

EXHIBIT D

EO15-02 – GOVERNOR REVIEW OF RULES AND REGULATIONS

Jordan Wimpy

From: Justin Tate <Justin.Tate@governor.arkansas.gov>
Sent: Monday, January 07, 2019 2:16 PM
To: Jordan Wimpy
Cc: Allan Gates; Andres F. Rhodes
Subject: RE: EO 15-02 APC&EC Third-Party Rulemaking re: Tyson Foods, Inc. - Waldron Facility

Jordan,

Pursuant to EO 15-02, the Governor has approved the Tyson Foods, Inc – Waldron Plant third-party rulemaking petition to go forward. Please move forward with filing the third-party petition with the Commission. As I mentioned on our call earlier, please keep our office apprised of the comments received during the public comment period.

Going forward, Andres Rhodes will be responsible for reviewing rules and regulations in the Governor's office. His office number is 682-3214.

Best,

Justin

From: Jordan Wimpy [<mailto:jwimpy@mwlaw.com>]
Sent: Monday, December 31, 2018 11:26 AM
To: Justin Tate <Justin.Tate@governor.arkansas.gov>
Cc: Allan Gates <AGates@mwlaw.com>
Subject: RE: EO 15-02 APC&EC Third-Party Rulemaking re: Tyson Foods, Inc. - Waldron Facility

Dear Justin –

I hope you enjoyed a nice Christmas holiday!

I am attaching the Tyson Foods, Inc. – Waldron Facility draft *amended* Petition for Rulemaking, blackline of the revised regulation, and other relevant materials for the Governor's review pursuant to EO 15-02:

- Request for Governor's Approval of Proposed Rules and Regulations
- ADEQ Correspondence of No Objection to Rulemaking
- *Draft* Amended Petition to Initiate Third-Party Rulemaking
- Exhibit A – Blackline Version of APCEC Regulation No. 2
- Exhibit B – Revised Poteau River Water Quality Study
- Exhibit D – Legislative Questionnaire
- Exhibit E – Financial Impact Statement
- Exhibit F – Economic Impact/Environmental Benefit Analysis
- Exhibit G – Proposed Minute Order

As discussed, Tyson hopes to file the rulemaking package on or before January 11th in order to make the Commission's January 26th meeting.

We appreciate your attention to and consideration of these materials, and we remain available to discuss any questions regarding the proposed rulemaking.

Have a Happy New Year!

Best regards,
Jordan

MITCHELL WILLIAMS

Jordan P. Wimpy

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