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Subject: RCRA
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These are my notes from our 11:00 telephone conversation with Nancy McKee Perez of the USEPA concerning the applicability of RCRA to waste generated by Fairmont Brine Processing.

The waste, as it was being transported to Fairmont Brine, was probably exempt. After it was processed, though, the sludge might be characteristic, possibly for RCRA metals. They are arsenic, barium, cadmium, chromium, lead, mercury, selenium and silver. It is also possible that it could have been characteristic for certain listed solvents. Fairmont Brine or Advanced TENORM Services should have characterized the waste for proper disposal.

Nancy asked about the water that was generated. From Fairmont Brine's website, it appears it is put to beneficial reuse, although not necessarily in the oil and gas industry.

George sent Nancy the data we have from Waste Management. We will be talking again Tuesday.

From my perusal of Waste Management's data, it does not appear that any of the RCRA metals are in concentrations that would make them characteristically toxic. Furthermore, I doubt that any of the listed solvents would be used in the industry. But did Fairmont Brine or Advanced TENORM Services ever do the testing required to know that? And how representative is the Waste Management dataset?

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