



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
Research Triangle Park, NC 27711

OFFICE OF  
AIR QUALITY PLANNING AND  
STANDARDS

November 24, 2021

Ms. Lynn Bergeson  
Bergeson & Campbell PC  
2200 Pennsylvania Avenue, NW, Suite 100W  
Washington, D.C. 20037

Dear Ms. Bergeson:

The U.S. Environmental Protection Agency (EPA) has received and completed an initial review of Dow Chemical Company's submission to delist 2-butoxy ethyl benzoate (2-BEB) from the Clean Air Act (CAA) section 112(b)(1) list of hazardous air pollutants (HAP).

Section 112(b)(3)(A) of the CAA states that "any person may petition the Administrator to modify the list of hazardous air pollutants under this subsection by adding or deleting a substance or, in case of listed pollutants without CAS numbers (other than coke oven emissions, mineral fibers, or polycyclic organic matter) removing certain unique substances." Furthermore, CAA section 112(b)(3)(C) states that "The Administrator shall delete a substance from the list upon a showing by the petitioner or on the Administrator's own determination that there is adequate data on the health and environmental effects of the substance to determine that emissions, ambient concentrations, bioaccumulation or deposition of the substance may not reasonably be anticipated to cause any adverse effects to the human health or adverse environmental effects."

We received Dow Chemical Company's request to delist 2-BEB on January 7, 2021. We determined that this initial submission did not provide adequate information for EPA to begin the requisite technical review under CAA 112(b)(3). We sent letters to Dow Chemical Company on March 30, 2021, and April 20, 2021, outlining the specific areas of the submitted petition that should be supplemented to enable the Agency to begin the requisite technical review. We received additional information from Dow Chemical Company on June 29, 2021, and August 13, 2021. After reviewing this additional information, we have determined that a complete petition has been submitted as of August 13, 2021. We will now begin our review of the petition to delist 2-BEB from the CAA HAP list. Our decision to accept your petition for review will be published in a notice at a future date in the *Federal Register*.

As we continue to evaluate this petition, we may request additional information to complete our technical review. Following completion of our technical review, the Agency will publish its preliminary decision in the *Federal Register* to provide an opportunity for public

comment. Our final decision to grant or deny your petition to delist 2-BEB will be published in the *Federal Register* after consideration of public comment.

Please contact John Schaefer at (919) 541-4671 or email [schaefer.john@epa.gov](mailto:schaefer.john@epa.gov) if you have any questions.

Sincerely,

A handwritten signature in dark ink, appearing to read "Penny Lassiter", written in a cursive style.

Penny Lassiter  
Director, Sector Policies and Programs Division

cc: Mr. John Schaefer  
Policy and Strategy Group  
Sector Policies and Programs Division

Ms. Jodi Howard  
Group Leader, Policy and Strategy Group  
Sector Policies and Programs Division