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ENERGY AND ENVIRONMENT CABINET
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November 20, 2014

Ms. Mary V. Cromer
Appalachian Citizens' Law Center
317 Main Street
Whitesburg, Ky 41858

Dear Ms. Cromer:

Pursuant to KRS 61.872, this is the response of the Energy and Environment Cabinet, Department for Environmental Protection (DEP), to your November 17, 2014 open records request sent by email. You have asked for "all agency documents related to the Cabinet's internal compliance review of Frasure Creek violations mentioned in today's press release, including but not limited to any NOV's issued to Frasure Creek and any correspondence with the company."

We have begun searching through our electronic and hard copy documents, but given the 100+ Frasure Creek sites within Kentucky, the volume of records maintained on those sites is quite large. In order to enable DEP staff to correctly identify and retrieve the volume of records you wish to see, we ask that you amend your request to include the following:

- Specific time frame
- Name of facility (or facilities)
- Permit numbers and/or permit locations
- Violations "mentioned in" the press release

Once we receive your amended request, we will continue our review of DEP files and will provide you with all releasable records as soon as we possibly can.

We look forward to hearing from you. In the meantime, feel free to email or call me at (502) 564-3350 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Michael Haines".

C. Michael Haines
General Counsel

cc: Lauren H. Waterworth