

# ORIGINAL

STATE OF LOUISIANA  
DEPARTMENT OF ENVIRONMENTAL QUALITY

IN RE:

NOTICE OF DRAFT HAZARDOUS WASTE OPERATING PERMIT  
RENEWAL BASF CORPORATION, GEISMAR FACILITY  
GEISMAR, ASCENSION PARISH, LOUISIANA

AGENCY INTEREST (AI) NO. 2049,  
PERMIT NO. LAD040776809,  
PER20000016

PUBLIC HEARING

The Public Hearing held by the Department of  
Environmental Quality, at the City of Gonzales,  
Council Meeting Room, 120 South Irma Boulevard,  
Gonzales, Louisiana, beginning at 6:05 p.m., on  
September 21, 2006.

**BEFORE:** Lori B. Overland  
Certified Court Reporter  
In and For the State of  
Louisiana

2006 OCT -5 AM 10 49  
LAD-003

DEPARTMENT OF ENVIRONMENTAL QUALITY

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A P P E A R A N C E S

**FOR THE LOUISIANA DEPARTMENT OF ENVIRONMENTAL  
QUALITY:**

Perry Theriot  
Hearing Officer

Department of Environmental Quality  
602 North 5<sup>th</sup> Street  
Baton Rouge, Louisiana 70802

\* \* \* \* \*

DEPARTMENT OF ENVIRONMENTAL QUALITY

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I N D E X

EXAMINATION:

PAGE(S):

None

EXHIBITS:

None

REPORTER'S PAGE

20

REPORTER'S CERTIFICATE

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\* \* \* \* \*

## DEPARTMENT OF ENVIRONMENTAL QUALITY

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**MR. THERIOT:**

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Court Reporter, let the record reflect that it's 6:05, and I'm calling to order this public hearing. Good evening. The time is 6:05. My name is Perry Theriot. I'm employed by the Louisiana Department of Environmental Quality. I will be serving as your hearing officer this evening.

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This hearing is scheduled to accept public comments concerning the draft hazardous waste operating permit renewal for the BASF Corporation, Geismar facility. The facility is located at 8404 River Road, Geismar, in Ascension Parish. BASF Corporation requested the renewal of its hazardous waste permit governing the operation of the hazardous waste boilers, incinerator, tanks and container storage areas at their Geismar facility. The Geismar facility is involved in the manufacture of a wide range of industrial chemicals used as catalysts or intermediates for other manufacturing processes. BASF operates waste management facilities for the

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DEPARTMENT OF ENVIRONMENTAL QUALITY

1           onsite storage and treatment of hazardous  
2           wastes generated at the Geismar facility.  
3           BASF operates both hazardous waste treatment  
4           and storage facilities. BASF operates three  
5           boilers, three treatment tanks and one  
6           incinerator that combusts liquid waste  
7           streams hardpiped from specific production  
8           units at the facility. BASF also has three  
9           container storage areas and twelve tanks  
10          that hold designated waste prior to shipment  
11          off-site, incineration on-site or waste heat  
12          recovery on-site.

13                    The purpose of the hearing will be to  
14                    accept public comments on the draft  
15                    hazardous waste operating permit renewal for  
16                    LAD 040 776 809.

17                    This hearing is not being conducted in  
18                    a question and answer format. Please  
19                    remember that the purpose of this public  
20                    hearing is to allow you, the public, an  
21                    opportunity to express your thoughts  
22                    concerning the draft hazardous waste  
23                    operating permit renewal. I will allow all  
24                    interested parties a reasonable opportunity  
25                    to comment, unless testimony is not related

DEPARTMENT OF ENVIRONMENTAL QUALITY

1 to the purpose of the hearing.

2 This hearing is being held to give all  
3 individuals a chance to be heard, regardless  
4 of their position on the permit renewal.  
5 Courteous behavior is expected of everyone  
6 at all times. You may speak in support of,  
7 in opposition to, or simply to provide  
8 additional information concerning the draft  
9 hazardous waste operating permit renewal.  
10 Your comments will be evaluated and  
11 addressed in the Department's written  
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13 Previous notices associated with  
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15 been published in the Donaldsonville Chief,  
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1 public service announcement on WJBO-AM Radio  
2 on August 4, 2006.

3 In addition, on August 2, 2006, copies  
4 of the public notice were mailed to  
5 individuals who requested that they be  
6 placed on the mailing list maintained by the  
7 LDEQ Office of Environmental Services.

8 A copy of the permit application and  
9 the draft hazardous waste operating permit  
10 are available for inspection and review at  
11 the LDEQ Public Record Center, Room 1-127,  
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13 Louisiana 70802. Viewing hours are from  
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20 In accordance with the Louisiana  
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24 Monday, September 25, 2006, will be  
25 considered prior to a final decision. All

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1           comments received by 12:30 p.m. Monday,  
2           September 25, 2006, shall be retained by the  
3           Department and considered in determining  
4           whether to issue or deny the draft hazardous  
5           waste operating permit renewal.

6                       Written comments on the draft  
7           hazardous waste operating permit renewal may  
8           be submitted to Ms. Soumaya Ghosn, LDEQ-OES,  
9           Environmental Assistance Division, P. O. Box  
10          4313, Baton Rouge, Louisiana 70821-4313.

11                      Under Louisiana Revised Statutes  
12          30:2017, as revised by the Legislature in  
13          the 2004 session, the Department is required  
14          to follow the following order with the  
15          provision that the presiding officer may  
16          give preference to a public official to  
17          speak at anytime during the hearing.  
18          However, any time limit set for citizen  
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20          officials.

21                      The Department is required to provide  
22          up to 30 minutes to the permit applicant for  
23          an introductory presentation. Thereafter,  
24          preference for speaking up to one hour is  
25          given as follow:

## DEPARTMENT OF ENVIRONMENTAL QUALITY

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1           For the first hour, those citizens who  
2           live within a two-mile radius of the  
3           location of the facility;

4           For the second hour, those citizens  
5           who work within a two-mile radius of the  
6           location of the facility;

7           And for the third hour, those citizens  
8           who live within the parish of the location  
9           of the facility.

10          Thereafter, each hour of the hearing  
11          shall alternate between those who are in  
12          support of the draft hazardous waste  
13          operating permit renewal and those who are  
14          opposed to the draft hazardous waste  
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16          The order of speakers for tonight's  
17          hearing will be based on the information  
18          provided by the speaker on the registration  
19          form. Anyone who registered to speak but  
20          did not provide the necessary information,  
21          will be given the opportunity to speak;  
22          however, they will be called last in the  
23          order of registration.

24          This hearing is being transcribed;  
25          therefore, I ask that each speaker begin by

## DEPARTMENT OF ENVIRONMENTAL QUALITY

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1           stating, for the record, their name, address  
2           and any organization that he or she may  
3           represent.

4                    I also remind you, please turn off  
5           your cell phones.

6                    Thank you.

7                    That concludes the introductory  
8           comments, and I see that nobody has fallen  
9           asleep yet.

10                   So, at this time, I'd like to ask the  
11           permit applicant's representative to come  
12           forward to make their introductory  
13           presentation.

14           **MR. COHEN:**

15                    My name is Mike Cohen. I live at  
16           36494 Plantation Boulevard in Prairieville,  
17           and I'm the site manager of the BASF  
18           Corporation.

19                    Good evening. I'd like to thank you  
20           for the opportunity to bring to your  
21           attention consideration the technical  
22           comments my staff presented to the agency  
23           regarding this permit. We at BASF have a  
24           longstanding relationship of cooperation  
25           with the LDEQ and protecting the environment

## DEPARTMENT OF ENVIRONMENTAL QUALITY

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1 and in complying with the permits and  
2 regulations. We have been -- been  
3 recognized twice in the last five years with  
4 the distinguished governor environmental  
5 leadership award.

6 The draft permit being discussed  
7 tonight is the product of an application  
8 submitted by BASF six years ago. Since that  
9 time, we have worked diligently to get this  
10 permit approved with the LDEQ personnel.  
11 This has involved addressing changes,  
12 requests, additional information and other  
13 efforts. This represents a total cost to us  
14 of \$600,000 so far. As recent as June, my  
15 technical staff met with the LDEQ to explain  
16 the impact this proposed permit would have  
17 on BASF. After detailed evaluation, we  
18 believe that the current draft permit, if  
19 issued without consideration of BASF  
20 technical comments, would cost us an  
21 additional immediate \$400,000 and over  
22 \$11,000,000 in operating costs. We ask that  
23 this be fairly weighted by the fact that  
24 this permit, in its present form, will  
25 afford no greater protection to human health

## DEPARTMENT OF ENVIRONMENTAL QUALITY

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1 and the environment than what it afforded in  
2 the past six years by the expired permit as  
3 the interim status regulation. We  
4 identified certain conditions in the permit  
5 that are not supported by a regulation and,  
6 if they are not corrected, will result in a  
7 non-fair economic disadvantage to our  
8 Geismar site. My staff has noted 89  
9 technical comments and 25 errors of omission  
10 in the written comments provided. Over the  
11 years, BASF has worked cooperatively with  
12 the LDEQ on environmental matters and we  
13 have been recognized for that effort. Our  
14 interest in environmental protection is  
15 further demonstrated by our continuing  
16 effort to reduce emissions each year, while  
17 increasing our chemical production. From  
18 2002 to 2005, we have reduced 52 percent in  
19 air emission, 23 percent in water discharge  
20 and 80 to 82 percent reduction in off-site  
21 land treatment in waste product. BASF  
22 regards protection of our environment as an  
23 ongoing responsibility and a permanent  
24 component of our work. We pride ourselves  
25 on being a leader in innovation and continue

## DEPARTMENT OF ENVIRONMENTAL QUALITY

13

1 to invest in pollution prevention to meet  
2 and exceed environmental standards.  
3 Protecting our environment, health and  
4 safety is our most important responsibility.  
5 We have been manufacturing chemicals in the  
6 Geismar site since 1958 and, since that  
7 time, the facility has grown to the point  
8 where we have \$2,400,000,000 in assets in  
9 Ascension Parish. We employ more than 1,100  
10 people and are the largest business employer  
11 in the Ascension Parish. In 2005, we paid  
12 more than \$9,300,000 in state and parish  
13 sales taxes, and \$4,500,000 in property  
14 taxes to Ascension Parish. This makes us  
15 the largest contributor to the parish school  
16 system.

17 BASF, and our Geismar employees,  
18 contribute time, money and resources to the  
19 local Ascension Parish and Baton Rouge area  
20 communities. In the last year's hurricane,  
21 BASF contributed \$1,000,000 to the hurricane  
22 relief -- hurricane relief in the Gulf Coast  
23 region. The Baton Rouge area foundation  
24 alone received \$350,000 from BASF and its  
25 employees, and just a few weeks ago, the

## DEPARTMENT OF ENVIRONMENTAL QUALITY

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1 American Red Cross president presented BASF  
2 Geismar site its circle of humanitarian  
3 award, the organization's highest award for  
4 financial support. The award recognized  
5 BASF's \$150,000 for hurricane relief  
6 donation to the Louisiana Capitol Area of  
7 the Red Cross. Every year, among other  
8 things, BASF partners with the LDEQ and the  
9 United -- the United Way for the Day of  
10 Caring, during which children from the  
11 McMain Developmental Center are taken on  
12 canoe rides in a scenic stream in the Baton  
13 Rouge area. I'm pleased, encouraged and  
14 supported by BASF participating in many  
15 charities and community support groups, too  
16 many -- too many to list in this meeting.

17 In closing statement, with your  
18 permission, I would like to restate that  
19 BASF has always welcomed working with the  
20 LDEQ and continues to be a good steward of  
21 the environment. We will continue that  
22 working relationship and we ask for your  
23 consideration of our comments and offering  
24 to expediently dedicate all our resources to  
25 resolve this issue at the earliest

DEPARTMENT OF ENVIRONMENTAL QUALITY

1 convenience. Thank you for your time and  
 2 for listening.

3 **MR. THERIOT:**

4 Thank you, Mr. Cohen. I have here  
 5 only two people who have signed, but have  
 6 marked they're not speaking. I'd open the  
 7 mic right now to any of those citizens who  
 8 live within a two-mile radius of the  
 9 location of the facility who would care to  
 10 speak.

11 (No response.)

12 **MR. THERIOT:**

13 Let the record reflect that no one  
 14 cares -- who lives within a two-mile radius  
 15 of the facility has chosen to speak. The  
 16 next group of speakers will be those who  
 17 work within a two-mile radius of the  
 18 location of the facility.

19 (No response.)

20 **MR. THERIOT:**

21 Is there anyone who works within a  
 22 two-mile radius of the facility who would  
 23 care to speak?

24 (No response.)

25 **MR. THERIOT:**

## DEPARTMENT OF ENVIRONMENTAL QUALITY

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1           Let the record reflect that no one  
2           signed up who wishes to speak. Next, we  
3           would open it up to the citizens who live  
4           within the parish of the location of the  
5           facility; is there anyone who would like to  
6           speak who lives in the parish?

7           (No response.)

8           **MR. THERIOT:**

9           Let the record reflect that no one  
10          chose to speak. At this time, I would like  
11          to call on any citizen in support of the  
12          draft hazardous waste operating permit  
13          renewal; is there anyone who wishes to speak  
14          in favor of the permit?

15          (No response.)

16          **MR. THERIOT:**

17          At this time, let the record reflect  
18          that no one did. Now I would open the mic  
19          to anyone who wishes to speak against -- who  
20          are opposed to the draft hazardous waste  
21          operating permit.

22          (No response.)

23          **MR. THERIOT:**

24          Let the record reflect that no one got  
25          up to speak. Is there anyone in here who

DEPARTMENT OF ENVIRONMENTAL QUALITY

1 would wish to speak at this time in the mic?  
 2 I would open it up to anyone who wishes to  
 3 make any comments on the draft permit.

4 (No response.)

5 **MR. THERIOT:**

6 Let the record reflect that no one  
 7 chose to speak at this time. I would note  
 8 that we will leave the record open until  
 9 7:00 o'clock, which is our general practice,  
 10 for anyone who might show up later, even  
 11 though they chose not to speak. If there  
 12 are any comments, up until 7:00 o'clock, we  
 13 will receive them. With that, I would offer  
 14 the closing remarks. Are there any other  
 15 comments that anybody would like to make?

16 (No response.)

17 **MR. THERIOT:**

18 I'd like to remind everyone that the  
 19 comment period for this draft hazardous  
 20 waste operating permit renewal for the BASF  
 21 Corporation, Geismar facility ends at 12:30  
 22 p.m. on Monday, September 25, 2006.

23 With that, I would note that -- I like  
 24 to tell people we have -- it seems that we  
 25 have everyone here. I don't know if we have

DEPARTMENT OF ENVIRONMENTAL QUALITY

1           anybody who spoke in opposition but,  
 2           generally, I end these things by telling  
 3           everybody that this is kind of unique to the  
 4           United States, in the fact that everybody is  
 5           here. We've got people over in Iraq and in  
 6           Afghanistan trying to teach people how to do  
 7           this, and it's not allowed in any other --  
 8           it's not allowed in most countries of the  
 9           world, to have public comment and you open  
 10          the mic up for people to make their  
 11          comments, and I always tell people it's kind  
 12          of like jury duty. It's one of the things  
 13          that makes us unique, and everybody should  
 14          always give thanks that we do these things.  
 15          I tell people who oppose it or in favor of  
 16          any of these actions, that coming out here  
 17          is an exercise in one of those things that  
 18          makes us Americans so I always thank  
 19          everybody for coming out here but,  
 20          regardless of their position that they take,  
 21          so I always end it that way. Then, I tell  
 22          people to keep that in mind as you go about  
 23          your business every day, that this is one of  
 24          the things that's unique in the United  
 25          States.



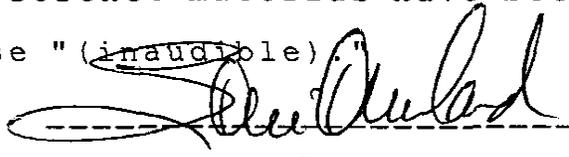
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REPORTER'S PAGE

I, Lori B. Overland, Certified Court Reporter, in and for the State of Louisiana, the officer, as defined in Rule 28 of the Federal Rules of Civil Procedure and/or Article 1434(b) of the Louisiana code of Civil Procedure, before whom this sworn testimony was taken, do hereby state on the Record

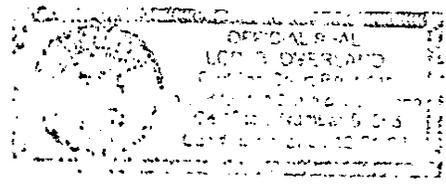
That due to the interaction in the spontaneous discourse of this proceeding, dashes (--) have been used to indicate pauses, changes in thought, and/or talk overs; that same is the proper method for a Court Reporters's transcription of proceeding, and that the dashes (--) do not indicated that words or phrases have been left out of this transcript;

That any words and/or names which could not be verified through reference material have been denoted with the phrase "(inaudible)"



Lori Overland, C.C.R.

# 97083





Page 1	Page 3
<p>1 2 3 STATE OF LOUISIANA 4 DEPARTMENT OF ENVIRONMENTAL QUALITY 5 6 7 IN RE: 8 NOTICE OF DRAFT HAZARDOUS WASTE OPERATING PERMIT 9 RENEWAL BASF CORPORATION, GEISMAR FACILITY 10 GEISMAR, ASCENSION PARISH, LOUISIANA 11 AGENCY INTEREST (AI) NO. 2049, 12 PERMIT NO. LAD040776809, 13 PER20000016 14 PUBLIC HEARING 15 16 The Public Hearing held by the Department of 17 Environmental Quality, at the City of Gonzales, 18 Council Meeting Room, 120 South Irma Boulevard, 19 Gonzales, Louisiana, beginning at 6:05 p.m., on 20 September 21, 2006. 21 22 BEFORE: Lori B. Overland 23 Certified Court Reporter 24 In and For the State of 25 Louisiana</p>	<p>1 I N D E X 2 3 EXAMINATION: PAGE(S): 4 None 5 EXHIBITS: 6 None 7 8 REPORTER'S PAGE 20 9 10 REPORTER'S CERTIFICATE 21 11 12 * * * * * 13 14 15 16 17 18 19 20 21 22 23 24 25</p>
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 25 therefore, I ask that each speaker begin by

Page 10

1 stating, for the record, their name, address  
 2 and any organization that he or she may  
 3 represent.  
 4 I also remind you, please turn off  
 5 your cell phones.  
 6 Thank you.  
 7 That concludes the introductory  
 8 comments, and I see that nobody has fallen  
 9 asleep yet.  
 10 So, at this time, I'd like to ask the  
 11 permit applicant's representative to come  
 12 forward to make their introductory  
 13 presentation.  
 14 MR. COHEN:  
 15 My name is Mike Cohen. I live at  
 16 36494 Plantation Boulevard in Prairieville,  
 17 and I'm the site manager of the BASF  
 18 Corporation.  
 19 Good evening. I'd like to thank you  
 20 for the opportunity to bring to your  
 21 attention consideration the technical  
 22 comments my staff presented to the agency  
 23 regarding this permit. We at BASF have a  
 24 longstanding relationship of cooperation  
 25 with the LDEQ and protecting the environment

Page 11

1 and in complying with the permits and  
 2 regulations. We have been -- been  
 3 recognized twice in the last five years with  
 4 the distinguished governor environmental  
 5 leadership award.  
 6 The draft permit being discussed  
 7 tonight is the product of an application  
 8 submitted by BASF six years ago. Since that  
 9 time, we have worked diligently to get this  
 10 permit approved with the LDEQ personnel.  
 11 This has involved addressing changes,  
 12 requests, additional information and other  
 13 efforts. This represents a total cost to us  
 14 of \$600,000 so far. As recent as June, my  
 15 technical staff met with the LDEQ to explain  
 16 the impact this proposed permit would have  
 17 on BASF. After detailed evaluation, we  
 18 believe that the current draft permit, if  
 19 issued without consideration of BASF  
 20 technical comments, would cost us an  
 21 additional immediate \$400,000 and over  
 22 \$11,000,000 in operating costs. We ask that  
 23 this be fairly weighted by the fact that  
 24 this permit, in its present form, will  
 25 afford no greater protection to human health

Page 12

1 and the environment than what it afforded in  
 2 the past six years by the expired permit as  
 3 the interim status regulation. We  
 4 identified certain conditions in the permit  
 5 that are not supported by a regulation and,  
 6 if they are not corrected, will result in a  
 7 non-fair economic disadvantage to our  
 8 Geismar site. My staff has noted 89  
 9 technical comments and 25 errors of omission  
 10 in the written comments provided. Over the  
 11 years, BASF has worked cooperatively with  
 12 the LDEQ on environmental matters and we  
 13 have been recognized for that effort. Our  
 14 interest in environmental protection is  
 15 further demonstrated by our continuing  
 16 effort to reduce emissions each year, while  
 17 increasing our chemical production. From  
 18 2002 to 2005, we have reduced 52 percent in  
 19 air emission, 23 percent in water discharge  
 20 and 80 to 82 percent reduction in off-site  
 21 land treatment in waste product. BASF  
 22 regards protection of our environment as an  
 23 ongoing responsibility and a permanent  
 24 component of our work. We pride ourselves  
 25 on being a leader in innovation and continue

Page 13

1 to invest in pollution prevention to meet  
 2 and exceed environmental standards.  
 3 Protecting our environment, health and  
 4 safety is our most important responsibility.  
 5 We have been manufacturing chemicals in the  
 6 Geismar site since 1958 and, since that  
 7 time, the facility has grown to the point  
 8 where we have \$2,400,000,000 in assets in  
 9 Ascension Parish. We employ more than 1,100  
 10 people and are the largest business employer  
 11 in the Ascension Parish. In 2005, we paid  
 12 more than \$9,300,000 in state and parish  
 13 sales taxes, and \$4,500,000 in property  
 14 taxes to Ascension Parish. This makes us  
 15 the largest contributor to the parish school  
 16 system.  
 17 BASF, and our Geismar employees,  
 18 contribute time, money and resources to the  
 19 local Ascension Parish and Baton Rouge area  
 20 communities. In the last year's hurricane,  
 21 BASF contributed \$1,000,000 to the hurricane  
 22 relief -- hurricane relief in the Gulf Coast  
 23 region. The Baton Rouge area foundation  
 24 alone received \$350,000 from BASF and its  
 25 employees, and just a few weeks ago, the

Page 14

1 American Red Cross president presented BASF  
 2 Geismar site its circle of humanitarian  
 3 award, the organization's highest award for  
 4 financial support. The award recognized  
 5 BASF's \$150,000 for hurricane relief  
 6 donation to the Louisiana Capitol Area of  
 7 the Red Cross. Every year, among other  
 8 things, BASF partners with the LDEQ and the  
 9 United -- the United Way for the Day of  
 10 Caring, during which children from the  
 11 McMinn Developmental Center are taken on  
 12 canoe rides in a scenic stream in the Baton  
 13 Rouge area. I'm pleased, encouraged and  
 14 supported by BASF participating in many  
 15 charities and community support groups, too  
 16 many -- too many to list in this meeting.  
 17 In closing statement, with your  
 18 permission, I would like to restate that  
 19 BASF has always welcomed working with the  
 20 LDEQ and continues to be a good steward of  
 21 the environment. We will continue that  
 22 working relationship and we ask for your  
 23 consideration of our comments and offering  
 24 to expediently dedicate all our resources to  
 25 resolve this issue at the earliest

Page 15

1 convenience. Thank you for your time and  
 2 for listening.  
 3 MR. THERIOT:  
 4 Thank you, Mr. Cohen. I have here  
 5 only two people who have signed, but have  
 6 marked they're not speaking. I'd open the  
 7 mic right now to any of those citizens who  
 8 live within a two-mile radius of the  
 9 location of the facility who would care to  
 10 speak.  
 11 (No response.)  
 12 MR. THERIOT:  
 13 Let the record reflect that no one  
 14 cares -- who lives within a two-mile radius  
 15 of the facility has chosen to speak. The  
 16 next group of speakers will be those who  
 17 work within a two-mile radius of the  
 18 location of the facility.  
 19 (No response.)  
 20 MR. THERIOT:  
 21 Is there anyone who works within a  
 22 two-mile radius of the facility who would  
 23 care to speak?  
 24 (No response.)  
 25 MR. THERIOT:

Page 16

1 Let the record reflect that no one  
 2 signed up who wishes to speak. Next, we  
 3 would open it up to the citizens who live  
 4 within the parish of the location of the  
 5 facility; is there anyone who would like to  
 6 speak who lives in the parish?  
 7 (No response.)  
 8 MR. THERIOT:  
 9 Let the record reflect that no one  
 10 chose to speak. At this time, I would like  
 11 to call on any citizen in support of the  
 12 draft hazardous waste operating permit  
 13 renewal; is there anyone who wishes to speak  
 14 in favor of the permit?  
 15 (No response.)  
 16 MR. THERIOT:  
 17 At this time, let the record reflect  
 18 that no one did. Now I would open the mic  
 19 to anyone who wishes to speak against -- who  
 20 are opposed to the draft hazardous waste  
 21 operating permit.  
 22 (No response.)  
 23 MR. THERIOT:  
 24 Let the record reflect that no one got  
 25 up to speak. Is there anyone in here who

Page 17

1 would wish to speak at this time in the mic?  
 2 I would open it up to anyone who wishes to  
 3 make any comments on the draft permit.  
 4 (No response.)  
 5 MR. THERIOT:  
 6 Let the record reflect that no one  
 7 chose to speak at this time. I would note  
 8 that we will leave the record open until  
 9 7:00 o'clock, which is our general practice,  
 10 for anyone who might show up later, even  
 11 though they chose not to speak. If there  
 12 are any comments, up until 7:00 o'clock, we  
 13 will receive them. With that, I would offer  
 14 the closing remarks. Are there any other  
 15 comments that anybody would like to make?  
 16 (No response.)  
 17 MR. THERIOT:  
 18 I'd like to remind everyone that the  
 19 comment period for this draft hazardous  
 20 waste operating permit renewal for the BASF  
 21 Corporation, Geismar facility ends at 12:30  
 22 p.m. on Monday, September 25, 2006.  
 23 With that, I would note that -- I like  
 24 to tell people we have -- it seems that we  
 25 have everyone here. I don't know if we have

Page 19

1 With that, if there are no further  
 2 comments, I thank you for your attention and  
 3 participation at the public hearing and let  
 4 the record reflect that the time is 6:22  
 5 p.m. The hearing is closed, but we will  
 6 remain here to receive any comments, in case  
 7 anybody couldn't make it on time, until 7:00  
 8 o'clock.  
 9 THE PUBLIC HEARING WAS CONCLUDED AT 6:22 P.M.  
 10 \*\*\*\*\*  
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Page 18

1 anybody who spoke in opposition but,  
 2 generally, I end these things by telling  
 3 everybody that this is kind of unique to the  
 4 United States, in the fact that everybody is  
 5 here. We've got people over in Iraq and in  
 6 Afghanistan trying to teach people how to do  
 7 this, and it's not allowed in any other --  
 8 it's not allowed in most countries of the  
 9 world, to have public comment and you open  
 10 the mic up for people to make their  
 11 comments, and I always tell people it's kind  
 12 of like jury duty. It's one of the things  
 13 that makes us unique, and everybody should  
 14 always give thanks that we do these things.  
 15 I tell people who oppose it or in favor of  
 16 any of these actions, that coming out here  
 17 is an exercise in one of those things that  
 18 makes us Americans so I always thank  
 19 everybody for coming out here but,  
 20 regardless of their position that they take,  
 21 so I always end it that way. Then, I tell  
 22 people to keep that in mind as you go about  
 23 your business every day, that this is one of  
 24 the things that's unique in the United  
 25 States.

Page 20

1 REPORTER'S PAGE  
 2 I, Lori B. Overland, Certified Court  
 3 Reporter, in and for the State of Louisiana, the  
 4 officer, as defined in Rule 28 of the Federal  
 5 Rules of Civil Procedure and/or Article 1434(b)  
 6 of the Louisiana code of Civil Procedure, before  
 7 whom this sworn testimony was taken, do hereby  
 8 state on the Record  
 9 That due to the interaction in the  
 10 spontaneous discourse of this proceeding, dashes  
 11 (--) have been used to indicate pauses, changes  
 12 in thought, and/or talk overs; that same is the  
 13 proper method for a Court Reporters's  
 14 transcription of proceeding, and that the dashes  
 15 (--) do not indicated that words or phrases have  
 16 been left out of this transcript;  
 17 That any words and/or names which could not  
 18 be verified through reference material have been  
 19 denoted with the phrase "(inaudible)."  
 20  
 21 

---

 22 Lori Overland, C.C.R.  
 23 # 97083  
 24  
 25

CERTIFICATION

1 I, the undersigned reporter, do hereby  
 2 certify that the above and foregoing is a true  
 3 and correct transcription of the stenomask tape  
 4 of the proceedings had herein, taken down by me  
 5 and transcribed under my supervision, to the  
 6 best of my ability and understanding, at the  
 7 time and place hereinbefore noted, in the above  
 8 entitled cause.  
 9

10 I further certify that the witness was duly  
 11 sworn by me in my capacity as a Certified Court  
 12 Reporter pursuant to the provisions of R.S.  
 13 37:2551 et seq. in and for the state of  
 14 Louisiana; that I am not of counsel nor related  
 15 to any of the counsel of any of the parties, nor  
 16 in the employ of any of the parties, and that I  
 17 have no interest in the outcome of this action.

18 I further certify that my license is in good  
 19 standing as a court reporter in and for the  
 20 state of Louisiana.

21  
 22 Lori Overland, C.C.R.  
 23 # 97083  
 24  
 25

<p style="text-align: center;"><b>A</b></p> <p>ability 21:7  about 18:22  above 21:3,8  accept 4:10 5:14  accordance 7:20  action 21:17  actions 18:16  activities 6:14  addition 7:3  additional 6:8 11:12,21  address 10:1  addressed 6:11  addressing 11:11  Administrative 7:21  Advocate 6:16,22  afford 11:25  afforded 12:1  Afghanistan 18:6  After 11:17  against 16:19  agency 1:9 10:22  ago 11:8 13:25  AI 1:9  air 12:19  allow 5:20,23  allowed 18:7,8  alone 13:24  alternate 9:11  always 14:19 18:11,14  18:18,21  American 14:1  Americans 18:18  among 14:7  and/or 20:5,12,17  announcement 7:1  answer 5:18  anybody 17:15 18:1  19:7  anyone 9:19 15:21 16:5  16:13,19,25 17:2,10  anytime 8:17  applicant 8:22  applicant's 10:11  application 7:8 11:7  apply 8:19  approved 11:10  area 13:19,23 14:6,13  areas 4:20 5:9  Article 20:5  Ascension 1:8 4:15  7:17 13:9,11,14,19  asleep 10:9  assets 13:8  Assistance 8:9  associated 6:13</p>	<p>attention 10:21 19:2  August 6:23,25 7:2,3  available 7:10,16  award 11:5 14:3,3,4  a.m 7:14</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p>B 1:19 20:2  based 9:17  BASF 1:8 4:13,15,24  5:3,4,8 6:21 10:17,23  11:8,17,19 12:11,21  13:17,21,24 14:1,8  14:14,19 17:20  BASF's 14:5  Baton 2:6 7:12 8:10  13:19,23 14:12  before 1:19 20:6  begin 9:25  beginning 1:15  behavior 6:5  being 5:17 6:2 9:24  11:6 12:25  believe 11:18  best 21:7  between 9:11  boilers 4:18 5:5  both 5:3  Boulevard 1:15 7:18  10:16  Box 8:9  Branch 7:18  bring 10:20  broadcast 6:25  business 13:10 18:23</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p>C 2:1 7:22 21:1,1  call 16:11  called 9:22  calling 4:4  canoe 14:12  capacity 21:11  Capitol 14:6  care 15:9,23  cares 15:14  Caring 14:10  case 19:6  catalysts 4:23  cause 21:9  cell 10:5  Center 7:11 14:11  certain 12:4  CERTIFICATE 3:8  Certified 1:20 20:2  21:11  certify 21:3,10,18</p>	<p>chance 6:3  changes 11:11 20:11  Chapter 7:22  charities 14:15  chemical 12:17  chemicals 4:23 13:5  Chief 6:15,24  children 14:10  chose 16:10 17:7,11  chosen 15:15  circle 14:2  citizen 8:18 16:11  citizens 9:1,4,7 15:7  16:3  City 1:14  Civil 20:5,6  closed 19:5  closing 14:17 17:14  Coast 13:22  code 7:21 20:6  Cohen 10:14,15 15:4  combusts 5:6  come 10:11  coming 18:16,19  comment 5:25 17:19  18:9  comments 4:11 5:14  6:10 8:1,6 10:8,22  11:20 12:9,10 14:23  17:3,12,15 18:11  19:2,6  communities 13:20  community 14:15  complying 11:1  component 12:24  concerning 4:11 5:22  6:8  <b>CONCLUDED</b> 19:9  concludes 10:7  conditions 12:4  conducted 5:17  consideration 10:21  11:19 14:23  considered 7:25 8:3  container 4:19 5:9  continue 12:25 14:21  continues 14:20  continuing 12:15  contribute 13:18  contributed 13:21  contributor 13:15  convenience 15:1  cooperation 10:24  cooperatively 12:11  copies 7:3,23  copy 7:8,16  Corporation 1:8 4:13</p>	<p>4:16 6:21 10:18  17:21  correct 21:4  corrected 12:6  cost 11:13,20  costs 11:22  Council 1:15  counsel 21:14,15  countries 18:8  court 1:20 4:3 20:2,13  21:11,19  Courteous 6:5  Cross 14:1,7  current 11:18  C.C.R 20:21 21:22</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p>D 3:1  dashes 20:10,14  day 14:9 18:23  decision 7:25  dedicate 14:24  defined 20:4  demonstrated 12:15  denoted 20:19  deny 8:4  Department 1:4,14 2:2  2:5 4:7 8:3,13,21  Department's 6:11  designated 5:10  detailed 11:17  determining 8:3  Developmental 14:11  diligently 11:9  disadvantage 12:7  discharge 12:19  discourse 20:10  discussed 11:6  distinguished 11:4  Division 8:9  Donaldsonville 6:15,24  donation 14:6  down 21:5  draft 1:7 4:11 5:14,22  6:8,19 7:9 8:4,6 9:12  9:14 11:6,18 16:12  16:20 17:3,19  due 20:9  duly 21:10  during 8:17 14:10  duty 18:12</p> <hr/> <p style="text-align: center;"><b>E</b></p> <p>E 2:1,1 3:1 20:1,1,1  21:1  each 9:10,25 12:16  earliest 14:25</p>	<p>economic 12:7  effort 12:13,16  efforts 11:13  emission 12:19  emissions 12:16  employ 13:9 21:16  employed 4:7  employees 13:17,25  employer 13:10  encouraged 14:13  end 18:2,21  ends 17:21  entitled 21:9  environment 10:25  12:1,22 13:3 14:21  environmental 1:4,14  2:2,5 4:8 7:7 8:9 11:4  12:12,14 13:2  errors 12:9  et 21:13  evaluated 6:10  evaluation 11:17  even 17:10  evening 4:5,9 10:19  every 14:7 18:23  everybody 18:3,4,13,19  everyone 6:5 17:18,25  <b>EXAMINATION</b> 3:2  EXCEED 13:2  except 7:15  exercise 18:17  <b>EXHIBITS</b> 3:5  expected 6:5  expediently 14:24  expired 12:2  explain 11:15  express 5:21</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p>F 21:1  facilities 4:25 5:4  facility 1:8 4:13,14,20  4:21 5:2,8 6:14,21  9:3,6,9 13:7 15:9,15  15:18,22 16:5 17:21  fact 11:23 18:4  fairly 11:23  fallen 10:8  far 11:14  favor 16:14 18:15  Federal 20:4  few 13:25  Fifth 7:12  final 7:25  financial 14:4  first 9:1  five 11:3</p>
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<p>follow 8:14,25 following 8:14 foregoing 21:3 form 9:19 11:24 format 5:18 forward 10:12 foundation 13:23 Friday 7:15 from 5:7 7:13 12:17 13:24 14:10 further 12:15 19:1 21:10,18</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p>G 20:1 Geismar 1:8,8 4:13,15 4:20,21 5:2 6:21 12:8 13:6,17 14:2 17:21 general 17:9 generally 18:2 generated 5:2 Ghosn 8:8 give 6:2 8:16 18:14 given 8:25 9:21 go 18:22 Gonzales 1:14,15 6:17 6:23 7:18,19 good 4:5 10:19 14:20 21:18 governing 4:17 governor 11:4 greater 11:25 group 15:16 groups 14:15 grown 13:7 Gulf 13:22</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p>hardpiped 5:7 hazardous 1:7 4:12,17 4:18 5:1,3,15,22 6:9 6:20 7:9 8:4,7 9:12 9:14 16:12,20 17:19 health 11:25 13:3 heard 6:3 hearing 1:11,14 2:4 4:5 4:9,10 5:13,17,20 6:1 6:2 8:17 9:10,17,24 19:3,5,9 heat 5:11 held 1:14 6:2 hereinbefore 21:8 highest 14:3 hold 5:10 holidays 7:15 hour 8:24 9:1,4,7,10 hours 7:13</p>	<p>human 11:25 humanitarian 14:2 hurricane 13:20,21,22 14:5</p> <hr/> <p style="text-align: center;"><b>I</b></p> <p>identified 12:4 immediate 11:21 impact 11:16 important 13:4 inaudible 20:19 incineration 5:11 incinerator 4:19 5:6 increasing 12:17 indicate 20:11 indicated 20:15 individuals 6:3 7:5 industrial 4:22 information 6:8 9:17 9:20 11:12 innovation 12:25 inspection 7:10 interaction 20:9 interest 1:9 12:14 21:17 interested 5:24 interim 12:3 intermediates 4:23 introductory 8:23 10:7 10:12 invest 13:1 involved 4:21 11:11 Iraq 18:5 Irma 1:15 7:18 issue 8:4 14:25 issued 11:19</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p>January 6:18 June 11:14 jury 18:12 just 13:25</p> <hr/> <p style="text-align: center;"><b>K</b></p> <p>keep 18:22 kind 18:3,11 know 17:25</p> <hr/> <p style="text-align: center;"><b>L</b></p> <p>LAD 5:16 LAD040776809 1:10 land 12:21 largest 13:10,15 last 9:22 11:3 13:20 later 17:10 LDEQ 7:7,11 10:25 11:10,15 12:12 14:8</p>	<p>14:20 LDEQ-OES 8:8 leader 12:25 leadership 11:5 leave 17:8 left 20:16 Legislature 8:12 let 4:3 15:13 16:1,9,17 16:24 17:6 19:3 Library 7:17 license 21:18 like 10:10,19 14:18 16:5,10 17:15,18,23 18:12 limit 8:18 liquid 5:6 list 7:6 14:16 listening 15:2 live 9:2,8 10:15 15:8 16:3 lives 15:14 16:6 local 13:19 located 4:14 location 9:3,6,8 15:9,18 16:4 longstanding 10:24 Lori 1:19 20:2,21 21:22 Louisiana 1:3,8,15,21 2:2,6 4:7 7:13,19,20 8:10,11 14:6 20:3,6 21:14,20</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p>mailed 7:4 mailing 7:6 maintained 7:6 make 10:12 17:3,15 18:10 19:7 makes 13:14 18:13,18 management 4:25 manager 10:17 manufacture 4:22 manufacturing 4:24 13:5 many 14:14,16,16 marked 15:6 material 20:18 matters 12:12 may 6:6 8:7,15 10:2 McMain 14:11 meet 13:1 meeting 1:15 14:16 met 11:15 method 20:13 mic 15:7 16:18 17:1 18:10 might 17:10</p>	<p>Mike 10:15 mind 18:22 minutes 8:22 Monday 7:14,24 8:1 17:22 money 13:18 more 13:9,12 most 13:4 18:8</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p>N 2:1 3:1 21:1 name 4:6 10:1,15 names 20:17 necessary 9:20 next 15:16 16:2 nobody 10:8 None 3:3,6 non-fair 12:7 North 2:6 7:12 note 17:7,23 noted 12:8 21:8 notice 1:7 6:19 7:4 notices 6:13</p> <hr/> <p style="text-align: center;"><b>O</b></p> <p>O 8:9 20:1 21:1 off 10:4 offer 17:13 offering 14:23 Office 7:7 officer 2:4 4:9 8:15 20:4 official 8:16 officials 8:20 off-site 5:11 12:20 omission 12:9 one 5:5 8:24 15:13 16:1 16:9,18,24 17:6 18:12,17,23 ongoing 12:23 only 15:5 onsite 5:1 on-site 5:11,12 open 15:6 16:3,18 17:2 17:8 18:9 operates 4:25 5:3,4 operating 1:7 4:12 5:15 5:23 6:9,20 7:9 8:5,7 9:13,15 11:22 16:12 16:21 17:20 operation 4:18 opportunity 5:21,24 9:21 10:20 oppose 18:15 opposed 9:14 16:20 opposition 6:7 18:1 order 4:4 8:14 9:16,23</p>	<p>organization 10:2 organization's 14:3 other 4:24 11:12 14:7 17:14 18:7 ourselves 12:24 out 18:16,19 20:16 outcome 21:17 over 11:21 12:10 18:5 Overland 1:19 20:2,21 21:22 overs 20:12 o'clock 17:9,12 19:8</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p>P 2:1,1 8:9 20:1,1 PAGE 3:7 PAGE(S) 3:2 paid 13:11 parish 1:8 4:15 7:17 9:8 13:9,11,12,14,15 13:19 16:4,6 Part 7:21 participating 14:14 participation 19:3 parties 5:24 21:15,16 partners 14:8 past 12:2 pauses 20:11 people 13:10 15:5 17:24 18:5,6,10,11 18:15,22 percent 12:18,19,20 period 17:19 permanent 12:23 permission 14:18 permit 1:7,10 4:12,17 5:15,23 6:4,9,20 7:8 7:9 8:5,7,22 9:13,15 10:11,23 11:6,10,16 11:18,24 12:2,4 16:12,14,21 17:3,20 permits 11:1 Perry 2:4 4:6 personnel 11:10 PER20000016 1:10 phones 10:5 phrase 20:19 phrases 20:15 place 21:8 placed 7:6 Plantation 10:16 please 5:18 10:4 pleased 14:13 point 13:7 pollution 13:1 position 6:4 18:20 practice 17:9</p>
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<p><b>Prairieville</b> 10:16  <b>preference</b> 8:16,24  <b>present</b> 11:24  <b>presentation</b> 8:23  10:13  <b>presented</b> 10:22 14:1  <b>president</b> 14:1  <b>presiding</b> 8:15  <b>prevention</b> 13:1  <b>Previous</b> 6:13  <b>pride</b> 12:24  <b>prior</b> 5:10 7:25  <b>Procedure</b> 20:5,6  <b>proceeding</b> 20:10,14  <b>proceedings</b> 21:5  <b>processes</b> 4:24  <b>product</b> 11:7 12:21  <b>production</b> 5:7 12:17  <b>proper</b> 20:13  <b>property</b> 13:13  <b>proposed</b> 11:16  <b>protecting</b> 10:25 13:3  <b>protection</b> 11:25 12:14  12:22  <b>provide</b> 6:7 8:21 9:20  <b>provided</b> 9:18 12:10  <b>provision</b> 8:15  <b>provisions</b> 21:12  <b>public</b> 1:11,14 4:5,11  5:14,19,20 6:19 7:1,4  7:11,16 8:16,19 18:9  19:3,9  <b>published</b> 6:15,22,24  <b>purpose</b> 5:13,19 6:1  <b>pursuant</b> 21:12  <b>p.m</b> 1:15 7:14,23 8:1  17:22 19:5,9</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <p><b>Quality</b> 1:4,14 2:3,5  4:8  <b>question</b> 5:18</p> <hr/> <p style="text-align: center;"><b>R</b></p> <p><b>R</b> 2:1 20:1,1,1 21:1  <b>Radio</b> 7:1  <b>radius</b> 9:2,5 15:8,14,17  15:22  <b>range</b> 4:22  <b>RE</b> 1:6  <b>reasonable</b> 5:24  <b>receive</b> 17:13 19:6  <b>received</b> 7:23 8:1 13:24  <b>recent</b> 11:14  <b>recognized</b> 11:3 12:13  14:4  <b>record</b> 4:3 7:11 10:1</p>	<p>15:13 16:1,9,17,24  17:6,8 19:4 20:8  <b>recovery</b> 5:12  <b>Red</b> 14:1,7  <b>reduce</b> 12:16  <b>reduced</b> 12:18  <b>reduction</b> 12:20  <b>reference</b> 20:18  <b>reflect</b> 4:3 15:13 16:1,9  16:17,24 17:6 19:4  <b>regarding</b> 10:23  <b>regardless</b> 6:3 18:20  <b>regards</b> 12:22  <b>region</b> 13:23  <b>registered</b> 9:19  <b>registration</b> 9:18,23  <b>regulation</b> 12:3,5  <b>regulations</b> 11:2  <b>related</b> 5:25 6:14 21:14  <b>relationship</b> 10:24  14:22  <b>relief</b> 13:22,22 14:5  <b>remain</b> 19:6  <b>remarks</b> 17:14  <b>remember</b> 5:19  <b>remind</b> 10:4 17:18  <b>renewal</b> 1:8 4:12,16  5:15,23 6:4,9,20 8:5  8:7 9:13,15 16:13  17:20  <b>reporter</b> 1:20 4:3 20:3  21:2,12,19  <b>Reporters's</b> 20:13  <b>REPORTER'S</b> 3:7,8  <b>represent</b> 10:3  <b>representative</b> 10:11  <b>represents</b> 11:13  <b>requested</b> 4:16 7:5  <b>requests</b> 11:12  <b>required</b> 8:13,21  <b>resolve</b> 14:25  <b>resources</b> 13:18 14:24  <b>response</b> 6:12 15:11,19  15:24 16:7,15,22  17:4,16  <b>responsibility</b> 12:23  13:4  <b>restate</b> 14:18  <b>result</b> 12:6  <b>retained</b> 8:2  <b>review</b> 7:10,17  <b>revised</b> 8:11,12  <b>rides</b> 14:12  <b>right</b> 15:7  <b>River</b> 4:14  <b>Road</b> 4:14  <b>Room</b> 1:15 7:11</p>	<p><b>Rouge</b> 2:6 7:12 8:10  13:19,23 14:13  <b>Rule</b> 20:4  <b>Rules</b> 20:5  <b>R.S</b> 21:12</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p><b>S</b> 2:1 20:1  <b>safety</b> 13:4  <b>sales</b> 13:13  <b>same</b> 20:12  <b>scenic</b> 14:12  <b>scheduled</b> 4:10  <b>school</b> 13:15  <b>second</b> 9:4  <b>Section</b> 7:22  <b>see</b> 10:8  <b>seems</b> 17:24  <b>September</b> 1:16 6:16  6:17 7:24 8:2 17:22  <b>seq</b> 21:13  <b>service</b> 7:1  <b>Services</b> 7:7  <b>serving</b> 4:8  <b>session</b> 8:13  <b>set</b> 8:18  <b>shipment</b> 5:10  <b>show</b> 17:10  <b>signed</b> 15:5 16:2  <b>simply</b> 6:7  <b>since</b> 11:8 13:6,6  <b>site</b> 10:17 12:8 13:6  14:2  <b>six</b> 11:8 12:2  <b>Soumaya</b> 8:8  <b>South</b> 1:15 7:18  <b>speak</b> 6:6 8:17 9:19,21  15:10,15,23 16:2,6  16:10,13,19,25 17:1  17:7,11  <b>speaker</b> 9:18,25  <b>speakers</b> 9:16 15:16  <b>speaking</b> 8:24 15:6  <b>specific</b> 5:7  <b>spoke</b> 18:1  <b>spontaneous</b> 20:10  <b>staff</b> 10:22 11:15 12:8  <b>standards</b> 13:2  <b>standing</b> 21:19  <b>state</b> 1:3,20 13:12 20:3  20:8 21:13,20  <b>statement</b> 14:17  <b>States</b> 18:4,25  <b>stating</b> 10:1  <b>status</b> 12:3  <b>Statutes</b> 8:11  <b>stenomask</b> 21:4</p>	<p><b>steward</b> 14:20  <b>storage</b> 4:19 5:1,4,9  <b>stream</b> 14:12  <b>streams</b> 5:7  <b>Street</b> 2:6 7:12  <b>Subchapter</b> 7:22  <b>submitted</b> 8:8 11:8  <b>Subpart</b> 7:22  <b>supervision</b> 21:6  <b>support</b> 6:6 9:12 14:4  14:15 16:11  <b>supported</b> 12:5 14:14  <b>sworn</b> 20:7 21:11  <b>system</b> 13:16</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p><b>T</b> 20:1 21:1,1  <b>take</b> 18:20  <b>taken</b> 14:11 20:7 21:5  <b>talk</b> 20:12  <b>tanks</b> 4:19 5:5,9  <b>tape</b> 21:4  <b>taxes</b> 13:13,14  <b>teach</b> 18:6  <b>technical</b> 10:21 11:15  11:20 12:9  <b>tell</b> 17:24 18:11,15,21  <b>telling</b> 18:2  <b>testimony</b> 5:25 8:19  20:7  <b>thank</b> 10:6,19 15:1,4  18:18 19:2  <b>thanks</b> 18:14  <b>their</b> 4:20 6:4 10:1,12  18:10,20  <b>Theriot</b> 2:4 4:2,6 15:3  15:12,20,25 16:8,16  16:23 17:5,17  <b>things</b> 14:8 18:2,12,14  18:17,24  <b>third</b> 9:7  <b>though</b> 17:11  <b>thought</b> 20:12  <b>thoughts</b> 5:21  <b>three</b> 5:4,5,8  <b>through</b> 7:14 20:18  <b>time</b> 4:6 8:18 10:10  11:9 13:7,18 15:1  16:10,17 17:1,7 19:4  19:7 21:8  <b>times</b> 6:6  <b>Title</b> 7:21  <b>tonight</b> 11:7  <b>tonight's</b> 9:16  <b>total</b> 11:13  <b>transcribed</b> 9:24 21:6  <b>transcript</b> 20:16</p>	<p><b>transcription</b> 20:14  21:4  <b>treatment</b> 5:1,3,5  12:21  <b>true</b> 21:3  <b>trying</b> 18:6  <b>turn</b> 10:4  <b>twelve</b> 5:9  <b>twice</b> 11:3  <b>two</b> 15:5  <b>two-mile</b> 9:2,5 15:8,14  15:17,22</p> <hr/> <p style="text-align: center;"><b>U</b></p> <p><b>under</b> 8:11 21:6  <b>undersigned</b> 21:2  <b>understanding</b> 21:7  <b>unique</b> 18:3,13,24  <b>United</b> 14:9,9 18:4,24  <b>units</b> 5:8  <b>unless</b> 5:25  <b>until</b> 17:8,12 19:7  <b>used</b> 4:23 20:11</p> <hr/> <p style="text-align: center;"><b>V</b></p> <p><b>V</b> 7:21  <b>verified</b> 20:18  <b>Viewing</b> 7:13</p> <hr/> <p style="text-align: center;"><b>W</b></p> <p><b>waste</b> 1:7 4:12,17,18,25  5:3,6,10,11,15,22 6:9  6:20 7:9 8:5,7 9:12  9:14 12:21 16:12,20  17:20  <b>wastes</b> 5:2  <b>water</b> 12:19  <b>way</b> 14:9 18:21  <b>Weekly</b> 6:17,23  <b>weeks</b> 13:25  <b>weighted</b> 11:23  <b>welcomed</b> 14:19  <b>were</b> 7:4  <b>We've</b> 18:5  <b>while</b> 12:16  <b>wide</b> 4:22  <b>wish</b> 17:1  <b>wishes</b> 16:2,13,19 17:2  <b>witness</b> 21:10  <b>WJBO-AM</b> 7:1  <b>words</b> 20:15,17  <b>work</b> 9:5 12:24 15:17  <b>worked</b> 11:9 12:11  <b>working</b> 14:19,22  <b>works</b> 15:21  <b>world</b> 18:9  <b>written</b> 6:11 8:6 12:10</p>
---	---	---	--	---

<b>X</b>	<b>4</b>			
X 3:1	4 7:2 4th 6:23 4:30 7:14 4313 8:10			
<b>Y</b>	<b>5</b>			
year 12:16 14:7 years 11:3,8 12:2,11 year's 13:20	5th 2:6 52 12:18			
<b>S</b>	<b>6</b>			
\$1,000,000 13:21 \$11,000,000 11:22 \$150,000 14:5 \$2,400,000,000 13:8 \$350,000 13:24 \$4,500,000 13:13 \$400,000 11:21 \$600,000 11:14 \$9,300,000 13:12	6:05 1:15 4:4,6 6:22 19:4,9 602 2:6 7:12			
<b>0</b>	<b>7</b>			
040 5:16	7 7:22 7:00 17:9,12 19:7 708 7:18 70802 2:6 7:13 70821-4313 8:10 715.A 7:23 776 5:16			
<b>1</b>	<b>8</b>			
1 7:22 1,100 13:9 1-127 7:11 10 6:25 12:30 7:23 8:1 17:21 120 1:15 14 6:16 1434(b) 20:5 18 6:17,18 19 6:18 1958 13:6	8:00 7:14 80 12:20 809 5:16 82 12:20 8404 4:14 89 12:8			
<b>2</b>	<b>9</b>			
2 7:3 20 3:7 2000 6:16,17 2001 6:18 2002 12:18 2004 8:13 2005 12:18 13:11 2006 1:16 6:23,25 7:2,3 7:24 8:2 17:22 2049 1:9 21 1:16 3:8 23 12:19 25 7:24 8:2 12:9 17:22 28 20:4	97083 20:22 21:23			
<b>3</b>				
30 8:22 30:2017 8:12 33 7:21 36494 10:16 37:2551 21:13				