

From: Eames, Frederick R.
To: Hastie, Roderick; 'Clayton.Eubanks@oag.ok.gov'
Subject: RE: Sign On Opportunity - Oklahoma Comment Letter to EPA RE: EPA Class II to Class VI Well Guidance
Date: 02/26/2014 04:16 PM

Correct. And thanks again for your interest in this.

I've pasted below the instructions from EPA's website. I don't think there's a strict convention for addressing the comments, but for what it's worth, I am addressing the comments I've prepared for a client as follows:

U.S. Environmental Protection Agency
GS Rule Guidance Comments
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460
Re: Draft Underground Injection Control (UIC) Program Guidance on Transitioning Class II Wells to Class VI Wells

Here is the material from EPA's website:

This document provides information to injection well owners or operators and UIC Program Directors regarding how Class II operations should be evaluated to determine if repermitting as Class VI wells is necessary to ensure protection of underground sources of drinking water. The guidance also discusses the Class VI requirements that apply to transitioning wells. The comment period for this document closes March 1, 2014. EPA 816-P-13-004, December 2013

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Cc: Eames, Frederick R.
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Clayton:

I believe you are correct. I am copying Fred Eames for confirmation. (Fred see the note below.)

Thank you.

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> <bWFpb2xz25AbmOuZ292IHR0cmVuYmVhdGhAbmOuZ292@lnt.noninternet.sub>,
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> P. Clayton Eubanks
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> Office of the Attorney General of Oklahoma
> 313 N.E. 21st Street
> Oklahoma City, OK 73105
> Tel: (405) 522-8992
> Fax: (405) 522-0085
> clayton.eubanks@oag.ok.gov
>
>
>
>

From: Clayton Eubanks
To: [Hastie, Roderick](mailto:rhastie@hunton.com)
Subject: Re: Sign On Opportunity - Oklahoma Comment Letter to EPA RE: EPA Class II to Class VI Well Guidance
Date: 02/26/2014 09:39 AM

Thanks Rod, my initial email to North Dakota bounced back, my contact there is usually Maggie Olson but she is out on maternity leave so I sent it to Matt Sagsveen.

P. Clayton Eubanks
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From: "Hastie, Roderick" <rhastie@hunton.com>
To: "'Clayton.Eubanks@oag.ok.gov'" <Clayton.Eubanks@oag.ok.gov>,
Date: 02/26/2014 09:18 AM
Subject: Re: Sign On Opportunity - Oklahoma Comment Letter to EPA RE: EPA Class II to Class VI Well Guidance

Clayton:

Yes I did. In fact, I have printed the letter and handed it to several of those AGs on your list.

Here is my scorecard:

SC said they will join
MT should join
LA should join
NE should join
AR reviewing now
ND maybe (I could not tell to whom you sent it in ND)
KS should join
MI should join, I'm going to call Peter Manning
WV not here, but I will call the SG Elbert Lin

Thoughts?

Thanks.

Rod

From: Clayton.Eubanks@oag.ok.gov [mailto:Clayton.Eubanks@oag.ok.gov]
Sent: Wednesday, February 26, 2014 09:20 AM
To: Hastie, Roderick
Subject: Fw: Sign On Opportunity - Oklahoma Comment Letter to EPA RE: EPA Class II to Class VI Well Guidance

Rod,

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Thanks again for your efforts on this matter.

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----- Forwarded by Clayton Eubanks/OAG on 02/26/2014 08:18 AM -----

From: Clayton Eubanks/OAG
To: "rhastie@hunton.com" <rhastie@hunton.com>,
Date: 02/25/2014 05:05 PM
Subject: Fwd: Sign On Opportunity - Oklahoma Comment Letter to EPA RE: EPA Class II to Class VI Well Guidance

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Thanks,

Clayton Eubanks

Begin forwarded message:

> From: "Clayton Eubanks" <Clayton.Eubanks@oag.ok.gov>
> To: kturner@ago.state.al.us, Abrasher@ago.state.al.us,
James.Skardon@azag.gov, npeterson@LAW.GA.GOV, bgrant@law.ga.gov,
jeff.chanay@ksag.org, manningp@michigan.gov, GordonN1@michigan.gov,
"maiolson"
<bWFpb2xz25AbmQuZ292IHR0cmVuYmVhdGhAbmQuZ292@lnt.noninternet.sub>,
Katie.Spohn@nebraska.gov, AGESMITH@scag.gov,
brooke.paup@texasattorneygeneral.gov, Reed.Clay@texasattorneygeneral.gov,
jeremiah.williamson@wyo.gov, jay.jerde@wyo.gov, elbert.lin@wvago.gov,
kendra.jones@arkansasag.gov, TerrellM@ag.state.la.us, CoSwanson@mt.gov,
blake.johnson@nebraska.gov, SeidemannR@ag.state.la.us,
james.layton@ago.mo.gov, roxanne.giedd@state.sd.us
> Cc: "Patrick Wyrick" <Patrick.Wyrick@oag.ok.gov>, "Tom Bates"
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jeff.chanay@ksag.org, manningp@michigan.gov, GordonN1@michigan.gov,
"maiolson"
<bWFpb2xz25AbmQuZ292IHR0cmVuYmVhdGhAbmQuZ292@lnt.noninternet.sub>,
Katie.Spohn@nebraska.gov, AGESMITH@scag.gov,
brooke.paup@texasattorneygeneral.gov, Reed.Clay@texasattorneygeneral.gov,
jeremiah.williamson@wyo.gov, jay.jerde@wyo.gov, elbert.lin@wvago.gov,
kendra.jones@arkansasag.gov, TerrellM@ag.state.la.us, CoSwanson@mt.gov,
blake.johnson@nebraska.gov, SeidemannR@ag.state.la.us,
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> Cc: "Patrick Wyrick" <Patrick.Wyrick@oag.ok.gov>, "Tom Bates"
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From: Clayton Eubanks
To: rhastie@hunton.com
Subject: Fw: Sign On Opportunity - Oklahoma Comment Letter to EPA RE: EPA Class II to Class VI Well Guidance
Date: 02/26/2014 08:20 AM
Attachments: Oklahoma Comment Letter on EPA Class II to Class VI Well Guidance.pdf

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"maiolson"
<bWfPpb2xzB25AbmQuZ292IHR0cmVuYmVhdGhAbmQuZ292@lnt.noninternet.sub>,
Katie.Spohn@nebraska.gov, AGESMITH@scag.gov,
brooke.paup@texasattorneygeneral.gov, Reed.Clay@texasattorneygeneral.gov,
jeremiah.williamson@wyo.gov, jay.jerde@wyo.gov, elbert.lin@wvago.gov,
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Class II to Class Vi Well Guidance

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GordonN1@michigan.gov, "maiolson"
<bWFfpb2xzb25AbmQuZ292IHR0cmVuYmVhdGhAbmQuZ292@lnt.noninternet.sub>,
Katie.Spohn@nebraska.gov, AGESMITH@scag.gov,
brooke.paup@texasattorneygeneral.gov,
Reed.Clay@texasattorneygeneral.gov, jeremiah.williamson@wyo.gov,
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From: [Hastie, Roderick](#)
To: ['Clayton.Eubanks@oag.ok.gov'](mailto:Clayton.Eubanks@oag.ok.gov)
Subject: Re: Guidance Document
Date: 02/25/2014 04:56 PM

Clayton:

I'm here with most of these AGs at a reception. Would you care to share the draft?

Thanks.

Rod

From: Hastie, Roderick
Sent: Tuesday, February 25, 2014 05:29 PM
To: 'Clayton.Eubanks@oag.ok.gov' <Clayton.Eubanks@oag.ok.gov>
Cc: Eames, Frederick R.
Subject: Re: Guidance Document

Confidential

Clayton:

Thank you for this news. I will follow up tonight and tomorrow with those AGs and staff who are still here at NAAG.

Thanks.

Rod

From: Clayton.Eubanks@oag.ok.gov [mailto:Clayton.Eubanks@oag.ok.gov]
Sent: Tuesday, February 25, 2014 05:19 PM
To: Hastie, Roderick
Subject: Re: Guidance Document

Rod,

I circulated the proposed letter earlier today for sign on, I included Cory Swanson, Deputy AG for Montana on the email list.

I have not heard from anyone yet. I included the following states, may have missed a few but needed to get it out.

AL, AR, AZ, GA, KS, LA, MI, MO, MT, ND, NE, SC, TX, WY

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From: "Hastie, Roderick" <rhastie@hunton.com>
To: "Clayton.Eubanks@oag.ok.gov" <Clayton.Eubanks@oag.ok.gov>,
Date: 02/25/2014 04:08 PM
Subject: Guidance Document

Confidential:

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Greetings from NAAG.

I wanted to circle back with you to see if there is any interest by States to file comments. I know General Fox is interested in this matter.

I am at NAAG and am glad to make some follow up visits if needed to interested parties.

Thanks.

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From: [Hastie, Roderick](mailto:Hastie,Roderick)
To: ['Clayton.Eubanks@oag.ok.gov'](mailto:Clayton.Eubanks@oag.ok.gov)
Cc: [Fames, Frederick R.](mailto:Fames,Frederick.R)
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From: Henry N Butler
To: jha5@case.edu; jon.bargas@dvn.com; dan.barron@arlp.com; Tom.Bates@oag.ok.gov; jessica.blome@ago.mo.gov; wendy.brooks@wpenergy.com; bbrownell@hunton.com; anita.scheuler@nebraska.gov; jonathan.bunch@fed-soc.org; Henry N Butler; cason.carter@arlp.com; Jeff.Chanay@ksag.org; david.cookson@nebraska.gov; chris.i.dodson@conocophillips.com; ddonohue@wnj.com; reminger@cleancoalusa.org; clayton.eubanks@oag.ok.gov; Richard Faulk; Jonathan Foltz; hurdler.fox@gmail.com; nifranisco@ionesday.com; nancy.korting@alaska.gov; peter.glaser@troutmansanders.com; bgrant@law.ga.gov; harold.hammm@clr.com; rhastie@hunton.com; melissa.houston@oag.ok.gov; blake.johnson@nebraska.gov; Mary C Jones; kendra.jones@arkansasag.gov; jeremy.knee@ago.mo.gov; peter.kruselnicki@transcanada.com; mimi.larsen@moyewhite.com; sarah.lenti@gmail.com; jamie.maddy@chk.com; manningp@michigan.gov; rmartella@sidley.com; pmcconkie@utah.gov; cmcgill@aga.org; andrewpmiller@verizon.net; michael.ming@doe.ok.gov; krmoor@southernco.com; Dorysamoore@marathonoil.com; cate.crutcher@myfloridalegal.com; knathanson@crowell.com; frederick.nelson@ohioattorneygeneral.gov; solens@law.ga.gov; mourada@cleancoalusa.org; rpaduchik@cleancoalusa.org; bradford.phelps@arkansasag.gov; kriguez@ag.state.la.us; scott.pruitt@oag.ok.gov; drivkin@bakerlaw.com; Brent.Rockwood@dvn.com; krogers@aga.org; masagsve@nd.gov; delberta.pfeifer@ksag.org; paul.seby@moyewhite.com; rshelby@aga.org; mark.shurtleff@troutmansanders.com; tskinner@ionesday.com; sonneveltdtd@michigan.gov; katie.spohn@nebraska.gov; stjohnkm@doj.state.wi.us; wstenehjem@nd.gov; sstone@hunton.com; Terri.Connell@state.co.us; saexeter@utah.gov; lyndon.taylor@dvn.com; steve.thompson@deg.ok.gov; kturner@ago.state.al.us; mturpen@riggsabney.com; bill.whitsitt@dvn.com; Rich.Williams@state.sd.us; jwilliams@peabodyenergy.com; mwood@ago.state.ms.us; chris.wright@libertyresourcesllc.com; allen.wright@dvn.com; patrick.wyrick@oag.ok.gov
Cc: Colleen E Cherico; Karen M Czarnecki; Jeffrey Smith
Subject: INVITATION: Public Policy Conference on Energy and the Environment, George Mason Law School, Arlington, Virginia, Monday, April 7, 2014
Date: 02/25/2014 04:20 PM
Attachments: DRAFT AGENDA -- LEC Public Policy Conference on Energy and the Environment April 7 2014 draft of 2-25-14.pdf
DRAFT AGENDA -- LEC Public Policy Conference on Energy and the Environment April 7 2014 draft of 2-25-14.pdf

Dear Friends,

After General Pruitt's successful January 2013 Summit on Federalism and the Future of Fossil Fuels in Oklahoma City, the Mason Law & Economics Center started making plans to launch an Initiative for Energy and the Environment. Richard Faulk, formerly of Gardere in Houston, joined us in July to lead this effort. You may recall that Rick participated in the OKC summit. Here's some more information about the Initiative.
<http://www.masonlec.org/programs/initiative-energy-environment>

Rick and I are putting together the Initiative's first major event – a Public Policy Conference on “Energy and the Environment: Old Fuels, New Technologies, and Market Dynamics” to be held at George Mason University School of Law in Arlington, Virginia on Monday, April 7. A draft agenda is attached.

The target audience of this conference is the Washington public policy community plus senior staff from state AG offices.

All attendees from the OKC Summit are welcome to attend. There is no registration fee, but we do require that you register in advance. Please click here to register:

<http://www.masonlec.org/events/event/164-lec-public-policy-conference-energy-environment-old-fuels-new-technologies-market>

The Mason Attorneys General Education Program (AGEP) is subsidizing attendance of AGs and their senior staff. The AGEP reimburses transportation expenses and provides group meals and lodging. To date, 44 representatives from AGs offices are registered. We are limiting future registration to AGs and senior staff who attended the OKC Summit. **AGs and senior staff must register by Friday, March 7.** Please contact Colleen Cherico, Program Assistant AGEP, at ccherico@gmu.edu and 703.993.9964, with any questions.

If you are able to join us for the conference, you will be invited to a private dinner on Sunday, April 6 for speakers, AGs and their senior staff, and our friends from the OKC Summit.

Press coverage will be substantial. All sessions will be live webcast and then posted on our website for future

viewing.

Finally, if you know of folks on the Hill or in government agencies who should be invited, please send us their contact information.

I look forward to seeing in April.

Thank you.

Best,

Henry

Henry N. Butler
George Mason University Foundation Professor of Law
Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive
Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

www.MasonLEC.org

henrynbutler@gmail.com (personal)

From: Henry N Butler
To: jha5@case.edu; jon.bargas@dvn.com; dan.barron@arlp.com; Tom.Bates@oag.ok.gov; jessica.blome@ago.mo.gov; wendy.brooks@wpenergy.com; bbrownell@hunton.com; anita.scheuler@nebraska.gov; jonathan.bunch@fed-soc.org; Henry N Butler; cason.carter@arlp.com; Jeff.Chanay@ksag.org; david.cookson@nebraska.gov; chris.i.dodson@conocophillips.com; ddonohue@wnj.com; reminger@cleancoalusa.org; clayton.eubanks@oag.ok.gov; Richard Faulk; Jonathan Foltz; hurdler.fox@gmail.com; njfrancisco@jonesday.com; nancy.korting@alaska.gov; peter.glaser@troutmansanders.com; bgrant@law.ga.gov; harold.hamm@clr.com; rhastie@hunton.com; melissa.houston@oag.ok.gov; blake.johnson@nebraska.gov; Mary C Jones; kendra.jones@arkansasag.gov; jeremy.knee@ago.mo.gov; peter.kruseinicki@transcanada.com; mimi.larsen@moyewhite.com; sarah.lenti@gmail.com; jamie.maddy@chk.com; manningp@michigan.gov; rmartella@sidley.com; pmcconkie@utah.gov; cmcgill@aga.org; andrewpmiller@verizon.net; michael.ming@doe.ok.gov; krmoor@southernco.com; Dorysamooore@marathonoil.com; cate.crutcher@myfloridalegal.com; knathanson@crowell.com; frederick.nelson@ohioattorneygeneral.gov; solens@law.ga.gov; mourada@cleancoalusa.org; rpaduchik@cleancoalusa.org; bradford.phelps@arkansasag.gov; ramirez@ag.state.la.us; scott.pruitt@oag.ok.gov; drivkin@bakerlaw.com; Brent.Rockwood@dvn.com; krogers@aga.org; masagsve@nd.gov; delberta.pfeifer@ksag.org; paul.seby@moyewhite.com; rshelby@aga.org; mark.shurtleff@troutmansanders.com; tskinner@jonesday.com; sonneveltdtd@michigan.gov; katie.spohn@nebraska.gov; stjohnkm@doj.state.wi.us; wstenehiem@nd.gov; sstone@hunton.com; Terri.Connell@state.co.us; saexeter@utah.gov; lyndon.taylor@dvn.com; steve.thompson@deg.ok.gov; kturner@ago.state.al.us; mturpen@riggsabney.com; bill.whitsitt@dvn.com; Rich.Williams@state.sd.us; jwilliams@peabodyenergy.com; mwood@ago.state.ms.us; chris.wright@libertyresourcesllc.com; allen.wright@dvn.com; patrick.wyrick@oag.ok.gov
Cc: Colleen E Chericco; Karen M Czarnecki; Jeffrey Smith
Subject: INVITATION: Public Policy Conference on Energy and the Environment, George Mason Law School, Arlington, Virginia, Monday, April 7, 2014
Date: 02/25/2014 04:20 PM
Attachments: DRAFT AGENDA -- LEC Public Policy Conference on Energy and the Environment April 7 2014 draft of 2-25-14.pdf
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viewing.

Finally, if you know of folks on the Hill or in government agencies who should be invited, please send us their contact information.

I look forward to seeing in April.

Thank you.

Best,

Henry

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henrynbutler@gmail.com (personal)

From: Clayton Eubanks
To: Hastie, Roderick
Subject: Re: Guidance Document
Date: 02/25/2014 04:19 PM

Rod,

I circulated the proposed letter earlier today for sign on, I included Cory Swanson, Deputy AG for Montana on the email list.

I have not heard from anyone yet. I included the following states, may have missed a few but needed to get it out.

AL, AR, AZ, GA, KS, LA, MI, MO, MT, ND, NE, SC, TX, WY

P. Clayton Eubanks
Deputy Solicitor General
Office of the Attorney General of Oklahoma
313 N.E. 21st Street
Oklahoma City, OK 73105
Tel: (405) 522-8992
Fax: (405) 522-0085
clayton.eubanks@oag.ok.gov

From: "Hastie, Roderick" <rhastie@hunton.com>
To: "Clayton.Eubanks@oag.ok.gov" <Clayton.Eubanks@oag.ok.gov>
Date: 02/25/2014 04:08 PM
Subject: Guidance Document

Confidential:

Clayton:

Greetings from NAAG.

I wanted to circle back with you to see if there is any interest by States to file comments. I know General Fox is interested in this matter.

I am at NAAG and am glad to make some follow up visits if needed to interested parties.

Thanks.

Rod

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From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Clayton.Eubanks@oag.ok.gov
Subject: RE: *Confidential: Re: Draft State Comments for EPA - Confidential
Date: 02/21/2014 03:36 PM

You're most welcome.

Rod

From: Clayton.Eubanks@oag.ok.gov [mailto:Clayton.Eubanks@oag.ok.gov]
Sent: Friday, February 21, 2014 3:28 PM
To: Hastie, Roderick
Cc: Eames, Frederick R.
Subject: *Confidential: Re: Draft State Comments for EPA - Confidential

Thank you Rod!

P. Clayton Eubanks
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To: "Clayton.Eubanks@oag.ok.gov" <Clayton.Eubanks@oag.ok.gov>,
Cc: "Eames, Frederick R." <feames@hunton.com>
Date: 02/21/2014 11:43 AM
Subject: Draft State Comments for EPA - Confidential

Confidential

Clayton:

Attached, for your consideration is a draft letter for States to send to EPA commenting on the Class II Class VI transition guidance. The deadline to file comments is March 1. We have reason to believe that WY would also be interested in filing comments. Please let me know if you have any questions about this important matter.

Thank you.

Rod



Roderick B. Hastie
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[attachment "49526399_1-c.docx" deleted by Clayton Eubanks/OAG]

From: Clayton Eubanks
To: Hastie, Roderick
Cc: Eames, Frederick R.
Subject: *Confidential: Re: Draft State Comments for EPA - Confidential
Date: 02/21/2014 02:27 PM

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Bio vCard

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From: Clayton Eubanks
To: Hastie, Roderick
Cc: Eames, Frederick R.
Subject: Re: Phone call re: EPA Intrusion in State Oil & Gas Regulation
Date: 02/18/2014 04:11 PM

Rod,

Thanks for the heads up, March 1 is a rapidly approaching deadline considering all the things we have in the pipeline, but it sounds like a comment is in order.

Not sure if we can swing it but we can try, is there a talking point paper, white paper or anything similar in circulation. Are any producers etc.. commenting that you are aware of?

I am out all day tomorrow, I have some time now to talk, or Friday afternoon.

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Date: 02/18/2014 11:00 AM
Subject: Phone call re: EPA Intrusion in State Oil & Gas Regulation

Confidential

Clayton:

Hope this note finds you doing well. I would like to speak with you about an EPA matter which I think will merit the attention of your office. This is an issue where EPA is attempting to assert itself in a potentially damaging way in State regulation of oil and gas wells. Could we discuss this at your earliest convenience?

Here is the gist of the subject. Recently EPA issued draft guidance on an issue called the "Class II to Class VI transition" issue.

Today under the Safe Drinking Water Act's Underground Injection Control (UIC)

program, oil and gas States have primacy agreements with the EPA allowing them to regulate oil and gas wells to prevent drinking water contamination. Oil and gas wells are classified as "Class II" wells in the UIC program. Many oil producers are using a technique called "enhanced oil recovery" (EOR), where they inject CO2 into the well to create pressure to release more oil. EPA has a new classification of wells for sequestration of CO2 called "Class VI" wells, the regulatory requirements for which are much more prescriptive and burdensome than for Class II wells. No State has primacy to regulate Class VI wells, so EPA is the regulator in all States. (There are as yet no Class VI wells anyway).

In the 2010 rule creating the Class VI classification, EPA set forth a bunch of factors describing how to decide whether an oil and gas well using EOR should no longer be a Class II well under State control, but should be a Class VI well under EPA control. Industry complained that those factors were too vague, and could result in a producing oil well being classified as a sequestration well. So EPA now has guidance out, the deadline for comment on which is March 1.

The biggest issue is that the Class VI regulator – the EPA – gets to decide when an oil well is no longer an oil well, not the State. There isn't even a requirement that they consult the oil and gas regulator: the guidance simply "recommends" that they "may" do so.

Time is short before comments must be filed, but it would be helpful for a State or set of States to simply note (1) we're aware of the issue; (2) State regulation of EOR has worked excellently in protecting drinking water for the past 40 years and there's no need to change now; (3) the States should be the decision makers as to when, and if, a transition is necessary. It can also be added that the introduction of regulatory risks such as fundamentally altering the regulatory structure of an industry harms oil and gas production.

Let me know if you might have some time to speak on this important matter. I am copying my colleague Fred Eames who brought this matter to my attention.

Thank you.

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Here is the gist of the subject. Recently EPA issued draft guidance on an issue called the "Class II to Class VI transition" issue.

Today under the Safe Drinking Water Act's Underground Injection Control (UIC) program, oil and gas States have primacy agreements with the EPA allowing them to regulate oil and gas wells to prevent drinking water contamination. Oil and gas wells are classified as "Class II" wells in the UIC program. Many oil producers are using a technique called "enhanced oil recovery" (EOR), where they inject CO2 into the well to create pressure to release more oil. EPA has a new classification of wells for sequestration of CO2 called "Class VI" wells, the regulatory requirements for which are much more prescriptive and burdensome than for Class II wells. No State has primacy to regulate Class VI wells, so EPA is the regulator in all States. (There are as yet no Class VI wells anyway).

In the 2010 rule creating the Class VI classification, EPA set forth a bunch of factors describing how to decide whether an oil and gas well using EOR should no longer be a Class II well under State control, but should be a Class VI well under EPA control. Industry complained that those factors were too vague, and could result in a producing oil well being classified as a sequestration well. So EPA now has guidance out, the deadline for comment on which is March 1.

The biggest issue is that the Class VI regulator – the EPA – gets to decide when an oil well is no longer an oil well, not the State. There isn't even a requirement that they consult the oil and gas regulator: the guidance simply "recommends" that they "may" do so.

Time is short before comments must be filed, but it would be helpful for a State or set of States to simply note (1) we're aware of the issue; (2) State regulation of EOR has worked excellently in protecting drinking water for the past 40 years and there's no need to change now; (3) the States should be the decision makers as to when, and if, a transition is necessary. It can also be added that the introduction of regulatory risks such as fundamentally altering the regulatory structure of an industry harms oil and gas production.

Let me know if you might have some time to speak on this important matter. I am copying my colleague Fred Eames who brought this matter to my attention.

Thank you.

Rod

Bio vCard



Roderick B. Hastie
Senior Director Governmental Relations
rhastie@hunton.com

Hunton & Williams LLP
2200 Pennsylvania Avenue, NW
Washington, DC 20037
Direct: 202.955.1937
Fax: 202.828.3715
www.hunton.com

From: [Melissa Houston](#)
To: [Randy Eminger](#)
Subject: Re: Subcommittee
Date: 11/04/2013 08:33 PM

Thanks.

Sent from the iPhone of Melissa McLawhorn Houston

On Nov 4, 2013, at 8:31 PM, "Randy Eminger" <Reminger@cleancoalusa.org> wrote:

- > Energy & Power Subcommittee.
- >
- > Sent from my iPhone

From: [Randy Eminger](#)
To: Melissa.Houston@oag.ok.gov
Subject: Subcommittee
Date: 11/04/2013 08:31 PM

Energy & Power Subcommittee.

Sent from my iPhone

From: [Melissa Houston](#)
To: Reminger@cleancoalusa.org
Subject: House testimony
Date: 11/04/2013 05:02 PM

I saw your request for AG Pruitt to testify before House Energy and Commerce on Nov 14? What subcommittee will that be?

Sent from the iPhone of Melissa McLawhorn Houston

From:
To:

Mark Shurtleff

steve.ballmer@microsoft.com; jordan.abbott@acxiom.com; jalberg@edgewaterpartners.com; jallen@wlj.com; [Kimberly Allman](mailto:Kimberly.Allman); manuel.alvarez@cfpb.gov; alammeter@directv.com; Ahill@zimmreed.com; cwagap11@gmail.com; sca@stateside.com; michelle.posey@mcmccq.com; billashw@yahoo-inc.com; winn.atkins@diageo.com; guillermo.ayon@doj.ca.gov; Baker, Thurbert; cwag984@gmail.com; andrew.baldonado@anheuser-busch.com; banthamj@citi.com; nathan.barankin@doj.ca.gov; barney353@pie.midco.net; rbarnes@the-dma.org; katherine.barrett@anheuser-busch.com; sbarrios@markanthony.com; abass@buchalter.com; cwag711@gmail.com; mbendickson@absoluteresolutions.com; sandra.e.benen@gsk.com; pauoasloth@earthlink.net; Kristine Bernal; mike.birdsong@bayer.com; laura.bishop@bestbuy.com; cwagap106@yahoo.com; Wakeya.Henry2@usdoj.gov; lisa.demske@amway.com; geoffrey.n.blue@jpmchase.com; rbohannon@theesa.com; cwag978@yahoo.com; hsvoboda@yahoo.com; shannon.bond@cchfs.com; cwag985@gmail.com; dbrighton@ebay.com; broadus_bob@allergan.com; chris.bromley@idwr.idaho.gov; wibrown@fedex.com; BarclayEM@state.gov; LBrughelli@cwagweb.org; anita.scheuler@nebraska.gov; jbuell1@its.inj.com; sjacke@mt.gov; eburbach@gardere.com; brianb@microsoft.com; tburton@microsoft.com; sburton@hunton.com; cwagap103@yahoo.com; pat_calhoun@mcafee.com; deanne.calvert@sanofi.com; cameront@michigan.gov; campbell.law@mchsi.com; julio.caraballo@phoenix.gov; rob@hbslaw.com; don.carley.mcse@statefarm.com; cwagap01@yahoo.com; mcastaneda@csg.org; wcastleberry@fb.com; CattoJA@state.gov; clarissa.cerda@lifelock.com; cary.chan@macfarlanegp.com; dcheck@ktmc.com; carmen.chenal@azaq.gov; Brenton.Chinn@doj.ca.gov; gchodes@oasislegal.com; choperj@law.berkeley.edu; cchung1@yahoo-inc.com; clark@esconcapital.com; mcody@bjjlaw.com; brian_cohen@mpaa.org; Jeffrey.Cohen@wynn.com; walter.cohen@obermayer.com; sheila.colclasure@acxiom.com; [Penny Coleman](mailto:Penny.Coleman); fcollins@yahoo.com; susan.britton@ag.ky.gov; david.cookson@nebraska.gov; smoore@ncdoj.gov; chris.coppin@cwagweb.org; paul.somerhausen@sen.ca.gov; lfitzgerald@ag.nv.gov; robc@atq.wa.gov; awasden@yahoo.com; icrandell@crc.nv.gov; cwagap102@yahoo.com; jose.cuervo@sdca.org; kczarneck@qmu.edu; tim.daly@westernunion.com; diane@narca.org; ndavenport@chitwoodlaw.com; [Jonathan DeGooyer](mailto:Jonathan.DeGooyer); cwagap02@yahoo.com; cwagap16@hotmail.com; renofsdp@aol.com; mjd@diamond-robinson.com; dickinson@hp.com; jonathan.diesenhaus@hoganlovells.com; kdolan@orrick.com; brian_donohue@intuit.com; rdoran@ausley.com; lisa.m.drake@monsanto.com; sara.drake@doj.ca.gov; ldrexler@barclaycardus.com; jdunn@bhfs.com; andrew.johnsen@att.net; rufus@rufusedmisten.com; waeag1@aol.com; thomas.j.edwards@verizon.com; david.a.emerick@jpmchase.com; martin.erwin.ago6@statefarm.com; cwagapp105@yahoo.com; siran.faulders@troutmansanders.com; pfaulk@uschamber.com; john.feenev@prudential.com; Daniel.Fenton@moneymanagement.org; efigueroa@ag.nv.gov; cwag910@yahoo.com; clarkflatt@jasonfoundation.com; afleming@theesa.com; flinn@esconcapital.com; cwag903@yahoo.com; scottfontenot@wellsfargo.com; foulkes@apple.com; tfoulkes@theesa.com; afranco09@aol.com; lou@fal-illinois.com; jamie.freestone@state.sd.us; cfriedman@manatt.com; kfriedman@legalzoom.com; cwag710@yahoo.com; cwag983@yahoo.com; cwag.ap19@gmx.com; tdenney@oag.state.md.us; peggy.garber@att.com; cwagap12@gmail.com; cwag904@yahoo.com; mgarrett@bridgepointeducation.com; tom.gede@bingham.com; tom@gelbmann.biz; jonathan@beachbody.com; attorney.general@alaska.gov; nmgess@bingham.com; Jon.Glogau@myfloridalegal.com; dan.gibb@snrdenton.com; terry.mcgreg@snrdenton.com; bgoldsmith@goldsmithcalaw.com; [Amanda Gonzalez](mailto:attila.gonye); hunterq@atq.wa.gov; cqorman999@aol.com; paul.goss@goldenliving.com; qmorrison@wwsq.com; george.n.gough@monsanto.com; markus.green@pfizer.com; Guidera, William; kbergeron1976@yahoo.com; cgutierrez@chpa-info.org; jamie.hammill@lexisnexis.com; john.m.haroldson@co.benton.or.us; karen.lay@doj.ca.gov; nicole.walker@compucredit.com; ehartman@legalzoom.com; rhartvig@nuskin.com; rhastie@hunton.com; chauschildt@cwagweb.org; jennifer.bland@merck.com; jvannortwick@dsa.org; cwagap13@gmail.com; dheyl@franchise.org; jeffh@jdbyrider.com; cwagap03@yahoo.com; robynhin@microsoft.com; dhirschmann@uschamber.com; [Dawson Hobbs](mailto:Dawson_Hobbs); thogan@fscapitol.com; scott.holm@thomsonreuters.com; dave.a.howell@wellsfargo.com; ahuff@mt.gov; ryan@paywiththis.com; dbplymkr2@yahoo.com; william.hurd@troutmansanders.com; a-mhyatt@msn.com; marty.jackley@state.sd.us; scott.jackman@lexisnexis.com; katiejacov@comcast.net; jeffjacquot@psvcs.com; jakosach@mexusbio.org; sjefferson@wineinstitute.org; jenifer@parquetgroup.com; Val.jimenez@doj.ca.gov; RJ@mifirm.com; andrew.johnsen@bnsf.com; lcunning@ebay.com; robert.jones@pfizer.com; lkalani@orrick.com; brian.kane@ag.idaho.gov; james.kaste@wyo.gov; joe@parquetgroup.com; dkelly@mba1974.hbs.edu; karyn.kenny@usdoj.gov; jo.kerstetter@moneymanagement.org; drewketterer@roadrunner.com; afsoon.mcclellan@lexisnexis.com; jkilgore@mwcllc.com; pkilmartin@riag.ri.gov; ewood@nmag.gov; roger_kirkpatrick@timeinc.com; maurie.knaizer@state.co.us; Edwin.S.Kneedler@usdoj.gov; janine.knudsen@cwagweb.org; nicole.knudsen@doj.ca.gov; kent_knutson@homedepot.com; [Andrew Kovalcin](mailto:Andrew.Kovalcin); rkozuch@nrahq.org; jeremy@k2intelligence.com; kk1643@att.com; jkudon@orrick.com; gaspar.x.laca@gsk.com; ALama@nmag.gov; [Sarah Lane](mailto:Sarah.Lane); [Tara Larcade](mailto:Tara.Larcade); lautenschlager@bauer-bach.com; clawler@oasislegal.com; alohaholly@ymail.com; [Delman Lebel](mailto:Delman.Lebel); travis.leblanc@doj.ca.gov; erik.w.lee@asu.edu; kimberly.lewkowitz@jric.org; steve.lemson@aexp.com; bleppla@chb.com; jeanine.lipka@moneymanagement.org; dan.litteral@apollogrp.edu; rloyd@its.inj.com; dlock@tristateqt.org; slodge@ameribev.org; cwagap04@yahoo.com; cwagap10@gmail.com; selene@cwagweb.org; leah.l.lorber@gsk.com; david.m.louie@hawaii.gov; melissa.lovan@ociac.org; cwag979@yahoo.com; [Kim Campagna](mailto:Susan.Lustig); 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Rick.Neitenbach@lexisnexis.com; brian.nelson@doj.ca.gov; bnelson@republicbank.com; jane.newman@lexisnexis.com; penn.nicholson@bryancave.com; julieniehaus@yahoo.com; Iniehaus@cwagweb.org; bruce.g.ohr@usdoj.gov; olsen@citi.com; jomens@sdccd.edu; james.orcutt@lexisnexis.com; joy.orr@doj.ca.gov; jortiz@pgr.gob.mx; christopher.oswald@reedelsevier.com; mourada@cleancoalusa.org; cwagap06@yahoo.com; michielbp@google.com; Melissa Berenbaum; apatterson@orrick.com; christopher.peterson@cfpb.gov; sean.n.peterson@aexp.com; melissia.petro@pharma.com; Danny Pfeifer; vince.plano@phoenix.gov; apincus@mayerbrown.com; graceann.plsano@homeserveusa.com; ppisano@nbwa.org; kevin.podd@mitratech.com; greg@catalystgrouponline.com; margaret.propes@sunovion.com; scott.pruitt@oag.ok.gov; brent.pyle@lexisnexis.com; Quinn Jack@allergan.com; john.rainey@altria.com; cwag981@yahoo.com; cwag906@yahoo.com; chasr@legalzoom.com; law@quamattorneygeneral.com; nicholas.rathod@cfpb.gov; micheleray@iasonfoundation.com; dwredmond@portfoliorecovery.com; dreid@dbainternational.org; treilly@cmjlaw.com; shookk@michigan.gov; Kristine Bernal; lrickard@uschamber.com; RisheimCA@state.gov; gary.roberts@fox.com; rod.roberts@dia.iowa.gov; jarodriguez@scu.edu; cwag901@yahoo.com; cwag710@gmail.com; cwag982@yahoo.com; cwagap17@hotmail.com; amy.m.wong@doj.state.or.us; eric@narca.org; Steve Rosenthal; lorena.balanta@ice.dhs.gov; sruderman@elsos.com; erulz@csg.org; LUCIE.LAWLOR@homeserveusa.com; ryand@citi.com; sryan@mwe.com; tryan@phrma.org; cwagap07@gmail.com; rsalzman@tracfone.com; ssanabria@elrescate.org; cwagap104@yahoo.com; escheffer@nrahq.org; jolafson@rustconsulting.com; dschneid@american.edu; eschuller@oasislegal.com; William Scigliano; ksebydenver@gmail.com; esechrist@advanceamerica.net; Zynda.Sellers@moneymanagement.org; Samir Shah

Cc: Mark Shurtleff; M'Liss Shurtleff
Subject: NEED YOUR HELP WITH FUNDRAISER TO PROTECT KIDS
Date: 05/13/2013 06:43 PM
Attachments: Childhelp WFC Golf Tournament.pdf
ChildHelp Sponsor Credit Card Authorization Form.pdf

Dear Friends,

M'Liss and I are very excited to announce the start of an annual golf tournament to raise funds for Childhelp, Wasatch Front Utah Chapter.

The goal is to raise enough funds so that we can support the **Speak Up Be Safe program** and the **Art in a Bag program**.

- The Speak Up Be Safe program is a, school-based, child abuse prevention education program that focuses on child safety. This program was developed by National ChildHelp Foundation and has been successfully taught nationwide and is now a mandatory program in all Florida State elementary schools. Riverton Elementary is the first school in the state in which we have been able to implement this program. It was very successful and the SUBS program is being requested by other local elementary schools. Our goal is to raise enough funds to roll this program out to an additional 5 schools in 2013, and eventually roll the program out statewide.
- The Art in the Bag program is a local ChildHelp program founded by my wife M'Liss, in which art supplies are purchased/donated to fill knapsacks that are then donated to local centers providing services for displaced children and those recovering from abuse. The child keeps the bag and art supplies and takes it with them when they are placed into their next living environment.

Please consider joining us in sponsoring our golf tournament at Crater Springs Golf Course on June 27, 2013. Your support is greatly appreciated and will go a long way in helping us reach our fundraising goal and thereby helping and protecting children.

Please find attached a sponsorship form.

We thank you for taking the time to consider supporting Childhelp Wasatch Front, Utah Chapter. For further information, you can visit our website at www.childhelpwasatchfront.org or contact me at Mark Shurtleff (801)-441-9625 or one of the following golf committee members:

EVE FOUSSARD, CHAPTER PRESIDENT (801-331-8588)
SCOTT REAMS & TOM REAMS, TOURNAMENT CO-CHAIRMEN (801-450-2566)
TONYA OLPIN, EVENT CHAIRMAN (281-871-1584)
DOUG JARDINE, DIRECTOR OF MEDIA (801-638-5020)

Sincerely,

Mark & M'Liss Shurtleff

From: [Hastie, Roderick](#)
To: Clayton.Eubanks@oag.ok.gov
Cc: [Hastie, Roderick](#)
Subject: SSM Paper - Confidential
Date: 04/30/2013 02:50 PM
Attachments: [SSM Proposal Overview.docx](#)
[Summary of State SSM Comments.doc](#)
[Devon Energy SSM Comment.pdf](#)

Confidential


Clayton:

Please find attached a short white paper with some talking points that you might find useful to cut and paste when encouraging States to file comments on the SSM rule. I am also attaching a summary of those comments as filed by States into the docket. The bulk of these request an extension. Five have submitted substantive comments – KS, MO, NE, NJ, ND.

Finally, I am attaching the earlier comments filed by Devon which also focuses on the extension request.

Thank you.

Rod Hastie

	Home	VCard	Bio
	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com		
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com		

From: [Hastie, Roderick](#)
To: Clayton.Eubanks@oag.ok.gov
Cc: [Guerard, Richard B.](#)
Subject: RE: *Confidential: RE: Re: Document - Confidential
Date: 04/22/2013 02:02 PM

Clayton:

This does help. I do now recall the FOIA request changes.

Good luck on May 8!

Thanks.

Rod

From: Clayton.Eubanks@oag.ok.gov [mailto:Clayton.Eubanks@oag.ok.gov]
Sent: Monday, April 22, 2013 2:49 PM
To: Hastie, Roderick
Cc: Guerard, Richard B.
Subject: *Confidential: RE: Re: Document - Confidential

The FOIA Request has a long history, I am sending you the latest which we narrowed to just the Regional Haze Consent Decrees and the related Appeal following EPA's denial of a fee waiver request.

The Farrell-Cooper case is fully briefed and set for oral argument at the 10th Circuit on May 8, 2013. I am arguing the case for the State.

The Regional Haze case was argued on March 6, 2013.

P. Clayton Eubanks
Deputy Solicitor General
Office of the Attorney General of Oklahoma
313 N.E. 21st Street
Oklahoma City, OK 73105
Tel: (405) 522-8992
Fax: (405) 522-0085
clayton.eubanks@oag.ok.gov

From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Clayton.Eubanks@oag.ok.gov>,
Cc: "Guerard, Richard B." <rguerard@hunton.com>
Date: 04/22/2013 01:44 PM
Subject: RE: *Confidential: Re: Document - Confidential

Clayton:

Thank you for these good suggestion for the "Energy Summary". Can you send me a copy of the FOIA request?

In the regional haze case, when were the oral arguments? I'll list that they occurred and we are now awaiting a decision.

In Farrell-Cooper, what's the briefing status?

I am copying Rich Guerard who is working with me on this paper. Finally, we are seeing the General this afternoon at EEI.

Thanks.

Rod

From: Clayton.Eubanks@oag.ok.gov [<mailto:Clayton.Eubanks@oag.ok.gov>]
Sent: Monday, April 22, 2013 2:30 PM
To: Hastie, Roderick
Subject: *Confidential: Re: Document - Confidential

Rod,

1. State of Oklahoma et al. v. EPA Case No. 12-9526 & 12-9527 Regional Haze case 10th Circuit Ct of Appeals
2. Farrell-Cooper Mining Co v U.S. Department of Interior and Oklahoma Department of Mines - 12-7048 10th Circuit Ct. of Appeals - We were brought in as party defendant but we filed a Cross Claim against DOI and Office of Surface Mining for overstepping their authority under SMCRA in a primacy state.
3. We also have the Sue and Settle FOIA requests out but have not filed litigation on that issue yet.

P. Clayton Eubanks
Deputy Solicitor General
Office of the Attorney General of Oklahoma
313 N.E. 21st Street
Oklahoma City, OK 73105

Tel: (405) 522-8992
Fax: (405) 522-0085
clayton.eubanks@oag.ok.gov

From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Clayton.Eubanks@oag.ok.gov>,
Date: 04/18/2013 03:29 PM
Subject: Document - Confidential

Clayton:


Attached, is the document which I have tried to summarize energy related work by General Pruitt and your office. The goal is to come up with a list of actions he has taken with respect to EPA / DOI regulations through commenting in the docket or in Federal litigation.

Any other suggestions of cases to add would be appreciated. The haze case is a good example.

Thanks.

Rod

[Home](#) | [VCard](#) | [Bio](#)

	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com

[attachment "Pruitt White Paper on EPA Air Rules_(45287566)_(2).docx" deleted by Clayton Eubanks/OAG]

From: [Clayton Eubanks](#)
To: [Hastie, Roderick](#)
Cc: [Guerard, Richard B.](#)
Subject: *Confidential: RE: Re: Document - Confidential
Date: 04/22/2013 01:49 PM
Attachments: [Revised EPA - FOIA Request -Regional Haze 2013.pdf](#)
[FOIA APPEAL March 2013.pdf](#)

The FOIA Request has a long history, I am sending you the latest which we narrowed to just the Regional Haze Consent Decrees and the related Appeal following EPA's denial of a fee waiver request.

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clayton.eubanks@oag.ok.gov

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To: <Clayton.Eubanks@oag.ok.gov>,
Cc: "Guerard, Richard B." <rguerard@hunton.com>
Date: 04/22/2013 01:44 PM
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To: Hastie, Roderick

Subject: *Confidential: Re: Document - Confidential

Rod,

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To: <Clayton.Eubanks@oag.ok.gov>,
Date: 04/18/2013 03:29 PM
Subject: Document - Confidential

Clayton:

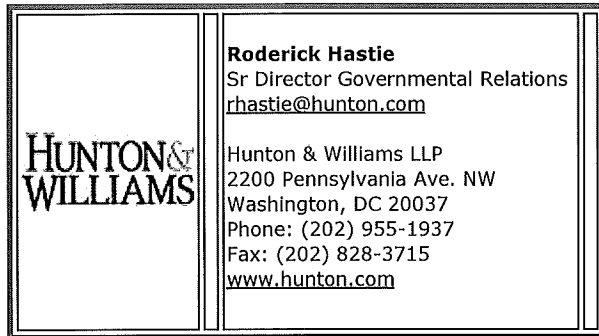
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Thanks.

Rod

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[attachment "Pruitt White Paper on EPA Air Rules_(45287566)_(2).docx" deleted by Clayton Eubanks/OAG]

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To: Clayton.Eubanks@oag.ok.gov
Cc: [Guerard, Richard B.](mailto:Guerard.Richard.B)
Subject: RE: *Confidential: Re: Document - Confidential
Date: 04/22/2013 01:43 PM

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From: Clayton.Eubanks@oag.ok.gov [mailto:Clayton.Eubanks@oag.ok.gov]
Sent: Monday, April 22, 2013 2:30 PM
To: Hastie, Roderick
Subject: *Confidential: Re: Document - Confidential

Rod,

1. State of Oklahoma et al. v. EPA Case No. 12-9526 & 12-9527 Regional Haze case 10th Circuit Ct of Appeals
2. Farrell-Cooper Mining Co v U.S. Department of Interior and Oklahoma Department of Mines - 12-7048 10th Circuit Ct. of Appeals - We were brought in as party defendant but we filed a Cross Claim against DOI and Office of Surface Mining for overstepping their authority under SMCRA in a primacy state.
3. We also have the Sue and Settle FOIA requests out but have not filed litigation on that issue yet.

P. Clayton Eubanks
Deputy Solicitor General
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313 N.E. 21st Street
Oklahoma City, OK 73105
Tel: (405) 522-8992
Fax: (405) 522-0085
clayton.eubanks@oag.ok.gov

From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Clayton.Eubanks@oag.ok.gov>,
Date: 04/18/2013 03:29 PM
Subject: Document - Confidential

Clayton:


Attached, is the document which I have tried to summarize energy related work by General Pruitt and your office. The goal is to come up with a list of actions he has taken with respect to EPA / DOI regulations through commenting in the docket or in Federal litigation.

Any other suggestions of cases to add would be appreciated. The haze case is a good example.

Thanks.

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[Home](#) | [VCard](#) | [Bio](#)

	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com

[attachment "Pruitt White Paper on EPA Air Rules_(45287566)_2).docx" deleted by Clayton Eubanks/OAG]

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Date: 04/22/2013 01:30 PM

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From: Clayton Eubanks
To: Hastie, Roderick
Cc: Tom.Bates@oag.ok.gov
Subject: Re: Update - States Seeking Extension of SSM Comment Period
Date: 03/15/2013 04:09 PM
Attachments: OKAG-EPA-HQ-OAR-2012-0322.pdf

Thanks Rod, Oklahoma along with 15 AG Offices and the Wyoming ODEQ submitted our letter request for an extension of the comment period today.

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<p style="text-align: center;">HUNTON & WILLIAMS</p> <p>yv88ADAAAAAAAAAAaHR0cDovL3dlYmRvd25sb2FkLmh1bnRvbi5jb20vZXNpZ25hdHVyZS9IVzIu_Z2lm</p>	<p>Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com</p> <p>Hunton & Williams LLP 2200 Pennsylvania Ave, NW Washington, DC 20037 Phone: (202) 955- 1937 Fax: (202) 828-3715 www.hunton.com</p>
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To: Clayton.Eubanks@oag.ok.gov
Cc: Tom.Bates@oag.ok.gov
Subject: EPA Proposed Rule on Start up, shutdown, malfunction - Confidential
Date: 03/14/2013 02:28 PM
Importance: High
Attachments: [SSM Proposal Overview \(44130078\) \(2\).docx](#)
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Enjoy your vacation next week!

Thank you.

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Subject: RE: Dinner in Oklahoma City
Date: 01/15/2013 04:15 PM

Perfect. This is great.

Many thanks.

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Cell: 405.821.4062
313 NE 21st Street, Oklahoma City, OK 73105

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To: <Patrick.Wyrick@oag.ok.gov>
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Patrick:

No worries. You are off the hook if you can recommend a good local steak house downtown for dinner.

See you tomorrow.

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Sent: Tuesday, January 15, 2013 4:41 PM
To: Hastie, Roderick
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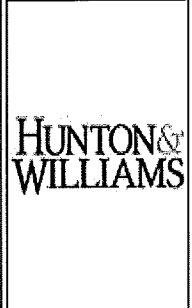
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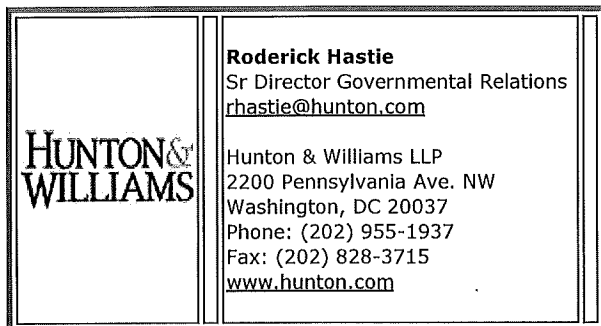
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patrick.wyrick@oag.ok.gov
Office: 405.522.4448
Cell: 405.821.4062
313 NE 21st Street, Oklahoma City, OK 73105

From: "Hastie, Roderick" <rastie@hunton.com>
To: <melissa.houston@oag.ok.gov>, <Patrick.Wyrick@oag.ok.gov>
Date: 01/15/2013 02:53 PM
Subject: Re: Dinner in Oklahoma City

Melissa and Patrick:

Just thought I would check back and see if you want to join for breakfast tomorrow morning. Tom and I are going to meet tomorrow at Kamps at 8:00 AM.
Thanks.

Rod

From: Hastie, Roderick
Sent: Monday, January 14, 2013 11:20 AM
To: melissa.houston@oag.ok.gov <melissa.houston@oag.ok.gov>; Patrick.Wyrick@oag.ok.gov <Patrick.Wyrick@oag.ok.gov>; tom.bates@oag.ok.gov <tom.bates@oag.ok.gov>
Cc: hnbutler@gmu.edu <hnbutler@gmu.edu>
Subject: Dinner in Oklahoma City


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Thank you.

Rod

[Home](#) | [vCard](#) | [Bio](#)

	<p>Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com</p> <p>Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com</p>
---	--

From: [Hastie, Roderick](#)
To: Patrick.Wyrick@oag.ok.gov
Subject: Out of Office AutoReply: Dinner in Oklahoma City
Date: 01/15/2013 03:41 PM

I am out of the office and will return to the office on Friday, January 18. I am monitoring my e-mails.

From: Patrick Wyrick
To: [Hastie, Roderick](#)
Subject: RE: Dinner in Oklahoma City
Date: 01/15/2013 04:14 PM

You'll want to go to either Red Prime (just a block north of the Skirvin), or the Mantel (about three blocks east).

Red Prime is a modern steakhouse--very good. The Mantel is probably my favorite restaurant in town, it's not strictly a steakhouse and has a broader menu, but has a great intimate vibe and good wine list.

Patrick R. Wyrick
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313 NE 21st Street, Oklahoma City, OK 73105

From: "Hastie, Roderick" <rastie@hunton.com>
To: <Patrick.Wyrick@oag.ok.gov>
Date: 01/15/2013 04:11 PM
Subject: RE: Dinner in Oklahoma City

Patrick:

No worries. You are off the hook if you can recommend a good local steak house downtown for dinner.

See you tomorrow.

Rod

From: Patrick.Wyrick@oag.ok.gov [<mailto:Patrick.Wyrick@oag.ok.gov>]
Sent: Tuesday, January 15, 2013 4:41 PM
To: Hastie, Roderick
Cc: melissa.houston@oag.ok.gov
Subject: Re: Dinner in Oklahoma City

Thanks for the invite, Rod, but I won't be able to make it, as I'll be prepping for our AG opinion conference that starts at 9:30.

I'll see you tomorrow afternoon, however.

Patrick R. Wyrick

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Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com
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From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Tom.Bates@oag.ok.gov
Cc: Melissa.Houston@oag.ok.gov
Subject: RE: Dinner in Oklahoma City
Date: 01/14/2013 01:53 PM

Tom:

That would be nice.

See you at Kamps.

Rod

From: Tom.Bates@oag.ok.gov [mailto:Tom.Bates@oag.ok.gov]
Sent: Monday, January 14, 2013 2:30 PM
To: Hastie, Roderick
Cc: Melissa.Houston@oag.ok.gov
Subject: Re: Dinner in Oklahoma City

Rod,

How about breakfast at 8:00 on Wednesday? Let's meet at Kamps 1910 restaurant located at 10 NE 10th Street in OKC.

Tom Bates
First Assistant Attorney General
313 NE 21st Street
Oklahoma City, OK 73105
Direct: 405-522-1863
FAX: 405-522-0069

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To: <melissa.houston@oag.ok.gov>, <Patrick.Wyrick@oag.ok.gov>, <tom.bates@oag.ok.gov>
Cc: <hnbutter@gmu.edu>
Date: 01/14/2013 10:21 AM
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From: [Hastie, Roderick](#)
To: [Melissa Houston/OAG](#)
Subject: Accepted: Invitation: ADLER CONFERENCE CALL (Jan 11 03:00 PM CST in Dial-In Number 605-475-4800 Host
Access Code: 1030632* Participant Access Code: 1030632#)
Date: 01/09/2013 09:22 AM

From: [Melissa Houston](#)
Sent By: [Rhonda Geller](#)
To: hnbutler@gmu.edu; jha@case.edu; rhastie@huntington.com
Subject: Invitation: ADLER CONFERENCE CALL (Jan 11 03:00 PM CST In Dial-In Number 605-475-4800 Host Access Code: 1030632* Participant Access Code: 1030632#)
Date: 01/08/2013 05:34 PM
Attachments: [c173408.lcs](#)



**Invitation: ADLER CONFERENCE CALL
01/11/2013 -**

Chair: [Melissa Houston/OAG](#)
Sent By: [Melissa_Houston/OAG%OAG](#)
Location: Dial-In Number 605-475-4800 Host Access Code: 1030632* Participant Access Code: 1030632#

Melissa_Houston

Melissa Houston has invited Melissa Houston to a meeting. You have not yet responded.

Required: hnbutler@gmu.edu, jha@case.edu, rhastie@huntington.com, scott.pruitt@oag.ok.gov, tom.bates@oag.ok.gov

Description

Participants:

General Pruitt
Melissa Houston
Tom Bates
Henry Butler
Rod Hastie
Jonathan Adler
Participants:

General Pruitt
Melissa Houston
Tom Bates
Henry Butler
Rod Hastie
Jonathan Adler

From: Rhonda Geller
To: rhastie@hunton.com; jha@case.edu; hnbutler@gmu.edu
Cc: melissa.houston@oag.ok.gov; tom.bates@oag.ok.gov
Bcc: scott [REDACTED]
Subject: Fw: URGENT: Request for Conference Call to Discuss Goals for the AG Strategy Sessions
Date: 01/08/2013 05:31 PM

Henry/Rod/Jonathan:

A Conference Call has been scheduled for Friday, January 11, 2013, at 3:00 PM CST.

Henry has advised that he may or may not be able to participate, but that it is important that the call still take place in order to bring Jonathan up to speed. He believes the other participants will be able to do that even if he is not involved.

The Dial-In Number and the Access Codes for the Conference Call are as follows:

Dial-In Number: 605-475-4800
Host (General Pruitt, Melissa, Tom) Access Code: 1030632*
Participant (Henry, Rod, Jonathan) Access Code: 1030632#

Once you dial the above-referenced Dial-In number, you will be prompted to enter the appropriate Access Code.

If you have any questions, please let me know.

Thanks! -Rhonda

Rhonda L. Geller
Oklahoma Office of Attorney General
313 NE 21st Street
Oklahoma City, OK 73105
405.522.4391
rhonda.geller@oag.ok.gov

----- Forwarded by Rhonda Geller/OAG on 01/08/2013 05:16 PM -----

From: Melissa Houston/OAG
To: "Rhonda Geller" <Rhonda.Geller@oag.ok.gov>, Tom Bates/OAG@OAG
Date: 01/08/2013 04:23 PM
Subject: Fw: URGENT: Request for Conference Call to Discuss Goals for the AG Strategy Sessions

Rhonda could you work with Henry to set this up? Thanks.

From: "Henry N. Butler" [hnbutler@gmu.edu]
Sent: 01/08/2013 04:23 PM EST
To: Melissa McLawhorn Houston

Cc: 'Sarah Lenti' <sarah.lenti@gmail.com>; rhastie@hunton.com; jfoltz3@gmu.edu; "Jonathan H. Adler" <jha5@case.edu>
Subject: URGENT: Request for Conference Call to Discuss Goals for the AG Strategy Sessions

Melissa,

We need to make sure Jonathan Adler is coached up about the goals for the AG Strategy Sessions.

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Can you propose some times for Thursday or Friday?

Jonathan, what is your availability?

It's almost showtime!

Thanks.

Henry

Henry N. Butler
George Mason University Foundation Professor of Law and
Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive
Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Rhonda Geller
To: rhastle@hunton.com; jha@case.edu; hnutler@gmu.edu
Cc: melissa.houston@oag.ok.gov; tom.bates@oag.ok.gov
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Subject: RE: URGENT: Request for Conference Call to Discuss Goals for the AG Strategy Sessions
Date: 01/08/2013 03:31 PM

Henry:

My schedule is flexible on those days.

Thank you.

Rod

From: hnbutler@gmu.edu [mailto:hnbutler@gmu.edu]
Sent: Tuesday, January 08, 2013 4:23 PM
To: Melissa.Houston@oag.ok.gov
Cc: 'Sarah Lenti'; [Hastie, Roderick](#); jfoltz3@gmu.edu; [Jonathan H. Adler](#)
Subject: URGENT: Request for Conference Call to Discuss Goals for the AG Strategy Sessions
Importance: High

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703-993-8644
224-330-0540 (mobile)

From: Sarah Lenti
To: Jonathan Foltz; rhastie@hunton.com; Melissa.Houston@oag.ok.gov
Cc: Henry N. Butler; Ashley.Olmstead@oag.ok.gov
Subject: RE: Recruiting Update for Fossil Fuels Summit
Date: 01/03/2013 12:58 PM

Jonathan -- thanks!
One question -- do I submit my flight receipt to you all?

Thanks!

From: jfoltz3@gmu.edu [jfoltz3@gmu.edu]
Sent: Thursday, January 03, 2013 11:51 AM
To: rhastie@hunton.com; Melissa.Houston@oag.ok.gov; Sarah Lenti
Cc: Henry N. Butler; Ashley.Olmstead@oag.ok.gov
Subject: Re: Recruiting Update for Fossil Fuels Summit

Hi all,

Happy New Year! Hope everyone is having a fantastic start to 2013. I have attached an updated spreadsheet with the recruiting status for each state. Let me know if you have any questions or updates on your end that I am missing.

Thanks as always for all of your help. It is greatly appreciated!

Best,
Jon

From: LECuser <jfoltz3@gmu.edu<mailto:jfoltz3@gmu.edu>>
Date: Wednesday, December 19, 2012 5:19 PM
To: <rhastie@hunton.com<mailto:rhastie@hunton.com>>,
"Melissa.Houston@oag.ok.gov<mailto:Melissa.Houston@oag.ok.gov>"
<Melissa.Houston@oag.ok.gov<mailto:Melissa.Houston@oag.ok.gov>>, Sarah Lenti
<slenti@sglf.org<mailto:slenti@sglf.org>>
Cc: "Henry N. Butler" <hnbutler@gmu.edu<mailto:hnbutler@gmu.edu>>,
"Ashley.Olmstead@oag.ok.gov<mailto:Ashley.Olmstead@oag.ok.gov>"
<Ashley.Olmstead@oag.ok.gov<mailto:Ashley.Olmstead@oag.ok.gov>>
Subject: Recruiting Update for Fossil Fuels Summit

Hi Rod, Melissa, and Sarah,

Hope all is well. Please see attached for a spreadsheet with the updated recruiting status for each of the states we invited to attend the Summit on Federalism and the Future of Fossil Fuels.

Appreciate any help you might be able to lend to the recruiting effort. As an overview, the following states have no representatives currently attending:

- * Texas (No staff able to attend, per CoS Daniel Hodge's Ass't Katie Taylor)
- * Kentucky (No staff available, per Ass't Susan Britton)
- * Tennessee (possible staff to be assigned, per Chief Deputy Lucy Haynes on Monday)
- * Virginia (staff and AG not available due to legislative session, per Executive Ass't Katie Courain)
- * Arizona (staff and AG unable to attend, per Ass't Debra Scordato. Followed-up again with AG today)
- * Missouri (working out possibility of staff attending, per Ass't Pam Coffey yesterday)
- * Arkansas (indicated staff would attend, per Ass't Amanda Sutherland. Followed-up again yesterday)
- * West Virginia (AG-elect is being sworn in days before, staff unavailable per Scott Will)
- * Wyoming (Staff not available due to Legislative Session, per Ass't Judy Mitchell)
- * Idaho (Ass't Janet Carter indicated they may be able to send 1 staff member. Left VM again on Monday)
- * South Carolina (AG and staff unavailable per Ass't Kristi Quattrone)
- * Indiana (AG cannot attend and no staff available, per CoS Staci Schneider)

Let me know if you have any questions on these at all. I will continue to follow-up and monitor emails/voicemails through the holiday period. If you need to reach me, my cell is best: 317-258-8742.

Thanks so much again. Merry Christmas and Happy New Year!

Best,
Jon

--

Jonathan R. Foltz
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Congressional Civil Justice Caucus Academy
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From: Sarah Lenti
To: Jonathan Foltz; rhastie@hunton.com; Melissa.Houston@oag.ok.gov
Cc: Henry N. Butler; Ashley.Olmstead@oag.ok.gov
Subject: RE: Recruiting Update for Fossil Fuels Summit
Date: 01/03/2013 12:58 PM

Jonathan -- thanks!
One question -- do I submit my flight receipt to you all?

Thanks!

From: jfoltz3@gmu.edu [jfoltz3@gmu.edu]
Sent: Thursday, January 03, 2013 11:51 AM
To: rhastie@hunton.com; Melissa.Houston@oag.ok.gov; Sarah Lenti
Cc: Henry N. Butler; Ashley.Olmstead@oag.ok.gov
Subject: Re: Recruiting Update for Fossil Fuels Summit

Hi all,

Happy New Year! Hope everyone is having a fantastic start to 2013. I have attached an updated spreadsheet with the recruiting status for each state. Let me know if you have any questions or updates on your end that I am missing.

Thanks as always for all of your help. It is greatly appreciated!

Best,
Jon

From: LECuser <jfoltz3@gmu.edu<mailto:jfoltz3@gmu.edu>>
Date: Wednesday, December 19, 2012 5:19 PM
To: <rhastie@hunton.com<mailto:rhastie@hunton.com>>,
"Melissa.Houston@oag.ok.gov<mailto:Melissa.Houston@oag.ok.gov>"
<Melissa.Houston@oag.ok.gov<mailto:Melissa.Houston@oag.ok.gov>>, Sarah Lenti
<slenti@sglf.org<mailto:slenti@sglf.org>>
Cc: "Henry N. Butler" <hnbutler@gmu.edu<mailto:hnbutler@gmu.edu>>,
"Ashley.Olmstead@oag.ok.gov<mailto:Ashley.Olmstead@oag.ok.gov>"
<Ashley.Olmstead@oag.ok.gov<mailto:Ashley.Olmstead@oag.ok.gov>>
Subject: Recruiting Update for Fossil Fuels Summit

Hi Rod, Melissa, and Sarah,

Hope all is well. Please see attached for a spreadsheet with the updated recruiting status for each of the states we invited to attend the Summit on Federalism and the Future of Fossil Fuels.

Appreciate any help you might be able to lend to the recruiting effort. As an overview, the following states have no representatives currently attending:

- * Texas (No staff able to attend, per CoS Daniel Hodge's Ass't Katie Taylor)
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Jon

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Cc: Natalie Toalson; cherie.nelson@troutmansanders.com; jessie.martin@troutmansanders.com; mark.bravkovich@troutmansanders.com; Lynne Ross; Renae Cowley
Subject: RIDING OFF INTO THE . . . PRIVATE SECTOR
Date: 12/21/2012 02:56 PM
Attachments: Troutman Shurtleff Press Release.docx

Dear Colleagues and Friends,

I appreciate your friendship, support and collaboration during my twelve years as Utah Attorney General. It has been an honor to work with all of you over the years, and I hope I will have the opportunity to continue working with you across party and other dividing lines in my new role in the private sector.

I'm proud to announce that I have joined the law firm of Troutman Sanders LLP and will be working out of the Washington, D.C. Office. I look forward to utilizing the knowledge and skills I have acquired and the relationships I have established over the years to enhance the interests of justice and the free market in service of private and corporate citizens of this great nation. I am excited to be working directly with Ashley Taylor, Steve Rosenthal, Bill Hurd, Siran Falders and other members of the firm's Regulatory Compliance and Government Litigation practice group. I will be actively involved with my SAGE colleagues and am pleased to continue working with NAAG, CWAG and RAGA; (and anxious to attend my first DAGA meeting!)

Attached is a press release with more information. You can contact me at this private email address or beginning January 9, 2013 at my new business email address: mark.shurtleff@troutmansanders.com. You can call or text me anytime on my cell phone: [801-558-9625](tel:801-558-9625).

Happy Holidays to each of you!

Mark
Mark L. Shurtleff
Utah Attorney General

"Do the day's work. If it be to protect the rights of the weak, whoever objects, do it. If it be to help a powerful corporation better to serve the people, whatever the opposition, do that. Expect to be called a stand patter, but don't be a stand patter. Expect to be called a demagogue, but don't be a demagogue... Don't expect to build

up the weak by pulling down the strong... We need a broader, firmer, deeper faith in the people; A faith that men desire to do right, that the Commonwealth is founded upon a righteousness which will endure, a reconstructed faith that the final approval of the people is given not to demagogues, slavishly pandering to their selfishness, merchandising with the clamor of the hour, but to statesmen, ministering to their welfare, representing their deep, silent, abiding convictions." - Calvin Coolidge

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Troutman Sanders LLP is an international law firm with more than 600 lawyers and offices located throughout the United States and China. Founded in 1897, the firm's lawyers provide counsel and advice in practically every aspect of civil and commercial law related to the firm's core practice areas: Business Law, Energy and Industry Regulation, Finance, Litigation and Real Estate. Firm clients range from multinational corporations to individual entrepreneurs, federal and state agencies to foreign governments, and non-profit organizations to businesses representing virtually every sector and industry. See troutmansanders.com for more information.

From: [Jonathan Foltz](mailto:Jonathan.Foltz)
Sent By: jfoltz3@gmu.edu
To: rhastie@hunton.com; Melissa.Houston@oag.ok.gov; [Sarah Lenti](mailto:Sarah.Lenti)
Cc: [Henry N. Butler](mailto:Henry.N.Butler); Ashley.Olmstead@oag.ok.gov
Subject: Recruiting Update for Fossil Fuels Summit
Date: 12/19/2012 04:19 PM
Attachments: [AG RSVP List Summit \(as of 12.19\).xlsx](#)

Hi Rod, Melissa, and Sarah,

Hope all is well. Please see attached for a spreadsheet with the updated recruiting status for each of the states we invited to attend the Summit on Federalism and the Future of Fossil Fuels.

Appreciate any help you might be able to lend to the recruiting effort. As an overview, the following states have no representatives currently attending:

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Thanks so much again. Merry Christmas and Happy New Year!

Best,
Jon

--

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From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov
Cc: hnbutler@gmu.edu
Subject: Summit - confidential
Date: 11/15/2012 04:49 PM

Confidential

Melissa:

Thank you for speaking with me last evening. I certainly understand and support your reason for moving the summit and expanding the time the AGs can confer. I have always seen the big picture of having the AGs coalesce around a theme of protecting the ability of states to manage and grow their energy resources as the most important outcome. If it takes more time to get this right for the States then all the better.


As to notifying the AGs about the postponement, let me take the liberty and offer the following words which you and Henry may want to use.

“The response to General Pruitt's call for an Federalism Summit on Energy in Oklahoma City in December has simply been overwhelming. With this in mind, it has been decided to make this summit a two day event so to address all of the myriad issues on how States can protect their ability to manage their energy resources. In order to accommodate this expanded time we need to move the dates of the summit to January 16 & 17, 2013. More details on how to register will be forthcoming from George Mason.”

Hope this is of some help.

All the best,

Rod

	Home	VCard	Bio
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From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov
Subject: New attorneys general could affect EPA relationships with states
Date: 11/14/2012 12:54 PM
Attachments: [ident.gif?r=nhcfdy8pam&ts=1352918451808&js=true](#)

Melissa:

I thought you would find this article of interest.

Thanks.

Rod

New attorneys general could affect EPA relationships with states

Lawrence Hurley, E&E reporter

November 14, 2012

U.S. EPA's legal relationship with some states could change after several new attorneys general were elected last week.

At least one, West Virginia Republican Patrick Morrissey, has pledged to challenge EPA regulations. Another, Montana's Tim Fox (R), has talked about tackling federal government overreach.

In total, there were 10 contested attorney general races. In four states -- Oregon, Missouri, Vermont and North Carolina -- the seat stayed in Democratic hands, while the Republicans retained control in Utah and Indiana. In three, the position switched parties: from Democratic to Republican in West Virginia and Montana, and Republican to Democratic in Washington state.

Although the authority of attorneys general varies from state to state, they, in consultation with state environmental agencies and governors, generally have a big say in big legal decisions, such as whether to join challenges to national EPA regulations, said James Tierney, director of the National State Attorneys General Program at Columbia Law School.

Tierney, the former Democratic attorney general of Maine, noted that conflicts between attorneys general and governors' offices occur "every hour of every day" but can often be resolved through negotiation.

Of the newly elected crop of attorneys general, Morrissey of West Virginia -- a former Washington lawyer with high-profile firms King & Spalding and Sidley Austin -- has been most outspoken about EPA.

On his campaign website, one of his main proposals is to "eliminate trinkets and other wasteful items and use the resources to fund legal challenges that take on the EPA and other federal agencies that impose mandates on our citizens and prevent our children from obtaining gainful employment."

The Charleston Gazette reported that Morrisey, who defeated Democratic incumbent Darrell McGraw, said he wanted to "take on" EPA, especially over regulations that affect coal production, despite some questions about whether he would have the authority to file suit without the support of the governor, Earl Ray Tomblin (D). Morrisey could not be reached for comment.

Tierney noted that in West Virginia, an aggressive stance against EPA is "pretty mainstream" politically, so the election result might not make too much difference. West Virginia already has a history of battling EPA in the courts over certain coal-related issues. Most recently, it has supported Arch Coal Inc.'s fight over EPA's veto of a permit for a mountaintop removal mine in the state (*Greenwire*, Sept. 20).

Tierney pointed out that, as in most states, West Virginia would likely rely on free or highly discounted legal assistance from private law firms to pay for any legal challenges.

For cost-cutting measures to generate enough cash, there would have to be "an awful lot of trinkets," Tierney said.

Fox, Montana's new attorney general, replaced Democrat Steve Bullock, who successfully ran for governor. He has a lengthy legal resume, including stints with the Montana Board of Oil and Gas Conservation and the Montana Department of Environmental Quality.

As attorney general, Fox will serve on the Montana State Land Board, which has a key role in energy development.

On his campaign website, Fox said that "environmental extremists want to stop energy development here" but that he would work to ensure "responsible energy development."

His criticisms of federal government overreach have, however, tended to focus on the Affordable Care Act -- "Obamacare" -- rather than environmental regulations. Fox could not be reached for comment.

From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Melissa.Houston@oag.ok.gov
Subject: RE: Energy industry could be hit by tough - Privileged & Confidential
Date: 11/08/2012 04:12 PM

Privileged & Confidential

Melissa:

Thanks for this article. We fear it is very correct. In fact, we believe the GHG NSPS rule which you helped to organize comments will be the first up. (In the end 31 State agencies filed critical comments.) General Pruitt in the past expressed interest in being the first to file a challenge and thus have Oklahoma on the caption - "Oklahoma V. EPA". If he is interested, you will need to be ready to file a petition for review in the DC Circuit. At that point, other states will have 60 days to join him. Of course, this would not mean your office would have to do all the heavy lifting of briefing the case etc.. Others could certainly handle that load. It would however give you the headline of opposing this climate change rule.

Let me know if this interests your office. If so, maybe we could later speak over the phone on the logistics and how it might play out.

Thank you.

Rod

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

From: Melissa.Houston@oag.ok.gov [mailto:Melissa.Houston@oag.ok.gov]
Sent: Thursday, November 08, 2012 7:15 AM
To: Henry Butler; Hastie, Roderick; Andy Miller; Patrick Wyrick
Subject: Fw: Energy industry could be hit by tough regulations in second term | The Daily Caller

Thought you would find this article interesting.

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

From: Melissa Houston [melissahouston@gmail.com]
Sent: 11/08/2012 05:27 AM CST
To: Melissa McLawhorn Houston
Subject: Energy industry could be hit by tough regulations in second term | The Daily Caller

<http://dailycaller.com/2012/11/07/energy-industry-could-be-hit-by-tougher-regulations-in-obama-second-term/>

Sent from my iPhone

From: Melissa.Houston@oag.ok.gov
To: [Henry Butler](#); [Roderick Hastie](#); [Andy Miller](#); [Patrick Wyrick](#)
Subject: Fw: Energy industry could be hit by tough regulations in second term | The Daily Caller
Date: 11/08/2012 06:14 AM

Thought you would find this article interesting.

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To: Melissa McLawhorn Houston
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To: Melissa McLawhorn Houston

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<http://dailycaller.com/2012/11/07/energy-industry-could-be-hit-by-tougher-regulations-in-obama-second-term/>

Sent from my iPhone

From: Mary Hernandez
To: Alan Gould; Andrea Issod; Angie Burckhalter; Anthony J. Ferate; Bill Hill; Brad Williams; Bruce Rising; Bruce Robertson; Bud Ground; Clint Schelbitzki; Curt Roggow; David.ocamb@sierraclub.org; Dennis Adkins; Don Shandy; Eddie Terrell; Elena.Saxonhouse@sierraclub.org; Gary L. Sherrer; Gloria Smith; Jami Longacre; Jamie Maddy; Janet Smith; Jay Albert; jeffcloud@contres.com; Jerry Peace; Jill Anne Butson; Jim Bachmann; Jim Roth (jaroht@phillipsmurray.com); Joan Walker-Ratliff; Joe Kordzi; Jon Warzel; Kenneth Arinwine; Kent Armstrong; Lori Peterson; Lydia Patisas; Maressa Treat; Mark Garrett; Michael Ming; Mickie Taylor (mickietaylor@mph@gmail.com); Nancy Chase; P. R. Talluri; Peter Glaser; Randy Eminger; Richard A. Hand; Richard Easterly; Richard K. Goodwin; Robert Singletary; Robert Wegener; Ruth Rolfe; sfinnerty@cpv.com; Stan Geurin; Stephen Wacker; Steve Thompson; Steve Wolfgram; Steven L. Fate; Thomas Hartline; Tom Price; Tony Thornton; Tonya Lee; Trish Horn; Tyler Powell; whitney.pearson@sierraclub.org; Andrew Tevington; Bob Thompson; Brandy Wreath; Chris Herbison; Cleve Pierce; Fairo Mitchell; Francie Ludwick; GC PUD; Jackie Miller; James Myles; Joel Rodriguez; Karen Billing; Karen Forbes; Kim Dobbins; Kiran Patel; Krystal Martin; Maribeth Snapp; Mary Hernandez; Matt Skinner; Nancy Williams; OCC Economics GMail (OCCCECONOMIC@gmail.com); OCC Energy GMail (OCCENERGY@gmail.com); Peggy Mitchell; Russie Garrett; Aaron Waldrip; Alan Decker; Alan Henry; Amanda Reyes; Andrea Fair; Aniruddha (Ani) Duttagupta; Annamarie G. Jackson; Bill Bullard; Bill Humes; Bill Kimler; Bill Phelps; Blake Morrison (bmorrison@comverge.com); Bob Koenig; Bobby Wegener; Brett Kerr; Cheryl A. Vaught; Chris Meyers (cmeyers@oaec.coop); Cody B. Waddell; Cody L. Graves; Curtis Long; Dan Peaco; David Crisp; David Heston; David Scalf; David Vise; Debbie Bryant; Debbie Woodruff; Deborah Thompson (dthompson@okenergyfirm.com); Diana Buechle; Donald Gilligan; Donald Rowlett; Donna G. Brown-Isbell; Dustin Fredrick; Dwight Bruss; Emily Cariker Shuart; Eric Turner; Eric Woychik; Floyd Hunsaker; G. William Fowler; Garry Garrett; Gary D. Lauderdale; Gary Marchbanks; Glen Gregory; Glenda Williams; Greg Spender; Greg Veitch; Hale Powell; Holly Turner; J. Fred Gist; Jack Fite; Jack G. Clark, Jr.; James Bagley; James D. Satrom; Janee Briesemeister; Jayna Long; Jessica Mercy; Jim Anderson; Jim Armstrong; JoAnn Stevenson; Joella Ford (JEFord@aep.com); John Athas; John Harbour; John Keefe; John Samara; Joseph McCormick; Josh Davis; Judy King; Karen Roberts; Karen White S LtCol; Kathy Champion; Keith Butler (JKKeithButler@gmail.com); Keith Marple (keith.marple@centerpointenergy.com); Kelly Rush; Kelly Walters; Ken Baker; Kendall Parrish; Kenny Sparks; Kenny W. Henderson; Kimber L. Shoop; Pat Davis; sarah.terry-cobo@journalrecord.com; Tom Van Denver; joel_olson@sbcglobal.net; kpatton@cleanlineenergy.com; Larry Derryberry; Lee Paden; Leesa Thompson; Leon Howell; Leonard M. Logan IV; linda.johnston@centerpointenergy.com; Lori Akers; Lundy Kiger; Marguerite C. Mills; Mary Ann Carter; Mary Kathryn Kunc; Matthew Griffith; Melissa P. Martin; Michael Shannon; Mickey Moon; Mike Callan; Montelle Clark; Naim Akimi; Nancy Hess; Nicole King; Pat Nixon; Patrick D. Shore; Paul Pietsch; Phil Bartholomew; phillip.hart@mcafeetaft.com; Priya Ramkumar; Raymond Whitley Jr; Rex Stanford; Richard Sedano; Rick D. Chamberlain; Rick Green; rick.riggs@mcafeetaft.com; Rob F. Robertson; Rob Saqer; Robert A. Durham; Robert Scott; Rogge Miller; Ron Comingdeer; Ron Stakem; Sandra B. Harrison; Scot A. Conner; Scott Shepherd; Sean Voskuhl; Sherry McCormack; Stephanie Houle (houlesa@oge.com); Steve Isser; Thomas P. Schroedter; Tiffini Lyda; Todd Tarter; Tom McCurdy; Tonya Hinex-Ford; Vic Pisani; Vivian C. Hale; Warren Langford; William Steinhurst; William Taylor; Bob Anthony; Bob Vandewater; Dana Murphy; Jackie Hollinhead; Joseph Briley; Joyce Boyd; Laurie Nicoll; Patrice Douglas; Teryl Williams; Lesia Pollard; Susan Hendrick; Tish Coats
Subject: Cause No. PUD 201100077 NOI Final order
Date: 11/01/2012 04:11 PM
Attachments: 2011-77 11-1-12.pdf

The attached order was signed today.

Thanks,

Mary E. Hernandez

Legal Secretary

Oklahoma Corporation Commission

Office of General Counsel - PUD

(405) 521-4261 office

(405) 521-4150 Fax

m.hernandez@occemail.com

From: Mary Hernandez
To: Alan Gould; Andrea Issod; Angie Burckhalter; Anthony J. Ferate; Bill Hill; Brad Williams; Bruce Rising; Bruce Robertson; Bud Ground; Clint Schelbitzki; Curt Roggow; David.ocamb@sierraclub.org; Dennis Adkins; Don Shandy; Eddie Terrell; Elena.Saxonhouse@sierraclub.org; Gary L. Sherrer; Gloria Smith; Jami Longacre; Jamie Maddy; Janet Smith; Jay Albert; jeffcloud@contres.com; Jerry Peace; Jill Anne Butson; Jim Bachmann; Jim Roth (jaroht@phillipsmurrah.com); Joan Walker-Ratliff; Joe Kordzi; Jon Warzel; Kenneth Arinwine; Kent Armstrong; Lori Peterson; Lydia Patisas; Maressa Treat; Mark Garrett; Michael Ming; Mickie Taylor (mickietaylormp@gmail.com); Nancy Chase; P. R. Talluri; Peter Glaser; Randy Eminger; Richard A. Hand; Richard Easterly; Richard K. Goodwin; Robert Singletary; Robert Wegener; Ruth Rolfe; sfinnerty@cpv.com; Stan Geurin; Stephen Wacker; Steve Thompson; Steve Wolfgram; Steven L. Fate; Thomas Hartline; Tom Price; Tony Thornton; Tonya Lee; Trish Horn; Tyler Powell; whitney.pearson@sierraclub.org; Andrew Tevington; Bob Thompson; Brandy Wreath; Chris Herbison; Cleve Pierce; Fairo Mitchell; Francie Ludwick; GC PUD; Jackie Miller; James Myles; Joel Rodriguez; Karen Billing; Karen Forbes; Kim Dobbins; Kiran Patel; Krystal Martin; Maribeth Snapp; Mary Hernandez; Matt Skinner; Nancy Williams; OCC Economics GMail (OCCECONOMIC@gmail.com); OCC Energy GMail (OCCENERGY@gmail.com); Peggy Mitchell; Russie Garrett; Aaron Waldrip; Alan Decker; Alan Henry; Amanda Reyes; Andrea Fair; Aniruddha (Ani) Duttagupta; Annamarie G. Jackson; Bill Bullard; Bill Humes; Bill Kimler; Bill Phelps; Blake Morrison (bmorrison@comverge.com); Bob Koenig; Bobby Wegener; Brett Kerr; Cheryl A. Vaught; Chris Meyers (cmevers@oaec.coop); Cody B. Waddell; Cody L. Graves; Curtis Long; Dan Peaco; David Crisp; David Heston; David Scaif; David Vise; Debbie Bryant; Debbie Woodruff; Deborah Thompson (dthompson@okenergyfirm.com); Diana Buechle; Donald Gilligan; Donald Rowlett; Donna G. Brown-Isbell; Dustin Fredrick; Dwight Bruss; Emily Cariker Stuart; Eric Turner; Eric Woychik; Floyd Hunsaker; G. William Fowler; Garry Garrett; Gary D. Lauderdale; Gary Marchbanks; Glen Gregory; Glenda Williams; Greg Spender; Greg Veitch; Hale Powell; Holly Turner; J. Fred Gist; Jack Fite; Jack G. Clark, Jr.; James Bagley; James D. Satrom; Janee Briesemeister; Jayna Long; Jessica Mercy; Jim Anderson; Jim Armstrong; JoAnn Stevenson; Joella Ford (JEFord@aep.com); John Athas; John Harbour; John Keefe; John Samara; Joseph McCormick; Josh Davis; Judy King; Karen Roberts; Karen White S LtCol; Kathy Champion; Keith Butler (JKKeithButler@gmail.com); Keith Marple (keith.marple@centerpointenergy.com); Kelly Rush; Kelly Walters; Ken Baker; Kendall Parrish; Kenny Sparks; Kenny W. Henderson; Kimber L. Shoop; Pat Davis; sarah.terry-cobo@journalrecord.com; Tom Van Denver; joel_olson@sbcglobal.net; kpatton@cleanlineenergy.com; Larry Derryberry; Lee Paden; Leesa Thompson; Leon Howell; Leonard M. Logan IV; linda.johnston@centerpointenergy.com; Lori Akers; Lundy Kiger; Marquerite C. Mills; Mary Ann Carter; Mary Kathryn Kunc; Matthew Griffith; Melissa P. Martin; Michael Shannon; Mickey Moon; Mike Callan; Montelle Clark; Naim Akimi; Nancy Hess; Nicole King; Pat Nixon; Patrick D. Shore; Paul Pietsch; Phil Bartholomew; philip.hart@mcafeetaft.com; Priya Ramkumar; Raymond Whitley Jr; Rex Stanford; Richard Sedano; Rick D. Chamberlain; Rick Green; rick.riggs@mcafeetaft; Rob F. Robertson; Rob Sager; Robert A. Durham; Robert Scott; Rogge Miller; Ron Comingdeer; Ron Stakem; Sandra B. Harrison; Scot A. Conner; Scott Shepherd; Sean Voskuhl; Sherry McCormack; Stephanie Houle (houlesq@oge.com); Steve Isser; Thomas P. Schroedter; Tiffini Lyda; Todd Tarter; Tom McCurdy; Tonya Hinex-Ford; Vic Pisani; Vivian C. Hale; Warren Langford; William Steinhurst; William Taylor; Bob Anthony; Bob Vandewater; Dana Murphy; Jackie Hollinhead; Joseph Briley; Joyce Boyd; Laurie Nicoll; Patrice Douglas; Teryl Williams; Lesia Pollard; Susan Hendrick; Tish Coats
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Thanks,

Mary E. Hernandez

Legal Secretary
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m.hernandez@occemail.com

From: Mary Candler
To: [Joel Rodriguez](#); [Alan Gould](#); [Andrea Issod](#); [Angie Burckhalter](#); [Anthony J. Ferate](#); [Bill Hill](#); [Brad Williams](#); [Bruce Rising](#); [Bruce Robertson](#); [Bud Ground](#); [Clint Schelbitzki](#); [Curt Roggow](#); [David.ocamb@sierraclub.org](#); [Dennis Adkins](#); [Don Shandy](#); [Eddie Terrell](#); [Elena.Saxonhouse@sierraclub.org](#); [Gary L. Sherrer](#); [Gloria Smith](#); [Jami Longacre](#); [Jamie Maddy](#); [Janet Smith](#); [Jay Albert](#); [jeffcloud@contres.com](#); [Jerry Peace](#); [Jill Anne Butson](#); [Jim Bachmann](#); [Jim Roth \(jaroath@phillipsmurrah.com\)](#); [Joan Walker-Ratliff](#); [Joe Kordzi](#); [Jon Warzel](#); [Kenneth Arinwine](#); [Kent Armstrong](#); [Lori Peterson](#); [Lydia Patisas](#); [Maressa Treat](#); [Mark Garrett](#); [Michael Ming](#); [Mickie Taylor \(micketaylormp@gmail.com\)](#); [Nancy Chase](#); [P. R. Talluri](#); [Peter Glaser](#); [Randy Eminger](#); [Richard A. 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Hale](#); [Warren Langford](#); [William Steinhurst](#); [William Taylor](#); [Bob Anthony](#); [Bob Vandewater](#); [Dana Murphy](#); [Jackie Hollinhead](#); [Joseph Briley](#); [Joyce Boyd](#); [Laurie Nicoll](#); [Patrice Douglas](#); [Teryl Williams](#); [Lesia Pollard](#); [Susan Hendrick](#); [Tish Coats](#)
Subject: RE: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12 - NOI 2011-77
Date: 10/30/2012 02:48 PM

Additional information:

As most of you know, deliberations for this NOI were scheduled to take place tomorrow. However, tomorrow PUD will be recommending that these deliberations be continued **to Thursday, Nov. 1 at 9:30 a.m.** I believe on **Thursday** PUD will actually present the recommendation to close this NOI.

Thank you.

Mary Candler

From: Joel Rodriguez
Sent: Tuesday, October 30, 2012 2:05 PM
To: Alan Gould ; Andrea Issod; Angie Burckhalter; Anthony J. Ferate; Bill Hill; Brad Williams; Bruce Rising; Bruce Robertson; Bud Ground; Clint Schelbitzki; Curt Roggow; David.ocamb@sierraclub.org; Dennis Adkins ; Don Shandy; Eddie Terrell; Elena.Saxonhouse@sierraclub.org; Gary L. Sherrer; Gloria Smith; Jami Longacre; Jamie Maddy; Janet Smith ; Jay Albert; jeffcloud@contres.com; Jerry Peace ; Jill Anne Butson; Jim Bachmann; Jim Roth (jaroath@phillipsmurrah.com); Joan Walker-Ratliff; Joe Kordzi; Jon Warzel; Kenneth Arinwine; Kent Armstrong; Lori Peterson; Lydia Patisas; Maressa Treat; Mark Garrett ; Michael Ming ; Mickie Taylor (micketaylormp@gmail.com); Nancy Chase; P. R. Talluri; Peter

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Subject: FW: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12 - NOI 2011-77

All,

Attached is the notice for public meeting scheduled for tomorrow morning. At this meeting PUD staff will be recommending to close the NOI and recommend that a new NOI addressing EPA emission control rules be opened when the issues have been resolved.

Regards,

Joel

Joel Rodriguez
Public Utility Division
Oklahoma Corporation Commission
Oklahoma City, OK
405.521.6881
j.rodriguez@occemail.com

Please consider the environment before printing this e-mail.



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From: Krystal Martin
Sent: Tuesday, October 30, 2012 1:49 PM
To: Joel Rodriguez
Subject: FW: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12

From: Mary Hernandez
Sent: Tuesday, October 30, 2012 9:11 AM
To: Bob Anthony; Bob McCoy; Bob Vandewater; Rebecca Nance; Carolyn Weber; Charles Lord; Dana Murphy; Francie Ludwick; GC; Heather Culwell; Jackie Hollinhead; Jackie Miller; James Myles; James Phelps; Jeanne Pickett; Joseph Briley; John Briscoe; Joyce Boyd; Joyce Conner; Kenny Sparks ; Kim Dobbins; Larry Lago; Laurie Nicoll; Leesa Thompson; Maribeth Snapp; Matt Skinner; OCC Directors; Pat Mason; Patrice Douglas; Peggy Mitchell; Robyn Strickland; Ron Dunkin; Sherry Currell; Susan Hendrick; Teryl Williams; Tim Baker; Tish Coats; Tom McCurdy; Virginia Hullinger; Wayne Wright
Subject: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12

The attached Notice was posted today and is being placed on the Commission's website.

Mary E. Hernandez

Legal Secretary
Oklahoma Corporation Commission
Office of General Counsel - PUD
(405) 521-4261 office

(405) 521-4150 fax
m.hernandez@occeemail.com

From: Mary Candler
To: [Joel Rodriguez](#); [Alan Gould](#); [Andrea Issod](#); [Angie Burckhalter](#); [Anthony J. Ferate](#); [Bill Hill](#); [Brad Williams](#); [Bruce Rising](#); [Bruce Robertson](#); [Bud Ground](#); [Clint Schelbitzki](#); [Curt Roggow](#); [David.ocamb@sierraclub.org](#); [Dennis Adkins](#); [Don Shandy](#); [Eddie Terrell](#); [Elena.Saxonhouse@sierraclub.org](#); [Gary L. Sherrer](#); [Gloria Smith](#); [Jami Longacre](#); [Jamie Maddy](#); [Janet Smith](#); [Jay Albert](#); [jeffcloud@contres.com](#); [Jerry Peace](#); [Jill Anne Butson](#); [Jim Bachmann](#); [Jim Roth \(jaroath@phillipsmurrah.com\)](#); [Joan Walker-Ratliff](#); [Joe Kordzi](#); [Jon Warzel](#); [Kenneth Arinwine](#); [Kent Armstrong](#); [Lori Peterson](#); [Lydia Patisas](#); [Maressa Treat](#); [Mark Garrett](#); [Michael Ming](#); [Mickie Taylor \(mickietaylormp@gmail.com\)](#); [Nancy Chase](#); [P. R. Talluri](#); [Peter Glaser](#); [Randy Eminger](#); [Richard A. 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Subject: RE: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12 - NOI 2011-77
Date: 10/30/2012 02:48 PM

Additional information:

As most of you know, deliberations for this NOI were scheduled to take place tomorrow. However, tomorrow PUD will be recommending that these deliberations be continued **to Thursday, Nov. 1 at 9:30 a.m.** I believe on **Thursday** PUD will actually present the recommendation to close this NOI.

Thank you.

Mary Candler

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Sent: Tuesday, October 30, 2012 2:05 PM
To: Alan Gould ; Andrea Issod; Angie Burckhalter; Anthony J. Ferate; Bill Hill; Brad Williams; Bruce Rising; Bruce Robertson; Bud Ground; Clint Schelbitzki; Curt Roggow; David.ocamb@sierraclub.org; Dennis Adkins ; Don Shandy; Eddie Terrell; Elena.Saxonhouse@sierraclub.org; Gary L. Sherrer; Gloria Smith; Jami Longacre; Jamie Maddy; Janet Smith ; Jay Albert; jeffcloud@contres.com; Jerry Peace ; Jill Anne Butson; Jim Bachmann; Jim Roth (jaroath@phillipsmurrah.com); Joan Walker-Ratliff; Joe Kordzi; Jon Warzel; Kenneth Arinwine; Kent Armstrong; Lori Peterson; Lydia Patisas; Maressa Treat; Mark Garrett ; Michael Ming ; Mickie Taylor (mickietaylormp@gmail.com); Nancy Chase; P. R. Talluri; Peter

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All,

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Regards,

Joel

Joel Rodriguez
Public Utility Division
Oklahoma Corporation Commission
Oklahoma City, OK
405.521.6881
j.rodriquez@occemail.com

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Sent: Tuesday, October 30, 2012 1:49 PM
To: Joel Rodriguez
Subject: FW: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12

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Sent: Tuesday, October 30, 2012 9:11 AM
To: Bob Anthony; Bob McCoy; Bob Vandewater; Rebecca Nance; Carolyn Weber; Charles Lord; Dana Murphy; Francie Ludwick; GC; Heather Culwell; Jackie Hollinhead; Jackie Miller; James Myles; James Phelps; Jeanne Pickett; Joseph Briley; John Briscoe; Joyce Boyd; Joyce Conner; Kenny Sparks ; Kim Dobbins; Larry Lago; Laurie Nicoll; Leesa Thompson; Maribeth Snapp; Matt Skinner; OCC Directors; Pat Mason; Patrice Douglas; Peggy Mitchell; Robyn Strickland; Ron Dunkin; Sherry Currell; Susan Hendrick; Teryl Williams; Tim Baker; Tish Coats; Tom McCurdy; Virginia Hullinger; Wayne Wright
Subject: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12

The attached Notice was posted today and is being placed on the Commission's website.

Mary E. Hernandez

Legal Secretary
Oklahoma Corporation Commission
Office of General Counsel - PUD
(405) 521-4261 office

(405) 521-4150 fax

m.hernandez@occemail.com

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Date: 10/30/2012 02:04 PM
Attachments: [Signing Agenda 10-31-12.pdf](#)

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Subject: FW: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12 - NOI 2011-77
Date: 10/30/2012 02:04 PM
Attachments: [Signing Agenda 10-31-12.pdf](#)

All,

Attached is the notice for public meeting scheduled for tomorrow morning. At this meeting PUD staff will be recommending to close the NOI and recommend that a new NOI addressing EPA emission control rules be opened when the issues have been resolved.

Regards,

Joel

Joel Rodriguez
Public Utility Division
Oklahoma Corporation Commission
Oklahoma City, OK
405.521.6881
j.rodriguez@occcemail.com



Please consider the environment before printing this e-mail.

This e-mail and any files transmitted with it are strictly confidential and are intended solely for use of the individual or entity for whom it is addressed. If you are not the intended recipient, be advised that you have received this e-mail in error and that any use, dissemination, forwarding, printing or copying of this e-mail and any file attachment is strictly prohibited. If you have received this e-mail in error, please destroy the original transmission and its contents.

From: Krystal Martin
Sent: Tuesday, October 30, 2012 1:49 PM
To: Joel Rodriguez
Subject: FW: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12

From: Mary Hernandez
Sent: Tuesday, October 30, 2012 9:11 AM
To: Bob Anthony; Bob McCoy; Bob Vandewater; Rebecca Nance; Carolyn Weber; Charles Lord; Dana Murphy; Francie Ludwick; GC; Heather Culwell; Jackie Hollinhead; Jackie Miller; James Myles; James Phelps; Jeanne Pickett; Joseph Briley; John Briscoe; Joyce Boyd; Joyce Conner; Kenny Sparks ; Kim Dobbins; Larry Lago; Laurie Nicoll; Leesa Thompson; Maribeth Snapp; Matt Skinner; OCC Directors; Pat Mason; Patrice Douglas; Peggy Mitchell; Robyn Strickland; Ron Dunkin; Sherry Currell; Susan Hendrick; Teryl Williams; Tim Baker; Tish Coats; Tom McCurdy; Virginia Hullinger; Wayne Wright
Subject: Notice of Public Meeting for Regular Meeting, Signing Agenda 10-31-12

The attached Notice was posted today and is being placed on the Commission's website.

Mary E. Hernandez

Legal Secretary

Oklahoma Corporation Commission

Office of General Counsel - PUD

(405) 521-4261 office

(405) 521-4150 fax

m.hernandez@occemail.com

From: andrewpmiller@verizon.net
To: hnbutler@gmu.edu; rhastie@hunton.com; Melissa.houston@oag.ok.gov; Patrick.wyrick@oag.ok.gov
Subject: Rivkin's Wake-up Call
Date: 10/29/2012 11:14 AM
Attachments: [WSJ Article from 10-24.docx](#)

Attached please find a copy of a recent op-ed piece in the *Wall Street Journal* which I think you may find of interest.

Andy

Andrew P. Miller
1503 35th St. NW
Washington, DC 20007
202-337-1726
andrewpmiller@verizon.net

From: [Hastie, Roderick](#)
To: Melissa.Houston@oag.ok.gov; [Sarah Lenti](#)
Cc: andrewpmiller@verizon.net; [Jonathan Foltz](#); kcarnec@gmu.edu; hnbutter@gmu.edu; [Hastie, Roderick](#)
Subject: RE: Draft Agenda for Federalism Summit - Confidential
Date: 10/26/2012 11:44 AM
Attachments: [LEC.OKC Summit on Federalism Agenda \(Draft 10 25 12\) \(3\).doc](#)

All:

It appears by innocent mistake Henry sent a redline version of his draft agenda. Since he is now on the road, I have taken the liberty of taking out the redlines and offer this clean version for your consideration. I note he has a slot for Patrick listed. Let me suggest this be confirmed or left as TBD.

I don't think this agenda needs to be part of the save-the-date notices which I believe are to go out this week. It can go out later with the actual invitations.

Thank you.

Rod

From: hnbutter@gmu.edu [<mailto:hnbutter@gmu.edu>]
Sent: Friday, October 26, 2012 11:37 AM
To: Melissa.Houston@oag.ok.gov
Cc: [Sarah Lenti](#); [Hastie, Roderick](#); andrewpmiller@verizon.net; hnbutter@gmu.edu; 'Jonathan Foltz'; kcarnec@gmu.edu
Subject: Draft Agenda for Federalism Summit

Melissa,

I hope the attached document reflects the spirit of our conversation on Wednesday. It is in Word so that you can edit at will.

I will be traveling to Kansas this afternoon but will be in touch via e-mail – provided I'm not flying or driving.

Thanks.

Best,

Henry

Henry N. Butler
George Mason University Foundation Professor of Law and
Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive

Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Sarah Lenti
To: Hastie, Roderick
Cc: melissa.houston@oag.ok.gov; hnbutler@gmu.edu; andrewpmiller@verizon.net
Subject: Re: Briefs Filed by States - Confidential
Date: 10/24/2012 10:32 PM

Wonderful, Rod. Thank you so much.

Best to you all,

Sarah

On Wed, Oct 24, 2012 at 8:20 PM, Hastie, Roderick <rhastie@hunton.com> wrote:

Confidential

All:

I hope you think we made some progress on our call today.

Per Melissa's request to determine which Attorneys General to invite to the federalism summit, I am attaching selected briefs filed by Attorneys General where federalism and EPA overreach have been central issues. These are from the cases raised on our call today. Some of these cases have local governments and state agencies listed along with the AGs. For clarity, I list only those states where the AG's office and not another official such as the Governor is representing the State.

Attached:

1.) State and local petitioners' brief in *EME Homer City Generation v. EPA* filed 02/09/2012 before the United States Court of Appeals for the District of Columbia Circuit. This is the recent successful challenge to the Cross State Air Pollution Rule.

States: Alabama, Florida, Georgia, Indiana, Kansas, Louisiana, Michigan, Nebraska, Ohio, Oklahoma, South Carolina, Texas, Virginia, Wisconsin

2.) Amicus brief in *American Nurses Association v. Lisa Jackson* filed on October 10, 2011 in the United States District Court for the District of Columbia.

This brief supported the industry's motion to delay the mercury rule in this classic "sue and settle case". In this case EPA entered into a consent decree to promulgate a rule on Hazardous Air Pollutants which the states would have to implement. States were not a party to the case and the one year delay was denied. On February 16, 2012 EPA proceeded to issue the resulting rule known as the Mercury Air Toxics Standard (MATS) rule.

States: Alabama, Alaska, Arkansas, Arizona, Colorado, Florida, Georgia, Indiana, Kansas, Kentucky, Louisiana, Michigan, Mississippi, Nebraska, North Dakota, Oklahoma, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, West Virginia, Wyoming

3.) State and industry brief in *White Stallion Energy Center v. EPA* filed October 23, 2012 before the United States Court of Appeals for the District of Columbia Circuit.

This is the petitioners' brief challenging the MATS rule which came out of the *American Nurses'* settlement.

States: Alabama, Alaska, Arizona, Arkansas, Florida, Idaho, Indiana, Kansas, Kentucky, Michigan, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, South Carolina, Texas, Utah, Virginia, West Virginia, Wyoming

4.) Docket in *Farrell-Cooper Mining v DOI*. With respect to this case, it appears it's in the 10th Circuit and to date Oklahoma is the only state involved. I am attaching a copy of the 10th Circuit docket in this case. (Of course, this summit may help foster addition state support for Oklahoma's position in this matter.)

A review of which states joined these recent briefs shows the involvement of twenty eight Attorneys General from the following states:


Alabama, Alaska, Arizona, Arkansas, Colorado, Florida, Georgia, Idaho, Indiana, Kansas, Kentucky, Louisiana, Michigan, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, West Virginia, Wisconsin, Wyoming

These twenty eight should serve as the pool of Attorneys General for the summit invitation and the save-the-date notice. One could view these AGs as a joint defense team. A few of these AGs e.g., MS & TN, joined these briefs as they were directed to do so by their Governor. However, whatever the reason hopefully they will consider doing so again when federalism is at stake. The reason the remaining twenty two AGs would not be invited is for the simple reason they did not join these recent briefs defending federalism.

Pease let me know if you have any questions about these cases.

Thank you.

Rod Hastie

	Home	VCard	Bio
	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com		
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com		

--
Sarah Lenti
202-557-5461

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov; sarah.lenti@gmail.com; hnbutler@gmu.edu; andrewpmiller@verizon.net
Cc: [Hastie, Roderick](#)
Subject: Briefs Filed by States - Confidential
Date: 10/24/2012 07:20 PM
Importance: High
Attachments: [Document\[1\].pdf](#)
[Amicus Brief-FINAL.PDF](#)
[BRIEF -- MATS CASE.PDF](#)
[Farrell-Cooper Mining v. DOI \(10th circuit docket\).pdf](#)

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Pease let me know if you have any questions about these cases.

Thank you.

Rod Hastie

	Home VCard Bio
	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com

From: Melissa.Houston@oag.ok.gov
To: rhastie@hunton.com
Subject: Accepted: Summit Conf Call
Date: 10/24/2012 09:56 AM
Attachments: [c095641.ics](#)

Description

From: [Hastie, Roderick](#)
To: Melissa.Houston@oag.ok.gov
Subject: RE: *Confidential: Re: Re: Phone Call - Confidential
Date: 10/24/2012 09:45 AM

Ok. Since Sarah can do something after 2:00 EDT then I just sent a note seeing if we could convene at 3 EDT / 2 CDT.

Thanks.

Rod

From: Melissa.Houston@oag.ok.gov [mailto:Melissa.Houston@oag.ok.gov]
Sent: Wednesday, October 24, 2012 10:23 AM
To: Hastie, Roderick
Subject: *Confidential: Re: Re: Phone Call - Confidential

Sounds good. Sarah is going to be helping us out a bit, so it would be with our organizations.

Melissa McLawhorn Houston
Chief of Staff
Assistant Attorney General
Oklahoma Attorney General E. Scott Pruitt
313 NE 21st Street
Oklahoma City, OK 73105
Phone (405) 522-4422
melissa.houston@oag.ok.gov

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From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Melissa.Houston@oag.ok.gov>,
Date: 10/24/2012 07:59 AM
Subject: Re: *Confidential: Re: Phone Call - Confidential

Melissa:

Sure. I'll send out another notice to all for later at 4:30 EDT - 3:30 CDT. Could you remind me again for which group Sarah currently works?

Thanks.

Rod

From: Melissa.Houston@oag.ok.gov [<mailto:Melissa.Houston@oag.ok.gov>]
Sent: Wednesday, October 24, 2012 06:20 AM
To: Hastie, Roderick; hnbutler <hnbutler@gmu.edu>
Cc: Sarah Lenti - personal <sarah.lenti@gmail.com>
Subject: Re: *Confidential: Re: Phone Call - Confidential

I would like to include Sarah in the call and she unavailable at that time. Could we move it to later in the day? I know Henry is in a conference - so maybe the end of the day? I'm open then.

From: "Hastie, Roderick" [rhastie@hunton.com]
Sent: 10/23/2012 12:44 PM AST
To: <hnbutler@gmu.edu>; Melissa McLawhorn Houston
Subject: RE: *Confidential: Re: Phone Call - Confidential

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Sent: Tuesday, October 23, 2012 12:39 PM
To: Hastie, Roderick; Melissa.Houston@oag.ok.gov
Subject: RE: *Confidential: Re: Phone Call - Confidential

I need a specific time, as I will be at a conference but I will find a way to be available.

Thanks.

Henry

Henry N. Butler
George Mason University Foundation Professor of Law and
Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive
Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Hastie, Roderick [<mailto:rhastie@hunton.com>]
Sent: Tuesday, October 23, 2012 12:31 PM
To: Melissa.Houston@oag.ok.gov
Cc: hnbutler@gmu.edu

Subject: RE: *Confidential: Re: Phone Call - Confidential

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Thanks. That works for me. Let me see about Henry's schedule.

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Sent: Tuesday, October 23, 2012 12:28 PM
To: Hastie, Roderick
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Subject: *Confidential: Re: Phone Call - Confidential

I am out of the office most of today with the AG. Would be available tomorrow afternoon if that works for you?

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To: <melissa.houston@oag.ok.gov>,
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Date: 10/23/2012 09:31 AM
Subject: Phone Call - Confidential

Confidential

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up on last week's conference call and other matters relating to the summit. If this is possible, please let me know of some time slots. If not, let me know about tomorrow.

Right now we are in a holding pattern with respect to sponsors funding the summit and hope we could move forward soon.

Thank you.

Rod

[Home](#) | [VCard](#) | [Bio](#)

	<p>Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com</p> <p>Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com</p>
---	--

From: [Hastie, Roderick](#)
To: hnbutler@gmu.edu; melissa.houston@oag.ok.gov; Sarah Lenti
Subject: Summit Conf Call
Date: 10/24/2012 09:43 AM

Let's convene at 3:00 EDT / 2:00 CDT.

On the call we can review:

1. Status of the save-the-date letter
2. Agenda
3. Possible Keynote speaker?

Call in number 877-294-8214 Code 9551937

From: [Melissa Houston](#)
To: [Hastie, Roderick](#)
Subject: *Confidential: Re: Re: Phone Call - Confidential
Date: 10/24/2012 09:23 AM

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To: <Melissa.Houston@oag.ok.gov>,
Date: 10/24/2012 07:59 AM
Subject: Re: *Confidential: Re: Phone Call - Confidential

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To: Hastie, Roderick; [hnbutter](mailto:hnbutter@gmu.edu) <hnbutter@gmu.edu>
Cc: Sarah Lenti - personal <sarah.lenti@gmail.com>
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Henry

Henry N. Butler
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[Home](#) | [vCard](#) | [Bio](#)

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	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com

From: [Henry N. Butler](mailto:Henry.N.Butler)
Reply To: hnbutler@gmu.edu
To: Melissa.Houston@oag.ok.gov; [Roderick B. Hastie](mailto:Roderick.B.Hastie)
Cc: [Sarah Lenti - personal](mailto:Sarah.Lenti-personal)
Subject: Re: *Confidential: Re: Phone Call - Confidential
Date: 10/24/2012 05:46 AM

Later works for me. Thanks.
Henry N. Butler
Executive Director, Law and Economics Center
George Mason University School of Law
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Melissa.Houston@oag.ok.gov
Date: Wed, 24 Oct 2012 05:20:12 -0500
To: [Roderick Hastie<rhastie@hunton.com>](mailto:Roderick.Hastie@hunton.com); [hnbutler<hnbutler@gmu.edu>](mailto:hnbutler@gmu.edu)
Cc: [Sarah Lenti - personal<sarah.lenti@gmail.com>](mailto:Sarah.Lenti-personal)
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Sent: 10/23/2012 12:44 PM AST
To: hnbutler@gmu.edu; Melissa McLawhorn Houston
Subject: RE: *Confidential: Re: Phone Call - Confidential

Then let's pick tomorrow afternoon at 2 PM EDT / 1 PM CDT. I will send out the call in number.

Thanks.

Rod

From: hnbutler@gmu.edu [<mailto:hnbutler@gmu.edu>]
Sent: Tuesday, October 23, 2012 12:39 PM
To: [Hastie, Roderick](mailto:Hastie,Roderick); Melissa.Houston@oag.ok.gov
Subject: RE: *Confidential: Re: Phone Call - Confidential

I need a specific time, as I will be at a conference but I will find a way to be available.

Thanks.

Henry

Henry N. Butler
George Mason University Foundation Professor of Law and
Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive
Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Hastie, Roderick [<mailto:rhastie@hunton.com>]
Sent: Tuesday, October 23, 2012 12:31 PM
To: Melissa.Houston@oag.ok.gov
Cc: hnbutler@gmu.edu
Subject: RE: *Confidential: Re: Phone Call - Confidential

Melissa:

Thanks. That works for me. Let me see about Henry's schedule.

Rod

From: Melissa.Houston@oag.ok.gov [<mailto:Melissa.Houston@oag.ok.gov>]
Sent: Tuesday, October 23, 2012 12:28 PM
To: Hastie, Roderick
Cc: hnbutler@gmu.edu
Subject: *Confidential: Re: Phone Call - Confidential

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Assistant Attorney General
Oklahoma Attorney General E. Scott Pruitt
313 NE 21st Street
Oklahoma City, OK 73105
Phone (405) 522-4422
melissa.houston@oag.ok.gov

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From: "Hastie, Roderick" <rhastie@hunton.com>
To: <melissa.houston@oag.ok.gov>,

Cc: <hnbutler@gmu.edu>
Date: 10/23/2012 09:31 AM
Subject: Phone Call - Confidential

Confidential

Melissa:

Good morning.

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Rod

[Home](#) | [VCard](#) | [Bio](#)

	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com

From: Melissa.Houston@oag.ok.gov
To: [Roderick Hastie](#); [hnbutler](#)
Cc: [Sarah Lenti - personal](#)
Subject: Re: *Confidential: Re: Phone Call - Confidential
Date: 10/24/2012 05:20 AM

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To: Hastie, Roderick; Melissa.Houston@oag.ok.gov
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Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive
Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Hastie, Roderick [<mailto:rhastie@hunton.com>]
Sent: Tuesday, October 23, 2012 12:31 PM
To: Melissa.Houston@oag.ok.gov

Cc: hnbutter@gmu.edu
Subject: RE: *Confidential: Re: Phone Call - Confidential

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Thanks. That works for me. Let me see about Henry's schedule.

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From: Melissa.Houston@oag.ok.gov [<mailto:Melissa.Houston@oag.ok.gov>]
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To: Hastie, Roderick
Cc: hnbutter@gmu.edu
Subject: *Confidential: Re: Phone Call - Confidential

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Oklahoma Attorney General E. Scott Pruitt
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melissa.houston@oag.ok.gov

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To: <melissa.houston@oag.ok.gov>,
Cc: <hnbutter@gmu.edu>
Date: 10/23/2012 09:31 AM
Subject: Phone Call - Confidential

Confidential

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---	--

From: [Hastie, Roderick](#)
To: hnbutler@gmu.edu; melissa.houston@oag.ok.gov
Subject: Summit Conf Call
Date: 10/23/2012 01:08 PM

Call in number 877-294-8214 Code 9551937

From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Melissa.Houston@oag.ok.gov
Subject: Re: *Confidential: Re: Phone Call - Confidential
Date: 10/24/2012 07:59 AM

Melissa:

Sure. I'll send out another notice to all for later at 4:30 EDT - 3:30 CDT. Could you remind me again for which group Sarah currently works?

Thanks.

Rod

From: Melissa.Houston@oag.ok.gov [mailto:Melissa.Houston@oag.ok.gov]
Sent: Wednesday, October 24, 2012 06:20 AM
To: Hastie, Roderick; [hnbutler <hnbutler@gmu.edu>](mailto:hnbutler@gmu.edu)
Cc: Sarah Lenti - personal <sarah.lenti@gmail.com>
Subject: Re: *Confidential: Re: Phone Call - Confidential

I would like to include Sarah in the call and she unavailable at that time. Could we move it to later in the day? I know Henry is in a conference - so maybe the end of the day? I'm open then.

From: "Hastie, Roderick" [rhastie@hunton.com]
Sent: 10/23/2012 12:44 PM AST
To: <hnbutler@gmu.edu>; Melissa McLawhorn Houston
Subject: RE: *Confidential: Re: Phone Call - Confidential

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Sent: Tuesday, October 23, 2012 12:39 PM
To: Hastie, Roderick; Melissa.Houston@oag.ok.gov
Subject: RE: *Confidential: Re: Phone Call - Confidential

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Henry N. Butler
George Mason University Foundation Professor of Law and
Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive
Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Hastie, Roderick [<mailto:rhastie@hunton.com>]
Sent: Tuesday, October 23, 2012 12:31 PM
To: Melissa.Houston@oag.ok.gov
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melissa.houston@oag.ok.gov

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From: "Hastie, Roderick" <rhastie@hunton.com>
To: <melissa.houston@oag.ok.gov>,
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Date: 10/23/2012 09:31 AM
Subject: Phone Call - Confidential

Confidential

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From: Melissa.Houston@oag.ok.gov
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Cc: [Sarah Lenti - personal](#)
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Executive Director, Law & Economics Center
George Mason University School of Law
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Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

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Sent: Tuesday, October 23, 2012 12:31 PM
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To: <melissa.houston@oag.ok.gov>,
Cc: <hnbutler@gmu.edu>
Date: 10/23/2012 09:31 AM
Subject: Phone Call - Confidential

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---	--

From: [Henry N. Butler](mailto:Henry.N.Butler)
Reply To: hnbutler@gmu.edu
To: Melissa.Houston@oag.ok.gov; [Roderick B. Hastie](mailto:Roderick.B.Hastie)
Cc: [Sarah Lenti - personal](mailto:Sarah.Lenti-personal)
Subject: Re: *Confidential: Re: Phone Call - Confidential
Date: 10/24/2012 05:46 AM

Later works for me. Thanks.
Henry N. Butler
Executive Director, Law and Economics Center
George Mason University School of Law
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Melissa.Houston@oag.ok.gov
Date: Wed, 24 Oct 2012 05:20:12 -0500
To: [Roderick Hastie<rhastie@hunton.com>](mailto:Roderick.Hastie@hunton.com); [hnbutler<hnbutler@gmu.edu>](mailto:hnbutler@gmu.edu)
Cc: [Sarah Lenti - personal<sarah.lenti@gmail.com>](mailto:Sarah.Lenti-personal@gmail.com)
Subject: Re: *Confidential: Re: Phone Call - Confidential

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Sent: 10/23/2012 12:44 PM AST
To: hnbutler@gmu.edu; [Melissa McLawnhorn Houston](mailto:Melissa.McLawnhorn.Houston)
Subject: RE: *Confidential: Re: Phone Call - Confidential

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Sent: Tuesday, October 23, 2012 12:28 PM
To: Hastie, Roderick
Cc: hnbutler@gmu.edu
Subject: *Confidential: Re: Phone Call - Confidential

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To: <melissa.houston@oag.ok.gov> ,

Cc: <hnbutler@gmu.edu>
Date: 10/23/2012 09:31 AM
Subject: Phone Call - Confidential

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	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com

From: [Melissa Houston](#)
To: [Hastie, Roderick](#)
Cc: hnbutler@gmu.edu
Subject: *Confidential: Re: Phone Call - Confidential
Date: 10/23/2012 11:28 AM

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To: <melissa.houston@oag.ok.gov>,
Cc: <hnbutler@gmu.edu>
Date: 10/23/2012 09:31 AM
Subject: Phone Call - Confidential

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---	--

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov
Cc: hnbutler@gmu.edu
Subject: Phone Call - Confidential
Date: 10/23/2012 09:30 AM
Importance: High

Confidential


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	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com		

From: [Hastie, Roderick](#)
To: Patrick.Wyrick@oag.ok.gov
Cc: hnbutler@gmu.edu; melissa.houston@oag.ok.gov
Subject: RE: Your VM
Date: 10/22/2012 03:54 PM

Patrick:

Great. We also have left her a voicemail so I am sure will connect with her soon.

Thank you.

Rod Hastie

From: Patrick.Wyrick@oag.ok.gov [mailto:Patrick.Wyrick@oag.ok.gov]
Sent: Monday, October 22, 2012 3:53 PM
To: Hastie, Roderick
Subject: Your VM

I just received your vm. Melissa is handling all coordination on our end at this point, so please contact her and she can get you the answers you need.

Patrick R. Wyrick
Solicitor General
Oklahoma Office of the Attorney General
patrick.wyrick@oag.ok.gov
Office: 405.522.4448
Cell: 405.821.4062
313 NE 21st Street, Oklahoma City, OK 73105

From: [Patrick Wyrick](#)
To: rhastie@hunton.com
Subject: Your VM
Date: 10/22/2012 02:52 PM

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Patrick R. Wyrick
Solicitor General
Oklahoma Office of the Attorney General
patrick.wyrick@oag.ok.gov
Office: 405.522.4448
Cell: 405.821.4062
313 NE 21st Street, Oklahoma City, OK 73105

From: andrewpmiller@verizon.net
To: hnbutler@gmu.edu; rhastie@hunton.com; Melissa.houston@oag.ok.gov; Patrick.wyrick@oag.ok.gov
Subject: Summit on Federalism – Energy and Natural Resources
Date: 10/19/2012 07:54 AM

The following is a list of questions which might be addressed in the Summit's afternoon session titled: "Convocation – Implementing Mechanics." I am sure there are questions which should be added to this list. Also the order in which the questions are addressed may require adjustment. Once the list has been finalized, it should serve as the guide for Jonathan Adler in his facilitation of the discussion among the Attorneys General and deputies.

1. How many States, represented in this room, have taken the lead in the past three years, or are now taking the lead or are contemplating taking the lead, in the preparation and filing of multi-state Comments attacking EPA's overreach on federalism grounds?
2. How many States during the period cited, have prepared and filed, or are now in the process of filing, or are contemplating preparing and filing, similar Comments on their own?
3. How many States in the past three years have been or are currently in litigation, or are contemplating litigation, on their own or with others, over issues of EPA's overreach on federalism grounds?
4. When your State has sought the assistance of other States, how have you gone about seeking help? Directly? Through NAAG? Both?
5. How would you rate your success in obtaining the sought for assistance? Do you believe the process could be improved so as to increase the number of States participating so as to advance your State's interests?
6. What do you think of establishing a process for solicitation of state assistance under the umbrella of an informal coalition called "American States United" ("ASU")?
7. Would it be useful for ASU to designate an Executive Director who could receive requests for help from ASU member States, by way of Comments, intervention or amicus filing, and communicate such requests to all other member States?
8. How should the ASU's Executive Director be chosen? Should this not be accomplished through consultation among, and majority vote of, the Attorneys General of ASU member States?
9. Should a job description for the Executive Director be prepared by a volunteer AG's office, represented in the room, and circulated for approval by the AG's of ASU member States? Is there an AG willing to undertake this task?
10. Since a joint effort requires a lead State, how should such leads be selected? Should not the Executive Director at the request of an ASU member State set up a conference call of all member States, and have those States on the call, with an interest in the subject matter, choose a lead by majority vote?
11. What other steps designed to strengthen the state forces of federalism do you suggest?

I propose that these questions be circulated to the AG's present prior to the Convocation –

Implementing Mechanics session so that each AG would assume some responsibility for responding to one or more of them. For example, if General Pruitt wishes Clayton Eubanks to be the ASU's Executive Director, the General might offer his services in that role and General Conway could then second the idea. This session should last only as long as necessary to establish ASU's protocol for response whenever there may arise an issue of EPA's overreach on federalism grounds.

Andy

Andrew P Miller

1503 35th St. NW

Washington, DC 20007

202-337-1726

andrewpmiller@verizon.net

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov
Cc: Patrick.Wyrick@oag.ok.gov
Subject: Conference Call
Date: 10/18/2012 09:05 AM
Importance: High


Melissa:

Are you joining? We are on the call.

Thanks.

Call in number 877-294-8214 Code 9551937

[Home](#) [VCard](#) [Bio](#)

	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com

From: [Hastie, Roderick](#)
To: [Henry N. Butler](#); melissa.houston@oag.ok.gov; andrewpmiller@verizon.net
Cc: jfoltz3@gmu.edu; kcarnec@gmu.edu
Subject: RE: Federalism Summit Planning Call - Confidential
Date: 10/18/2012 08:59 AM

That will be nice. Talk to you in a few minutes.

Rod

From: Henry N. Butler [<mailto:henrynbutler@gmail.com>]
Sent: Thursday, October 18, 2012 8:44 AM
To: Hastie, Roderick; melissa.houston@oag.ok.gov; Patrick.Wyrick@oag.ok.gov; andrewpmiller@verizon.net
Cc: jfoltz3@gmu.edu; kcarnec@gmu.edu
Subject: RE: Federalism Summit Planning Call - Confidential

I am looking forward to our call this morning. Jon Foltz, Manager of the Mason Attorneys General Education Program, will be joining us on the call.

We have acceptable proposals from both the Skirvin and Renaissance hotels.

Thanks.

Henry

Henry N. Butler
George Mason University Foundation Professor of Law
Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive
Arlington, VA 22201
hnbutler@gmu.edu
703-993-8644
224-330-0540 (mobile)

henrynbutler@gmail.com (personal)

From: Hastie, Roderick [<mailto:rhastie@hunton.com>]
Sent: Monday, October 15, 2012 5:45 PM
To: melissa.houston@oag.ok.gov; Patrick.Wyrick@oag.ok.gov; hnbutler@gmu.edu; andrewpmiller@verizon.net
Subject: Federalism Summit Planning Call - Confidential

Confidential

I propose we hold our next planning conference call this Thursday morning at 10:00 AM EDT / 9:00 AM CDT.

On last week's call, we finalized the date of December 4th for the summit with a dinner the night before on the 3rd. We also discussed sending out a Save-the-Date notice for which I have provided suggested language. Henry's team is working on securing a location.

For this call, I think we can start to finalize the format and discuss ways to ensure the invited AGs attend. Please let me know of other items we need to cover on this call.

Call in number 877-294-8214 Code 9551937

Thank you.

Rod Hastie

Hunton & Williams

202-955-1937

From: Henry N. Butler
To: 'Hastie, Roderick'; melissa.houston@oag.ok.gov; Patrick.Wyrick@oag.ok.gov; andrewpmiller@verizon.net
Cc: jfoltz3@gmu.edu; kczarnec@gmu.edu
Subject: RE: Federalism Summit Planning Call - Confidential
Date: 10/18/2012 07:44 AM

I am looking forward to our call this morning. Jon Foltz, Manager of the Mason Attorneys General Education Program, will be joining us on the call.

We have acceptable proposals from both the Skirvin and Renaissance hotels.

Thanks.

Henry

Henry N. Butler
George Mason University Foundation Professor of Law
Executive Director, Law & Economics Center
George Mason University School of Law
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Arlington, VA 22201
hnbutler@gmu.edu
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Rod Hastie

Hunton & Williams

202-955-1937

From: [Patrick Wyrick](#)
To: [Hastie, Roderick](#)
Subject: *Confidential: RE: Declined: Invitation: Federalism Summit Planning Call - Confidential (Oct 18 10:00 AM EDT)
Date: 10/16/2012 02:28 PM

Based on what I've seen, we're on the right track.

Patrick R. Wyrick
Solicitor General
Oklahoma Office of the Attorney General
patrick.wyrick@oag.ok.gov
Office: 405.522.4448
Cell: 405.821.4062
313 NE 21st Street, Oklahoma City, OK 73105

From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Patrick.Wyrick@oag.ok.gov>
Date: 10/16/2012 09:11 AM
Subject: RE: Declined: Invitation: Federalism Summit Planning Call - Confidential (Oct 18 10:00 AM EDT)

Patrick:

Okay, we will proceed and can catch up with you next week. However, I would like to know if General Pruitt believes this is being planned to reflect his wishes on both the federalism theme and limiting the invite to only those AGs who have joined with him and others in advocating for more federalism in the recent energy court cases. Your thoughts would be useful as you were there at our initial meeting in DC.

Thanks.

Rod

From: Patrick.Wyrick@oag.ok.gov [<mailto:Patrick.Wyrick@oag.ok.gov>]
Sent: Tuesday, October 16, 2012 10:06 AM
To: Hastie, Roderick
Subject: Re: Declined: Invitation: Federalism Summit Planning Call - Confidential (Oct 18 10:00 AM EDT)

I'm out of the office until Monday.

Patrick R. Wyrick
405.821.4062
patrickwyrick@gmail.com

On Oct 16, 2012, at 8:50 AM, "Hastie, Roderick" <rhastie@hunton.com> wrote:

Patrick:

Is there are better time for you?

Thanks.

Rod

From: Patrick.Wyrick@oag.ok.gov [<mailto:Patrick.Wyrick@oag.ok.gov>]

Sent: Monday, October 15, 2012 5:57 PM

To: Hastie, Roderick

Subject: Declined: Invitation: Federalism Summit Planning Call - Confidential (Oct 18 10:00 AM EDT)

From: andrewpmiller@verizon.net
To: hnbutler@gmu.edu; rhastie@hunton.com; Melissa.houston@oag.ok.gov; Patrick.wyrick@oag.ok.gov
Subject: Summit on Federalism – Energy and Natural Resources
Date: 10/16/2012 11:09 AM

In preparation for our conference call on Thursday, I thought it might be useful to sketch out an agenda for December 4th off of which all of us could work. Obviously, it will require fine tuning but I trust its structure is one on which we can reach agreement. I also hope we can agree on who should be the speaker at the dinner on December 3rd. My concept of the agenda is as follows:

8:00 – 8:45 A. M.	Buffet Breakfast
8:45 – 9:00 A. M.	Introductory Remarks
	General Scott Pruitt
	General Jack Conway
9:00 – 10:15 A.M.	Case Studies
	Keystone
	Arch Coal
	Pebble Management
	(ANGA)
	(API)
	Southern Company
10:15 – 10:30 A.M.	Break
10:30 – 11:30 A.M.	Regulatory Challenges: EXISTING AND PROSPECTIVE (Brownell?)
11:30 A.M. – 12:30 P.M.	Litigation: FILED AND PROBABLE (Rivkin)
12:30 – 12:45 P.M.	Break
12:45 – 1:45 P.M.	Luncheon Roundtable
1:45 – 3:00 P.M.	Convocation – SETTING PRIORITIES(Adler)
3:00 – 3:15 P.M.	Break
3:15 – 4:30 P.M.	Convocation – IMPLEMENTING MECHANICS (Adler)
4:30 – 5:00 P.M.	Summation and Adjournment General Jack Conway General Scott Pruitt

An issue which I would appreciate all of us thinking about is whether from 2:00 P.M. – 5:00 P.M. non-governmental guests should remain in the room. Some AG's might not want them to be there when state legal strategy is discussed. On the other hand, the purpose of the Summit is to develop a strategy to be deployed by States which agree with industry on a specific issue(s), in other words when by definition there is no conflict. A possible solution would be to have non-governmental guests stay in the room after 2:00 P.M but without the right to participate in the discussion amongst the AG's and deputies, unless so invited to do so on a specific topic by an AG.

Andy

Andrew P. Miller
1503 35th St. NW
Washington, DC 20007
202-337-1726
andrewpmiller@verizon.net

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To: Patrick.Wyrick@oag.ok.gov
Subject: RE: Declined: Invitation: Federalism Summit Planning Call - Confidential (Oct 18 10:00 AM EDT)
Date: 10/16/2012 08:49 AM

Patrick:

Is there are better time for you?

Thanks.

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From: Patrick.Wyrick@oag.ok.gov [mailto:Patrick.Wyrick@oag.ok.gov]
Sent: Monday, October 15, 2012 5:57 PM
To: Hastie, Roderick
Subject: Declined: Invitation: Federalism Summit Planning Call - Confidential (Oct 18 10:00 AM EDT)

From: [Patrick Wyrick](#)
To: rhastie@hunton.com
Subject: Declined: Invitation: Federalism Summit Planning Call - Confidential (Oct 18 10:00 AM EDT)
Date: 10/15/2012 04:56 PM
Attachments: [meeting.ics](#)

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov; Patrick.Wyrick@oag.ok.gov; hnbutter@gmu.edu; andrewpmiller@verizon.net
Subject: Federalism Summit Planning Call - Confidential
Date: 10/15/2012 04:45 PM

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Call in number 877-294-8214 Code 9551937

Thank you.

Rod Hastie

Hunton & Williams

202-955-1937

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov
Cc: Patrick.Wyrick@oag.ok.gov; andrewpmiller@verizon.net
Subject: Draft Save-the-Date Notice
Date: 10/15/2012 10:47 AM
Attachments: [Save-the-Date.docx](#)

Confidential:

Melissa:

On our call last week, I promised to provide you draft language for a save-the-date notice which General Pruitt can send tomorrow to the selected AGs. I am attaching this language in a word document.

We also discussed which AGs to invite to the summit. Below, is a list of those AGs who have participated or are currently participating in litigation where the States have argued for a more robust role for federalism before the DC Circuit Court of Appeals in environmental cases. These have been done either as amici or as intervenors in cases over EPA rules such as MATS, Green House Gas Tailoring Rule, and the Cross State Air Pollution Rule. I don't believe I have left anyone off this list. The majority of AGs not on this list have participated in these cases on the other side arguing for a stronger role for the Federal government or have remained on the sidelines.


Below, is the list of States where the AGs has engaged in these cases supporting Federalism.

AL, AK, AZ, AR, CO, FL, GA, ID, IN, KS, KY, LA, MI, NE, ND, OH, SC, SD, TX, UT, VA, WI, WY

Please let me know if you have any questions. I will also send out a confrence call notice for our call this Thursday.

Thank you.

Rod

	Home	VCard	Bio
	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com		
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com		

From: Melissa.Houston
To: rhastie@hunton.com
Subject: Accepted: Summit Planning Call
Date: 10/05/2012 03:02 PM

BEGIN:VCALENDAR X-LOTUS-CHARSET:UTF-8 VERSION:2.0 PRODID:-//Lotus Development Corporation//NONSGML Notes 8.5.3//EN_C
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TZOFFSETFROM:-0500 TZOFFSETTO:-0400 RRULE:FREQ=YEARLY;BYMINUTE=0;BYHOUR=2;BYDAY=2SU;BYMONTH=3 END:DAYLIGHT
END:VTIMEZONE BEGIN:VEVENT DTSTART;TZID="Eastern":20121011T160000 DTEND;TZID="Eastern":20121011T170000 TRANSP:OPAQUE
DTSTAMP:20121005T200224Z SEQUENCE:0 ATTACH:CID:FFFF=09BBF01DDFFD95F88f9e8a93df938690918c09B@
ATTENDEE;PARTSTAT=ACCEPTED;CN="Melissa Houston/OAG";RSVP=FALSE;mailto:Melissa.Houston@oag.ok.gov CLASS:PUBLIC
SUMMARY:Summit Planning Call ORGANIZER;CN="Hastie, Roderick";mailto:rhastie@hunton.com
UID:040000008200E00074C5B7101A82E0080000000205C95E504A3CD010000000000000010000000A2B5361E18983143B53F9751BAE4BFF4
X-LOTUS-UPDATE-SEQ:1 X-LOTUS-NOTESVERSION:2 X-LOTUS-NOTICETYPE:A X-LOTUS-APPTTYPE:3 X-LOTUS-CHILD-
UID:69695DB49129960086257A8E006E1368 END:VEVENT END:VCALENDAR

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Date: 10/05/2012 03:02 PM

BEGIN:VCALENDAR X-LOTUS-CHARSET:UTF-8 VERSION:2.0 PRODID:-//Lotus Development Corporation//NONSGML Notes 8.5.3//EN_C
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RRULE:FREQ=YEARLY;BYMINUTE=0;BYHOUR=2;BYDAY=1SU;BYMONTH=11 END:STANDARD BEGIN:DAYLIGHT DTSTART:19500312T020000
TZOFFSETFROM:-0500 TZOFFSETTO:-0400 RRULE:FREQ=YEARLY;BYMINUTE=0;BYHOUR=2;BYDAY=2SU;BYMONTH=3 END:DAYLIGHT
END:VTIMEZONE BEGIN:VEVENT DTSTART;TZID="Eastern":20121011T160000 DTEND;TZID="Eastern":20121011T170000 TRANSP:OPAQUE
DTSTAMP:20121005T200209Z SEQUENCE:0 ATTACH:CID:FFFF_09BBF01DDFFD8A668f9e8a93df938690918c09B@
ATTENDEE;PARTSTAT=ACCEPTED;CN="Melissa Houston/OAG";RSVP=FALSE;mailto:Melissa.Houston@oag.ok.gov CLASS:PUBLIC
SUMMARY:Summit Planning Call ORGANIZER;CN="Hastie, Roderick";mailto:rhastie@hunton.com
UID:040000008200E00074C5B7101A82E0080000000205C95E504A3CD010000000000000010000000A2B5361E18983143B53F9751BAE4BFF4
X-LOTUS-UPDATE-SEQ:1 X-LOTUS-NOTESVERSION:2 X-LOTUS-NOTICETYPE:A X-LOTUS-APPTTYPE:3 X-LOTUS-CHILD-
UID:9FA983C3EF30439486257A8E006E0CF6 END:VEVENT END:VCALENDAR

From: [Patrick Wyrick](#)
To: rhastie@hunton.com
Subject: Accepted: Invitation: Summit Planning Call (Oct 11 04:00 PM EDT)
Date: 10/05/2012 01:47 PM
Attachments: [meeting.ics](#)

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov; Patrick.Wyrick@oag.ok.gov; hnbutter@gmu.edu; andrewpmiller@verizon.net
Subject: Summit Planning Call
Date: 10/05/2012 01:46 PM

Our next planning call is Thursday, October 11 at 4:00 PM EDT / 3:00 PM CDT.
(Melissa and Patrick I do not have Clayton's email so please forward this notice to him.)

Call-in number **877-294-8214** Passcode **9551937**

On yesterday's call we selected the summit date as Tuesday, December 4. The evening before there will be a dinner gathering. Henry is developing a budget. Henry is also looking at possible locations with suggestions from General Pruitt's team.

Next we will need to focus on the list of the speakers, facilitators, and invitees. In addition, we need to focus on when invitations and save-the-date notices should go out. (I am sure I have missed something.)

Thank you and have a nice weekend.

Rod

From: Melissa.Houston@oag.ok.gov
To: rhastie@hunton.com
Subject: Accepted: Energy AG Meeting Planning Call - Change of Time
Date: 10/03/2012 09:59 AM
Attachments: [c095959.ics](#)

Description

From: [Hastie, Roderick](#)
To: Melissa.Houston@oag.ok.gov; andrewpmiller@verizon.net; hnbutter@gmu.edu; patrick.wyrick@oag.ok.gov;
Subject: Energy AG Meeting Planning Call - Change of Time
Date: 10/03/2012 09:44 AM

Confidential

I would like to propose we hold another planning conference call tomorrow morning at 10:30 AM EDT / 9:30 AM CDT.

On last week's call, we picked the date as November 15. We also reviewed the format. Pat asked for a list of Federalism ideas to use as a guide which I circulated last week. Amongst other items, I suggest we now focus on the venue and when and how to send out invite notices. Please let me know of other things we need to cover on this call.

Call in number 877-294-8214 Code 9551937

Thank you.

Rod Hastie

Hunton & Williams

202-955-1937

From: [Melissa Houston](#)
To: [Roderick Hastie](#); [hnbutler](#); [andrewpmiller](#)
Cc: [Patrick Wyrick](#)
Subject: Re: Conference Call
Date: 10/03/2012 08:59 AM

I'm wide open tomorrow morning. Woks for me. Thanks!

From: "Hastie, Roderick" [rhastie@hunton.com]
Sent: 10/03/2012 09:35 AM AST
To: Melissa McLawhorn Houston; <hnbutler@gmu.edu>; <andrewpmiller@verizon.net>
Cc: Patrick Wyrick
Subject: Re: Conference Call

Confidential

Okay. Let me now propose a call tomorrow at 10:30 AM EDT / 9:30 CDT. Does that work?

Thanks.

Rod

From: Melissa.Houston@oag.ok.gov [<mailto:Melissa.Houston@oag.ok.gov>]
Sent: Wednesday, October 03, 2012 08:04 AM
To: [hnbutler](#) <hnbutler@gmu.edu>; [andrewpmiller](#) <andrewpmiller@verizon.net>
Cc: [Hastie, Roderick](#); Patrick.Wyrick@oag.ok.gov <Patrick.Wyrick@oag.ok.gov>
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From: "Henry N. Butler" [hnbutler@gmu.edu]
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To: [andrewpmiller@verizon.net](#); Melissa McLawhorn Houston
Cc: rhastie@hunton.com; [Patrick Wyrick](#)
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Rod,

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The best times for me would be later in the day – indeed, the later, the better.

If I can't participate, I look forward to getting a briefing from Andy or Rod.

Best,

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From: andrewpmiller@verizon.net [mailto:andrewpmiller@verizon.net]
Sent: Tuesday, October 02, 2012 7:03 PM
To: Melissa.houston@oag.ok.gov
Cc: hnbutler@gmu.edu; rhastie@hunton.com; patrick.wyrick@oag.ok.gov
Subject: Conference Call

Melissa,

In light of Rod's e-mail, I will be available tomorrow morning (Wednesday) for a conference call at anytime convenient to the others. As is his custom, Rod will be glad to set it up. I look forward to discussing the various issues confronting us and to deciding at least some of them. As I mentioned on September 14th, during our first conference call almost three weeks ago, time is always the enemy in these matters.

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703-993-8644
224-330-0540 (mobile)

From: andrewpmiller@verizon.net [mailto:andrewpmiller@verizon.net]
Sent: Tuesday, October 02, 2012 7:03 PM
To: Melissa.houston@oag.ok.gov
Cc: hnbutler@gmu.edu; rhastie@hunton.com; patrick.wyrick@oag.ok.gov
Subject: Conference Call

Melissa,

In light of Rod's e-mail, I will be available tomorrow morning (Wednesday) for a conference call at anytime convenient to the others. As is his custom, Rod will be glad to set it up. I look forward to discussing the various issues confronting us and to deciding at least some of them. As I mentioned on September 14th, during our first conference call almost three weeks ago, time is always the enemy in these matters.

Andy

Andrew P. Miller
1503 35th St. NW
Washington, DC 20007
202-337-1726
andrewpmiller@verizon.net

Meeting Invitation Accepted:

Calendar Entry

Subject: Energy AG Meeting Planning Call

When

Date: Wednesday 10/03/2012

Time: 10:00 AM - 11:00 AM (1 hour)

Meeting is in time zone (UTC-05:00) Eastern Time (US & Canada)

Here: 10:00 AM - 11:00 AM

There: 11:00 AM - 12:00 PM

Chair: rhastie@hunton.com

Invitees

Required (to): [Melissa Houston](#); andrewpmiller@verizon.net; hnbutler@gmu.edu; [Patrick Wyrick](#); 

Optional (cc):

Where

From: [Hastie, Roderick](#)
To: [Patrick Wyrick/OAG](#)
Subject: Out of Office AutoReply: Accepted: Energy AG Meeting Planning Call
Date: 10/02/2012 03:52 PM

I am out of the office attending a conference and will return on Wednesday, October 3. I am monitoring my e-mails.

From: Hastie, Roderick
To: Melissa.Houston@oag.ok.gov; andrewpmiller@verizon.net; hnbutler@gmu.edu; patrick.wyrick@oag.ok.gov;
Subject: Energy AG Meeting Planning Call
Date: 10/02/2012 03:52 PM

When: Wednesday, October 03, 2012 11:00 AM-12:00 PM (GMT-05:00) Eastern Time (US & Canada).

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

Confidential

I would like to propose we hold another planning conference call tomorrow morning at 11:00 AM EDT / 10:00 AM CDT. If this does not work for you please suggest another time.

On last week's call, we picked the date as November 15. We also reviewed the format. Pat asked for a list of Federalism ideas to use as a guide which I circulated last week. Amongst other items, I suggest we now focus on the venue and when and how to send out invite notices. Please let me know of other things we need to cover on this call.

Call in number 877-294-8214 Code 9551937

Thank you.

Rod Hastie
Hunton & Williams
202-955-1937

From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Melissa.Houston@oag.ok.gov
Cc: andrewpmiller@verizon.net; hnbutter@gmu.edu; Patrick.Wyrick@oag.ok.gov
Subject: Re: Federalism Ideas
Date: 10/01/2012 06:03 PM

Melissa:

Thanks for your note.

As to a call, I have flights for much of tomorrow. Let me suggest we try Wednesday. Maybe at 11:00 AM EDT / 10:00 CDT or later at 2:00 PM EDT.

Just let me know and we can use my conference call number again.

Thanks.

Rod

From: Melissa.Houston@oag.ok.gov [mailto:Melissa.Houston@oag.ok.gov]
Sent: Monday, October 01, 2012 06:10 PM
To: Hastie, Roderick
Cc: andrewpmiller@verizon.net <andrewpmiller@verizon.net>; hnbutter@gmu.edu <hnbutter@gmu.edu>; Patrick.Wyrick@oag.ok.gov <Patrick.Wyrick@oag.ok.gov>
Subject: Re: Federalism Ideas

Thank you for the information. Would you like to set up a conference call for tomorrow at 4pm CST? If that time does not work please let me know and we will try and set up another date / time.

Melissa McLawhorn Houston
Chief of Staff
Assistant Attorney General
Oklahoma Attorney General E. Scott Pruitt
313 NE 21st Street
Oklahoma City, OK 73105
Phone (405) 522-4422
melissa.houston@oag.ok.gov

The information contained in this email message is intended only for the use of the recipient(s) named above. This message may be an attorney-client privileged communication and /or work product and as such is privileged and confidential.

From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Patrick.Wyrick@oag.ok.gov>, <melissa.houston@oag.ok.gov>,
Cc: <andrewpmiller@verizon.net>, <hnbutter@gmu.edu>, "Hastie, Roderick" <rhastie@hunton.com>
Date: 09/27/2012 01:39 PM

Confidential

Pat and Mellissa:

When we spoke, I promised you some ideas where the Federal government has trampled the concept of Federalism with respect to energy and natural resource matters.

Here are my thoughts.

- 1.) The violation of the compact between States and the Federal government over the Clean Air Act.
 - The CAA is designed as a collaboration with the States.
 - The EPA is applying Federal Implementation Plans (FIPs) on States before States can issue their own State Implementations Plans (SIPs) to address regional haze.
- 2.) The Federal government is expanding the definition of "wetlands". This leads to a loss of State control and impacts how resources can be developed on lands which had never before been classified as wetlands.
- 3.) The EPA is currently conducting a multi-agency review of how natural gas fracking practices impact the environment. This is likely to lead to a process of where Federal regulations are issued which take away the traditional regulatory role of States to determine how fracking is conducted.
- 4.) The finality of State and Federal permits is at risk. There are examples of where the Federal government has recently "reopened" permits that were issued years ago. This kills any certainty that any permit is ever final. With many Federal and State permits interwoven on projects it also kills State permits.
- 5.) Pre-empted veto of permits. When called for under Federal regulations, environmental assessments are made after permit applications are filed. The EPA is now conducting environmental assessments on large areas of land absent of any applications for permits. This is being done in order to simply preemptively veto any future permit applications.


I hope these examples can be used to guide the tone of General Pruitt's meeting. I'm sure you and the General may have a few more.

In the meantime, let me know when you are available for our next planning conference call.

Thank you.

Rod

[Home](#) | [vCard](#) | [Bio](#)

	<p>Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com</p> <p>Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com</p>
---	--

From: [Melissa Houston](#)
To: [Hastie, Roderick](#)
Cc: [andrewpmiller@verizon.net](#); [hnbutler@gmu.edu](#); [Patrick.Wyrick@oag.ok.gov](#)
Subject: Re: Federalism Ideas
Date: 10/01/2012 05:10 PM

Thank you for the information. Would you like to set up a conference call for tomorrow at 4pm CST? If that time does not work please let me know and we will try and set up another date / time.

Melissa McLawhorn Houston
Chief of Staff
Assistant Attorney General
Oklahoma Attorney General E. Scott Pruitt
313 NE 21st Street
Oklahoma City, OK 73105
Phone (405) 522-4422
melissa.houston@oag.ok.gov

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From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Patrick.Wyrick@oag.ok.gov>, <melissa.houston@oag.ok.gov>,
Cc: <andrewpmiller@verizon.net>, <hnbutler@gmu.edu>, "Hastie, Roderick" <rhastie@hunton.com>
Date: 09/27/2012 01:39 PM
Subject: Federalism Ideas

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haze.

2.) The Federal government is expanding the definition of "wetlands". This leads to a loss of State control and impacts how resources can be developed on lands which had never before been classified as wetlands.

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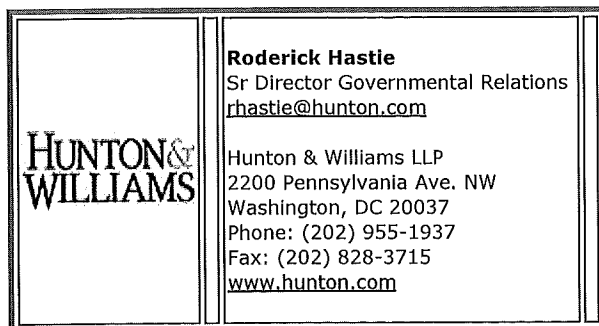
I hope these examples can be used to guide the tone of General Pruitt's meeting. I'm sure you and the General may have a few more.

In the meantime, let me know when you are available for our next planning conference call.

Thank you.

Rod

[Home](#) | [VCard](#) | [Bio](#)



From: Melissa Houston
To: Hastie, Roderick
Cc: andrewpmiller@verizon.net; hnbutler@gmu.edu; Patrick.Wyrick@oag.ok.gov
Subject: Re: Federalism Ideas
Date: 10/01/2012 05:10 PM

Thank you for the information. Would you like to set up a conference call for tomorrow at 4pm CST? If that time does not work please let me know and we will try and set up another date / time.

Melissa McLawhorn Houston
Chief of Staff
Assistant Attorney General
Oklahoma Attorney General E. Scott Pruitt
313 NE 21st Street
Oklahoma City, OK 73105
Phone (405) 522-4422
melissa.houston@oag.ok.gov

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▼ "Hastie, Roderick" ---09/27/2012 01:39:28 PM---Confidential

From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Patrick.Wyrick@oag.ok.gov>, <melissa.houston@oag.ok.gov>,
Cc: <andrewpmiller@verizon.net>, <hnbutler@gmu.edu>, "Hastie, Roderick" <rhastie@hunton.com>
Date: 09/27/2012 01:39 PM
Subject: Federalism Ideas

Confidential

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Thank you.

Rod

[Home](#) [yv9KAD4AAAAAAAAARGVzY3JpcHRpb246IGh0dHA6Ly93ZWJkb3dubG9hZC5odW50b24uY29tL2Vz](#)
[yv9LAD8AAAAAAAAARGVzY3JpcHRpb246IGh0dHA6Ly93ZWJkb3dubG9hZC5odW50b24uY29tL2Vz](#)
[yv9JAD0AAAAAAAAARGVzY3JpcHRpb246IGh0dHA6Ly93ZWJkb3dubG9hZC5odW50b24uY29tL2Vz](#)
[aWduYXR1cmUvYmVmlvLmdpZg==](#)

<p style="text-align: center;">HUNTON & WILLIAMS</p> <p style="text-align: center;">yv9JAD0AAAAAAAAARGVzY3JpcHRpb246IGh0dHA6Ly93ZWJkb3dubG9hZC5odW50b24uY29tL2Vz aWduYXR1cmUvSFcyLmdpZg==</p>	<p>Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com</p> <p>Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955- 1937 Fax: (202) 828-3715 www.hunton.com</p>
--	---

From: [Hastie, Roderick](#)
To: Melissa.Houston@oag.ok.gov
Subject: Out of Office AutoReply: Federalism Ideas
Date: 10/01/2012 05:10 PM

I am out of the office attending a conference and will return on Wednesday, October 3. I am monitoring my e-mails.

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov
Subject: FW: Federalism Ideas
Date: 09/27/2012 01:44 PM

Oops, Melissa I notice I misspelled your name. Sorry.

Rod

From: Hastie, Roderick
Sent: Thursday, September 27, 2012 2:39 PM
To: Patrick.Wyrick@oag.ok.gov; melissa.houston@oag.ok.gov
Cc: andrewpmiller@verizon.net; hnbutler@gmu.edu; Hastie, Roderick
Subject: Federalism Ideas

Confidential

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applications for permits. This is being done in order to simply preemptively veto any future permit applications.

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In the meantime, let me know when you are available for our next planning conference call.

Thank you.

Rod

	Home	VCard	Bio
	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com		
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com		

From: [Hastie, Roderick](#)
To: Patrick.Wyrick@oag.ok.gov; melissa.houston@oag.ok.gov
Cc: andrewpmiller@verizon.net; hnbutter@gmu.edu; [Hastie, Roderick](#)
Subject: Federalism Ideas
Date: 09/27/2012 01:39 PM

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Thank you.

Rod

[Home](#) [VCard](#) [Bio](#)



Roderick Hastie
Sr Director Governmental Relations
rhastie@hunton.com

Hunton & Williams LLP
2200 Pennsylvania Ave. NW
Washington, DC 20037
Phone: (202) 955-1937
Fax: (202) 828-3715
www.hunton.com

From: Henry N. Butler
Sent By: hnbutter@gmu.edu
Reply To: hnbutter@gmu.edu
To: 'Hastie, Roderick'; Patrick.Wyrick@oag.ok.gov; andrewpmiller@verizon.net; melissa.houston@oag.ok.gov;
[REDACTED]
Subject: RE: Energy Summit Planning Conf. Call
Date: 09/24/2012 12:52 PM

I am looking forward to our call this afternoon.

I have approached Jonathan Adler of Case Western Law School. Jonathan is a graduate of Mason Law. He is a leading environmental law scholar and an expert on administrative law. He will be at Mason in early October to moderate an academic conference on Environmental Markets. He is first rate.

But, wait, there's more. Unbeknownst to me, Jonathan has worked with General Pruitt's office on challenges to Obamacare.

Here's his bio

<http://law.case.edu/OurSchool/FacultyStaff/MeetOurFaculty/FacultyDetail.aspx?id=83>

He is available on November 15.

Thanks.

Best,

Henry

Henry N. Butler
George Mason University Foundation Professor of Law and
Executive Director, Law & Economics Center
George Mason University School of Law
3301 Fairfax Drive
Arlington, VA 22201
hnbutter@gmu.edu
703-993-8644
224-330-0540 (mobile)

From: Hastie, Roderick [<mailto:rhastie@hunton.com>]
Sent: Thursday, September 20, 2012 5:29 PM
To: Patrick.Wyrick@oag.ok.gov; andrewpmiller@verizon.net; hnbutter@gmu.edu;
melissa.houston@oag.ok.gov; [REDACTED]
Subject: Energy Summit Planning Conf. Call

When: Monday, September 24, 2012 4:00 PM-5:00 PM (GMT-05:00) Eastern Time
(US & Canada).

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

I propose to hold a conference call Monday, September 24 at 4:00 PM EDT / 3:00 PM
CDT. On our call we should focus on:

- 1.) Finalizing the date - Thursday, Nov 15
- 2.) Determine the auspices under which the summit will be held
- 3.) Target audience and size of the summit - AGs, industry etc...
- 4.) Topics and presenters for the morning session
 - (a) Status of existing problems with developing energy projects
 - (b) Profile of EPA's known and prospective regulatory initiatives
 - (c) Litigation overview of energy cases in which States are involved
- 5.) Facilitator for afternoon roundtable working group
- 6.) Possible luncheon speaker - Maybe Sen. Inhofe? Others?

Call in number 877-294-8214 Code 9551937

Thank you.

Rod Hastie
Hunton & Williams
202-955-1937

Meeting Invitation Declined:

Calendar Entry

Subject: Energy Summit Planning Conf. Call

When

Date: Monday 09/24/2012

Time: 03:00 PM - 04:00 PM (1 hour)


Meeting is in time zone (UTC-05:00) Eastern Time (US & Canada)

Here: 03:00 PM - 04:00 PM

There: 04:00 PM - 05:00 PM

Chair: rhastle@hunton.com

Invitees

Required (to): [Patrick Wyrick](#); andrewpmiller@verizon.net; hnbutter@gmu.edu; [Melissa Houston](#) 

Optional (cc):

Where

I have a meeting already scheduled at 3pm CST but could do 4pm CST.

From: [Hastie, Roderick](#)
To: [Melissa Houston/OAG](#)
Subject: Out of Office AutoReply: Declined: Energy Summit Planning Conf. Call
Date: 09/24/2012 09:06 AM

I am out of the office and will return on Monday, September 24. I am monitoring my e-mails.

From: Patrick Wyrick
To: rhastie@hunton.com
Subject: Accepted: Energy Summit Planning Conf. Call
Date: 09/20/2012 04:32 PM

BEGIN:VCALENDAR X-LOTUS-CHARSET:UTF-8 VERSION:2.0 PRODID:--//Lotus Development Corporation//NONSGML Notes 8.5.2//EN_C
METHOD:REPLY BEGIN:VTIMEZONE TZID:Eastern BEGIN:STANDARD DTSTART:19501105T020000 TZOFFSETFROM:-0400 TZOFFSETTO:-0500
RRULE:FREQ=YEARLY;BYMINUTE=0;BYHOUR=2;BYDAY=1SU;BYMONTH=11 END:STANDARD BEGIN:DAYLIGHT DTSTART:19500312T020000
TZOFFSETFROM:-0500 TZOFFSETTO:-0400 RRULE:FREQ=YEARLY;BYMINUTE=0;BYHOUR=2;BYDAY=2SU;BYMONTH=3 END:DAYLIGHT
END:VTIMEZONE BEGIN:VEVENT DTSTART;TZID="Eastern":20120924T160000 DTEND;TZID="Eastern":20120924T170000 TRANSP:OPAQUE
DTSTAMP:20120920T213240Z SEQUENCE:0 ATTACH:CID:FFFF_09BBF0ECDFE5D1CB8f9e8a93df938690918c09B@
ATTENDEE;PARTSTAT=ACCEPTED;CN="Patrick Wyrick/OAG";RSVP=FALSE :mailto:Patrick.Wyrick@oag.ok.gov CLASS:PUBLIC
SUMMARY:Energy Summit Planning Conf. Call ORGANIZER;CN="Hastie, Roderick":mailto:rhastie@hunton.com
UID:040000008200E00074C5B7101A82E0080000000107E006F5597CD0100000000000000100000007E2EB6D8E811D649AE8FC9FD13C7D1E5
X-LOTUS-UPDATE-SEQ:1 X-LOTUS-NOTESVERSION:2 X-LOTUS-NOTICETYPE:A X-LOTUS-APPTTYPE:3 X-LOTUS-CHILD-
UID:34FDB70CE4F1291686257A7F0076575B END:VEVENT END:VCALENDAR

From: [Hastie, Roderick](#)
To: [Patrick Wyrick/OAG](#)
Subject: Out of Office AutoReply; Accepted: Energy Summit Planning Conf. Call
Date: 09/20/2012 04:32 PM

I am out of the office and will return on Monday, September 24. I am monitoring my e-mails.

From: [Hastie, Roderick](#)
To: [Patrick Wyrick@oag.ok.gov](mailto:Patrick.Wyrick@oag.ok.gov); andrewpmiller@verizon.net; hnbutler@gmu.edu; melissa.houston@oag.ok.gov;
Subject: Energy Summit Planning Conf. Call
Date: 09/20/2012 04:29 PM

When: Monday, September 24, 2012 4:00 PM-5:00 PM (GMT-05:00) Eastern Time (US & Canada).

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

I propose to hold a conference call Monday, September 24 at 4:00 PM EDT / 3:00 PM CDT. On our call we should focus on:

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- 6.) Possible luncheon speaker - Maybe Sen. Inhofe? Others?

Call in number 877-294-8214 Code 9551937

Thank you.

Rod Hastie
Hunton & Williams
202-955-1937

From: [Hastie, Roderick](#)
To: Patrick.Wyrick@oag.ok.gov
Subject: Conf Call
Date: 09/20/2012 03:10 PM

Patrick:

We are on the call. Are you able to join?

877-294-8214 Code 9551937

Rod

Meeting Invitation Accepted:

Calendar Entry

Subject: Energy Summit Conf. Call

When

Date: Thursday 09/20/2012

Time: 03:00 PM - 03:30 PM (0 hours 30 minutes)

Meeting is in time zone (UTC-05:00) Eastern Time (US & Canada)

Here: 03:00 PM - 03:30 PM

There: 04:00 PM - 04:30 PM

Chair: rhastie@hunton.com

Invitees

Required (to): [Patrick Wyrick](mailto:Patrick.Wyrick); hnbutler@gmu.edu; andrewpmiller@verizon.net

Optional (cc):

Where

From: [Hastie, Roderick](#)
To: Patrick.Wyrick@oag.ok.gov; hnbutter@gmu.edu; andrewpmiller@verizon.net
Subject: Energy Summit Conf. Call
Date: 09/19/2012 03:12 PM

When: Thursday, September 20, 2012 4:00 PM-4:30 PM (GMT-05:00) Eastern Time (US & Canada).

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

As a follow up to our meeting of last week, I propose to hold a conference call tomorrow on Thursday, September 20 at 4:00 EDT / 3:00 PM CDT. This time slot works for Patrick. On our call I think we need to look at the calendar for the summit and the suggestions in Andy's note.

Call in number 877-294-8214 Code 9551937

From: [Taren Lord-Halvorson](#)
To: kmader@peabodyenergy.com
Cc: [Clayton Eubanks](#)
Subject: FOIA Request-Draft
Date: 08/07/2012 08:46 AM
Attachments: [FOIArequest.DOCX](#)
[FOIAattachmentA.DOCX](#)

Kelly Mader:

Attached is the latest version of the FOIA request and Attachment A our office plans to send to the EPA.

This information was sent to you on behalf of E. Scott Pruitt, Oklahoma Attorney General.

Have a great day.

Taren Lord-Halvorson
Legal Intern, Public Protection Unit
Office of the Oklahoma Attorney General
405-521-6926

From: [Taren Lord-Halvorson](#)
To: kmader@peabodyenergy.com
Cc: [Clayton Eubanks](#)
Subject: FOIA Request-Draft
Date: 08/07/2012 08:46 AM
Attachments: [FOIArequest.DOCX](#)
[FOIAattachmentA.DOCX](#)

Kelly Mader:

Attached is the latest version of the FOIA request and Attachment A our office plans to send to the EPA. This information was sent to you on behalf of E. Scott Pruitt, Oklahoma Attorney General.
Have a great day.



Taren Lord-Halvorson
Legal Intern, Public Protection Unit
Office of the Oklahoma Attorney General
405-521-6926

From: [Joel Rodriguez](#)
To: [Alan Gould](#); [Andrea Issod](#); [Angie Burckhalter](#); [Anthony J. Ferate](#); [Bill Hill](#); [Brad Williams](#); [Bruce Rising](#); [Bruce Robertson](#); [Bud Ground](#); [Clint Schelbitzki](#); [Curt Roggow](#); [David.ocamb@sierraclub.org](#); [Dennis Adkins](#); [Don Shandy](#); [Eddie Terrell](#); [Elena.Saxonhouse@sierraclub.org](#); [Gary L. Sherrer](#); [Gloria Smith](#); [Jami Longacre](#); [Jamie Maddy](#); [Janet Smith](#); [Jay Albert](#); [jeffcloud@contres.com](#); [Jerry Peace](#); [Jill Anne Butson](#); [Jim Bachmann](#); [Jim Roth \(jaroth@phillipsmurrah.com\)](#); [Joan Walker-Ratliff](#); [Joe Kordzi](#); [Jon Warzel](#); [Kenneth Arinwine](#); [Kent Armstrong](#); [Lori Peterson](#); [Lydia Patisas](#); [Maressa Treat](#); [Mark Garrett](#); [Michael Ming](#); [Mickie Taylor \(mickietaylor@gmail.com\)](#); [Nancy Chase](#); [P. R. Talluri](#); [Peter Glaser](#); [Randy Eminger](#); [Richard A. Hand](#); [Richard Easterly](#); [Richard K. 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Cc: [Dana Murphy](#); [Bob Vandewater](#); [Patrice Douglas](#); [Teryl Williams](#); [Bob Vandewater](#); [Joseph Briley](#); [Brandy Wreath](#); [Matt Skinner](#); [Mary Candler](#)
Subject: PUD 2011-77 NOI Environmental and Long-Term Natural Gas Issues - Revised dellberation date
Date: 07/13/2012 11:38 AM

All,

The Commission has agreed to continue deliberations on Cause PUD 2011-77 NOI to October 31, 2012, 9:30 AM, Court Room 301, Jim Thorpe Building, Oklahoma City, OK. The Commission's website will be revised to reflect the new date.

Respectfully,

Joel Rodriguez
Public Utility Division
Oklahoma Corporation Commission
Oklahoma City, OK
405.521.6881
j.rodriguez@occcemail.com



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Subject: PUD 2011-77 NOI Environmental and Long-Term Natural Gas Issues - Revised deliberation date
Date: 07/13/2012 11:38 AM

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Respectfully,

Joel Rodriguez
Public Utility Division
Oklahoma Corporation Commission
Oklahoma City, OK
405.521.6881
j.rodriguez@occcemail.com



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Subject: PUD 2011-77 NOI Environmental and Long-Term Natural Gas Issues - Revised deliberation date
Date: 07/03/2012 12:43 PM

All,

Regarding the scheduled deliberation for PUD 2011-77 NOI on July 10, 2012, PUD Staff will be recommending a continuance because of recent actions by the 10th Circuit Court of Appeals. The new proposed date and time we will be October 31, 2012, 9:30 AM, Court Room 301, Jim Thorpe Building, Oklahoma City, OK.

Once this date has been confirmed we will send out an e-mail and post it on the Commission's website.

Respectfully,

Joel Rodriguez
Public Utility Division
Oklahoma Corporation Commission
Oklahoma City, OK

405.521.6881

j.rodriquez@occeemail.com



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Respectfully,

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From: [Tyler Laughlin](#)
To: [Hastie, Roderick](#)
Subject: Re: Carbon cap letter
Date: 06/25/2012 10:44 PM

Done!

Sent from my iPhone

On Jun 25, 2012, at 7:28 PM, "Hastie, Roderick" <rhastie@hunton.com> wrote:

All:

This is a very good letter from General Pruitt. However, the deadline to file any version is today. Thus, if you have a corrected version I believe you may need to send it out tonight. Not to be overly cautious on this point, but maybe you can send it from home.

To file you go to <http://www.regulations.gov>, under the docket number "EPA-HQ-OAR-2011-0660." From the docket folder, click the "Comment Now!" button and follow instructions to submit.

Again, in less than a week your office has gotten the bi-partisan support of twelve states which is a very good outcome.

Thank you.

Rod Hastie

From: Tyler.Laughlin@oag.ok.gov [mailto:Tyler.Laughlin@oag.ok.gov]
Sent: Monday, June 25, 2012 06:51 PM
To: Hastie, Roderick
Subject: Fwd: Carbon cap letter

Here is the most up to date and corrected version. Oklahoma and Michigan are in the header and the alphabetization issue should be correct both on the header and signature page.

We will get it resubmitted tomorrow electronically. Should we worry about te hard copies being resubmitted?

Sent from my iPhone

Begin forwarded message:

From: "Tyler Laughlin" <Tyler.Laughlin@oag.ok.gov>
To: "Clayton Eubanks" <Clayton.Eubanks@oag.ok.gov>
Cc: "Melissa Houston" <Melissa.Houston@oag.ok.gov>
Subject: Re: Carbon cap letter

Clayton,

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Tyler Laughlin

Oklahoma Office of Attorney General

Office: 405.522.2924

Cell: 405.684.1103

From: Clayton Eubanks/OAG

To: Tyler Laughlin/OAG@OAG,

Cc: Melissa Houston/OAG@OAG, Rob Hudson/OAG@OAG,
Tom Bates/OAG@OAG

Date: 06/25/2012 02:15 PM

Subject: Re: Carbon cap letter

Ok sounds good!

Thanks Tyler

P. CLAYTON EUBANKS

Assistant Attorney General

Public Protection Unit/Environment

Office of the Attorney General of Oklahoma

313 N.E. 21st Street

Oklahoma City, OK 73105

Tel: (405) 522-8992

Fax: (405) 522-0085

clayton.eubanks@oag.ok.gov

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Date: 06/25/2012 02:15 PM

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Rod Hastie and I are working on Virginia and Indiana. I'm going to give them 45 more minutes before we finalize the signature page. I was able to lock South Dakota down. That makes our count 12 including Oklahoma!

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Date: 06/25/2012 02:13 PM

Subject: Re: Carbon cap letter

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Do you have this letter ready to go? Please email it to me in pdf as soon as it is done so I can file it on the Regulations.gov

site

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Date: 06/25/2012 09:29 AM

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To: "Tyler Laughlin" <Tyler.Laughlin@oag.ok.gov>, "Clayton

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Cc: Tom Bates/OAG@OAG, Rob Hudson/OAG

Date: 06/25/2012 07:00 AM

Subject: Carbon cap letter

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Now on to sign ons for Hydraulic Fracturing and FOIA... Good times.

Sent from the Blackberry of Melissa Mclawhorn Houston

From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Tyler.Laughlin@oag.ok.gov; Clayton.Eubanks@oag.ok.gov
Cc: Melissa.Houston@oag.ok.gov
Subject: Re: Fwd: Carbon cap letter
Date: 06/25/2012 07:28 PM

All:

This is a very good letter from General Pruitt. However, the deadline to file any version is today. Thus, if you have a corrected version I believe you may need to send it out tonight. Not to be overly cautious on this point, but maybe you can send it from home.

To file you go to <http://www.regulations.gov>, under the docket number "EPA-HQ-OAR-2011-0660." From the docket folder, click the "Comment Now!" button and follow instructions to submit.

Again, in less than a week your office has gotten the bi-partisan support of twelve states which is a very good outcome.

Thank you.

Rod Hastie

From: Tyler.Laughlin@oag.ok.gov [mailto:Tyler.Laughlin@oag.ok.gov]
Sent: Monday, June 25, 2012 06:51 PM
To: Hastie, Roderick
Subject: Fwd: Carbon cap letter

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To: Tyler.Laughlin@oag.ok.gov
Subject: Re: Fwd: Carbon cap letter
Date: 06/25/2012 07:12 PM

The deadline is today. You must submit today.

Rod

From: Tyler.Laughlin@oag.ok.gov [mailto:Tyler.Laughlin@oag.ok.gov]
Sent: Monday, June 25, 2012 06:51 PM
To: Hastie, Roderick
Subject: Fwd: Carbon cap letter

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From: [Tyler Laughlin](#)
To: [Rod Hastie](#)
Subject: Fwd: Carbon cap letter
Date: 06/25/2012 05:51 PM
Attachments: [Updated Multi-State AG Sign-on EPA Carbon Cap.pdf](#)

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From: [Hastie, Roderick](#)
To: Tyler.Laughlin@oag.ok.gov
Subject: Re: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 05:46 PM

Tyler:

Sorry to have brought up those items in the header. It will be fine to re-submit.

Please send me the revised version when you can. Again, this is a very good turnout of states.

Thank you.

Rod Hastie

From: Hastie, Roderick
Sent: Monday, June 25, 2012 04:55 PM
To: Tyler.Laughlin@oag.ok.gov <Tyler.Laughlin@oag.ok.gov>
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Tyler:

If it has not been sent you might want to add Oklahoma in the header of Chief Legal Officers and place the States in alphabetical order.

Just a thought.

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From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 4:50 PM
To: Hastie, Roderick
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

As requested...

Nice working with you, Rod. I look forward to future communications!

Tyler Laughlin

Oklahoma Office of Attorney General
Office: 405.522.2924
Cell: 405.684.1103

From: "Hastie, Roderick" <rhasstie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Date: 06/25/2012 03:32 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

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Sent: Monday, June 25, 2012 4:07 PM
To: Hastie, Roderick
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Indiana is out. We will be submitting it momentarily.

Tyler Laughlin

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From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Date: 06/25/2012 02:31 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Tyler:

Then is looks like you only have to hear from IN. Hopefully, VA will send in their own separate comments.

Rod

From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 3:30 PM
To: Hastie, Roderick

Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

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From: "Hastie, Roderick" <rastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Date: 06/25/2012 02:18 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Great. You now have a dozen.

Rod

From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 3:14 PM
To: Hastie, Roderick
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

South Dakota just joined!

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From: "Hastie, Roderick" <rastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Date: 06/25/2012 02:06 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Also, did you get to speak with anyone in Zoeller's office?

Rod

From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 3:03 PM
To: Hastie, Roderick
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Rod,

I like the formatting suggestions! I'll work that in to the next draft.

I called Virginia and emailed them a copy as well. Also I put a call in to Indiana already. It appears that Jean Marie Leisher was the recipient in Indiana. We will just have to wait and see what their responses will be.

If you hear of anything from any state, feel free to shoot me a quick email. Thanks!

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Office: 405.522.2924

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From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>
Date: 06/25/2012 01:56 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Tyler:

I suggest centered under General Pruitt's letterhead should be the following sentence in bold or underlined.

A Communication from the Chief Legal Officers of the States of
Alabama, Arizona, Arkansas, Kansas, Kentucky, _____

You can see it in my hand written edit. This is just how a similar comment letter from Arizona went out on Aug. 4, 2011 which included Oklahoma and other states.

Also, we have contacted VA so fingers are crossed they will contact you.

Thank you.

Rod Hastie
Hunton & Williams

From: Tyler.Laughlin@oag.ok.gov [mailto:Tyler.Laughlin@oag.ok.gov]
Sent: Monday, June 25, 2012 11:26 AM
To: Hastie, Roderick
Subject: Re: AG's Sign on Letter/ EPA Rule on Carbon Cap

Thanks Rod. I'll give him a call right now.

Your help is greatly appreciated.

Best,

Tyler Laughlin

Oklahoma Office of Attorney General

Office: 405.522.2924

Cell: 405.684.1103

From: "Hastie, Roderick" <rastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Cc: <Robert.Hudson@oag.ok.gov>
Date: 06/25/2012 10:23 AM
Subject: Re: AG's Sign on Letter/ EPA Rule on Carbon Cap

Tyler:

The person to contact would be the Chief Deputy Charlie McGuigan at 605-773-3215. charles.mcguigan@state.sd.us

Given the short time, let me suggest you call him. Attorney General Jackley has a hard copy, but is out of the office until Wednesday.

Call me at 202-955-1937 or e-mail if you need more information on other states.

Thank you.

Rod Hastie
Hunton & Williams

From: Tyler.Laughlin@oag.ok.gov [mailto:Tyler.Laughlin@oag.ok.gov]
Sent: Monday, June 25, 2012 09:44 AM
To: Hastie, Roderick
Subject: AG's Sign on Letter/ EPA Rule on Carbon Cap

Rod,

I hope this email finds you well today. As you are well aware, we are trying to lasso all of the remaining states today who wish to sign on to our letter.

Real quick, I talked to Rob Hudson in our office this morning about South Dakota possibly signing on to the letter. He told me to check with you to see if you had any confirmation of their intentions. Have you heard anything from anyone in South Dakota on this issue? If so, would you mind forwarding me the contact info for the person in their office who would be familiar with this topic?

Thanks so much for all your help on this letter!

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[attachment "DOC000.pdf" deleted by Tyler Laughlin/OAG]

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To: <Tyler.Laughlin@oag.ok.gov>,
Date: 06/25/2012 02:18 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

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From: [Tyler Laughlin](#)
To: [Hastie, Roderick](#)
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 03:49 PM
Attachments: [Multi-State AG Sign-on EPA Carbon Cap.pdf](#)

As requested...

Nice working with you, Rod. I look forward to future communications!

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From: Tyler Laughlin
To: Hastie, Roderick
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 02:30 PM

Virginia is out. They will be considering a different response with a "client agency".

Tyler Laughlin

Oklahoma Office of Attorney General
Office: 405.522.2924
Cell: 405.684.1103

From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>
Date: 06/25/2012 02:18 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Great. You now have a dozen.

Rod

From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 3:14 PM
To: Hastie, Roderick
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

South Dakota just joined!

Tyler Laughlin

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Office: 405.522.2924
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From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>
Date: 06/25/2012 02:06 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

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From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
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Date: 06/25/2012 01:56 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

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Thank you.

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Hunton & Williams

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Date: 06/25/2012 10:23 AM
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To: [Hastie, Roderick](#)
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 02:09 PM

I'll be sure to get it filed in another hour or so.

I spoke with Tom Fisher's assistant, Julie Stickle, and she said that she would send him a quick email to see if they were interested in signing the letter. She said she would get back to me shortly. Keep your fingers crossed!!

Tyler Laughlin

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To: Tyler.Laughlin@oag.ok.gov
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 02:05 PM

Tyler:

The deadline is today so you need to file soon. I would give these folks only one more hour.

This is still a very good result given that it went out less than a week ago.

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Thanks so much for all your help on this letter!

Tyler Laughlin

Oklahoma Office of Attorney General

Office: 405.522.2924

Cell: 405.684.1103

[attachment "DOC000.pdf" deleted by Tyler Laughlin/OAG]

From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Tyler.Laughlin@oag.ok.gov
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 01:56 PM
Attachments: [DOC000.pdf](#)

Tyler:

I suggest centered under General Pruitt's letterhead should be the following sentence in bold or underlined.

A Communication from the Chief Legal Officers of the States of
Alabama, Arizona, Arkansas, Kansas, Kentucky, _____

You can see it in my hand written edit. This is just how a similar comment letter from Arizona went out on Aug. 4, 2011 which included Oklahoma and other states.

Also, we have contacted VA so fingers are crossed they will contact you.

Thank you.

Rod Hastie
Hunton & Williams

From: Tyler.Laughlin@oag.ok.gov [mailto:Tyler.Laughlin@oag.ok.gov]
Sent: Monday, June 25, 2012 11:26 AM
To: Hastie, Roderick
Subject: Re: AG's Sign on Letter/ EPA Rule on Carbon Cap

Thanks Rod. I'll give him a call right now.

Your help is greatly appreciated.

Best,

Tyler Laughlin

Oklahoma Office of Attorney General
Office: 405.522.2924
Cell: 405.684.1103

From: "Hastie, Roderick" <rastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Cc: <Robert.Hudson@oag.ok.gov>
Date: 06/25/2012 10:23 AM
Subject: Re: AG's Sign on Letter/ EPA Rule on Carbon Cap

Tyler:

The person to contact would be the Chief Deputy Charlie McGuigan at 605-773-3215. charles.mcguigan@state.sd.us

Given the short time, let me suggest you call him. Attorney General Jackley has a hard copy, but is out of the office until Wednesday.

Call me at 202-955-1937 or e-mail if you need more information on other states.

Thank you.

Rod Hastie
Hunton & Williams

From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 09:44 AM
To: Hastie, Roderick
Subject: AG's Sign on Letter/ EPA Rule on Carbon Cap

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I hope this email finds you well today. As you are well aware, we are trying to lasso all of the remaining states today who wish to sign on to our letter.

Real quick, I talked to Rob Hudson in our office this morning about South Dakota possibly signing on to the letter. He told me to check with you to see if you had any confirmation of their intentions. Have you heard anything from anyone in South Dakota on this issue? If so, would you mind forwarding me the contact info for the person in their office who would be familiar with this topic?

Thanks so much for all your help on this letter!

Tyler Laughlin

Oklahoma Office of Attorney General
Office: 405.522.2924
Cell: 405.684.1103

From: [Tyler Laughlin](#)
To: [Hastie, Roderick](#)
Subject: Fw: Please review the attached scanned document from Tyler Laughlin
Date: 06/25/2012 01:29 PM
Attachments: [FINAL Sign On to EPA Carbon Cap Rule .pdf](#)

Rod,

Feel free to suggest format changes that would include your language "Letter from the Attorneys General of the following states:". I'm sure it can take many shapes but since you have seen several of these over the years, you might want to take a stab at it.

Thanks so much!

Tyler Laughlin

Oklahoma Office of Attorney General

Office: 405.522.2924

Cell: 405.684.1103

From: [Tyler Laughlin](#)
To: [Hastie, Roderick](#)
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 03:49 PM
Attachments: [Multi-State AG Sign-on EPA Carbon Cap.pdf](#)

As requested...

Nice working with you, Rod. I look forward to future communications!

Tyler Laughlin

Oklahoma Office of Attorney General
Office: 405.522.2924
Cell: 405.684.1103

From: "Hastie, Roderick" <rastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Date: 06/25/2012 03:32 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Tyler:

Its still a very good result in such a short period.

Please send me a copy of the final as filed into the docket.

I am sure you already know that to file you go to <http://www.regulations.gov>, under the docket number "EPA-HQ-OAR-2011-0660." From the docket folder, click the "Comment Now!" button and follow instructions to submit.

Thank you.

Rod Hastie

From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 4:07 PM
To: Hastie, Roderick
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

Indiana is out. We will be submitting it momentarily.

Tyler Laughlin

Oklahoma Office of Attorney General

Office: 405.522.2924
Cell: 405.684.1103

From: "Hastie, Roderick" <rastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Date: 06/25/2012 02:31 PM
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

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Then it looks like you only have to hear from IN. Hopefully, VA will send in their own separate comments.

Rod

From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 3:30 PM
To: Hastie, Roderick
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Virginia is out. They will be considering a different response with a "client agency".

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Great. You now have a dozen.

Rod

From: Tyler.Laughlin@oag.ok.gov [<mailto:Tyler.Laughlin@oag.ok.gov>]
Sent: Monday, June 25, 2012 3:14 PM
To: Hastie, Roderick
Subject: RE: AG's Sign on Letter/ EPA Rule on Carbon Cap

South Dakota just joined!

Tyler Laughlin

Oklahoma Office of Attorney General
Office: 405.522.2924
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From: "Hastie, Roderick" <rhastie@hunton.com>
To: <Tyler.Laughlin@oag.ok.gov>,
Date: 06/25/2012 02:06 PM
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I called Virginia and emailed them a copy as well. Also I put a call in to Indiana already. It appears that Jean Marie Leisher was the recipient in Indiana. We will just have to wait and see what their responses will be.

If you hear of anything from any state, feel free to shoot me a quick email. Thanks!

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Oklahoma Office of Attorney General

Office: 405.522.2924

Cell: 405.684.1103

[attachment "DOC000.pdf" deleted by Tyler Laughlin/OAG]

From: [Tyler Laughlin](#)
To: rhastie@hunton.com
Subject: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 08:44 AM

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Tyler Laughlin

Oklahoma Office of Attorney General

Office: 405.522.2924

Cell: 405.684.1103

From: [Hastie, Roderick](#)
To: Tyler.Laughlin@oag.ok.gov
Subject: Out of Office AutoReply: AG's Sign on Letter/ EPA Rule on Carbon Cap
Date: 06/25/2012 08:43 AM

I am out of the office on travel until Monday, June 25. I will have some limited access to e-mail.

From: Hastie, Roderick
To: Melissa.Houston@oag.ok.gov; Robert.hudson@oag.ok.gov
Subject: Re: Comment / sign on letter to proposed EPA Rule
Date: 06/22/2012 01:00 PM

Melissa and Rob:

I have heard second hand that the Democratic AGs of AR and KY are joining. Hopefully they have by now contacted your office.

Thank you.

Rod

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

From: Hastie, Roderick
Sent: Friday, June 22, 2012 12:18 PM
To: 'Melissa.Houston@oag.ok.gov' <Melissa.Houston@oag.ok.gov>; 'Robert.hudson@oag.ok.gov' <Robert.hudson@oag.ok.gov>
Subject: Comment / sign on letter to proposed EPA Rule

Melissa and Rob:

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Those still out there include; AZ, AR, GA, KY, KS, and MI. I'm sure there are a few more.

Again, your office has put together a great effort on behalf of electric consumers in your state and nationwide.

Thank you.

Rod Hastie
Hunton & Williams

From: [Hastie, Roderick](#)
To: Melissa.Houston@oag.ok.gov; Robert.hudson@oag.ok.gov
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Rod Hastie
Hunton & Williams

From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Melissa.Houston@oag.ok.gov
Subject: Re: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB
Date: 06/21/2012 10:41 PM

Melissa:

I noticed that Arkansas is not on this list. Arkansas did file a separate petition for review in the Utility MACT rule.

I don't have his e-mail, but it should go to Blake Rutherford who is either the COS or Chief Deputy.

Thank you.

Rod

From: Melissa.Houston@oag.ok.gov [mailto:Melissa.Houston@oag.ok.gov]
Sent: Tuesday, June 19, 2012 07:18 PM
To: Hastie, Roderick
Subject: Fw: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB

Melissa McLawhorn Houston
Chief of Staff
Assistant Attorney General
Oklahoma Attorney General E. Scott Pruitt
313 NE 21st Street
Oklahoma City, OK 73105
Phone (405) 522-4422
melissa.houston@oag.ok.gov

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----- Forwarded by Melissa Houston/OAG on 06/19/2012 06:17 PM -----

From: Melissa Houston/OAG
To: jim.cantor@alaska.gov, johnjburns@alaska.gov, lstrange@ago.state.al.us, tom.horne@azag.gov,
pam.bondi@myfloridalegal.com, lawrence.wasden@ag.idaho.gov, jleisher@atg.in.gov, john.campbell@ksag.org,
schuettab@michigan.gov, sherry.fisher@ago.mo.gov, mwebb@ago.state.ms.us, wstenehjem@nd.gov, anita.scheuler@nebraska.gov,
ag.rmd@ohioattorneygeneral.gov, agwilson@scag.gov, mshurtleff@utah.gov, kcuccinelli@oag.state.va.us, wjy@wvago.gov,
bsalzb@state.wy.us, wryan@attorneygeneral.gov
Cc: Rob Hudson/OAG, Tyler Laughlin/OAG@OAG
Date: 06/19/2012 06:13 PM
Subject: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB

Attorney General Scott Pruitt has prepared a letter which is intended to be an official comment on the recently proposed Greenhouse Gas New Source Performance Standards rule (GHG NSPS). This is a rule which implements a carbon cap on the electric power sector. I am attaching a copy of the letter and a brief white paper on the topic.

As a state who has signed on to the MACT lawsuit, we thought you might be interested in participating in this proposed comment and sign-on to the letter.

Please let me know by Friday, June 22 if you are interested in providing comment and signing on to the letter. You can send an electronic signature to Tyler Laughlin (Tyler.Laughlin@oag.ok.gov) he will be helping to coordinate the final version of the letter for submission to the EPA on June 25.

Let me know if you have any questions or need any additional information.

Melissa McLawhorn Houston
Chief of Staff
Assistant Attorney General
Oklahoma Attorney General E. Scott Pruitt
313 NE 21st Street
Oklahoma City, OK 73105
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melissa.houston@oag.ok.gov

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From: [Hastie, Roderick](#)
To: Melissa.Houston@oag.ok.gov
Subject: Re: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB
Date: 06/21/2012 01:39 PM

Melissa:

Attorney General Schmidt of Kansas would like the letter sent to his Assistant AG Jeff Chanay at jeff.chanay@ksag.org

Thank you.

Rod

From: [Hastie, Roderick](mailto:Hastie.Roderick)
To: Melissa.Houston@oag.ok.gov
Subject: Re: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB
Date: 06/19/2012 10:15 PM

Melissa:

Sorry, I did not mean instructions on how to file. What I am looking for are instructions to give to the states on whom to contact in your office in order to join etc...

Thanks.

Rod Hastie

From: Melissa.Houston@oag.ok.gov [mailto:Melissa.Houston@oag.ok.gov]
Sent: Tuesday, June 19, 2012 09:56 PM
To: Hastie, Roderick
Subject: Re: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB

Sorry maybe I'm confused - but "instruction sheet"? Not sure what that is. If you mean the instructions to file - I thought we were going to submit on behalf of all co-signers? Am I missing something?
Sent from the Blackberry of Melissa McLawhorn Houston

From: "Hastie, Roderick" [rhastie@hunton.com]
Sent: 06/19/2012 08:01 PM AST
To: Melissa McLawhorn Houston
Subject: Re: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB

Melissa:

This does not appear to have the instruction sheet. Alas, it only has the letter and white paper.

Please try again so I can print it out.

Thank you.

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Date: 06/19/2012 08:56 PM

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Sent from the Blackberry of Melissa McLawhorn Houston

From: "Hastie, Roderick" [rhastie@hunton.com]
Sent: 06/19/2012 08:01 PM AST
To: Melissa McLawhorn Houston
Subject: Re: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB

Melissa:

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Please try again so I can print it out.

Thank you.

Rod Hastie

From: Melissa.Houston@oag.ok.gov [<mailto:Melissa.Houston@oag.ok.gov>]
Sent: Tuesday, June 19, 2012 07:18 PM
To: Hastie, Roderick
Subject: Fw: Comment / sign on letter to proposed EPA Rule - deadline June 22 COB

Melissa McLawhorn Houston
Chief of Staff
Assistant Attorney General
Oklahoma Attorney General E. Scott Pruitt
313 NE 21st Street
Oklahoma City, OK 73105
Phone (405) 522-4422
melissa.houston@oag.ok.gov

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To: jim.cantor@alaska.gov, johnjburns@alaska.gov, lstrange@ago.state.al.us, tom.horne@azag.gov, pam.bondi@myfloridalegal.com, lawrence.wasden@ag.idaho.gov, jleisher@atg.in.gov, john.campbell@ksag.org, schueteb@michigan.gov, sherry.fisher@ago.mo.gov, mwebb@ago.state.ms.us, wstenehjem@nd.gov, anita.scheuler@nebraska.gov, ag.rmd@ohioattorneygeneral.gov, agwilson@scag.gov, mshurtleff@utah.gov, kcuccinelli@oag.state.va.us, wjy@wvago.gov, bsalz@state.wy.us, wryan@attorneygeneral.gov
Cc: Rob Hudson/OAG, Tyler Laughlin/OAG@OAG

Date: 06/19/2012 06:13 PM

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Date: 06/19/2012 06:18 PM
Attachments: [FINAL EPA Sign on Letter.pdf](#)
[EPA Carbon Cap White Paper.doc \(40241517\) \(8\).doc](#)

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Rod Hastie
Hunton & Williams

To: Hastie, Roderick
Subject: Re: Comments for EPA's GHG NSPS Proposed Rule

I'm still waiting to hear back from KY - I think they may have some comments / changes so not sure its final yet. But I will forward you what I sent them.
Sent from the Blackberry of Melissa Mclawhorn Houston

From: "Hastie, Roderick" [rhastie@hunton.com]
Sent: 06/18/2012 05:34 PM AST
To: Melissa McLawhorn Houston
Subject: RE: Comments for EPA's GHG NSPS Proposed Rule

Confidential

Melissa:

Thanks for letting me know about General Conway's office. What about the other AGs? Industry in each of the targeted states can reach out to their respective Attorney General and encourage them to join General Pruitt's comment letter.

I will look for Rob tonight when I get to the hotel. I think we have the potential of getting a dozen states on board. Also, can you send to me the final version which is being circulated?

Thank you.

Rod Hastie
Hunton & Williams

From: Melissa.Houston@oag.ok.gov [mailto:Melissa.Houston@oag.ok.gov]
Sent: Monday, June 18, 2012 3:04 PM
To: Hastie, Roderick
Subject: Re: Comments for EPA's GHG NSPS Proposed Rule

I have sent to KY. Waiting to hear back.
Sent from the Blackberry of Melissa Mclawhorn Houston

From: "Hastie, Roderick" [rhastie@hunton.com]
Sent: 06/18/2012 03:56 PM AST
To: Melissa McLawhorn Houston
Subject: Re: Comments for EPA's GHG NSPS Proposed Rule

Melissa:

I am now on my way to the NAAG meeting. Do you know if your office sent the letter out today to the selected AGs?

Thanks.

Rod

From: Hastie, Roderick
Sent: Friday, June 15, 2012 06:23 PM
To: melissa.houston@oag.ok.gov <melissa.houston@oag.ok.gov>
Subject: Comments for EPA's GHG NSPS Proposed Rule

Confidential

Melisa:

Thank you for speaking with me about General Pruitt's multi-state letter to the EPA. The letter is to be an official comment on the recently proposed Greenhouse Gas New Source Performance Standards rule (GHG NSPS). This is a rule which implements a carbon cap on the electric power sector. Attached, is a briefing paper which further explains this issue.

The letter is designed to be filed electronically on Monday, June 25th via www.regulations.gov (once at regulations.gov, enter the docket number "EPA-HQ-OAR-2011-0660;" from the docket folder, click the "Comment Now!" button and follow instructions to submit).

Let me suggest this go out to the AGs Monday morning with a deadline to join COB next Friday, June 22. Somebody in your office should be the point of contact and you should ask the AGs for a signature block etc. I can help Rob visit some of the AGs while we are at the NAAG meeting.

Based on similar letters and recent actions with the EPA, I would suggest this letter go to the Attorneys General of the following States:

AL

AK

AR - Also send to the Chief of Staff Blake Rutherford at blake.rutherford@arkansasag.gov

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LA

MI

NE

ND - Also send to the Chief Deputy Tom Trenbeath at ttrenbeath@nd.gov

OH

SC

SD

TX

UT


VA

WI

WY

Thank you.

Rod Hastie

	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com	
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com	

From: Melissa.Houston@oag.ok.gov
To: [Hastie, Roderick](#)
Subject: Re: Comments for EPA's GHG NSPS Proposed Rule
Date: 06/18/2012 03:03 PM

I have sent to KY. Waiting to hear back.
Sent from the Blackberry of Melissa Mclawhorn Houston

From: "Hastie, Roderick" [rhastie@hunton.com]
Sent: 06/18/2012 03:56 PM AST
To: Melissa McLawhorn Houston
Subject: Re: Comments for EPA's GHG NSPS Proposed Rule

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Thanks.

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From: Hastie, Roderick
Sent: Friday, June 15, 2012 06:23 PM
To: melissa.houston@oag.ok.gov <melissa.houston@oag.ok.gov>
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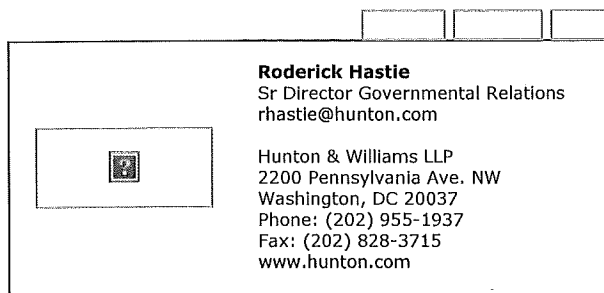
VA

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Thank you.

Rod Hastie



From: [Hastie, Roderick](#)
To: Melissa.Houston@oag.ok.gov
Subject: Out of Office AutoReply: Comments for EPA's GHG NSPS Proposed Rule
Date: 06/18/2012 03:03 PM

I am out of the office on travel until Monday, June 25. I will have some limited access to e-mail.

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov
Subject: Re: Comments for EPA's GHG NSPS Proposed Rule
Date: 06/18/2012 02:56 PM

Melissa:

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Thank you.

Rod Hastie

	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com	
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com	

From: [Hastie, Roderick](#)
To: melissa.houston@oag.ok.gov
Subject: Comments for EPA's GHG NSPS Proposed Rule
Date: 06/15/2012 05:23 PM
Attachments: EPA Carbon Cap White Paper.doc (40241517) (8).DOC

Confidential

Melisa:

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Rod Hastie

	Roderick Hastie Sr Director Governmental Relations rhastie@hunton.com	
	Hunton & Williams LLP 2200 Pennsylvania Ave. NW Washington, DC 20037 Phone: (202) 955-1937 Fax: (202) 828-3715 www.hunton.com	

From: [Randy Eminger](#)
To: clayton.eubanks@oag.ok.gov
Cc: [Paul Seby](#)
Subject: Seby's contact info.
Date: 06/11/2012 10:01 AM

Clayton – I believe I sent you Paul's contact info. a couple of weeks back. But in case it did not go through, here it is again. If you have anything to report on progress in Okla. please CC me.

Paul Seby
1400 16th St. 6th Floor
Denver CO 80202
303-292-7934
Paul.seby@moyewhite.com

Randy Eminger
Vice President – South Region
1152 15th St., NW | Suite 400 | Washington, DC 20005
202.459.4844 | reminger@cleancoalusa.org | www.cleancoalusa.org



AMERICAN COALITION FOR CLEAN COAL ELECTRICITY

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From: [Crystal Drwenski](#)
To: reminger@cleancoalusa.org
Cc: [Scott Pruitt](#)
Bcc: esp@oag.ok.gov
Subject: Thank you - Follow Up: Regional Haze
Date: 01/14/2011 03:49 PM

Good Afternoon Randy,

Thank you again for your time today. We greatly appreciate the information and the assistance. We look forward to the information you plan to send in follow up to today's meeting. Please let us know if there is anything we can do to help facilitate the information you are planning to send.

Per my notes, I have that as including:

- Reasonable progress - true parameters for RH vs. SO2
- BART - state determined
- Rod Hasty contact info

Kind Regards,

Crystal Drwenski
Chief of Staff
Oklahoma Office of the Attorney General
Crystal.Drwenski@oag.ok.gov
Office: 405.521.3921
Cell: 405.568.0662
313 NE 21st Street, Oklahoma City, OK 73105