

**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

IN RE:)

EXXONMOBIL CHEMICAL COMPANY,)
BAYTON OLEFINS PLANT)

PSD Permit No. PSD-TX-102982-GHG)

) PSD Appeal No. 13-11
)
)
)
)

SUPPLEMENTAL DECLARATION OF DONALD J. GRIMM

I, Donald J. Grimm, declare as follows:

1. The purpose of this supplemental declaration is to provide the Environmental Appeals Board with significant new factual information that further demonstrates why it is imperative that the Prevention of Significant Deterioration (“PSD”) permit for ExxonMobil’s proposed Baytown expansion project be issued at the earliest possible opportunity.

2. In January, I projected that delay costs after February 11, 2014 would accrue at the rate of \$6 million per month for the first three months (see ¶ 7 of my declaration attached to ExxonMobil’s for Expedited Review). Now I can report that the actual negotiated delay costs from mid-February through mid-May will total about \$28 million—approximately \$9 million per month. And if construction cannot commence by May 19, 2014, those costs will grow even larger. We currently project that delay costs will average \$15 million per month (about \$500,000 per day) from mid-May through mid-August, increasing each month thereafter.

3. ExxonMobil began to mobilize the workforce for construction of this project in April to mitigate significant anticipated harms from:

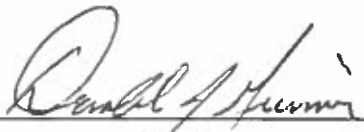
- (a). Greatly increased delay costs starting mid-August;
- (b). Increasing demand for the skilled labor necessary for this project;
- (c). Escalating labor costs due to demand caused by other construction projects; and
- (d). Increasing demand for the contractors, subcontractors, and construction equipment necessary for this project.

Thus, it is no longer correct that ExxonMobil will need approximately two months to start work after receiving its PSD permit (see ¶ 6 of my original declaration). Instead, mobilization will be sufficiently complete by May 19, 2014 that ExxonMobil will be able to “commence

construction” within the meaning of the Clean Air Act should it receive its PSD permit. By that same token, the construction workforce already hired for this project will be idled on that day if ExxonMobil has not yet received its permit, and additional planned hiring will be delayed.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief.

Executed on this 6th day of May 2014.



Donald J. Grimm