



**U.S. Department of Justice**

Environment and Natural Resources Division

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March 10, 2020

By Email

Aron H. Schnur, Esq.  
Beveridge & Diamond PC  
201 North Charles St.  
Suite 2210  
Baltimore, MD 21201-4150

Re: *United States and State of Indiana v. Indiana Harbor Coke Co., et al.*

Dear Aron:

As you know, on January 10, 2020, Indiana Harbor Coke Company, LLC and SunCoke Energy, Inc. (together "SunCoke") submitted a proposed Emissions Test Plan for Solar Occultation Flux Testing at Indiana Harbor Coke Company ("SOF Test Plan") pursuant to Paragraph 30 and Appendix 2 of the Revised Consent Decree in the above-referenced matter. The U.S. Environmental Protection Agency ("EPA") and the Indiana Department of Environmental Management ("IDEM") provided comments on the initial draft plan, and SunCoke submitted the updated SOF Test Plan on March 2, 2020.

Pursuant to Paragraph 58 of the Revised Consent Decree, and after consultation with the State of Indiana, EPA approves the SOF Test Plan dated March 2, 2020, which is attached as Exhibit 1. EPA does so based upon the understanding that SunCoke expects to operate at an average coal charge rate of 39.5 tons per oven during the SOF testing, as per your email to me of March 7, 2020, which is attached as Exhibit 2.

Please contact me should you wish to discuss the matter further or need to seek any further information, and thank you for SunCoke's positive responses to EPA's and IDEM's comments on the initial draft of the SOF Test Plan.

Yours truly,

A handwritten signature in blue ink that reads "Cathy Banerjee Rojko".

Catherine Banerjee Rojko  
Senior Counsel

Enclosures

cc: Katherine Gates, Esq. – General Counsel, SunCoke Energy, Inc.  
Zachary Price, Esq. – Indiana Attorney General’s Office  
Elizabeth Zlatos, Esq. – Indiana Department of Environmental Management  
Nick McDaniel, Esq. – DOJ  
Susan Tennenbaum, Esq. – EPA Region 5