

Law Office of Robert Ukeiley

435R Chestnut Street, Suite 1 • Berea, Kentucky 40403 • tel.859-986-5402 • fax.866-618-1017

Robert Ukeiley
rukeiley@igc.org

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

September 17, 2012

Jerome A. Forte
Chief Executive Officer
Colorado Springs Utilities
PO Box 1103, Mail Code 940
Colorado Springs, CO 80947-0940

RE: Notice of Intent to Sue for Clean Air Act Violations at Drake and Nixon
Power Plants

Dear Mr. Forte:

On behalf of Sierra Club and its members, I write to provide notice that Sierra Club intends to file a lawsuit against the owners and operators of the Martin Drake Power Plant (Drake) and Ray D. Nixon Power Plant (Nixon) for repeated and continuing violations of the federal Clean Air Act, 42 U.S.C. § 7401 *et seq.* at these facilities. This notice is provided pursuant to 42 U.S.C. § 7604(b)(1).

Colorado Springs Utilities (“CSU”) has violated and continues to violate the Clean Air Act and Colorado’s Air Quality laws because, as explained in more detail below, it undertook major modifications at Drake and Nixon without obtaining legally required permits and without complying with limits on the amount of pollution these power plants emit. This letter serves as your notice that Sierra Club intends to file a suit to enforce the Clean Air Act for the violations described herein and to request that the Court impose appropriate injunctive relief, civil penalties, a beneficial environmental project, mitigation and Sierra Club’s costs of litigation including attorneys’ fees.

CSU owns and operates Drake, located at 700 South Conejos Street, Colorado Springs, El Paso County, Colorado. Drake currently includes 3 coal fired units: Unit 5, a nominal 46 megawatt (MW) unit which went on line in 1962; Unit 6, a nominal 77 MW unit which went on line in 1968; and Unit 7, a nominal 131 MW unit which went on line in 1974. CSU also owns and operates Nixon, located at 14020 Ray Nixon Road, Fountain, El Paso County, Colorado.

Nixon currently includes one coal fired unit: Unit 1, a nominal 227 gross MW unit which went on line in 1980. CSU is an owner and operator within the meaning of the Clean Air Act. CSU and you are the person or persons responsible for the violations which occurred at the Drake and Nixon plants.

Drake and Nixon release numerous air pollutants, including sulfur oxides (SO_x), nitrogen oxides (NO_x), carbon dioxide (CO₂), carbon monoxide (CO), mercury, particulate matter, sulfuric acid mist and others. Both individually and collectively, these pollutants contribute to a myriad of serious problems including premature death of innocent people, brain damage to unborn babies, climate change, acid rain, regional haze, formation of smog and pollution of surface waters. The violations in this Notice injure and, unless abated, will continue to injure the economic, aesthetic, health, spiritual, and recreational interests of Sierra Club's members.

As described in detail below, Sierra Club alleges violations of: the Colorado State Implementation Plan ("SIP"); the Clean Air Act's prevention of significant deterioration ("PSD") requirements; and the operating permits issued to Drake and Nixon.

**VIOLATIONS OF THE PREVENTION OF SIGNIFICANT DETRIORATION
PROGRAM OF THE CLEAN AIR ACT, 40 C.F.R. § 52.21, COLORADO REG. NO. 3,
AND THE TITLE V PERMITS**

CSU has violated the PSD requirements of the Clean Air Act, 42 U.S.C. §§ 7470-7475 and 40 C.F.R. § 52.21, and the PSD and construction permitting requirements of Colorado's SIP, Air Quality Control Commission Regulation No. 3 (Reg. No. 3), because it undertook major modifications at Drake and Nixon without complying with Clean Air Act requirements. Such modifications were made without the required permits. Moreover, since the modifications, CSU had ongoing obligations to comply with Best Available Control Technology ("BACT") emission limits for SO₂, NO_x, CO, CO₂, lead, sulfuric acid mist (SAM), PM, PM₁₀ and PM_{2.5}, which CSU has failed to comply with each day following the modifications. CSU also has ongoing obligations to demonstrate that the source will not cause or contribute to a violation of a National Ambient Air Quality Standard ("NAAQS") for SO₂, NO_x, CO, ozone, lead, PM₁₀ and PM_{2.5} or a PSD increment for SO₂, NO_x, PM₁₀ and PM_{2.5}, which obligations CSU has failed to comply with each day following the modifications.

Under the Clean Air Act's PSD program and Colorado's SIP, an existing major source of air pollution cannot undergo, a "major modification" without a permit, without complying with BACT limits, and without demonstrating compliance with air quality standards. *See e.g.* 42 U.S.C. §§ 7475 (prohibiting construction of a major emitting facility without PSD review, issuance of a PSD permit, imposition of BACT limits and protection of air quality and increments), 7479(2)(C) ("construction" includes the "modification" of a source or facility); 40 C.F.R. § 52.21.

"Major Modification" is defined as "any physical change in or change in the method of operation of a major stationary source that would result in a significant emissions increase" of a

regulated air contaminant. 40 C.F.R. § 52.21. Fossil fuel-fired steam electric plants like Drake and Nixon, meet the definition of “major source.”

The projects described below are physical changes or changes in methods of operation that resulted in significant net emission increases for sulfur dioxide, nitrogen oxides, ozone, carbon monoxide, carbon dioxide, particulate matter, particulate matter smaller than 10 microns in diameter (PM10), particulate matter smaller than 2.5 microns in diameter (PM2.5), lead and sulfuric acid mist. The increases from the projects were “significant” because the increase exceeded pollutant-specific emission rates provided in applicable regulations at the time of the projects.

CSU undertook the following projects at Drake and Nixon, which constitute major modifications for purposes of the PSD Program.

Number	Project	Approx. Project Year	Description of Project ¹
1	Drake Unit 5 Superheater replacement	Fall Outage, 2007	Replacement of primary superheater and secondary superheater elements.
2	Drake Unit 5 Feedwater Heater upgrade	1999	Modification and upgrade of the Feedwater heater.
3	Drake Unit 5 boiler tube thermocouples installation	1998	Installation of 140 thermocouples to provide real time condition assessment.
4	Drake Unit 6 economizer and superheater replacement	2001-2002	Replacement of the economizer and partial replacement of secondary superheater.
5	Drake Unit 6 coal pipe isolation	1992	Coal pipe isolation to allow safe and complete repair of pipes while generating units are operating.
6	Drake Unit 6 control system modernization	1987-1988	Control system modernization.

¹ This may not a complete description of all of the work included in the projects but may highlight some of the work done during the project so that CSU, EPA and CDPHE will know to which projects Sierra Club is referring. CSU has a complete description of all of the work done during the project in CSU's files.

7	Drake Unit 6 control system replacement and upgrade	2010-2011	Replace current Rosemount control system with upgraded system.
8	Drake Unit 6 boiler tube themocouples installation	1998	Installation of 140 thermocouples to provide real time condition assessment.
9	Drake Unit 6 Feedwater Heater upgrade	1999	Modification and upgrade of the Feedwater heater.
10	Drake Unit 6 Condenser Tube replacement	2004	Condenser tube replacement to make tubes compatible with the new non-potable cooling water supply.
11	Drake Unit 6 Refractory Cooling system	1990	Install a refractory cooling system.
12	Drake Unit 7 Economizer Replacement	2004	Complete economizer including ladder bar support and vibration bas assemblies with erosion barriers. New economizer module support hardware including clevises, pins, support rods, nuts, saddles and u-strap supports that attach to the lower convection pass header.
13	Drake Unit 7 Economizer Replacement	2010	Replace the economizer tubes/elements for 112 assemblies.
14	Drake Unit 7 Pulverizer modification	2010	Modification to Drake Unit 7 pulverizers to accommodate burning PRB coal.
15	Drake Unit 7 Control system modernization	1987	Control system modernization
16	Drake Unit 7 Control System Upgrades	2010	Replace current Rosemount control system with upgraded system.

17	Drake Unit 7 Boiler tube thermocouples installation	1999	Install thermocouples which will provide real time condition assessment data on the tube metal temperature which will be used to determine remaining useful life of the tubes as well as provide operating data to station personnel.
18	Drake Unit 7 Feedwater Heater Upgrade	1999	Modification and upgrade of the Feedwater heater.
19	Drake Unit 7 Feedwater regulator and stop valves	1998	Replace Feedwater regulator and stop valves
20	Drake Unit 7 Reheater element replacement	2008	Replace reheater elements
21	Drake Unit 7 Boiler drum level indicators	1991	Install boiler drum level indicators to eliminate excessive maintenance and improve reliability
22	Drake Unit 7 Condenser Tube replacement	2004	Condenser tube replacement to make tubes compatible with the new non-potable cooling water supply
23	Drake Unit 7 deslaggers	1986	Install deslaggers for cleaning boiler waterwall section
24	Drake Unit 7 sootblower and inspection ports	1996	Install sootblowers and inspection port fans.
25	Drake Unit 7 HP ash pump replacement and upgrade	1990	Install an upgraded HP ash pump
26	Drake Unit 7 Retractable Seals	1999	Install retractable seals to increase Unit 7's capacity.
27	Nixon Unit 1 upgrades and modifications to burn 100% PRB	2001-2008	Install and replace various equipment in multi-year project to

	consistently		allow Nixon Unit 1 to continuously burn 100% Powder River Basin coal. This includes, but is not limited to, installation of mill inerting equipment, dust collection and ductwork system and associated modification, boiler water cleaning system, heat flux sensing system pumps, controls for one ash unloader replacement, silo outlet knife gates, coal chutes replacement from flange down to belt, and forced drive fan upgrade from fluid drive to direct drive
28	Nixon Unit 1 Economizer and Air Heater Ash Upgrade	2009	Screw conveyor #1 relocated to where it's more accessible for maintenance. Added air heater hoppers to the screw system, removing them from the vacuum system. Economizer and air heater ash upgrade, including design and construction of ash handling system.
29	Nixon Unit 1 Coal Handling Safety Improvements	2009	Design purchase and installation of new and upgraded dust control, washdown and fire protection in coal unloading and coal reclaim systems. Includes dust suppression, material containment, chemical application and monitoring, dust

			collector rebuilds/replacement.
30	Nixon Unit 1 Pulverizer modification	2008	Replacement of two mills
31	Nixon Unit 1 Control system replacement	1996 – 1999	Replace existing control system
32	Nixon Unit 1 boiler tube thermocouples installation	1998	Installation of 600 thermocouples to provide real time condition assessment
33	Nixon Unit 1 Feedwater heaters 5 & 6 replacement	2009 - 2010	Replacement of copper tube bundle feedwater heaters from 1979 with stainless steel .
34	Nixon Unit 1 Replacement valves for reheat attemporator system	1991	Install replacement valves for reheat attemporator system to provide for improved control of critical steam temperatures and reduce excessive maintenance costs
35	Nixon Unit 1 Retubing of superheater, reheater, economizer and water wall	2009 to date	Systematically replace all of the boiler superheater, reheat, economizer, and water wall tubes over a 10 year period.
36	Nixon Unit 1 burner/ignitor modifications	1994	Replacement of unreliable ignitors to reduce startup time
37	Nixon Unit 1 Combustion improvements	2009	Modify Primary and Secondary Air Supply & Measurement, Upgrade Burners & Scanners

CSU (1) failed and continues to fail to obtain a permit from the Colorado Department of Public Health and the Environment (CDPHE) for the projects set forth above, as required by 42 U.S.C. § 7475, 40 C.F.R. § 52.21, and Reg. No. 3; (2) failed and continues to fail to comply with best available control technology emission limits for sulfur dioxide, nitrogen oxides, ozone, lead, carbon monoxide, carbon dioxide, particulate matter, PM10, PM2.5, sulfuric acid mist, and mercury, for each day that the units have operated after the projects²; (3) failed and continues to

² The days that the unit has operated after the project are available on the US EPA's Clean Air Markets Database, which information is hereby incorporated herein by reference.

fail to make the demonstration that the plants will not cause or contribute to a violation of a NAAQS or increment for sulfur dioxide, nitrogen oxides, ozone, carbon monoxide, particulate matter, PM10, and PM2.5 for each day that the units have operated after the projects; (4) repeatedly violated the Drake Title V permit, 95OPEP107 and Nixon Title V permit 95OPEP106, Section IV.2 by falsely certifying compliance in its annual compliance certifications for 2002 to the most recent compliance certification with regard to Sections I.4.1 and IV.11 of Permits 95OPEP107 with regard to Projects 1, 7, 10, 12 – 14, 16, 20 and 22 listed above and Section IV.11 of Permit 95OPEP106 with regard to Projects 27 – 30, 33, 35, and 37, ; and (5) repeatedly violated sections I.4.1 and IV.11 of Permit 95OPEP107 for Projects 1, 7, 10, 12 – 14, 16, 20 and 22 listed above and section IV.11 of Permit 95OPEP106 for Projects 27 – 30, 33, 35 and 37 by failing to comply with PSD requirements . Each day, beginning with the first day on which construction commenced on each separate major modification and continuing through the present, constitutes a separate and distinct violation of each of these provisions.

The citizen suit provision of the Clean Air Act allows Sierra Club to commence a suit in a United States district court against you for violations of an emission standard or limitation³. 42 U.S.C. § 7604(a). An emission standard or limitation is defined as any requirement under 42 U.S.C. § 7411 or § 7412, any condition or requirement applicable under a state implementation plan approved by the U.S. EPA, any Title V permit, or any requirement to obtain a permit as a condition of operations. 42 U.S.C. § 7604(f). This letter serves as your notice that Sierra Club intends to file a suit to enforce the Clean Air Act for the violations described herein and any other violations for which this letter provides sufficient notice. The Sierra Club will ask the Court to impose appropriate injunctive relief, civil penalties, a beneficial environmental project, 42 U.S.C. § 7604(g)(2), mitigation and Sierra Club's costs of litigation including attorneys' fees.

The person giving this notice is:

Sierra Club

Western Regional Office at
1536 Wynkoop Street, Ste. 4B-6
Denver, CO 80202
Attn: Bryce Carter
Phone: (303) 454-3364

National Headquarters at:
85 Second Street, 2nd Floor
San Francisco, CA 94105
Phone: (415) 977-5500

However, you are requested to discuss the subject matter of this notice with Sierra Club's counsel in this matter.

³ The Clean Air Act also allows a suit, without prior notification, for violations of the requirement to obtain a PSD permit. 42 U.S.C. § 7604(a)(3).

Jerome A. Forte, CEO, Colorado Springs Utilities
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If you believe any of the facts described above are in error or have any information indicating that you have not violated the Clean Air Act we urge you to contact the undersigned counsel promptly. Sierra Club is interested in obtaining early and prompt resolution of these violations.

Sincerely,



Robert Ukeiley
Colorado Bar. No. 26747
Counsel for Sierra Club

Cc:

Colorado Springs Utilities Board Member
Merv Bennett, via e-mail
mbennett@springsgov.com

Colorado Springs Utilities Board Member
Lisa Czelatdko, via e-mail
LCzelatdko@springsgov.com

Colorado Springs Utilities Board Member
Angela Dougan, via e-mail
ADougan@springsgov.com

Colorado Springs Utilities Board Member
Scott Hente, via e-mail
SHente@springsgov.com

Colorado Springs Utilities Board Member
William "Bernie" Herpin Jr., via e-mail
BHerpin@springsgov.com

Colorado Springs Utilities Board Member
Tim Leigh, via e-mail
TLeigh@springsgov.com

Jerome A. Forte, CEO, Colorado Springs Utilities
9/17/12
Page 10

Colorado Springs Utilities Board Member
Jan Martin, via e-mail
JMartin@springsgov.com

Colorado Springs Utilities Board Member
Val Snider, via e-mail
VSnider@springsgov.com

Colorado Springs Utilities Board Member
Brandy Williams, via e-mail
BWilliams@springsgov.com

Will Allison
Director
Air Pollution Control Division
Colorado Department of Public Health and Environment
4300 Cherry Creek Drive South
Denver, CO 80246-1530

John W. Hickenlooper
Governor of Colorado
136 State Capitol
Denver, CO 80203-1792

Lisa P. Jackson
Administrator
United States Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, NW
Washington, D.C. 20460

James Martin
Regional Administrator
EPA Region 8
8OC-EISC
1595 Wynkoop St
Denver, CO 80202-1129

Griffith, Rick

From: Robert Ukeiley [rukeiley@igc.org]
Sent: Wednesday, November 14, 2012 1:21 PM
To: 'Bill Corcoran'; Melcher, Chris
Cc: Griffith, Rick; Travis Ritchie
Subject: RE: Following up on our meeting

Counsel:

Sierra Club is interested in seeing if we can work out an arrangement in which Sierra Club would not file a Clean Air Act citizen suit enforcement action regarding NSR violations at Drake and Nixon during the pendency of Colorado Springs' evaluation of the prudence of retiring the Drake plant. We discussed in our meeting last week some of the elements we would want in that arrangement. After further internal discussion, we have some additional elements which we believe are in everyone's best interest. I will draft a proposed agreement and forward it to you all as soon as possible for your review.

Will you all be seeking City Council approval of this arrangement in principle or does City Council have to approve the exact language of our agreement?

Thanks

Robert
Law Office of Robert Ukeiley
859.986.5402
Counsel for Sierra Club

From: Bill Corcoran [mailto:bill.corcoran@sierraclub.org]
Sent: Wednesday, November 14, 2012 12:22 AM
To: Christopher Melcher
Cc: Robert Ukeiley
Subject: Following up on our meeting

Chris,

Thanks very much for meeting with Robert and me last Thursday.

We had discussed closing the loop with you by COB today. Unfortunately, due to travel schedules and some logistical time consumed in getting some of our internal stakeholders briefed, we were not able to get back to you today.

I anticipate being able to provide you with a response tomorrow regarding your offer as discussed on Thursday.

Thanks,

Bill

--

Bill Corcoran

Western Regional Campaign Director

Beyond Coal, Sierra Club

714 W. Olympic Boulevard, Suite 1000

Los Angeles, CA 90015

(o) 213-387-6528 x208

(f) 213-387-8348

(c) 310-490-3419

Griffith, Rick

From: Griffith, Rick
Sent: Wednesday, November 14, 2012 1:48 PM
To: 'Robert Ukeiley'; 'Bill Corcoran'; Melcher, Chris
Cc: Travis Ritchie
Subject: RE: Following up on our meeting

Robert,

We look forward to reviewing your written proposal. I believe that the Utilities Board (City Council) will be willing to approve an agreement in principle.

Rick Griffith

Richard L. Griffith
Assistant City Attorney
Office of the City Attorney
30 S. Nevada Ave., Suite 501
P.O. Box 1575, Mail Code 510
Colorado Springs, CO 80901-1575
TEL: 719-385-5909
CELL: 719-373-8886
RGriffith@springsgov.com

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From: Robert Ukeiley [<mailto:rukeiley@iqc.org>]
Sent: Wednesday, November 14, 2012 1:21 PM
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Bill Corcoran

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(f) 213-387-8348
(c) 310-490-3419

Griffith, Rick

From: Griffith, Rick
Sent: Friday, October 26, 2012 4:35 PM
To: Robert Ukeiley
Subject: Re: confirmation for Nov 8th meeting

Yes, I confirm.

Sent from my iPhone

On Oct 26, 2012, at 3:26 PM, "Robert Ukeiley" <rukeiley@igc.org> wrote:

Rick:

Please confirm that we are on for a meeting on Thursday, November 8th at 3:30 in your offices.

Thanks

Robert

Robert Ukeiley
Law Office of Robert Ukeiley
435R Chestnut St., Ste. 1
Berea, KY 40403
Tel: 859-986-5402
rukeiley@igc.org
Counsel for Sierra Club

Griffith, Rick

From: Griffith, Rick
Sent: Thursday, October 11, 2012 2:08 PM
To: 'Robert Ukeiley'
Cc: Melcher, Chris; Leslie Ritts
Subject: RE: Colorado Springs Utilities

Robert:

Chris Melcher, City Attorney of Colorado Springs, and I would like to meet with you at our offices on Thursday, November 8 at 3:30 or Friday, November 9 anytime after 1:30, to discuss the Notice of Intent. Utilities' resource planners will not attend, although Bruce McCormick, Chief Officer of Electric Services, and Dave Padgett, Officer for Health and Environment, may attend. Please let me know if you wish to meet and whether either of those times work for you.

Rick Griffith

Richard L. Griffith
Assistant City Attorney
Office of the City Attorney
30 S. Nevada Ave., Suite 501
P.O. Box 1575, Mail Code 510
Colorado Springs, CO 80901-1575
TEL: 719-385-5909
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From: Robert Ukeiley [<mailto:rukeiley@iqc.org>]
Sent: Tuesday, September 25, 2012 4:26 PM

To: Griffith, Rick
Subject: Colorado Springs Utilities

Rick:

Several of the Sierra Club managers who work on Colorado Springs Utilities are interested in having a discussion with Colorado Springs Utilities (CSU) personnel involved in decision making on resource planning. We would like to arrange the meeting for Monday, October 1. Sorry for the short notice but would that date work for you all?

Thanks

Robert

Robert Ukeiley
Law Office of Robert Ukeiley
435R Chestnut St., Ste. 1
Berea, KY 40403
Tel: 859-986-5402
rukeiley@igc.org

Griffith, Rick

From: Griffith, Rick
Sent: Thursday, September 27, 2012 9:40 AM
To: 'Robert Ukeiley'
Cc: Leslie Ritts
Subject: RE: Colorado Springs Utilities

Mr. Ukeiley:

On such short notice, we must respectfully decline your request for a meeting. We will contact you when Utilities and its counsel are prepared to meet with Sierra Club.

Rick Griffith

Richard L. Griffith
Assistant City Attorney
Office of the City Attorney
30 S. Nevada Ave., Suite 501
P.O. Box 1575, Mail Code 510
Colorado Springs, CO 80901-1575
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Berea, KY 40403
Tel: 859-986-5402
rukeiley@igc.org

Griffith, Rick

From: Robert Ukeiley [rukeiley@igc.org]
Sent: Friday, October 12, 2012 4:39 PM
To: Griffith, Rick
Cc: Melcher, Chris; 'Leslie Ritts'
Subject: RE: Colorado Springs Utilities

Rick:

Bill Corcoran, the Western Regional Campaign Director for the Beyond Coal Campaign, Nellis Kennedy-Howard, J.D, the Senior Campaign Representative and I would appreciate the opportunity to meet with you all on Thursday, November 8th at 3:30 MT at your office.

Please confirm that that works for you.

Thanks

Robert

From: Griffith, Rick [<mailto:rgriffith@springsgov.com>]
Sent: Thursday, October 11, 2012 4:08 PM
To: Robert Ukeiley
Cc: Melcher, Chris; Leslie Ritts
Subject: RE: Colorado Springs Utilities

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Griffith, Rick

From: Robert Ukeiley [rukeiley@igc.org]
Sent: Thursday, October 11, 2012 3:27 PM
To: Griffith, Rick
Cc: Melcher, Chris; 'Leslie Ritts'
Subject: RE: Colorado Springs Utilities

Rick:

I will check in with my folks and get back to you as soon as I can. Do you have any concerns or constraints on who comes with me?

Robert

From: Griffith, Rick [<mailto:rgriffith@springsgov.com>]
Sent: Thursday, October 11, 2012 4:08 PM
To: Robert Ukeiley
Cc: Melcher, Chris; Leslie Ritts
Subject: RE: Colorado Springs Utilities

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From: Robert Ukeiley [<mailto:rukeiley@igc.org>]
Sent: Tuesday, September 25, 2012 4:26 PM
To: Griffith, Rick
Subject: Colorado Springs Utilities

Rick:

Several of the Sierra Club managers who work on Colorado Springs Utilities are interested in having a discussion with Colorado Springs Utilities (CSU) personnel involved in decision making on resource planning. We would like to arrange the meeting for Monday, October 1. Sorry for the short notice but would that date work for you all?

Thanks

Robert

Robert Ukeiley
Law Office of Robert Ukeiley
435R Chestnut St., Ste. 1
Berea, KY 40403
Tel: 859-986-5402
rukeiley@igc.org

Griffith, Rick

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Griffith, Rick

From: Robert Ukeiley [rukeiley@igc.org]
Sent: Monday, September 17, 2012 10:36 AM
To: Griffith, Rick
Cc: David Bender
Subject: Clean Air Act Notice of Intent to Sue
Attachments: CSU NOI vfin.pdf

Dear Mr. Griffith:

Attached, please find a courtesy copy of a Clean Air Act notice of intent to sue letter regarding New Source Review and Title V violations at Colorado Springs Utilities' Drake and Nixon coal-fired units. Please contact me if you wish to discuss.

Sincerely,

Robert Ukeiley
Colorado Bar. No. 26747
Law Office of Robert Ukeiley
435R Chestnut St., Ste. 1
Berea, KY 40403
Tel: 859-986-5402
rukeiley@igc.org

Counsel for Sierra Club

Griffith, Rick

From: Robert Ukeiley [rukeiley@igc.org]
Sent: Friday, October 26, 2012 3:27 PM
To: Griffith, Rick
Subject: confirmation for Nov 8th meeting

Rick:

Please confirm that we are on for a meeting on Thursday, November 8th at 3:30 in your offices.

Thanks

Robert

Robert Ukeiley
Law Office of Robert Ukeiley
435R Chestnut St., Ste. 1
Berea, KY 40403
Tel: 859-986-5402
rukeiley@igc.org
Counsel for Sierra Club