



North Carolina Department of Environment and Natural Resources

Pat McCrory
Governor

John E. Skvarla, III
Secretary

March 14, 2014

Ms. Heather McTeer Toney
Regional Administrator
Southeast Region
61 Forsyth St. Southwest
Atlanta, GA 30303

Dear Heather:

I would like to thank you and your staff for the assistance you have provided in managing the Dan River incident. I have been in communication with several members of your office and it is obvious that both the United States Environmental Protection Agency (EPA) and the North Carolina Department of Environment and Natural Resources (DENR) understand the gravity of this matter as well as the difficult and complicated path forward in finding appropriate short-and long-term solutions.

These discussions helped both DENR and the EPA review the enforcement and remediation tools and expertise that each of our agencies possess, and share our respective experiences and regulatory authorities, particularly in light of the interstate nature of the spill. I am writing to invite the EPA to partner with DENR in the responsible resolution of not only the Dan River matter, but other environmental issues at the thirteen additional Duke Energy sites in North Carolina. Your team is already familiar with the steps DENR is taking to address this matter, and has expressed support of our approach. Participation by Region 4 personnel will bring additional knowledge, expertise, and experience to a difficult and long-standing problem.

Thank you for your consideration and I hardly need to suggest that time is of the essence in moving forward together.

Sincerely,

John E. Skvarla, III
Secretary, NCDENR

cc: Governor Pat McCrory
NCDENR General Counsel, Lacy Presnell, *Esq.*
General Counsel to Governor McCrory, Robert Stephens, *Esq.*
Assistant Secretary for Environment, Mitch Gillespie
Division Director of Water Quality, Thomas Reeder
Division Director of Energy, Mineral and Land Resources, Tracy Davis
Division Director of Waste Management, Dexter Matthew

1601 Mail Service Center, Raleigh, North Carolina 27699-1601
Phone: 919-707-8600 \ Internet: www.ncdenr.gov