.segal@bracewell.com]  
**CC:** Burton, Tamika [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=207e0f24fd934d6d8a3e4c400a311638-Burton, Tam]; Carroll, Carly [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0f7542bf469d41ecad7f7f6c7c46b8e7-Carroll, Carly]  
**Subject:** Re: Meeting Request

Thanks Scott, right now I'm not holding any external meetings until I finish meeting with the career managers internally. I'll have my assistants reach out to you as soon as I'm scheduling.

Sent from my iPhone

On May 2, 2018, at 9:36 AM, Segal, Scott <[scott.segal@bracewell.com](mailto:scott.segal@bracewell.com)> wrote:

Andrew - I'd like to request some time for a brief meeting at your convenience over the next week or so. Variety of Clean Air topics. Thanks - and congrats again! ss/

Sent from my iPad

.....  
**SCOTT SEGAL**

Partner

[scott.segal@policyres.com](mailto:scott.segal@policyres.com)

T: [Personal Matters /](tel:+18004043970) | F: +1.800.404.3970

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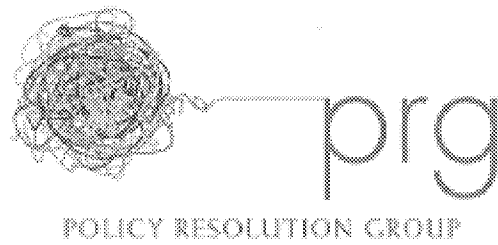
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**From:** Wheeler, Andrew [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=17A1669EF5B54FBA8CB457845308787E-WHEELER, AN]  
**Sent:** 5/8/2018 8:58:44 PM  
**To:** Brian C Mormino [brian.c.mormino@cummins.com]  
**CC:** Burton, Tamika [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=207e0f24fd934d6d8a3e4c400a311638-Burton, Tam]  
**Subject:** Re: Meeting Request - Brian Mormino, 5/17-18

I can do the 18th.

Sent from my iPhone

On May 8, 2018, at 4:07 PM, Brian C Mormino <[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)> wrote:

Dear Deputy Administrator Wheeler, I am writing to request a meeting to discuss emissions issues critical to the commercial vehicle sector.

I will be traveling to Washington, DC and could be available for a meeting on the afternoon of Thursday, May 17<sup>th</sup> or the morning of Friday, May 18<sup>th</sup>.

Please let me know if you are available. Thank you for your consideration,

Brian

---

**Brian C. Mormino**  
*Executive Director -- Worldwide Environmental Strategy & Compliance*  
Cummins Inc.  
MC 60203, 500 Jackson Street  
Columbus, IN 47201  
**Ex. 6 Personal (p)**  
[brian.c.mormino@cummins.com](mailto:brian.c.mormino@cummins.com)

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