

From: [Mallory Chapman](#)
To: [Elizabeth Calderon](#)
Cc: [Michael Brown](#)
Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)
Date: Friday, March 31, 2023 12:59:45 PM

External Sender



You're welcome! I apologize for the delay.

Mallory Chapman

Access Sciences | Records Analyst

Louisiana Department of Environmental Quality

Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: Elizabeth Calderon <ecalderon@earthjustice.org>
Sent: Friday, March 31, 2023 12:33 PM
To: Mallory Chapman <Mallory.Chapman@LA.GOV>
Cc: Michael Brown <mlbrown@earthjustice.org>
Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Many thanks for the confirmation. And, more generally, thank you for your assistance throughout on this request.

I hope you have a terrific weekend.

Best,
Liza

Elizabeth Livingston de Calderon
Senior Attorney
Fossil Fuels Program
Earthjustice
900 Camp Street, Suite 303
New Orleans, LA 70130
(504) 910-1712
earthjustice.org



Because the earth needs a good lawyer

Please note that this email may contain confidential and privileged information. If you are not the intended recipient please delete the message and notify me immediately. Thank you!

From: Mallory Chapman <Mallory.Chapman@LA.GOV>
Sent: Friday, March 31, 2023 9:16 AM
To: Elizabeth Calderon <ecalderon@earthjustice.org>
Cc: Michael Brown <mlbrown@earthjustice.org>
Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

External Sender

Good morning:

According to our LDEQ contacts, the requested information is not compiled by LDEQ. If available, it would be contained within the individual permits issued. We have provided a list of PSD permits, so that you may compile the data as needed. The issue date = date on document for the final permit. The permits include verbiage which state the dates in which DEQ received documents from the applicant in the application process. If you prefer, we can provide you with a download of these permits.

While we are certainly able and obligated to segregate our records so that you may research them for the specific information you require, we are not able or compelled by law to research or interpret them for you. In segregating our records for your review, we are fulfilling your public records request to the best of our ability.

Thank you,

Mallory Chapman
Access Sciences | Records Analyst
Louisiana Department of Environmental Quality
Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: Elizabeth Calderon <ecalderon@earthjustice.org>

Sent: Tuesday, March 21, 2023 5:26 PM
To: Mallory Chapman <Mallory.Chapman@LA.GOV>
Cc: Michael Brown <mlbrown@earthjustice.org>
Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Hi and thank you for the additional information.

Just to clarify, in my original request, I had asked for copies of documents that account for* various data related to LDEQ's use of SILs in its air permitting program. (See request below). I appreciate that LDEQ's response provided a list of permits that I may be able to use to do those accountings. But, since my request was for documents showing those accountings (by LDEQ or someone else), I understand LDEQ's response now to mean that it does not have documents that account for any of the listed SILs related information sets.

Please reply if you think I have misunderstood. Again, many thanks for your time, help, and efforts.

Best,
Liza

*Specifically, "documents (including but not limited to records, emails, memoranda, reports, and audits), dated on or after January 1, 2018, that describe, evaluate, account for, or assess" one or more of four SILs related information sets.

Elizabeth Livingston de Calderon
Senior Attorney
Fossil Fuels Program
Earthjustice
900 Camp Street, Suite 303
New Orleans, LA 70130
(504) 910-1712
earthjustice.org



Because the earth needs a good lawyer

Please note that this email may contain confidential and privileged information. If you are not the intended recipient please delete the message and notify me immediately. Thank you!

From: Mallory Chapman <Mallory.Chapman@LA.GOV>
Sent: Tuesday, March 14, 2023 10:39 AM
To: Elizabeth Calderon <ecalderon@earthjustice.org>
Cc: Michael Brown <mlbrown@earthjustice.org>
Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

External Sender

Good morning,

According to our DEQ contact, there is no cover letter. Our contact pulled all of the PSD permits that have been issued. Unfortunately, our data system doesn't contain the level of detail requested but "based on the AI# and issue dates of the PSD permits the requester can find documents in EDMS that may have that information."

I've attached EDMS search instructions in case you need more information. Please let me know if you have any questions.

Thank you,

Mallory Chapman
Access Sciences | Records Analyst
Louisiana Department of Environmental Quality
Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: Mallory Chapman
Sent: Monday, March 13, 2023 2:46 PM
To: 'Elizabeth Calderon' <ecalderon@earthjustice.org>
Cc: Michael Brown <mlbrown@earthjustice.org>
Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

Good afternoon,

I received your follow-up email and have reached out to the appropriate DEQ contact for the requested information.

I will let you know as soon as I hear back from them. Please contact me if you have any questions.

Thank you,

Mallory Chapman

Access Sciences | Records Analyst

Louisiana Department of Environmental Quality

Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: Elizabeth Calderon <ecalderon@earthjustice.org>

Sent: Thursday, March 9, 2023 9:02 AM

To: Mallory Chapman <Mallory.Chapman@LA.GOV>

Cc: Michael Brown <mlbrown@earthjustice.org>

Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Received and thank you. About the data spreadsheet you attached, can you please tell me:

- 1) Is there a cover letter or explanation for the data set sent in response to my request?
- 2) The data looks like a list of permitting actions that was compiled in response to my request, and not a document that already existed before my request. Is that correct?

Again, many thanks.

Liza

From: Mallory Chapman <Mallory.Chapman@LA.GOV>

Sent: Thursday, March 9, 2023 8:37 AM

To: Elizabeth Calderon <ecalderon@earthjustice.org>

Cc: Melinda Molieri <Melinda.Molieri@LA.GOV>

Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

External Sender

Good morning,

Thank you for submitting the Reduced Fee form. We received the check and have sent it back to your organization via mail.

The requested data for your public records request, PRR 102706, is attached. I apologize for the delay.

Please let me know if you have any questions.

Thank you,

Mallory Chapman

Access Sciences | Records Analyst

Louisiana Department of Environmental Quality

Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: Elizabeth Calderon <ecalderon@earthjustice.org>

Sent: Monday, March 6, 2023 1:55 PM

To: Mallory Chapman <Mallory.Chapman@LA.GOV>

Cc: Melinda Molieri <Melinda.Molieri@LA.GOV>

Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Hi and thank you. I've attached the completed "Reduced Fee" form. Please let me know if you need anything else from me.

Best,

Liza

Elizabeth Livingston de Calderon

Senior Attorney

Fossil Fuels Program

Earthjustice

900 Camp Street, Suite 303

New Orleans, LA 70130

(504) 910-1712

earthjustice.org



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Please note that this email may contain confidential and privileged information. If you are not the intended recipient please delete the message and notify me immediately. Thank you!

From: Mallory Chapman <Mallory.Chapman@LA.GOV>

Sent: Thursday, March 2, 2023 11:47 AM

To: Elizabeth Calderon <ecalderon@earthjustice.org>

Cc: Melinda Moleri <Melinda.Molieri@LA.GOV>

Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

This message originated outside of Earthjustice. Please use caution before opening attachments or links.

Good morning,

I was reviewing your recent request, and as an environmental agency, your organization qualifies for a reduced fee rate. In past requests, EarthJustice has completed the attached "Reduced Fee" form and sent it along with their public records request. If you complete the attached form, there will be no fee charge, and I will send the written check back to you. Once we receive the completed form, I will also forward the responsive data for this request.

Please let me know if you have any questions.

Thank you,

Mallory Chapman

Access Sciences | Records Analyst

Louisiana Department of Environmental Quality

Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: Elizabeth Calderon <ecalderon@earthjustice.org>

Sent: Wednesday, February 22, 2023 9:35 AM

To: Mallory Chapman <Mallory.Chapman@LA.GOV>

Cc: Melinda Moleri <Melinda.Molieri@LA.GOV>

Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Many thanks.

From: Mallory Chapman <Mallory.Chapman@LA.GOV>

Sent: Wednesday, February 22, 2023 9:32 AM

To: Elizabeth Calderon <ecalderon@earthjustice.org>

Cc: Melinda Moleri <Melinda.Molieri@LA.GOV>

Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

This message originated outside of Earthjustice. Please use caution before opening attachments or links.

Elizabeth,

I will make note in our database that you've agreed to pay so the request will not be closed. Once we receive payment, we will send you the data.

Please let me know if you have any questions.

Thank you,

Mallory Chapman

Access Sciences | Records Analyst

Louisiana Department of Environmental Quality

Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: Elizabeth Calderon <ecalderon@earthjustice.org>

Sent: Wednesday, February 22, 2023 9:25 AM

To: Mallory Chapman <Mallory.Chapman@LA.GOV>

Cc: Melinda Molieri <Melinda.Molieri@LA.GOV>

Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Dear Ms. Chapman,

Good morning & thank you. I had not seen the initial email, so especially appreciate your follow up.

I will proceed with the payment; please do not close the request.

Thanks again for your attention and please let me know if you have any questions.

Best,

Elizabeth Livingston de Calderon

Senior Attorney

Fossil Fuels Program

Earthjustice

900 Camp Street, Suite 303

New Orleans, LA 70130

(504) 910-1712

earthjustice.org



Because the earth needs a good lawyer

Please note that this email may contain confidential and privileged information. If you are not the intended recipient please delete the message and notify me immediately. Thank you!

From: Mallory Chapman <Mallory.Chapman@LA.GOV>
Sent: Wednesday, February 22, 2023 8:03 AM
To: Elizabeth Calderon <ecalderon@earthjustice.org>
Cc: Melinda Moleri <Melinda.Moleri@LA.GOV>
Subject: FW: Public Records Request 0102706 by (publicrecords@la.gov)

This message originated outside of Earthjustice. Please use caution before opening attachments or links.

Good morning,

As a reminder, I've resent the "Notice of Cost" email (see below). Please let us know if the information offered below is acceptable and if you will be choosing to proceed with payment.

Thank you,

Mallory Chapman
Access Sciences | Records Analyst
Louisiana Department of Environmental Quality
Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: Mallory Chapman
Sent: Wednesday, February 15, 2023 2:53 PM
To: 'ecalderon@earthjustice.org' <ecalderon@earthjustice.org>
Cc: Melinda Moleri <Melinda.Moleri@LA.GOV>
Subject: RE: Public Records Request 0102706 by (publicrecords@la.gov)

Good afternoon,

According to our DEQ contact, the best DEQ can provide is a list of PSD permits issues since 01/01/18. The requested information (the "cumulative" or "frequency" data for the permits) is not compiled by DEQ, so it would be up to you to "compile the data provided as you see fit."

Below is a notice of costs for your public record request. Please let us know if you would like to proceed with the request and payment.

NOTICE OF COST

We have prepared the following cost statement for the records you requested. Please submit your check or money order for the appropriate total. Your requested records cannot be sent until after your payment is received. Standard shipping quoted below will take 3-5 business days, please notify us if you prefer expedited shipping at an additional cost.

	Cost Per Unit	Units Provided	Cost
Copies	\$0.25 / page	0	\$0.00
Color Copies	\$1.00 / page	0	\$0.00
Compact Discs	\$5.00 / disc	0	\$0.00
Data Processing Time	\$25.00 / hour	0.5	\$12.50
Shipping	variable	0	\$0.00
		Total:	\$12.50

check or money order accepted for all charges. Make checks payable to LA-DEQ. CASH accepted with exact change for charges \$5.00 or less for records picked up in person.

Credit cards are not accepted.

Mail checks to:

Custodian of Records, 9th floor
P.O. Box 4303
Baton Rouge, LA 70821-4303

For FedEx Mail to:

Custodian of Records, 9th floor
602 N. Fifth Street
Baton Rouge, LA 70802

Please send payment or make arrangements to pick up and pay for copies. If payment is not received or arrangements for payment are not made within 10 working days after this notice is sent, your request will be closed. If your request is closed and you still want copies, you will need to file a new request. Please contact me with any questions.

PAYMENT DUE DATE: 03/03/2023

Please let me know if you have any questions.

Thank you,

Mallory Chapman

Access Sciences | Records Analyst

Louisiana Department of Environmental Quality

Phone: 225.219.3172 | Email: mallory.chapman@la.gov

From: edmsnotifications.noreply <edmsnotifications.noreply@la.gov>

Sent: Friday, February 10, 2023 9:47 AM

To: _DEQ-WWW Public Records Requests <_DEQ-WWWPublicRecordsRequests@LA.GOV>

Subject: Public Records Request 0102706 by (publicrecords@la.gov)

	Louisiana Department of Environmental Quality Public Records Request 102706 by (publicrecords@la.gov)
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PLEASE REFERENCE THIS REQUEST BY CONFIRMATION CODE 102706

REQUESTOR INFORMATION:

CONTACT NAME	Elizabeth Livingston de Calderon
ORGANIZATION	Earthjustice
MAILING ADDRESS-1	900 Camp Street, Suite 303
CITY	New Orleans
STATE	LA
ZIP	70130
PHONE	5049101712
EMAIL	ecalderon@earthjustice.org
AI NUMBERS	
DOCUMENT IDS	
	Dear Public Records Department, For the following request, “Significant Impacts Levels,” also known by the acronyms “SIL” or “SILs,” refers to those Significant Impact Levels described in LDEQ’s Air Quality Modeling Procedures, p. 2-3** and/or those described in “Guidance on Significant Impact Levels for Ozone and Fine Particles in the Prevention of Significant Deterioration Permitting Program” (Apr. 17, 2018)***. Please provide copies of any and all documents (including but not

REQUEST INFO	<p>limited to records, emails, memoranda, reports, and audits), dated on or after January 1, 2018, that describe, evaluate, account for, or assess one or more of the following:</p> <p>a. the frequency of the Louisiana Department of Environmental Quality's ("LDEQ") use or reliance on one or more “Significant Impact Levels” (“SILs”) to permit air pollutant emissions in Louisiana;</p> <p>b. the cumulative or collective impacts or outcomes from LDEQ’s use of SILs to permit air pollutant emissions in Louisiana;</p> <p>c. the cumulative or collective amounts of pollutant emissions that LDEQ has permitted based on LDEQ’s determination that any or all such pollutants would result in offsite concentrations less than the applicable SIL; and</p> <p>d. the frequency with which LDEQ has relied on a SILs ‘culpability’ analysis to issue a permit to a major source of criteria pollution after the source’s cumulative air quality model shows the source will add criteria pollution to receptor(s) showing National Ambient Air Quality Standard(s) exceedances or Prevention of Significant Deterioration increment exceedance.</p> <p>Thank you for your assistance. ** available at https://deq.louisiana.gov/assets/docs/Air/ModelingProcedures0806.pdf (Aug. 2006 ed.) ***available at https://www.epa.gov/sites/production/files/2018-04/documents/sils_policy_guidance_document_final_signed_4-17-18.pdf</p>
DELIVERY METHOD	Send copies electronically if available

MyEDMS users can track their request status; click here to [view your request](#) or [register here](#).