



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

SEP 03 2015

REPLY TO THE ATTENTION OF:

WN-16J

Chairman Wiggins  
Bad River Band of Lake Superior Tribe of Chippewa Indians  
P.O. Box 39  
Odana, WI 54861

Re: Acknowledgement of Request for Consultation

Dear Chairman Wiggins:

The United States Environmental Protection Agency acknowledges receipt of your August 24, 2015 letter requesting government-to-government consultation regarding the proposed construction of Badgerwood, LLC in the South Fish Creek watershed within the Lake Superior Basin.

To facilitate coordination of this consultation, Julianne Socha, of my staff, has been identified as the EPA program lead and will be contacting your Natural Resources Director to initiate development of a consultation and coordination plan. Please do not hesitate to contact Ms. Socha at 312-886-4436 or [socha.julianne@epa.gov](mailto:socha.julianne@epa.gov) if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Tinka G. Hyde".

Tinka G. Hyde  
Director, Water Division

cc: Secretary Cathy Stepp, Wisconsin Department of Natural Resources  
Ervin Soulier, Natural Resources Director, Bad River Band of Lake Superior Tribe of Chippewa Indians  
John Prohaska, Bad River Band of Lake Superior Tribe of Chippewa Indians



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REPLY TO THE ATTENTION OF:

WN-16J

**SEP 11 2015**

Ervin Soulier, Director  
Natural Resource Department  
Bad River Band of Lake Superior Tribe of Chippewa Indians  
P.O. Box 39  
Odanah, WI 54861

[Electronic Delivery to nrdirector@badriver-nsn.gov](mailto:nrdirector@badriver-nsn.gov)

Re: Request for Consultation

Dear Mr. Soulier:

I am writing to invite representatives of the Bad River Band of Lake Superior Tribe of Chippewa Indians to participate in government-to-government consultation regarding EPA's expected review under the Clean Water Act of a State of Wisconsin National Pollutant Discharge Elimination System (WPDES) permit for the proposed Badgerwood, LLC, Concentrated Animal Feeding Operation (CAFO). This invitation is a further follow-up to the September 3, 2015 letter from Tinka Hyde to Chairman Wiggins acknowledging the Tribe's request for consultation. This consultation process will be conducted in accordance with the May 2011 EPA Policy on Consultation and Coordination with Indian Tribes found at <http://www.epa.gov/tribal/consultation/>.

As you may be aware, Chairman Bainbridge of the Red Cliff Band of Lake Superior Chippewa Indians has also requested government-to-government consultation regarding this matter. In response to these requests, EPA would like to hold a joint consultation conference call between the designated consultation representatives from both Tribes and from EPA Region 5. Below are proposed dates for the conference call.

Thursday, September 17, after 1:00 pm  
Friday, September 18, before noon  
Thursday, September 24, afternoon  
Friday, September 25  
Monday, October 5, before 11:00 am

At your convenience, please let me know if Bad River will participate in the consultation. Also, please forward to my attention contact information for your designated consultation representative. Upon receipt of this information I will confirm a date for the consultation conference call.

Please feel free to contact me at 312-886-4436, or [socha.julianne@epa.gov](mailto:socha.julianne@epa.gov) should you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Julianne Socha', with a long horizontal flourish extending to the right.

Julianne Socha

cc: Melonee Montano, Environmental Director, Red Cliff Band of Lake Superior Chippewa Indians