

**From:** James J. Steinkrauss <[jjs@rathlaw.com](mailto:jjs@rathlaw.com)>

**Sent:** Friday, April 21, 2023 12:36 PM

**To:** Clerk EAB <[Clerk\\_EAB@epa.gov](mailto:Clerk_EAB@epa.gov)>; Sherilyn Burnett Young <[sby@rathlaw.com](mailto:sby@rathlaw.com)>; Craig T. McMahon <[ctm@rathlaw.com](mailto:ctm@rathlaw.com)>

**Cc:** Cash, David <[Cash.David@epa.gov](mailto:Cash.David@epa.gov)>; [robert.scott@des.nh.gov](mailto:robert.scott@des.nh.gov) <[robert.scott@des.nh.gov](mailto:robert.scott@des.nh.gov)>; Bukhari, Samir <[Bukhari.Samir@epa.gov](mailto:Bukhari.Samir@epa.gov)>

**Subject:** Re: City of Rochester, New Hampshire, NPDES Permit, NH0100668, E-filings

Dear Clerk Cortes,

Thank you for reaching out to me regarding Attachment 2. All of the documents submitted by the City in Attachment 2 are public documents and can be posted.

If you have any additional questions, please don't hesitate to ask. Thank you again for your attention to this matter.

Sincerely,  
Jim Steinkrauss

Sent from my T-Mobile 5G Device  
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**From:** Clerk EAB

**Sent:** Friday, April 21, 2023 12:30 PM

**To:** [sby@rathlaw.com](mailto:sby@rathlaw.com) <[sby@rathlaw.com](mailto:sby@rathlaw.com)>; [jjs@rathlaw.com](mailto:jjs@rathlaw.com) <[jjs@rathlaw.com](mailto:jjs@rathlaw.com)>; [ctm@rathlaw.com](mailto:ctm@rathlaw.com) <[ctm@rathlaw.com](mailto:ctm@rathlaw.com)>

**Cc:** Cash, David <[Cash.David@epa.gov](mailto:Cash.David@epa.gov)>; [robert.scott@des.nh.gov](mailto:robert.scott@des.nh.gov) <[robert.scott@des.nh.gov](mailto:robert.scott@des.nh.gov)>; Bukhari, Samir <[Bukhari.Samir@epa.gov](mailto:Bukhari.Samir@epa.gov)>

**Subject:** City of Rochester, New Hampshire, NPDES Permit, NH0100668, E-filings

Dear Mr. Steinkrauss:

The EAB received the City of Rochester's Petition for Review of NPDES Permit No. NH0100668 and Attachments 1 and 2. Attachment 2 contains reports labeled "Attorney Client Privileged and Confidential." It appears that these reports were submitted to EPA Region 1 with comments that the City of Rochester submitted on the Draft Permit during the public comment period, but the EAB would like to confirm this before we post Attachment 2 on our public docket. Please respond and confirm that the reports labeled "Attorney Client Privileged and Confidential" in Attachment 2 are public documents and therefore can be posted to the EAB's public docket.

Sincerely,

Emilio Cortes  
Clerk of the Board  
Environmental Appeals Board  
U.S. Environmental Protection Agency  
WJC-E., Building 1103M  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460-0001  
Tel: 202-233-0122  
Fax: 202-233-0121