



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

JUL 3 7 2017

OFFICE OF  
ENFORCEMENT AND  
COMPLIANCE ASSURANCE

MEMORANDUM

SUBJECT: Recusal Statement

FROM: Patrick Traylor  
Deputy Assistant Administrator

TO: Lawrence Starfield  
Acting Assistant Administrator

I have previously consulted with the Office of General Counsel/Ethics (OGC/Ethics) and been advised about my ethics obligations. This memorandum formally notifies you of my continuing obligation to recuse myself from participating personally and substantially in certain matters in which I have a financial interest, or a personal or business relationship. I also understand that I have obligations pursuant to Executive Order 13770 and the Trump Ethics Pledge that I signed, as well as my own bar obligations.

*FINANCIAL CONFLICTS OF INTEREST*

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner, or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

I have consulted with OGC/Ethics and been advised that I do not currently have any financial conflicts of interest but will remain vigilant and notify OGC/Ethics immediately should my financial situation change.

*OBLIGATIONS UNDER EXECUTIVE ORDER 13770*

Pursuant to Section 1, Paragraph 6 of the Executive Order, I understand that I am prohibited from participating in any particular matter involving specific parties in which my

former employer, Hogan Lovells US LLP, or any former client to whom I provided legal services during the past two years is a party or represents a party. I understand that my recusal lasts for two years from the date that I joined federal service.

I have been advised by OGC/Ethics that, for the purposes of this pledge obligation, the term “particular matters involving specific parties” is broadened to include any meetings or other communication relating to the performance of my official duties, unless the communication applies to a particular matter of general applicability and participation in the meeting or other event is open to all interested parties. I am further advised that the term “open to all interested parties” means five or more parties.

RECUSAL LIST	
In effect until June 5, 2019	
FORMER EMPLOYER: Hogan Lovells US LLP	
FORMER CLIENTS:	
3M Company AB Volvo American Petroleum Institute BHP Billiton Petroleum (Deepwater), Inc. Bio Springer North America Corporation Bloom Energy Corporation Broken Hill Proprietary (USA) Inc. Calumet Specialty Products Partners, L.P. Crescent Point Energy US Corp. Daimler Trucks North America LLC Delfin LNG LLC Denbury Resources, Inc. Detroit Diesel Company Edison Transmission, LLC Flint Hills Resources, LLC Forest River, Inc. Fujicopian Co. Ltd. Fulcrum Bioenergy, Inc. Glenfarne Group, LLC Gopher Resources LLC Gulf Pacific Power, LLC Harbert Power Fund V, LLC Howard Midstream Energy Partners, LLC INEOS USA LLC Koch Companies Public Sector, LLC Koch Minerals	Latticework Capital Management, Inc. Meggitt-USA, Inc. Nextera Energy Resources, LLC NRG Energy, Inc. One Rock Capital Partners, LLC PPG Industries, Inc. QTS Realty Trust, Inc. RPM Access, Inc. SABIC Innovative Plastics US LLC SGC Energia Co LLC Solarcity Corporation Southern California Edison Co. The AES Corporation The C. Reiss Coal Company Thompson Pump & Manufacturing Company Transocean Offshore Deepwater Drilling, Inc. UGI Energy Services and UGI Development Company United States Steel Corporation Venture Global LNG, Inc. Vibracoustic GMBH Vopak LNG Holding B.V. Vopak North America Inc. Xanterra Parks & Resorts, Inc.

## *ATTORNEY BAR OBLIGATIONS*

Pursuant to my obligations under my bar rules, I recognize that I am obliged to protect the confidences of my former clients. I also understand that I cannot participate in any matter that is the same as or substantially related to the same specific party matter that I participated in personally and substantially while in private practice, unless my bar provides for and I first obtain informed consent and notify OGC/Ethics.

## *SCREENING ARRANGEMENT*

In order to ensure that I do not participate in matters relating to any of the entities listed above, I will instruct Larry Starfield to assist in screening EPA matters directed to my attention that involve my former employer or my former clients as a specific party. I will provide a copy of this memorandum to my principal subordinates with a copy to Justina Fugh, Senior Counsel for Ethics. I will also instruct my principal subordinates that all inquiries and comments involving the entities on my recusal list should be directed to Mr. Starfield without my knowledge or involvement until after my recusal period ends.

If Mr. Starfield determines that a particular matter will directly involve any of the companies listed on my "specific party" recusal list, then he will refer it for action or assignment to another, without my knowledge or involvement. In the event that he is unsure whether an issue is a particular matter from which I am recused, then he will consult with OGC/Ethics for a determination.

## *UPDATE AS NECESSARY*

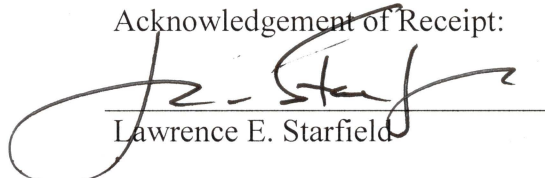
In consultation with OGC/Ethics, I will revise and update my recusal statement whenever warranted by changed circumstances, including changes in my financial interests, changes in my personal or business relationships, or any changes to my EPA duties. In the event of any changes to my screening arrangement, I will provide a copy of the revised recusal statement to you, OGC/Ethics, and any principal subordinates.

## *DISTRIBUTION*

I will provide a copy of this memorandum to my principal subordinates with a copy to Justina Fugh, Senior Counsel for Ethics. I will also instruct my principal subordinates that all inquiries and comments involving any of the entities listed above should be directed to Mr. Starfield or you without my knowledge or involvement.

cc: OECA Office Directors  
Justina Fugh, Senior Counsel for Ethics

Acknowledgement of Receipt:

  
Lawrence E. Starfield