

US EPA ARCHIVE DOCUMENT



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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

APR 9 2013

REPLY TO THE ATTENTION OF:
WU-16J

CERTIFIED MAIL 7009 1680 0000 7664 5539
RETURN RECEIPT REQUESTED

Kenneth K. Humphreys
Chief Executive Officer
FutureGen Industrial Alliance, Inc.
73 Central Park Plaza East
Jacksonville, Illinois 62650

Re: Completeness Review of Underground Injection Control (UIC) Permit Applications for Four Geologic Sequestration Wells; United States Environmental Protection Agency UIC Permit Nos. IL-137-6A-0001, -0002, -0003, & -0004

Dear Mr. Humphreys:

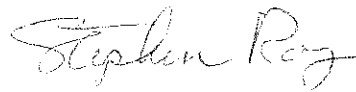
On March 15, 2013, we received from FutureGen Industrial Alliance, Inc. permit applications for four carbon dioxide sequestration wells to be located in Morgan County, Illinois. Title 40 of the Code of Federal Regulations (40 CFR) Section 124.3(c) requires us to perform a completeness review within 30 days of our receipt of the application. We have reviewed the applications and determined that the application is incomplete because the following items are missing.

- Table 8.3 does not provide a list of contacts for States or Tribes identified to be within the area of review, as claimed in Table A.1.
- The qualifying financial responsibility instrument does not include a protective condition of coverage for cancellation due to failure to pay. The section referenced for this information in Table A.3, Section 9.4.2.6, does not exist in the permit application.
- Pursuant to 40 CFR Part 146, Subpart H, (e) (2 & 3) either a pump test or injectivity test must be conducted. Table A.3 of the applications state that these tests are "Not Planned."

We are proceeding with the evaluation of the information provided in the applications for technical soundness and compliance with applicable Underground Injection Control regulations. If additional information is necessary to clarify, modify, or supplement the information you provided, we will notify you. When we determine that the information you provided is sufficient for permitting decisions, draft decisions will be made and a statement of basis for each permit will be prepared and supplied to you as well as the public for comment.

If you have any questions, please feel free to contact Janette E. Hansen of my staff at (312) 886-0241 or hansen.janette@epa.gov.

Sincerely,



for

Rebecca Harvey, Chief
Underground Injection Control Branch

cc: Stephen Nightingale, Illinois EPA