

1 difference; do you know?

2 A. Well, there's a difference in terms of
3 enforcement authority and in terms of going through
4 rulemaking.

5 Q. What about in terms of 303d listing?

6 A. I think we already covered this. In terms of
7 303d listing there is no difference.

8 Q. There is no difference. Right. Okay.

9 Do you know if there's a difference with
10 respect to permitting?

11 A. I don't know, because we don't -- we, DES,
12 don't write the permits.

13 Q. Okay. But you didn't -- your wasteload
14 allocation analyses didn't treat it any differently for
15 the purposes of permitting, did it?

16 A. Treat it any differently than what?

17 Q. Well, than any other typically adopted numeric
18 criteria?

19 A. No. I've only done that once. I never --

20 Q. That's right, I'm sorry. You've only done it
21 once. Okay.

22 Does this numeric nutrient criteria document
23 from June 2009, is it DES's position that this document

1 constitutes a demonstration that the narrative criteria
2 for nutrients have been violated within the Great Bay
3 estuary?

4 A. Does that document?

5 Q. Uhm-hmm.

6 A. Demonstrate a violation?

7 Q. Yeah; of the narrative standard?

8 A. No.

9 Q. Okay. With regard to the -- let's switch to
10 permits for a minute. You're not the permitting person
11 for the department, for DES, right, that coordinates
12 usually with EPA?

13 A. Right. I'm not that person.

14 Q. Who is that person?

15 A. Uhm, Stergios Spanos.

16 Q. Do you know if DES and EPA have been
17 coordinating on the reopening of the permits for the
18 towns of Exeter, Newmarket, Rochester, Dover and
19 Portsmouth?

20 MR. MULHOLLAND: Objection; compound.

21 A. You mean reopening as in issuing new permits?
22 Yes, there's been coordination.

23 Q. And the main focus of those permits have been