

**EXHIBIT B**

**EO15-02 – GOVERNOR REVIEW OF  
RULES AND REGULATIONS**

## Jordan Wimpy

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**From:** Justin Tate <Justin.Tate@governor.arkansas.gov>  
**Sent:** Monday, January 08, 2018 3:40 PM  
**To:** Jordan Wimpy  
**Cc:** Allan Gates; Leann Kret; Caleb Stanton  
**Subject:** RE: EO 15-02 Nutrient Trading Regulation and Proposed Rulemaking

Jordan,

Pursuant to EO 15-02, the Governor has approved moving forward with the proposed Nutrient Water Quality Trading Regulation. If you have any additional questions, please let me know.

Best,

Justin Tate  
Director Rules and Regulatory Affairs  
Office of Governor Asa Hutchinson  
(501) 682-8040

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**From:** Jordan Wimpy [<mailto:jwimpy@mwlaw.com>]  
**Sent:** Thursday, December 21, 2017 4:00 PM  
**To:** Justin Tate  
**Cc:** Allan Gates; Leann Kret  
**Subject:** RE: EO 15-02 Nutrient Trading Regulation and Proposed Rulemaking

Dear Mr. Tate:

Thank you for visiting with me yesterday regarding the Northwest Arkansas Nutrient Trading Research and Advisory Group (NANTRAG) and its effort to develop a nutrient water quality trading program. As discussed, the Arkansas Nutrient Water Quality Trading Advisory Panel voted unanimously on December 14<sup>th</sup> to recommend that the Arkansas Pollution Control & Ecology Commission initiate rulemaking to adopt NANTRAG's draft nutrient trading regulation, as amended.

In conformity with the Advisory Panel's recommendation, NANTRAG has prepared a Petition for Third-Party Rulemaking and is preparing to file the same with the Commission prior to the January 26, 2018 Commission meeting. Accordingly, I am attaching the Petition, the Proposed Regulation and other relevant materials to you for the Governor's review pursuant to EO 15-02.

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

Regards,  
Jordan

# MITCHELL || WILLIAMS

**Jordan P. Wimpy**

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