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west virginia department of environmental protection

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Division of Water and Waste Management  
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Charleston, West Virginia 25304  
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Jim Justice, Governor  
Austin Caperton, Cabinet Secretary  
[www.dep.wv.gov](http://www.dep.wv.gov)

September 7, 2017

Chief Michael Hatten, Regulatory Branch  
U.S. Army Corps of Engineers – Huntington District  
502 Eighth Street  
Huntington, WV 25701

Re: State 401 Water Quality Certification – Nationwide Permit No. 12;  
Mountain Valley Pipeline, LLC; Mountain Valley Pipeline Project;  
FERC Docket No. CP-16-10-000;  
Wetzel, Harrison, Doddridge, Lewis, Braxton, Webster, Nicholas, Greenbrier,  
Fayette, Summers, and Monroe Counties, West Virginia;  
WQC-16-0005

Dear Mr. Hatten:

This is to advise you that the West Virginia Department of Environmental Protection's Division of Water and Waste Management hereby vacates and remands the Section 401 Water Quality Certification issued on March 23, 2017, relating to the applications filed by Mountain Valley Pipeline, LLC (MVP) to construct a natural gas pipeline in West Virginia. This decision will allow the agency to reevaluate the complete application to determine whether the State's certification is in compliance with Section 401 of the federal Clean Water Act.

If you have any questions or concerns, or if you wish to discuss this matter in any particular, please do not hesitate to contact me.

Very truly yours,

Scott G. Mandirola, Director  
Division of Water and Waste Management

cc: Ms. Megan Neylon, Mountain Valley Pipeline  
Ms. Jessica Martinsen, U.S. Environmental Protection Agency  
Mr. John Schmidt, U.S. Fish and Wildlife Service  
Mr. Danny Bennett, West Virginia Division of Natural Resources  
Mr. Brian Bridgewater, DEP-DWWM In-Lieu Free Program  
Mr. John Hendley, DEP-DWWM Environmental Enforcement

Promoting a healthy environment.