

Johnson, Patrick

From: Johnson, Patrick
Sent: Monday, May 23, 2022 3:52 PM
To: Sonia Slayden
Cc: Cool, Richard
Subject: RE: Follow-Up Meeting Between Chill Transportation, LLC and U.S. EPA Regarding Alleged Clean Water Act Violations
Attachments: ATP-LLC 05.23.2022.docx
Importance: High

Sonia:

Thank you for your confirmation. In advance of our call tomorrow (**May 24 at 2:00PM Pacific Time**), Rick and I wanted to provide you with some information that we intend to discuss in some detail during that call. Attached to this message you will find a word document with a series of questions and requests for information. This is EPA's standard inability-to-pay claim template for limited liability companies. It is used for companies of every size and sophistication that are making claims of an inability-to-pay a monetary penalty. We have inserted some information into this template that is specific to Chill Transportation, LLC's circumstances, but some of the questions and requests for information may not be applicable to this situation. Eventually you will need to submit written responses to each of the questions and requests for information in the template in order to allow EPA's economist to fully review and assess Chill Transportation, LLC's ability to pay a monetary penalty.

While the request for information may seem voluminous or overwhelming, I want to emphasize that Rick and I are committed to working with you to ensure that you fully understand the process and the information that EPA is seeking. In the simplest terms, EPA will need four categories of information from Chill Transportation, LLC: 1. income (what are you bringing in); 2) assets (what do you own); 3) expenses (what are you paying out to continue to operate); and 4) liabilities (what do you owe and what are your potential claims). Rick and I plan to walk through each of the categories of information necessary and will try to answer your questions during our call.

We look forward to chatting with you then.

Sincerely,

Patrick B. Johnson
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 10
Alaska Operations Office
222 West 7th Avenue, #19
Anchorage, Alaska 99513-7588
(907) 271-3914

From: Sonia Slayden <chilltransportation1@gmail.com>
Sent: Monday, May 23, 2022 8:31 AM
To: Johnson, Patrick <johnson.patrick@epa.gov>
Cc: Cool, Richard <Cool.Richard@epa.gov>
Subject: Re: Follow-Up Meeting Between Chill Transportation, LLC and U.S. EPA Regarding Alleged Clean Water Act Violations

I will be attending the meeting.

On Mon, May 23, 2022 at 9:26 AM Johnson, Patrick <johnson.patrick@epa.gov> wrote:

This meeting is being scheduled to continue the “opportunity-to-confer” process between Chill Transportation, LLC and the U.S. EPA in an effort to resolve the alleged Clean Water Act violations associated with the oil spill/discharge incident that occurred on August 8, 2021 near the City of Toppenish, Washington. Chill Transportation, LLC requested a meeting at this time and date (**May 24, 2022 at 2:00PM Pacific Time**) to discuss the process for filing an inability-to-pay claim.

EPA will be represented by Patrick Johnson, an attorney in EPA Region 10’s Office of Regional Counsel, and Rick Cool in EPA Region 10’s Enforcement and Compliance Assurance Division.

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When prompted, type the following conference line number: [REDACTED]

Sincerely,

Patrick B. Johnson

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