

Exhibit 13

From: Henry Weaver
Sent: Wednesday, July 24, 2019 10:01 AM
To: Hill, Kevin W.; Huggins, Richard
Cc: Thomas Cmar
Subject: RE: Conference call agreement
Attachments: 2019.07.24 Earthjustice Proposed Custodians & Terms.docx

Richard and Kevin,

Thank you for this memorialization of our discussion last Thursday. As promised, we are sending a proposed list of custodians and search terms attached to this e-mail. Please inspect the list and add any custodians or search terms that you believe would also be responsive to our original FOIA request. We have sent a word version of the document so that you can suggest changes easily. We have ranked the search terms according to our priority for interim releases.

On a separate note, I will no longer be working on this matter after tomorrow. This will not cause any discontinuity because Thom Cmar will still be available to respond to future inquiries. Starting Friday, however, all communications should be directed only to him. Thank you for your attention to our request.

Best,

Henry

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Henry Weaver
Coal Fellow
Earthjustice
311 S. Wacker Dr., Suite 1400
Chicago, IL 60606
office: (312) 500-2194
cell: (585) 208-1617
hweaver@earthjustice.org

From: Ward, Valerie <Ward.Valerie@epa.gov>
Sent: Wednesday, July 24, 2019 7:03 AM
To: Henry Weaver <hweaver@earthjustice.org>; Thomas Cmar <tcmar@earthjustice.org>
Cc: Huggins, Richard <Huggins.Richard@epa.gov>; Hill, Kevin W. <hill.kevinw@epa.gov>
Subject: Conference call agreement

The above attachment is the agreement from the conference call on July 18th 2019. Thanks



EARTHJUSTICE

TO: Kevin Hill, Richard Huggins

FROM: Earthjustice, counsel for Waterkeeper Alliance, Inc., Environmental Integrity Project, Sierra Club, and Clean Water Action

DATE: July 24, 2019

RE: Proposed Custodians and Prioritized Search Terms for FOIA Request No. EPA-HQ-2019-001329

This document sets forth suggested custodians and a prioritized list of search terms for FOIA Request No. EPA-HQ-2019-001329, as we discussed in our phone call to refine this FOIA request on July 18, 2019. The date range for this FOIA request is from January 20, 2017 to the present. This draft document does not in any way limit the scope of the original FOIA request, and Earthjustice welcomes suggestions from EPA for how to narrow or expand this proposal to match the content of the original FOIA request.

Custodians

- Office of Land and Emergency Management
 - Alexander Livnat
 - Steve Souders
 - Richard Benware
 - Jason Mills
 - Mary Jackson
 - Kirsten Hillyer
 - Rita Chow
 - Jesse Miller
 - Barry Breen
 - Peter Wright
 - Steven Cook
 - Barnes Johnson
 - Betsy Devlin
 - Ross Elliott
 - Richard Mattick
 - Nigel Simon
 - Frank Behan
 - Richard Huggins
 - Christopher McMinimy
- General Counsel's Office
 - Laurel Celeste
 - Kevin DeBell

- Office of the Administrator
 - Andrew Wheeler
 - Scott Pruitt
 - Ryan Jackson
 - Helena Wooden-Aguilar
 - Byron Brown
 - Samantha Dravis
 - Brittany Bolen
 - Robin Kime
 - Sarah Greenwalt
 - Sharon Cooperstein
 - Richard Mattick

Prioritized List of Suggested Key Terms

- 1) All records reflecting communications between EPA (or the Department of Justice) and the Utility Solid Waste Activities Group and/or any other entity or individual representing an electric generating utility or the utility industry, concerning the CCR rule (FOIA request item 2)
 - Domain: @venable.com
 - Domain: @uswag.org
 - Domain: @aca-usa.org
 - “Douglas Green”
 - “Margaret Fawal”
 - “James Roewer”
 - “Jim Roewer”
 - “Charnita Garvin”
 - “Keviana Holmes”
 - “Terry Coss”
 - “Aaron Wallisch”
 - “Allison Foley”
 - “Thomas Adams”
 - “Tom Adams”
 - “John Ward”
 - “Dan! Gray”
 - “Richard Kinch”
- 2) All records reflecting communications between EPA (or the Department of Justice) and the White House, the U.S. Small Business Administration, or any other federal agency concerning the CCR rule (FOIA request item 3)
 - Domain: @sba.gov
 - Domain: @omb.eop.gov
 - Domain: @whitehouse.gov
 - Domain: @tva.gov
 - “Small Business Administration” & “Office of Advocacy”

- SBA & “Office of Advocacy”
 - SBA /10 Advocacy
 - “Major Clark”
 - “Kevin Bromberg”
 - “Mitch Tyner”
 - “Charles Maresca”
 - “Claudia Rodgers”
 - “David Rostker”
 - “Tayyaba Waqar”
 - “Danielle Jones”
 - “Tina Roberts”
 - “Chris! Gamache”
 - “Jim Laity”
 - “James Laity”
 - Kelly /2 Love
 - Sherry /2 Quirk
 - Jodie /2 Birdwell
- 3) Key terms relating to the *USWAG* decision
- Util. Solid Waste Activities Grp. v.”
 - “Utility Solid Waste Activities Group v.”
 - “Util. Solid Waste Activities Group v.”
 - “USWAG v.”
 - USWAG /3 case
 - USWAG /3 decision
 - USWAG /3 ruling
 - “D.C. Circuit” /20 CCR
- 4) Key terms relating to the treatment of clay-lined units: for this item only, please limit the date range for the search to results on or after August 20, 2018.
- clay-line!
 - “clay line!”
- 5) Key terms relating to the closure deadline for impoundments
- “October 31, 2020”
 - clos! /10 extension
 - clos! /10 feasib!
- 6) Key terms relating to alternative closure
- “257.103” & non-CCR
 - “alternative closure” & “non-CCR”
- 7) Key terms relating to closure method
- “257.102(d)”
 - “closure in place”
 - “closure by removal”
 - “closure performance standard”
 - infiltration /5 liquids
 - “free liquids”
- 8) Key terms relating to CCR piles

- “coal residuals piles”
 - “coal combustion residuals piles”
 - “waste piles” /50 CCR
 - “CCR piles”
 - “coal ash piles”
 - CCR /5 “definition of solid waste”
 - “coal ash” /5 “definition of solid waste”
- 9) Key terms relating to site-specific variances
- “site-specific conditions”
 - site-specific /10 constituents
 - “alternative point of compliance”
 - “alternative compliance period”
 - alternative /10 “corrective action”
 - decrease /10 “post-closure care”
 - short! /10 “post-closure care”
- 10) Key terms relating to non-groundwater releases
- “non-groundwater releases” /50 CCR
- 11) Key terms relating to boron
- Boron /10 “corrective action”
 - Boron /10 level
 - Boron /10 “health advisory”
- 12) Key terms relating to risk-based cleanups
- “risk-based” /50 CCR
 - “risk-based cleanup”
 - “alternative risk-based”
- 13) Key terms relating to coal ash fill projects
- “structural fill!” /20 CCR
 - “clay mine!” /20 CCR
 - recla! /20 fill /20 CCR