

Bureau of Waste Management
Curtis State Office Building
1000 SW Jackson, Suite 320
Topeka, KS 66612-1366



phone: 785-296-1600
fax: 785-296-1592
email: bwmweb@kdheks.gov
www.kdheks.gov/waste

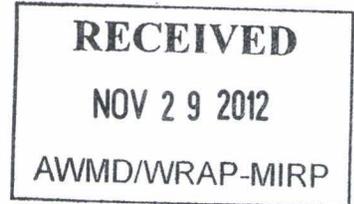
Robert Moser, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

November 27, 2012

Ms. Elise Stuckey-Gregg
Koch Nitrogen Company, LLC
P.O. Box 1337
Dodge City, KS 67801-1337



Re: Corporate Restructuring - Class 1 Permit Modification Request
Koch Nitrogen Company - Dodge City
EPA ID No. KSD044625010

Dear Ms. Stuckey-Gregg:

The Kansas Department of Health and Environment (KDHE) approves your request for Koch Nitrogen Company (KNC) to proceed with the proposed corporate restructuring addressed in Lathrop & Gage, LLP's letter dated November 15, 2012. The preliminary requirements itemized in KDHE's email dated November 16, 2012 have been met.

The Part A permit application signed November 19, 2012 is satisfactory. No updates to the Part B permit application with respect to this modification are necessary at this time. Please copy KDHE on any correspondence or documents generated to meet the requirements outlined in EPA's letter dated November 26, 2012. The financial assurance documents for this facility must be updated no later than 180 days to reflect the restructured entity in accordance with 40 CFR 264.151 and Kansas Administrative Regulations, Article 31, which became effective April 29, 2011.

If you have any questions concerning the financial assurance documents, please contact Brian Busby at (785) 296-0680. Any technical questions regarding the permit may be addressed to Everett Spellman at (785) 296-1616. For any other questions, please feel free to contact me at (785) 296-1609.

Sincerely,

Mostafa Kamal, PE, CPM
Chief, Hazardous Waste Permits Section
Bureau of Waste Management

cc: Jessica Merrigan - Lathrop & Gage, LLP
Andrea Stone - USEPA R 7/AWMD/RCAP
Brian Busby - BWM
Everett Spellman - BWM
Nancy Ulrich - BWM
Bill Bider - BWM

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