

May 7, 2013

The Honorable Robert Perciasepe
Acting Administrator
United States Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460-0001

Dear Acting Administrator Perciasepe:

On behalf of the more than 6,000 members of the American Road and Transportation Builders Association (ARTBA) I would like to commend the United States Environmental Protection Agency (EPA) on its recent decision to make “Notices of Intent to Sue” available to the public via EPA’s website.

EPA’s decision to post this critical information is a positive decision which increases transparency at the federal level. “Notices of Intent to Sue” provide timely information on the current legal challenges facing EPA. The outcome of a lawsuit or the settlement of a lawsuit involving EPA often impacts far more than just the direct parties involved in the proceeding. In fact, many of the suits and settlements concerning EPA in areas such as Clean Air Act and Clean Water Act regulations could directly impact ARTBA members who are covered under both statutes.

As ARTBA comments on multiple EPA regulatory actions every year, we appreciate the agency taking this step to better inform the regulated community on impending lawsuits. ARTBA will closely monitor the information provided by EPA and continue to provide informed and helpful viewpoints on behalf of the transportation construction industry. We look forward to a continuing dialogue with EPA on ways to balance necessary environmental protections with desperately needed transportation improvements.

Sincerely,



T. Peter Ruane
President & CEO