# Exhibit A.2



#### Fw: DISCUSSION w/LORI GOODMAN & ANNA FRAZIER OF DINE CARE

Brian Doster to: Ann Lyons

03/18/2009 12:31 PM

---- Forwarded by Brian Doster/DC/USEPA/US on 03/18/2009 03:31 PM -----



#### DISCUSSION w/LORI GOODMAN & ANNA FRAZIER OF DINE CARE

Thu 03/19/2009 2:00 PM - 3:00 PM

Attendance is for Brian Doster

Chair: :

Rob Brenner/DC/USEPA/US

Sent By:

Barbara Morris/DC/USEPA/US

Location:

CONFERENCE ROOM 5415 ARIEL RIOS NORTH

Required:

Anna Wood/DC/USEPA/US@EPA, Brian Doster/DC/USEPA/US@EPA

#### Description

### THE FOLLOWING IS A COPY OF LORI GOODMAN'S MARCH 12, E-MAIL REQUESTING A MEETING ON THE DESERT ROCK PROJECT:

#### Helllo Mr. Brenner:

I spoke with you last month about getting an appointment with you. You were just settling in and asked me to call back in a month. Anna Frazier and I will be attending the Congressional briefing by Representative Donna Edwards on Innovations in Environmental and Health Policy next Thursday, March 19, 2009 at 12 noon. We would like to meet with you, if at all possible, next week March 19<sup>th</sup> anytime after 2:00 PM. I took the liberty of including our letter from Feb. Several incidents have happened on the proposed 1500 MW power plant in northwest New Mexico since our letter to you.

- 1. The Stimulus Package has passed with 2.5 billion earmarked for Indian Country. With substantial amount earmarked for Energy Efficiency and Renewable Energy Development.
- 2. Blackstone, project proponents and investor in Desert Rock Energy Project DREP), is presently down 81% of its July 2007 value. 2008 Blackstone Group, a private-equity firm posted a \$1.33 billion loss.
- 3. On March 5, 2009 the appeal of the Navajo Transmission Project by our organization and others resulted in the Department of Interior remanding the EIS to "revisit" the project.

4. Most alarming, the proponents have recently addressed carbon dioxide emissions by claiming the intent to incorporate carbon sequestration/capture (CCS) into an additional 750MW coal-fired unit to be placed adjacent to the proposed 1500 MW DREP. Funding for this pilot project CCS component of Desert Rock would be theoretically acquired through the federal government (stimulus package).

We look forward to a favorable response from you.

Sincerely,

Lori Goodman and Anna Frazier

Diné Citizens Against Ruining our Environment

(970) 259-0199

Cell: (970) 759-1908

www.desert-rock-blog.



EPA appt.doc

## **DINE Citizens Against Ruining Our Environment**

HC-63, Box 263
Winslow, AZ 86047
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Email: frazierann1@hotmail.com
Email: Kiyaani@frontier.net
Email: Dailan.jake@gmail.com

February 4, 2009

Lisa Heinzerling Rob Brenner Environmental Protection Agency Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, DC 20460

**RE: Desert Rock Power Plant** 

Dear Ms. Heinzerling and Mr. Brenner:

We, Lori Goodman and Anna M. Frazier of Diné Citizens Against Ruining our Environment (Diné CARE), request to meet and discuss with you, both alternative energy development plans for the Navajo Nation and a recent proposal for a 1,500-megawatt coal-fired power plant called the Desert Rock Energy Project in Northwestern New Mexico. We are concerned citizens of the Navajo Nation, who have, for the past 20 years, been actively working towards a cleaner environment for the health of the Navajo people. Diné CARE has a long history of empowering rural and local communities to organize against devastating natural resources exploration and proposing alternative energy scenarios to the status quo of energy development. Today, a majority of the 250,000 tribally enrolled members support clean energy projects in order to preserve the Navajo lifeway for now and future generations.

It is important to convey to you that constituents of the Navajo Nation are demanding a just energy transition from coal-fired generation to one of renewable energy development. A wave of renewable energy initiatives is taking place on tribal lands and we want to share with you a report we commissioned entitled, "Energy and Economic Alternatives to the Desert Rock Energy Project."

This report compare sources of clean energy, such as solar and wind power, with coal, assessing economic factors such as short- and long-term employment, financial risks, environmental and health impacts, potential costs of carbon pollution, and profitability for the tribe. We firmly believe that investing in renewable energy development and energy efficiency could provide more jobs and economic benefits for the Navajo Nation. When the estimated economic benefits and costs of the proposed 1,500-megawatt pulverized coal power plant are weighed against benefits and costs of renewable energy development, our analysis determines that developing clean-energy resources rather than coal provides a net economic advantage.

Moreover, the report exposes the technical flaws of the proposed Desert Rock coal plant, which set the legal backdrop that challenge the validity of Desert Rock. Recently, the U.S. Environmental Appeals Board in Washington, D.C. granted review of 12 issues raised by Diné CARE and other petitioners in their petition for review and supplemental brief challenging the federal EPA's decision to approve an air quality permit for the construction of Desert Rock on the Navajo Reservation in northwestern New Mexico.

The growing grassroots movement in the Four Corners and on the Navajo Nation has, altogether, successfully delayed the proposed Desert Rock for the past three years. In its place, we are proposing renewable energy possibilities that are lucrative in current national energy, political, and legal trends. Please consider meeting with us to discuss this more thoroughly.

Sincerely,

Anna M. Frazier, Coordinator

Dine CARE

Lori Goodman, Volunteer Staff Dine' CARE – (970) 259-0199



#### Fw: DISCUSSION w/LORI GOODMAN & ANNA FRAZIER OF DINE CARE

Brian Doster to: Anna Wood

03/18/2009 11:08 AM

Is Region 9 aware of this letter, request for meeting, and that we are granting the request? They would certainly want to know that HQ is talking to Dine Care about Desert Rock and be given an opportunity to listen in by phone. I can contact the Region 9 attorneys about this if they are not already in the loop.

---- Forwarded by Brian Doster/DC/USEPA/US on 03/18/2009 02:07 PM -----



#### DISCUSSION w/LORI GOODMAN & ANNA FRAZIER OF DINE CARE

**Thu 03/19/2009** 2:00 PM - 3:00 PM

Attendance is for Brian Doster

Chair:

Rob Brenner/DC/USEPA/US

Sent By:

Barbara Morris/DC/USEPA/US

Location:

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posted a \$1.33 billion loss.

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We look forward to a favorable response from you.

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EPA appt.doc



#### Re: Fw: DISCUSSION w/LORI GOODMAN & ANNA FRAZIER OF DINE CARE

Anna Wood to: Brian Doster

03/18/2009 12:34 PM

Please give me a chance to check-in with Rob on this, stay tuned. Thx for raising it, Anna

Anna Marie Wood Office of Air and Radiation U.S. Environmental Protection Agency 1200 Pennsylvania Ave., NW 5400 ARN; MC 6103A Phone: (202) 564-1664 Fax: (202) 564-1554

**Brian Doster** 

Is Region 9 aware of this letter, request for meeti... 03/18/2009 02:08:27 PM

From:

Brian Doster/DC/USEPA/US Anna Wood/DC/USEPA/US@EPA

To: Date:

03/18/2009 02:08 PM

Subject:

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[attachment "EPA appt.doc" deleted by Anna Wood/DC/USEPA/US]



#### **Desert Rock developments** Brian Doster to: Elliott Zenick, Richard Ossias

03/18/2009 01:57 PM

Two things have come up today on Desert Rock.

First, the project proponents (Desert Rock and Dine Power Authority) have filed a motion requesting that the EAB grant them the same amount of time as EPA to file their Surreply briefs. Since they wanted to file this right away, we had to request they state only the EPA has not been able to determine its position in time for filing. Since the EAB specifically said in its earlier order that these parties did not have the same grounds on Region 9 for seeking a 45-day extension. But their motion makes a reasonable case that the environmental group Petitioners obtained a similar extension based on pretty thin grounds even though they did not have the same basis as other parties. However, that extension was only for 7 daysnot what amounts to 38 days in this instance. I was talking to Region 9 about simply saying we take no position and staying out of this fight (the environmental groups oppose granting this extension), and we could just do nothing further at that point.



Joint motion for reconsideration Mar 18 2009 pdf

Second, Rob Brenner and Anna Wood have asked me to join them in a meeting with one of the Petitioners in the EAB appeal, the Dine Care environmental group which is a Navajo citizens organization. They want to pitch alternative energy ideas that they believe can be pursued instead of the Desert Rock project. It'll mostly be a listening session, and I've arranged an opportunity for a Region 9 representative to participate by phone.

----- Forwarded by Brian Doster/DC/USEPA/US on 03/18/2009 04:46 PM -----



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