



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105

Dillon Bergin
MuckRock News
263 Huntington Avenue
Dept MR
Boston, MA 02115

Re: Freedom of Information Act Request EPA-R9-2023-004598
Final Response

Dear Dillon Bergin:

This letter concerns the above-referenced Freedom of Information Act (FOIA) request, received by the U.S. Environmental Protection Agency (EPA) on June 2, 2023, in which you requested the following records:

All communication regarding exceptional event submissions, including, but not limited to, approvals, denials or requests for more information, as described in 40 C.F.R. 50.14 between September 30, 2016, through May 5, 2023. This request was originally part of EPA-R9-2023-002468. *[This request was for subsequent records after that FOIA was filed, February 16, 2023 – May 5, 2023].*

Final Response

The EPA has concluded its search for records responsive to your FOIA request and is providing the requested records in full. Responsive, releasable records have been uploaded to EPA's FOIAonline system found at: <https://www.foiaonline.gov/foiaonline/action/public/home>. To access the records, reference your FOIA request as EPA-R9-2023-004598.

If EPA is assessing fees related to the processing of your FOIA request, an invoice with billing and payment instructions will be attached.

Final Appeal Rights and Contact Information

This letter concludes our response to your request. You may appeal this determination by email at hq.foia@epa.gov, or by mail to the EPA's National FOIA Office, U.S. EPA, 1200 Pennsylvania Avenue, N.W. (2310A), Washington, DC 20460 or through FOIAonline if you are an account holder. If you are submitting your appeal by hand delivery, courier service, or overnight delivery, you must address your correspondence to 1200 Pennsylvania Avenue, N.W., WJC-N Building, Room 7309C, Washington, DC 20460.

Your appeal must be in writing, and it must be received no later than 90 calendar days from the date of this letter. The Agency will not consider appeals received after the 90-calendar-day limit. Appeals received after 5:00 p.m. EST will be considered received the next business day. The appeal letter should include the FOIA tracking number listed above. For quickest possible handling, the subject line of your email, the appeal letter, and its envelope, if applicable, should be marked "Freedom of Information Act Appeal."

If you need any further assistance or would like to discuss any aspect of your request, you may seek assistance from EPA's FOIA Public Liaison at hq.foia@epa.gov or call (202) 566-1667. You may also seek assistance from the Office of Government Information Services (OGIS). You may contact OGIS in any of the following ways: by mail, Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001; email: ogis@nara.gov; telephone: (202) 741-5770 or (877) 684-6448; or fax: (202) 741-5769. For all media inquiries, please contact press@epa.gov.

Please contact Ponly Tu at Tu.Ponly@epa.gov or at (415) 972-3153 should you have any questions concerning this matter.

Sincerely,

Matthew Lakin, Director
Air and Radiation Division