

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

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In the Matter of:))
Savoy Energy, L.P.) **UIC Appeal No.: 16-02**
))
UIC Permit No.: MI-091-2D-0004))
_____))

SUPPLEMENTAL STATEMENT PURSUANT TO BOARD CLARIFICATION
ORDER

This matter concerns three petitions to the Environmental Appeals Board (“Board”) for review of a Class II Underground Injection Control permit, number MI-091-2D-0004 (“Permit”), issued by the U.S. Environmental Protection Agency, Region 5 (“Region”), to Savoy Energy, L.P. On May 4, 2016, the Region filed parallel motions requesting voluntary remand of the permit to the Region so that it could hold a public hearing on the permit and reconsider its final permitting decision. On May 13, 2016, the Board issued an Order Directing Region to Clarify Motions for Voluntary Remand (“Order”). UIC 16-01, Filing #5. The Order asked the Region to file a supplemental statement in support of its motions either (i) confirming that the Region’s motions expressed “an intent to withdraw the UIC permit and to issue a new permit decision at the conclusion of the public hearing, consistent with the Part 124 permitting regulations,” or (ii) “clarifying how it intends to proceed if its Motions are granted and explaining how its approach comports with the Part 124 permitting regulations.” Order at 2.

Upon further consultation with the Region 5 Water Division, the Region confirms the Board’s reading of its motions. Pursuant to 40 C.F.R. § 124.19(j), the Region intends to

withdraw the permit, re-notice the same permit for public comment, and hold a public hearing. The Region will then issue a new permit decision after consideration of both previously and newly submitted comments, all consistent with the Part 124 permitting regulations.

Respectfully submitted,



Susan Prout
Office of Regional Counsel
U.S. Environmental Protection Agency
Region 5 (C-14J)
77 West Jackson Blvd.
Chicago, IL 60604
Tel: (312) 353-1029
Fax: (312) 385-5321
Email: prout.susan@epa.gov



Leonardo Chingcuanco
Office of Regional Counsel
U.S. Environmental Protection Agency
Region 5 (C-14J)
77 West Jackson Blvd.
Chicago, IL 60604
Tel: (312) 886-7236
Fax: (312) 385-5321
Email: chingcuanco.leonardo@epa.gov

CERTIFICATE OF SERVICE

I hereby certify that that copies of the foregoing Supplemental Statement Pursuant To Board Clarification Order of the UIC Permit were sent to the following persons in the manner indicated.

By Electronic Submission:

Clerk of the Board
U.S. Environmental Protection Agency
Environmental Appeals Board
1200 Pennsylvania Avenue, NW
Mail Code 1103M
Washington, D.C. 20460-0001

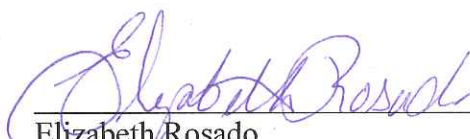
By Certified First Class U.S. Mail, Return Receipt, and electronic mail:

Jack Rokos, Operations Manager
Savoy Energy, L.P.
P.O. Box 1560
Traverse City, MI 49685

John Calhoun, Chairman
River Raisin Watershed Council
320 Springbrook Avenue, Suite 102
Adrian, MI 49221

Date

5/20/16



Elizabeth Rosado
Administrative Program Assistant
U.S. Environmental Protection Agency
Region 5 (C-14J)
77 West Jackson Blvd.
Chicago, IL 60604
Tel: (312) 353-1432
Fax: (312) 692-2055
Email: rosado.elizabeth@epa.gov

