

From: "Jim [REDACTED]"
To: [REDACTED] Martins', 'Joe
CC: Leff, Eugene; Russo, Steven; Gill', 'Brad; Catell', 'Robert B.
Date: 1/11/2012 11:16:30 AM
Subject: Withdraw Revised Draft SGEIS Coalition

Dear Commissioner Martins:

Over the past few months, I have been working with and supporting Robert B. Catell and his efforts as a member of the Governor's High-Volume Hydraulic Fracturing Advisory Panel.

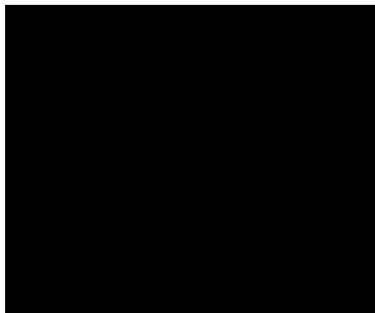
Recently we received a solicitation from a group which calls itself Withdraw Revised Draft SGEIS Coalition addressed to panel members requesting Bob's signature to a letter to be addressed to Governor Cuomo.

The letter requests that "the governor immediately withdraw the Department of Environmental Conservation's (DEC) Marcellus Shale Revised Draft Supplemental Generic Environmental Impact Statement (RD SGEIS) because it fundamentally fails to fulfill the requirements of Executive Order No. 41 and cannot assure that horizontal hydrofracturing will be done "safely" in New York's tight shale formations".

After contacting other members of the panel we agreed that such a statement was beyond the intent and purview of the advisory panel and that it is inappropriate for this group to approach us with this document. Our intention is to bring this matter to you and to other NYSDEC people who have worked with the panel. The attached contains the text of the solicitation as we received it.

Respectfully,

Jim



Attachments: SKMBT_Com. Martins 1.10.12.pdf

To: Walter Hang <walter@toxicstargeting.com>
From: Walter Hang <walter@toxicstargeting.com>
Date: 01/03/2012 10:40PM
Subject: Withdraw Revised Draft SGEIS Coalition Letter/de facto Moratorium Pledge Request
To: Members of the DEC High-Volume Hydraulic Fracturing Advisory Panel
Re: Withdraw Revised Draft SGEIS Coalition Letter and *de facto* Moratorium Pledge Request

Greetings:

I write to provide a self-explanatory coalition letter which requests that Governor Cuomo immediately withdraw the Department of Environmental Conservation's (DEC) Marcellus Shale Revised Draft Supplemental Generic Environmental Impact Statement (RD SGEIS) because it fundamentally fails to fulfill the requirements of Executive Order No. 41 and cannot assure that horizontal hydrofracturing will be done "safely" in New York's tight shale formations.

The coalition letter now has more than 21,000 signatories, including Government Officials; Physicians, Scientists and Health Professionals; Environmental, Civic and Public Interest Organizations; Wineries, Tourism and Other Businesses; Farmers and Agricultural Organizations and Citizens.

I invite you to review the coalition letter and to become a signatory:
http://www.toxicstargeting.com/MarcellusShale/cuomo/coalition_letter/2011

There is a *de facto* moratorium on horizontal hydrofracturing in New York's Marcellus Shale pending adoption of a Final SGEIS. DEC's 2009 Draft SGEIS received such withering criticism that Governor Paterson signed Executive Order No. 41 requiring DEC to: "*make such revisions to the Draft SGEIS that are necessary to analyze comprehensively the environmental impacts associated with high-volume hydraulic fracturing combined with horizontal drilling, ensure that such impacts are appropriately avoided or mitigated ...*" On 1/1/11, Governor Cuomo signed a "continuation" of that Order.

The coalition letter documents that the RD SGEIS is factually incorrect, incomplete and inadequate to safeguard New York from horizontal hydrofracturing. It documents long-standing regulatory enforcement problems as well as at least 16 critical shortcomings identified by Region 2 of the Environmental Protection Agency (EPA), academic researchers, local officials, environmental groups and citizens.

Given those profound inadequacies, I respectfully request that you sign the following **de facto Moratorium Pledge** as a member of the above-referenced committee:

Given the irreparable harm that shale gas extraction could wreak on New York's environment and public health, I request that Governor Cuomo maintain DEC's de facto moratorium on Marcellus Shale horizontal hydrofracturing until there is a consensus among all local, state and federal authorities as well as potentially impacted parties that the 17 major shortcomings documented in the Withdraw the Revised Draft SGEIS Coalition Letter have been fully resolved.

Member, DEC High-Volume Hydraulic Fracturing Advisory Panel.

Date: _____

Please do not hesitate to contact me if you have any questions about the coalition letter or the *de facto* Moratorium Pledge. Thank you for your consideration.

I look forward to your prompt response.

Very truly yours,

Walter Hang