

OPPT-2003-0071-0086

Gautam Srinivasan

02/27/04 05:56 PM

To: David.Menotti@shawpittman.com

cc: Charles Auer/DC/USEPA/US@EPA, Rich

Leukroth/DC/USEPA/US@EPA, MaryEllen

Weber/DC/USEPA/US@EPA, Ward Penberthy/DC/USEPA/US@EPA

Subject: Re: ACTION item: Incineration ECAs Part IX add in text 

David,

I must say I am surprised to see this request come in at Friday at 5pm. This is the first time I have heard any suggestion from you that the companies would seek a review period prior to the ECAs being sent to the IPs for the four week review period.

At this point, I cannot reach the necessary folks to respond to your request. I will forward your request to OPPT management for consideration. I imagine the earliest we can respond will be Monday morning.

Keeping in mind that we have not agreed to your request, I would offer one suggestion at this point. The ECA "boilerplate" is fairly complete; only a few sections require additional work. Perhaps you can share the most recent version of this document with Daiken. I assume you can inform Mr. Greenwood of the nature of the issues with the unresolved text. I would suggest the same with the Appendices. Keep in mind, though, that EPA has not, to my knowledge, received all the Appendices from Robert. Perhaps he can supply those directly.

Again, we will respond to your request as soon as we can.

David.Menotti@shawpittman.com

**David.Menotti@shawpittman.com**

02/27/2004 04:57 PM

To: Rich Leukroth/DC/USEPA/US@EPA

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Rich:

Daiken, which will be a signatory of both ECAs, has requested to see the completed drafts of both ECA package before making a decision on whether it will agree to having the packages distributed for interested party comment. They have indicated that they will try and expedite their reviews, so as to permit distribution of the packages on Monday, as planned. Accordingly, as soon as the packages are finished, they need to be distributed, either to me for distribution to Daiken, or directly to Mark Greenwood, Daiken's counsel.

The other companies have directed me as follows concerning distribution of the final (i.e., as approved by the drafting committee) packages:

1. DuPont: OK to distribute.
2. Asahi: OK to distribute telomer package; still waiting for OK re fluoropolmer package.
3. Clariant: OK to distribute

4. Dynenon: Still waiting to hear from.

DuPont: OK to distribute

David

David E. Menotti
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