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June 5, 2017

The Honorable John Barrasso, Chairman  
U.S. Senate Committee on Environment and Public Works  
410 Dirksen Senate Office Building  
Washington, D.C. 20510-6176

The Honorable Tom Carper, Ranking Member  
U.S. Senate Committee on Environment and Public Works  
456 Dirksen Senate Office Building  
Washington, D.C. 20510-6175

Re: Nomination of Susan Parker Bodine for Assistant Administrator, U.S. Environmental Protection Agency (EPA) Office of Enforcement and Compliance Assurance

Dear Senators Barrasso and Carper:

I would like to add my voice to those recommending confirmation of Susan Bodine as the next Assistant Administrator of EPA's Office of Enforcement and Compliance Assurance (OECA). My first significant opportunity to work with Susan was during the George W. Bush Administration when she was Assistant Administrator for EPA's Office of Solid Waste and Emergency Response and I was the Acting Assistant Administrator for EPA's Office of International Affairs. During the Obama Administration, when I served as EPA's General Counsel, Susan and I worked collaboratively on matters of shared concern to the Administration and the Congress. More recently, as President of the Environmental Law Institute, the nation's premier non-partisan think tank and research institute focused on environmental law and governance, I have called upon Susan to speak in various programs as a trusted expert on environmental law and policy.

Through these various intersections, I have found Susan to be fair minded, clear thinking, and strategic in her approach, as well as effective in her leadership. She has a deep understanding of EPA and the EPA-State relationship, which will equip her well to lead OECA. Having myself served as a former environmental enforcement leader at both the Department of Justice and EPA, Susan's assumption of the enforcement helm would give me confidence that this vitally

important role will be approached with seriousness. Frankly, I have been concerned by this Administration's proposal to dramatically reduce resources for both federal and state environmental enforcement. Accountability under our environmental laws – through enforcement – has been a key ingredient in the environmental improvements that we have achieved as a country. We need a well-intentioned and capable leader at OECA to help make sure that these gains are not put at risk.

Susan Bodine is, I believe, such a leader, and I accordingly recommend that she be confirmed for this important role. I further recommend that the Congress give her the resources she will need to properly carry out this role.

Respectfully,

A handwritten signature in black ink, appearing to read "Scott Fulton". The signature is written in a cursive, flowing style.

Scott Fulton  
President  
Environmental Law Institute  
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