



Ohio Department of Natural Resources

JOHN R. KASICH, GOVERNOR

JAMES ZEHRINGER, DIRECTOR

February 6, 2013

Michael DeWine
Attorney General of Ohio
Environmental Enforcement Section
30 E. Broad Street, 25th Floor
Columbus, Ohio 43215

RE: D&L Energy Brine Dumping Referral

Dear Mr. DeWine:

Pursuant to Sections 1509.04 and 1509.33 of the Ohio Revised Code, I hereby request that you initiate civil proceedings, including all necessary legal and/or equitable actions, and seek appropriate relief, including civil penalties, against D&L Energy and any other appropriate persons for violations of Chapter 1509 of the Ohio Revised Code and the rules adopted thereunder.

Appropriate documentation to support this request will follow this referral letter. Robert Worstall and Molly Corey are the primary contacts with regard to this referral. Please coordinate all negotiations and any resolution of this matter with Ms. Corey. She can be reached at 614-265-6635.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads "Richard J. Simmers".

Richard J. Simmers, Chief
Division of Oil and Gas Resources Management

Cc: Dale Vitale, Attorney General's Office, EES Section Chief
Dan Martin, Attorney General's Office, Supervising Attorney, EES/ODNR
Bill Damschroder, Chief Legal Counsel, ODNR
Robert Worstall, Deputy Chief, Division of Oil & Gas Resources Management
Eric Vendel, Legal Counsel, Division of Oil & Gas Resources Management
Molly Corey, Legal Counsel, Division of Oil & Gas Resources Management