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By Email and First-Class Mail

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**Re: *United States v. New-Indy Catawba LLC*, D.J. Ref. No. 90-5-2-1-12471
--- Correction**

To Whom it May Concern:

On Friday, March 11, 2022 at 6:27pm Eastern, I submitted by email a document entitled “Putative Intervenor’s Comments to Proposed Consent Decree D.J. REF. NO. 90-5-2-1-12471.” That document and its attachments are public comments related to the proposed consent decree referenced above.

Regrettably, the submitted public comments contained typographical errors which this letter is intended to correct. The text in the second full paragraph of page nine should read as set forth below, with underlined text showing an insertion and strike through text showing a deletion.

Third, in *Telluride*, the Court found the civil penalty provided in the proposed consent decree the minimum EPA would accept and criticized the agency for not identifying the estimated dollar values it used in assessing the elements of the economic benefit of noncompliance. ~~Insufficient.~~ *Id* at 1405-06.

We apologize for the inconvenience. Please add this to the public record along with the referenced comments. If there are any questions, please contact me.

Very truly yours,

/s/ Stephen A. Spence
Stephen A. Spence, Esq.

SAS/
cc: Steven O’Rourke, Esq. (email)