



J. Kevin Stitt  
Office of the Governor  
State of Oklahoma

March 2, 2020  
The Honorable Andrew Wheeler  
Administrator  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, NW (1101A)  
Washington, DC 20460

**RE: Recent 10th Circuit Court of Appeals Decision Regarding Small Refinery Exemptions,  
Case No. 18-9533**

Administrator Wheeler:

I am writing you to express my concern about the recent decision from the U.S. 10th Circuit Court of Appeals which ended the small refinery exemption ("SRE") under the federal Renewable Fuel Standard. This is of great concern to me as several entities that are vital to Oklahoma's economy will be negatively impacted by this decision. Within the 10th Circuit alone, it is estimated that this decision will put nearly a dozen of small refineries under severe financial stress and put many jobs at risk. This is a very unwelcome development for the state of Oklahoma as it places an additional burden on facilities which are already struggling under the weight of countless regulations.

It is my hope that the U.S. EPA and the U.S. Department of Justice will challenge this unfortunate ruling. As Governor of Oklahoma my goal is to make Oklahoma a Top 10 State, and rulings like this make it harder for our economy to thrive and our communities to prosper. I respectfully request that EPA appeal this decision and continue the Administration's goal of providing a clear and consistent regulatory framework free of picking winners and losers.

Please let me know if you have any questions or need additional assistance from my office.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin Stitt".

J. Kevin Stitt  
Governor of Oklahoma