

Congress of the United States

House of Representatives

COMMITTEE ON SCIENCE, SPACE, AND TECHNOLOGY

2321 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6301

(202) 225-6371
www.science.house.gov

March 12, 2013

Mr. Robert Perciasepe
Acting Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. NW
Washington, DC 20004

Dear Mr. Perciasepe,

As the Environmental Protection Agency (EPA) seeks to enact expansive and far-reaching regulations that will impact the livelihood of every citizen, Congress has increasingly asserted its oversight prerogatives in order to ensure that the agency properly adheres to the regulatory process, operates in a transparent manner, and makes decisions based upon science, not ideology. In order to further inform the Committee's inquiry related to the use of alias email accounts at the EPA,¹ as well as our understanding of how EPA uses science to implement its regulatory authority, please provide unredacted copies of the following records.

- 1) Email from Scott Fulton to Bob Perciasepe, and Richard Windsor (Lisa Jackson), Subject: "Re: GHG BACT," July 14, 2010, 10:02 am.
- 2) Email from Seth Oster to Richard Windsor (Lisa Jackson), Bob Sussman, Diane Thompson, Gina McCarthy, Lisa Heinzerling, and Allyn Brooks-LaSure, Subject: "Re: BNA: EPA Said to Be Nearing proposal to Limit Stationary Sources' Carbon Dioxide Emissions," August 21, 2009, 10:58 am.
- 3) Email from Barbara Bennett to Richard Windsor (Lisa Jackson), Diana Thompson, and Bob Perciasepe, Subject: "Fw: Pass through," December 2, 2009, 4:32 pm.
- 4) Email from Adora Andy to Richard Windsor (Lisa Jackson), Diane Thompson, Bob Perciasepe, Bob Sussman, Gina McCarthy, Lisa Heinzerling, Seth Oster, Allyn Brooks-LaSure, David McIntosh, Arvin Ganesan, Subject: "HEADS UP:....," November 12, 2009, 4:09 pm.

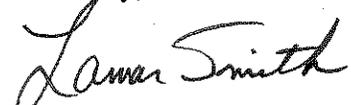
¹ See <http://science.house.gov/press-release/committee-demands-records-epa-administrator%E2%80%99s-%E2%80%99Richard-windsor%E2%80%9D-alias-email-account>. See also <http://science.house.gov/press-release/smith-issa-vitter-expose-epa%E2%80%99s-attempt-hide-emails-call-further-investigation>

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As the nation recognizes Sunshine Week, I hope you will embrace the President's directives on transparency,² accountability, and open government³ by quickly addressing this request. The public needs to know that EPA is using the authorities granted to it by Congress in a prudent manner that respects the public's trust.

Please provide these records by 5:00 pm on March 22, 2013. When producing documents to the Science, Space, and Technology Committee, please deliver production sets to the Majority Staff in Room 2321 of the Rayburn House Office Building and the Minority Staff in Room 394 of the Ford House Office Building. We prefer, if possible, to receive all documents in electronic format. If you have any questions related to this request, please contact Mr. Tom Hammond, Staff Director, Subcommittee on Oversight, at (202) 225-6371.

Sincerely,



Rep. Lamar Smith
Chairman

CC: Rep. Eddie Bernice Johnson
Ranking Member

² Presidential Documents, Freedom of Information Act Memo, January 21, 2009, accessed at <http://www.gpo.gov/fdsys/pkg/FR-2009-01-26/pdf/E9-1773.pdf>

³ Presidential Documents, Transparency and Open Government Memo, January 21, 2009, accessed at <http://www.gpo.gov/fdsys/pkg/FR-2009-01-26/pdf/E9-1777.pdf>