

**BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.**

**In re:** )  
 )  
**ArcelorMittal Cleveland Inc.** )  
 ) **NPDES Appeal No. 11-01**  
 )  
**NPDES Permit No. 3ID00003\*OD(OH0000957)** )  
 )  
\_\_\_\_\_ )

**EPA REGION 5'S MOTION TO STRIKE PORTIONS OF PETITIONER'S  
SUPPLEMENTAL BRIEF AND TO EXCLUDE NEW EXHIBITS,  
OR IN THE ALTERNATIVE, MOTION FOR LEAVE TO FILE REPLY**

**EXHIBIT INDEX**

E-Mail from Lianne R. Mantione to Terence Branigan, "In re:  
ArcelorMittal Cleveland Inc., NPDES Appeal 11-01 -- Demonstrative Exhibits"  
(February 27, 2012) ..... Exhibit 1

Demonstrative Exhibit A, Attachment to Exhibit 1 Above ..... Exhibit 2

# **EXHIBIT 1**



**In re ArcelorMittal Cleveland Inc., NPDES Appeal 11-01 -- Demonstrative Exhibits**

Mantione, Lianne R. to: Terence Branigan  
Cc: "Papajcik, Dale E.", "Sherman, Kendra S."

02/27/2012 11:15 PM

2 attachments



ArcelorMittal Cleveland Demonstrative Ex A.pdf ArcelorMittal Cleveland Demonstrative Ex B.pdf

Attached please find copies of the demonstrative exhibits that ArcelorMittal Cleveland may use at Tuesday's oral argument in the above-referenced appeal. We will provide hard copies of the demonstratives to Region 5 and the Board at oral argument.

Regards,

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# **EXHIBIT 2**

In re ArcelorMittal Cleveland Inc.  
 Permit No. OH0000957  
 NPDES Appeal No. 11-01

**DEMONSTRATIVE EXHIBIT A**

Facility	Outfall	Source	BAT Limitations		301(g) Limits		Increment between 301(g) & BAT		Units
			Average	Maximum	Average	Maximum	Average	Maximum	
ArcelorMittal Cleveland <i>INCREASING INCREMENT</i>	604	2008 NPDES Permit (summer)	24.5	73.5	62.4	85.6	38	12	kg/day
		2008 NPDES Permit (winter)	24.5	73.5	81.6	211	57	138	kg/day
		Proposed NPDES Permit	24.5	73.5	224	294	200	221	kg/day
AK Steel Middletown <i>INCREASING INCREMENT</i>	613	1997 NPDES Permit	33.1	98.8	205	410	172	311	kg/day
		2002 NPDES Permit	31.3	91.8	205	410	174	318	kg/day
		2007 NPDES Permit	19.0	57.0	205	410	186	353	kg/day
ArcelorMittal Burns Harbor <i>DECREASING INCREMENT</i>	001	1983 301(g) Variance Request	141	422	425-1000	775-1300	284-859	353-878	lb/day
		1986 301(g) Tentative Decision	141	422	300-850	600-1300	159-709	178-878	lb/day
		1988 NPDES Permit	141	422	375-940	540-1300	234-799	118-878	lb/day
		2011 NPDES Permit	207	621	375-940	540-1300	168-733	*(-81)-679	lb/day

\*Increment between 301(g) & BAT is negative because maximum 301(g) limits for some months are more stringent than year-round BAT limitations (540 - 621 = -81).