

Record Obtained By Judicial Watch Thru FOIA



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

August 16, 2010

NO
Request

OFFICE OF THE
EXECUTIVE SECRETARIAT

Mr. John Althan
Judicial Watch, Inc.
425 Third Street, S.W., Suite 800
Washington, D.C. 20024

Re: Freedom of Information Act Request No. HQ-FOI-01365-10

Dear Mr. Althan:

This letter responds to your Freedom of Information Act Request, dated June 4, 2010, in which you sought:

1. Communications between Administrator Lisa Jackson and any of the Directors of the Chicago Climate Exchange;
2. Communications between Administrator Lisa Jackson and Professor Joel Rogers of the University of Wisconsin-Madison; and
3. Communications between Administrator Lisa Jackson and Robert "Randy" Green of the law firm McLeod, Watkinson & Miller.

Your request was designated HQ-FOI-01365-10 and assigned to the U.S. Environmental Protection Agency's Office of the Administrator for response. A search of the Administrator's correspondence was conducted and responsive records were located. These records are being released to you in their entirety.

If you have any concerns regarding this response you may appeal in writing to the National Freedom of Information Officer at:

National Freedom of Information Act Officer
Records, FOIA, and Privacy Branch
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W. (Mail Code 2822T)
Washington, D.C. 20460
Fax: (202) 566-2147
E-mail: hq.foia@epa.gov

Please note that correspondence mailed through only the United States Postal Service can be delivered to the address above. If you want to deliver your appeal in person, via courier

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service, or via an overnight delivery service, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, D.C. 20001.

Your appeal must be delivered to EPA's Freedom of Information Officer no later than 30 calendar days from the date of this letter and should include the request number listed above. The Agency will not consider appeals received after the 30 calendar-day limit. For the quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal."

Sincerely,

A handwritten signature in cursive script, appearing to read "Jonathan V. Newton".

Jonathan V. Newton, Esq.

Enclosures

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Message Information

Date 04/21/2009 08:03 PM
From "Eizenstat, Stuart" <seizenstat@cov.com>
To LisaP Jackson/DC/USEPA/US@EPA
"Pence, Anne" <apence@cov.com>; "Kraiem, Ruben" <rkraiem@cov.com>;
"Fechner, Holly" <hfechner@cov.com>; <william.boyd@colorado.edu>;
cc "Adams, Patricia" <padams@cov.com>; Aaron
Dickerson/DC/USEPA/US@EPA; Ray Spears/DC/USEPA/US@EPA
Subject Your testimony this week on climate change

No
Redact

Message Body

Dear Ms. Jackson:

As you may know, I was President Clinton's lead negotiator on climate change and specifically in the very difficult negotiation of the Kyoto Protocol, when I was Under Secretary of State for Economic, Business and Agricultural Affairs. I have remained deeply engaged on climate change issues, serving on various task forces, testifying before Congress and speaking widely. I am acutely aware of the complex dynamics surrounding both the domestic and the international policy negotiations in which you play such a key role. I am greatly heartened by the leadership you are displaying on climate change. Currently I represent the Forest Carbon Dialogue (FCD), a coalition of major environmental NGOs and companies working together to gain support for the inclusion of domestic and international carbon credits, and programs of capacity building and market readiness, in U.S. legislation and policy and, ultimately, internationally.

In that regard, I wanted to share with you some data and perspectives on the forestry (and land use) issues, which remain poorly understood despite the magnitude of their current and potential impact on climate change. I attach for your use, my March 5 testimony before the Energy and Commerce Sub-committee; a white paper reflecting both strong appreciation for the inclusion of forest provisions in the Waxman-Markey bill, along with our sense of how they should be strengthened to ensure their environmental and cost-effectiveness; a copy of the FCD principles to which our members ascribe; and, a short fact sheet on the role -- environmental, economical and political -- of action on forests and land use.

In general, the key messages you will find are the following:

- We cannot solve climate change effectively and affordably without promoting and rewarding near term action to reduce deforestation and to expand sustainable forestry and land use worldwide;
- Deforestation is responsible for 20% of annual global emissions (more than the entire transportation sector);
- Comprehensive action on forests (e.g. avoided deforestation, reforestation and afforestation of areas never forested) could address up to 50% of human-caused greenhouse gas emissions and cut our compliance costs by some 40%;
- Action on forests has substantial co-benefits -- watershed and biodiversity protection, fuel wood/timber/tree crops and other livelihood contributions for some 80 percent of the rural poor, increased resources and stability for



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

B6

JAN 14 2013

OFFICE OF THE
EXECUTIVE SECRETARIAT

Mr. Christopher C. Horner
Senior Fellow
Center for Energy and Environment
Competitive Enterprise Institute
1899 L Street, NW, 12th Floor
Washington, D.C. 20036

Re: Freedom of Information Act Request HQ-FOI-01268-12, *Competitive Enterprise Institute v. EPA*, C.A. No. 1:12-cv-01617

Dear Mr. Horner:

Enclosed is the first set of documents responsive to your Freedom of Information Act request sent to the U.S. Environmental Protection Agency on May 8, 2012, and designated as HQ-FOI-01268-12. This first release consists of more than 2,100 emails received or sent through Administrator Lisa P. Jackson's secondary account that include at least one of the words specified in your request.

As you are aware, the Administrator uses one secondary official government email account to conduct EPA business. This official account was established for practical purposes, and its contents are maintained in accordance with federal recordkeeping guidelines and are searched in response to FOIA requests. In keeping with past practice, the name on this @epa.gov account has been redacted pursuant to Exemption 6 Personal Privacy and marked *Administrator* in order to preserve the ongoing utility of the email account and to clearly identify the records as being to or from the Administrator.

This correspondence does not constitute a final agency response to your FOIA request. Should you have any questions concerning this letter, please contact Beth Stratton, Special Assistant U. S. Attorney at (202) 514-7151.

Sincerely,

Eric E. Wachter
Director

Enclosure

cc: Ms. Beth Stratton, Special Assistant U.S. Attorney

"washingtonpost.com"
<newsletters@email.washingto
npost.com>

03/12/2009 06:19 AM

Please respond to
"washingtonpost.com"
<newsletters1C4TFK.70638@
email.washingtonpost.com>

To Administrator (b)(6)

cc

bcc

Subject washingtonpost.com News

BE

If you have difficulty viewing this newsletter [click here](#)

The Washington Post

 Print This E-Mail

Today's Headlines & Columnists

Thursday,
12,

TODAY'S HIGHLIGHTS

Intelligence Pick Blames 'Israel Lobby' For Withdrawal

The withdrawal of a senior intelligence adviser after an online campaign to prevent him from taking office has ignited a debate over whether powerful pro-Israel lobbying interests are exercising outside influence over who serves in the Obama administration.

(By Walter Pincus, The Washington Post)

Obama Signs Spending Bill, Vowing to Battle Earmarks

(By Paul Kane and Scott Wilson, The Washington Post)

An Insider in an Unfamiliar Role

Auto Task Force Head Is Well-Connected -- Just Not in Detroit

(By Brady Dennis, The Washington Post)

Choice of Drug Czar Indicates Focus on Treatment, Not Jail

(By Carrie Johnson and Amy Goldstein, The Washington Post)

'No One Values the Victims Anymore'

Devastating Blast Creates Few Ripples in a Recovering Iraq

(By Anthony Shadid, The Washington Post)

[More Today's Highlights](#)

POLITICS

Obama Signs Spending Bill, Vowing to Battle Earmarks

President Obama's call to rein in the use of earmarks was met with derision yesterday even from some of his past reformer allies, dealing an early blow to his attempt to change how business is done in Washington.

(By Paul Kane and Scott Wilson, The Washington Post)

Intelligence Pick Blames 'Israel Lobby' For Withdrawal

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

AUG 10 2010

B2

OFFICE OF THE
EXECUTIVE SECRETARIAT

John Althan
Judicial Watch
501 School Street, S.W.
Washington, D.C. 20024

Re: Freedom of Information Act Request No. HQ-FOI-00923-10

Dear Mr. Althan:

This letter responds to your Freedom of Information Act Request dated March 16, 2010, in which you sought: (1) records concerning the March 9, 2010, "climate and energy talks" at the White House, (2) notes taken by EPA Administrator Lisa Jackson during those talks or in preparation thereof, and (3) communications concerning the "climate and energy talks" between Administrator Lisa Jackson and the White House, Executive Office of the President, Congress, or the media. Your request was designated HQ-FOI-00923-10 and assigned to EPA's Office of the Administrator for response.

Three pages of responsive records were located. Those records were reviewed with a presumption of disclosure and preference toward discretionary release. Upon review, EPA determined that portions were exempt from mandatory disclosure pursuant to FOIA Exemption 2, 5 U.S. C. §552(b)(2); and FOIA Exemption 5, 5 U.S. C. §552(b)(5). EPA also determined that discretionary release was not in the public interest.

The information withheld pursuant to FOIA Exemption 2 is predominantly internal and would subject Agency employees to disruptive communications if released. The information withheld pursuant to Exemption 5 is protected by the deliberative-process privilege and would have a chilling effect upon Agency discussion if released.

If you have any concerns you may appeal this response in writing to the National Freedom of Information Officer at:

National Freedom of Information Act Officer
Records, FOIA, and Privacy Branch
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W. (2822T)
Washington, D.C. 20460
Fax: (202) 566-2147
E-mail: hq.foia@epa.gov

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Sincerely,



Eric E. Wachter
Director
Office of the Executive Secretariat

Enclosures

B2



Re: POTUS Meeting on Tuesday
Administrator - (b)(2) to: David McIntosh

03/05/2010 08:06 PM

Yeah. (b)(5)

From: David McIntosh
Sent: 03/05/2010 07:59 PM EST
To: Administrator - (b)(2)
Subject: Re: POTUS Meeting on Tuesday

Thanks. (b)(5)

From: Administrator - (b)(2)
Sent: 03/05/2010 07:46 PM EST
To: "David McIntosh" <mcintosh.david@epa.gov>
Subject: Fw: POTUS Meeting on Tuesday

From: Robert Goulding
Sent: 03/05/2010 07:44 PM EST
To: "Lisa Jackson" Administrator - (b)(2)
Cc: Diane Thompson; Heidi Ellis
Subject: Fw: POTUS Meeting on Tuesday

FYI - this is coming up - its good on your calendar.

From: "Milakofsky, Benjamin E." (b)(2)
Sent: 03/05/2010 07:20 PM EST
To: (b)(2)
Cc: (b)(2)
Subject: POTUS Meeting on Tuesday

A meeting recently came together and the President is now hosting a bipartisan energy meeting on Tuesday afternoon from 4:30 to 5:15. We would like to invite your Secretary to attend this meeting (current plan is no staff but we will let you know if that changes). Attendees will include a bipartisan group of MOC and WH Staff.

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Please let Joe and I know if your Cabinet member is able to attend.

Thanks.

Ben

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B2



Re: WH mtg
Gina McCarthy to: Administrator - (b)(2)

03/10/2010 11:51 AM

Sure. I can always find time to talk to you. I have an event at 2:30 to 3:15. Other than that, I'm yours.

Administrator - (b)(2)

----- Original Message -----

From: Administrator - (b)(2)
Sent: 03/10/2010 10:29 AM EST
To: Gina McCarthy
Subject: Re: WH mtg

Yes! I'm stuck in green cab mtg in OEOB til 1 pm. After that?
Gina McCarthy

----- Original Message -----

From: Gina McCarthy
Sent: 03/10/2010 10:27 AM EST
To: Administrator - (b)(2)
Subject: Re: WH mtg

Can we check in soon so I can get the scoop?

Administrator - (b)(2)

----- Original Message -----

From: Administrator - (b)(2)
Sent: 03/10/2010 09:37 AM EST
To: Gina McCarthy
Subject: Re: WH mtg

(b)(5)

Gina McCarthy

----- Original Message -----

From: Gina McCarthy
Sent: 03/10/2010 09:24 AM EST
To: Administrator - (b)(2)
Subject: WH mtg

Can u fill me in on the mtg? (b)(5)

Richard Windsor

Document Log Item Release

Addressing

From
Gina McCarthy/DC/USEPA/US

To
Richard Windsor/DC/USEPA/US@EPA
Daniel Kanninen/DC/USEPA/US@EPA
Bob Perciasepe/DC/USEPA/US@EPA

CC
Alisha Johnson/DC/USEPA/US@EPA
Arvin Ganesan/DC/USEPA/US@EPA
Betsaida Alcantara/DC/USEPA/US@EPA

BCC

Description Form Used: Reply

Subject
Re: Letter from the President to the Speaker of the House of Representatives.

Date/Time
08/30/2011 04:15 PM

# of Attachments	Total Bytes	NPM	Contributor
0	10,235		Arvin Ganesan

Processing

Comments

Clear Category Non-responsive

Release

Printed

Body

Document Body

Quick look: The numbers in the appendix re: Ozone and MATS, are accurate, but approximate. Re: the Major Source Boilers, looks like they pulled the \$3 billion from the April 2010 proposal, which is accurate, but we finalized (and immediately reconsidered) a significantly less costly boiler rule in February 2011 (\$1.4 billion).

Richard Windsor.

----- Original Message -----

From: Richard Windsor
Sent: 08/30/2011 04:10 PM EDT
To: Daniel Kanninen; Bob Perciasepe
Cc: Alisha Johnson; Arvin Ganesan; Betsaida Alcantara; Bicky Corman; Bob Sussman; Gina McCarthy; Janet Woodka; Laura Vaught; Michael Goo; Sarah Pallone; Seth Oster
Subject: Re: Letter from the President to the Speaker of the House of Representatives.

Sorry. I haven't reviewed the POTUS letter carefully. What is the significant error?
Daniel Kanninen

----- Original Message -----