

**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

_____)	
In re:)	
)	
ExxonMobil Chemical Company)	PSD Appeal No. 13-11
Baytown Olefins Plant)	
)	
Permit No. PSD-TX-102982-GHG)	
_____)	

**INTERVENOR EXXONMOBIL CHEMICAL COMPANY'S
NOTICE OF NEW INFORMATION REGARDING COMMENCEMENT OF
CONSTRUCTION AND DELAY COSTS**

This supplemental notice provides the Board with material new information in support of Intervenor ExxonMobil Chemical Company's ("ExxonMobil's") January 16, 2014 Motion for Expedited Review. This information updates that Motion and identifies how the harms to ExxonMobil identified in that Motion have expanded since its filing, but does not alter the many other harms described therein.

First, as detailed in the attached Supplemental Declaration of Donald J. Grimm, ExxonMobil will be able to commence construction of its proposed Baytown ethylene production unit on May 19, 2014, should it receive its final Prevention of Significant Deterioration ("PSD") permit by then. In order to mitigate greater escalation of construction delay costs and to be certain that the specialized workforce needed for this project is available given increasing market demands for those resources, ExxonMobil began mobilizing its workforce in April. *See* Supp. Grimm Dec. ¶ 3. However, ExxonMobil will have to idle that workforce on May 19 and delay additional hiring if it is not able to proceed. *Id.*

Second, ExxonMobil can now report that the costs associated with delayed issuance of the PSD permit (which EPA was required to issue by December 10, 2013 as explained in the Motion for Expedited Review) will be approximately \$28 million (about \$9 million per month)

for the period February 11, 2014 through May 19, 2014, rather than approximately \$18 million (about \$6 million per month) as Mr. Grimm estimated in January. *Id.* ¶ 2. Moreover, starting May 19, ExxonMobil estimates future construction delay costs will increase to an average of \$15 million per month (about \$500,000 per day) based on delay costs that are expected to accrue through mid-August if ExxonMobil does not receive its PSD permit. *Id.* Delay costs per month will further increase from there. *Id.*

For these reasons, and the reasons stated in the Motion for Expedited Review, ExxonMobil respectfully requests that expedited review be granted and that the petition be denied with all due speed.

DATED: May 6, 2014

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Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of May, 2014, copies of the foregoing Intervenor ExxonMobil Chemical Company's Notice of New Information was served by First Class mail to the following:

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