



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

Feb. 22 2005

Mr. Robert R. M. Verchick
Center for Progressive Regulation
1200 New York Avenue, NW #400
Washington, D.C. 20005

Dear Mr. Verchick:

Thank you for your January 14, 2005, letter to former U.S. Environmental Protection Agency (EPA) Administrator Michael O. Leavitt concerning the Devil's Swamp Lake site near Baton Rouge, Louisiana. Your letter was referred to me for a reply since it concerns a matter within my regional jurisdiction.

In your letter, you asked EPA to finalize the listing of Devil's Swamp Lake on the Superfund National Priorities List (NPL), and you raised issues with NPC Services, Inc.'s "Petition for Disclosure and Correction of Information" under the Information Quality Act, relating to the Devil's Swamp Lake site. Because comments on the Petition have been added by EPA to the NPL rulemaking for the Devil's Swamp site, EPA is exercising its discretion to consider your request as an additional comment on the proposed NPL listing rule (69 FR 10646, March 8, 2004). By doing so, EPA will add your request to the docket for this rulemaking (SFUND-2004-004). Following full consideration of comments, EPA will determine whether to proceed with placement of the site on the NPL. EPA will address the public comments, including yours, in a support document that will accompany a final decision on the listing. As you know, we proposed this site to the Superfund NPL on March 8, 2004.

Thank you for your interest in this important matter. If you have further questions, please contact Mr. Samuel Coleman, Director of the Superfund Division, at (214) 665-6701, or your staff can contact Mrs. Brenda Nixon Cook, the Region 6 NPL Coordinator, at (214) 665-7436.

Sincerely yours,

Richard E. Greene
Regional Administrator