

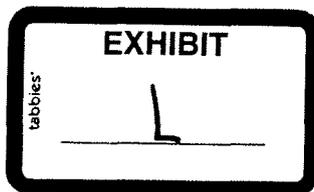
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BEFORE THE  
ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING

IN THE MATTER OF: )  
 )  
MEDICINE BOW FUEL & POWER, ) No. 09-2801  
LLC AIR PERMIT CT-5873. )  
 )

DEPOSITION OF RANAJIT SAHU, Ph.D., taken on behalf of the Respondent, at 170 South Euclid Avenue, Pasadena, California, commencing at 9:12 a.m., on Friday, October 23, 2009, pursuant to Notice, before CLAUDIA REYES, CSR No. 12812, a Certified Shorthand Reporter, in and for the County of San Bernardino, State of California.

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1 PASADENA, CALIFORNIA; FRIDAY, OCTOBER 23, 2009

2 9:12 A.M.

3  
4 RANAJIT SAHU, Ph.D.,

5 called as a witness by and on behalf  
6 of the Respondent, being first duly  
7 sworn, was examined and testified  
8 as follows:

9  
10 EXAMINATION

11 BY MR. COPPEDE:

12 Q. Could you be kind enough to state your name  
13 and address for the record.

14 A. Sure. My first name is Ranajit, spelled  
15 R-A-N-A-J-I-T. My last name is spelled Sahu,  
16 S-A-H-U. My address is 311 North Story, S-T-O-R-Y,  
17 Place, city is Alhambra, California 91801.

09:12:34AM

18 Q. Is that your business address, Dr. Sahu?

19 A. Yes.

20 Q. You're here pursuant to a Notice of  
21 Deposition; is that correct?

09:12:56AM

22 A. Yes.

23 MR. COPPEDE: Let me just show it to you, if  
24 I might.

25 ///

1 developed.

2 Q. Is it your understanding that some states  
3 are permitted to use EPAs PM10 surrogate policy?

4 A. Well --

5 MS. ISSOD: Objection. Calls for legal  
6 conclusion.

12:51:51PM

7 THE WITNESS: Well, my understanding is that  
8 EPA's surrogate policy is not binding on the states.  
9 States are free to not use the surrogate policy, if  
10 they don't need to.

12:52:10PM

11 BY MR. COPPEDE:

12 Q. With regard to Wyoming, though, did you  
13 understand that the Wyoming division of air quality  
14 analyzed PM2.5 in this case by using EPA's PM10  
15 surrogate policy?

12:52:29PM

16 A. I believe that's what Medicine Bow did, and  
17 DEQ may have as well.

18 Q. Do you know whether the EPA, in May of 2008,  
19 restated its position that states could continue to  
20 use if -- to use the PM10 surrogate policy?

12:52:58PM

21 MS. ISSOD: Objection. If you are referring  
22 to a document, the document is not in front of the  
23 witness.

24 THE WITNESS: I believe EPA continues to not  
25 bar the states from using PM2.5 directly and not rely

12:53:16PM

1 on the surrogate policy.

2 BY MR. COPPEDE:

3 Q. Do you have any information in this case  
4 that the Wyoming division of air quality was  
5 prohibited from analyzing PM2.5 by using EPA's PM10  
6 surrogate policy?

12:53:49PM

7 MS. ISSOD: Objection. Calls for a legal  
8 conclusion.

9 THE WITNESS: Would you mind restating the  
10 question. I didn't get the last part of it.

12:54:04PM

11 BY MR. COPPEDE:

12 Q. You bet.

13 Do you have any information that the Wyoming  
14 division of air quality was prohibited from analyzing  
15 PM2.5 by using EPAs PM10 surrogate policy?

12:54:16PM

16 A. I don't.

17 Q. Do you know whether the EPAs has promulgated  
18 any rules on significant impact levels on PM2.5?

19 A. Not final rules. I'm aware of proposed  
20 rules.

12:54:42PM

21 Q. Do you know whether the EPA has promulgated  
22 any rules for significant monitoring concentrations?

23 A. Not final rules.

24 Q. Now, I noticed in your report you referred  
25 to the Highwood Generating Station and Sunflower

12:54:59PM

CERTIFIED COURT REPORTERS/VIDEOGRAPHERS

1 STATE OF CALIFORNIA )  
2 COUNTY OF SAN BERNARDINO ) ss.

3 I, CLAUDIA REYES, CSR No. 12812, a Certified  
4 Shorthand Reporter, in and for the County of San  
5 Bernardino, State of California, do hereby certify;

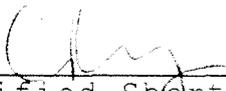
6 That prior to being examined, the witness  
7 named in the foregoing deposition, was by me duly  
8 sworn to testify the truth, the whole truth, and  
9 nothing but the truth;

10 That said deposition was taken before me at  
11 the time and place herein set forth, and was taken by  
12 me in shorthand and thereafter transcribed into  
13 typewriting under my direction and supervision, and I  
14 hereby certify that the said deposition is a full,  
15 true and correct transcript of my shorthand notes so  
16 taken;

17 I further certify that I am neither counsel  
18 for nor related to any party to said action, nor in  
19 any way interested in the outcome thereof.

20 IN WITNESS WHEREOF, I hereunto subscribe my  
21 name this 6th day of November, 2009 .

22  
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\_\_\_\_\_  
Certified Shorthand Reporter in and  
For the County of San Bernardino,  
State of California