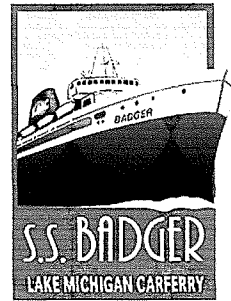


US EPA ARCHIVE DOCUMENT

RECEIVED

JUN 25 2012



June 22, 2012

NPDES PROGRAMS BRANCH
EPA, REGION 5

Via email and US Mail

Sean Ramach
NPDES Programs Branch
U.S. Environmental Protection Agency
77 W. Jackson Street
Chicago, IL 60604

Re: Lake Michigan Car Ferry, Inc. SS Badger NPDES Application

Dear Sean:

In accordance with instructions from your counsel, Nicole Cantello, we are writing in response to the June 20 letter sent to Bob Manglitz from Kevin Peirard. Our counsel advises that he has been in touch with Ms. Cantello. While we do not agree that the LMC NPDES application is incomplete, we are writing to let you know that we will be conducting three additional tests of coal slurry using the same methodology and analysis used for the two tests submitted to EPA yesterday. An additional lake water sample will be taken as well, using the same methodology as was used for the samples collected in early June.

We have spoken with the laboratories and given the unusual nature of the sampling testing; the earliest time the sampling can be scheduled is June 26, 2012. The laboratories conducting the analysis indicated that we should anticipate results back to us sometime during the week of July 16th 2012. Based on this, we plan to submit this information to EPA no later than the 22nd of July 2012. As you can appreciate, this schedule could slip if there is weather or other unforeseen logistical issues beyond our control, especially since some samples have to be shipped out west to meet the required analytical methods. We are paying a premium for the most expedited sampling and analysis available.

Our lawyer instructed us to let you know that conducting these tests does not waive any of LMC's rights or positions.

[Faint, illegible text, likely bleed-through from the reverse side of the page.]

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Mr. Sean Ramach
June 22, 2012
Page 2 of 2

If you have any technical questions about what we are doing, please call Kathy Hall at 734-332-1200.

Respectfully submitted,



Charles Leonard
Vice President, Navigation

cc: Robert Manglitz
Kevin Pierard (via email)
William Creal/Barry Seldon, MDEQ (via email)
Kenneth Johnson/Susan Sylvester, WDNR (via email)
Tinka Hyde (via email)
Nicole Cantello (via email)
Barry Hartman (via email)
Dan Wyant (via email)
Al Shea
Matt Moroney
Cathy Stepp