DAVE FREUDENTHAL
GOVERNOR

THE STATE OF WYOMING

STATE CAPITOL
CHEYENNE, WY 82002

Office of the Governor

January 15, 2010

Lisa P. Jackson, Administrator EPA
USEPA Headquarters
Ariel Rios Building
1200 Pennsylvania Avenue, N. W.
Mail Code: 1101A
Washington, DC 20460

Dear Administrator Jackson,

Thank you for taking the time especially on short notice to meet with me on Tuesday. Your accommodation of us into your crowded schedule is much appreciated.

Upon reflection about our conversation I have two requests. First, as regards ozone, as we discussed Wyoming has a unique situation regarding occasionally elevated winter readings. Department of Environmental Quality Director John Corra has accumulated specific knowledge in dealing with winter ozone and I would request an opportunity for him to meet with your air quality folks at EPA headquarters in Washington.

My second request concerns the tailoring rule with respect to greenhouse gases, particularly CO2. Again, Director Corra and his staff have done some thoughtful analysis with respect to the number of facilities affected in Wyoming and the enforcement resources that may be required under the current proposal. I would request an opportunity for Director Corra to have a discussion with the appropriate personnel in your office.

Finally, I would ask that you consider including a state participant in the hydraulic fracturing study that we discussed. For my part, I would offer the expertise of Wyoming's State Geologist, Ron Surdam, as he possesses unique historical and present-day perspectives on the technology and its deployment in the field. In addition to requesting Ron's participation in the study, I would offer thought on how the current practice of hydraulic fracturing might be made more protective. The chemical makeup of the fracing fluid should be made available to state oil and gas regulators, including information of the particular "mix" or ratio of chemicals being deployed. Because I believe states are better situated to implement such policy changes, I will be sending a letter to my State Oil and Gas Conservation Commission to consider employing this change, irrespective of what your study might reveal.

Again, thank you for taking the time to visit with us.

Best regards,

Dave Freudenthal
Governor

DF:pjb

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