

01/23/2013 03:24 PM

From

To

Clemens Weygandt <cdw17@pitt.edu>

This message is to confirm your request submission to the FOIAonline application:

[https://foiaonline.regulations.gov:443/foia/action/public/view/request?](https://foiaonline.regulations.gov:443/foia/action/public/view/request?objec)

objec
tId=090004d280026943. Request information is as follows:

* Tracking Number: EPA-R3-2013-003051

* Requester Name: Clemens D. Weygandt

* Date Submitted: Wed Jan 23 15:23:29 EST 2013

* Request Status: Submitted

* Description: EPA Region III Ground Water & Enforcement Branch Office of Drinking Water and Source Water Protection 1650 Arch Street Philadelphia,

Pennsylvania 19103 To whom it may concern: This is a request under the Freedom of Information Act. I hereby request that a copy of the following documents pertaining to the proposed Class II-D underground injection control well, the Zelman #1, in Brady Township, Clearfield County, PA, by Windfall Oil and Gas Inc., EPA permit number PAS2D020BCLE: ? The complete

administrative record. Including, but not limited to: the permit application, the draft permit, statement of basis and all related correspondence excluding public comments to the EPA on the draft permit. ?

All correspondence between the EPA and Windfall Oil and Gas Inc. as it pertains to the application and permitting related to the Zelman #1 well.

In

order to help to determine my status to assess fees, you should know that I am a certified legal intern representing two retirees on fixed incomes who are directly impacted by the proposed UIC well program. Although I am affiliated with an educational institution, I am acting in the capacity of legal counsel for aforementioned retirees. I am willing to pay fees for this request up to a maximum of \$150. If you estimate that the fees will exceed this limit, please inform me first. Thank you for your consideration of this request. Sincerely, Clemens Weygandt University of Pittsburgh School of Law

Environmental Law Clinic P.O. Box 7226 Pittsburgh, PA 15213-0221 (412) 648-1300 (general office) (412) 648-1992 (fax) cdw17@pitt.edu



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029**

February 12, 2013

Mr. Clemens Weygandt
University of Pittsburgh School of Law
Environmental Law Clinic
P.O. Box 7226
Pittsburgh, PA 15213-0221

Re: Freedom of Information Act Request R3-2013-003051-Weygandt

Dear Mr. Weygandt:

On January 24, 2013 EPA Region III received a Freedom of Information Act (FOIA) request from you. This FOIA request was assigned the following tracking number: EPA FOIA-R3-3013-003051-Weygandt.

This FOIA requested the complete administrative record, including, but not limited to: the permit application, the draft permit, statement of basis and all related correspondence excluding public comments to the EPA on the draft permit for Windfall Oil and Gas, Inc. (PAS2D020BCLE). In addition, the FOIA requested all correspondence between the EPA and Windfall Oil and Gas, Inc. as it pertains to the application and permitting related to the Zelman #1 well. Please find enclosed the information you requested. The permit application, draft permit and statement of basis contained in this enclosure are the same information that was made available to the public at the Dubois Public Library during the public notification process.

You may appeal this response to the National Freedom of Information Officer, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, NW, (2822T), Washington, D.C. 20460, (U.S. Postal Service only,) FAX: (202) 566-2147, E-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Ave., NW. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Ave., NW, Room 64161, Washington, DC 20004. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal letter should include the tracking number listed above. For quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal."

If you have further questions specific to this issue, please give me a call at 215-814-5464.

Sincerely,



S. Stephen Platt
Ground Water & Enforcement Branch (3WP22)
Office of Drinking Water & Source Water Protection

Enclosures

cc: Richard Van Holt, FOIA Officer (3PA00)



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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
 1650 Arch Street
 Philadelphia, Pennsylvania 19103-2029

FREEDOM OF INFORMATION ACT REQUEST INVOICE

TO: Mr. Clemens D. Weygnadt
 University of Pittsburgh School of Law
 Environmental Law Clinic
 P.O. Box 7226
 Pittsburgh, PA 15213-0221

RIN No:	Invoice Date		Amount Due	
EPA-R3-2013-003051	2/12/13		\$	77.15
		Interest		
		Handling		
		Penalty		
		Total Due	\$	77.15

Remarks:

Search Time: 1 hour clerical personnel @ \$12.00 per hour = \$12.00
 1 hour professional personnel @ \$28.00 per hour = \$28.00

Copying Costs: 181 pages @ \$0.15 per page = \$27.15 + 2 mans @ \$5.00 = 37.15

Educational Fee Category

Total \$77.15	

DUE DATE: 03/12/13

Send Payment to: U. S. Environmental Protection Agency - Region III
 P. O. Box 371099M
 Pittsburgh, PA 15251-6515

PLEASE INCLUDE RIN NO. ABOVE ON THE FACE OF YOUR CHECK. Payment must be received within 30 days of the invoice date. If not received, interest will accrue from the invoice date, at the rate of 4% per annum, through the date of the payment. A late payment handling charge of \$15.00 will be imposed after 30 days, with an additional charge of \$15.00 for each subsequent 30 day period. A 6% per annum penalty will be assessed on any principal amount not paid within 90 days of the due date.

Direct any billing inquiries to Lori Weidner (513) 487-2125 If you have any questions about this response, please contact [Your name] at [your phone].

cc: Richard Van Holt, FOIA Officer (3PA00)
 Lori Weidner, USEPA, Cincinnati Financial Center



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Mr. Clemens D. Weygandt
University of Pittsburgh School of Law
Environmental law Clinic
P.O. Box 7226
Pittsburgh, PA 15213-0221

Dear Mr. Weygandt:

This is in response to your Freedom of Information Act request received on January 24, 2013.

Request Identification No. (RIN): EPA-R3-2013-003051

Cost: \$77.15

- (X) Positive Determination (Material Enclosed).
- () Requested information is not known to exist or is not in EPA's possession. (Remarks Attached).
- () Your request of [date received] modified per discussion with [discussed with] (Remarks Attached)
- () Fee Waiver under \$14.00
- () Processing Request: Partial information included. If there is remaining information, it will be provided after next review by requester.
- () Processing Request:
- (X) Please see attached bill. Make check payable to U.S. Environmental Protection Agency. Include the Request Identification Number (RIN) on check and mail to U.S. Environmental Protection Agency, FOIA and Miscellaneous Payments, Cincinnati Finance Center, PO Box 979078, St. Louis, MO 63197-9000.

There is now an ONLINE PAYMENT option, available through the Dept. of Treasury. This payment option can be accessed from the information below:

WWW.PAY.GOV

Enter sfo 1.1 in the search field, open form and complete required fields.

Sincerely,

A handwritten signature in black ink that reads "S. Stephen Platt".

S. Stephen Platt

Enclosures

cc: Lori Weidner, USEPA, Cincinnati Financial Center
Richard Van Holt, FOIA Officer (3PA00)

Customer Service Hotline: 1-800-438-2474