

Exhibit 3



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
GENERAL COUNSEL

NOV 20 2018

Mr. Mychal Ozaeta
Earthjustice
1617 John F. Kennedy Blvd., Suite 1130
Philadelphia, PA 19103

RE: Request Number EPA-HQ-2019-001329

Dear Mr. Ozaeta:

This is in response to your request for a fee waiver in connection with the above referenced Freedom of Information Act request regarding EPA records concerning the agency's reconsideration of the proposed revisions to the "Disposal of Coal Combustion Residuals from Electric Utilities Rule" ("the CCR rule").

Based on the information provided in your request, we have determined your request does not reach the minimum billable amount. Therefore, no charges are associated in processing your request.

Sincerely,

A handwritten signature in blue ink, appearing to read "Larry F. Gottesman", is written over the word "Sincerely,".

Larry F. Gottesman
National FOIA Officer