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Rosemont copper project
Supervisor Upchurch
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failure to abide by all local state and federal regulations
outright lies by executive officials from Rosemont copper
failure of regulatory agencies to oversee the application from Rosemont copper

For several weeks I've given a great deal of thought as to what I would enter into my final comment concerning the proposed Rosemont copper project. It had been my plan to absolutely list hundreds of items which were examples of incorrect data, manipulation of the calculations, decisions reached by incompetent employees, examples of employees that arrogantly make decisions on knowingly false data and supervisors either incompetent or overworked.

The problem with the above paragraph is that the forest service is only paying attention to the EIS and you probably will assume that paragraph references only the forest service. It also references all of the appeals boards, State ADEQ, EPA, Game and Fish, ADOT and on through the list of acronyms that describe Our Federal State and Local Regulatory Agencies.

I've decided that if I can't stop Rosemont copper with 3 examples I couldn't stop them with 200 examples. Therefore I'm going to limit this to just 3 examples but anyone who has worked on this project for as long as the Forest Service has to have known the manipulation of data from Rosemont and from the engineering firms bought and paid for by Rosemont when they were supposed to be representing the National Forest Service.

It is my contention that ADEQ should never have taken jurisdiction of the air-quality permit from Pima County in the manner in which was done. State regulations restrict having dual permit applications which is exactly what Rosemont and the state of Arizona did. If you follow the timeline you will find that ADEQ took over while PDEQ still had authority. The air-quality permit has to be an invalid permit and it is still under appeal.

It is my contention that ADEQ gave Rosemont a water quality aquifer protection permit that was unjustified and when it was appealed the appeal board rubberstamped the application without following proper procedure. The water quality permit has to be an invalid permit and it is still under appeal.

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One of the primary reasons to deny a permit is if the requesting agency does not follow all local state and federal regulations. Rosemont is demonstrated time after time that they do not wish to follow all regulations. Examples of this are the following:

- a not following regulations concerning welding which causes a forest fire. When Coronado national forest administered a fine, Rosemont ignores the penalty and does not respond to a half million dollar penalty. I would call this a classic failure to follow regulations.
- B clear blade clearing of property without receiving permits and claiming it to be a reclamation test plots.
- C using a well with a category of domestic use only and a 30 gallon permit limit as a industrial water source.

Example after example of this is self-evident, Rosemont does not intend to follow regulations

If you look in the mine plan of operations and the emissions factor tables you will find that the emission factor utilized as the factor for crushing the ore utilizes a factor of high moisture content ore. To be classified as high moisture content it's supposed to be above 4%. Rosemont's own ore analysis list the contents is less than 4%. The difference in the emission factor is a factor of 10. It's an example of manipulate the data to make it fit. ADEQ will freely admit that even if we find that Rosemont is a major source they still cannot deny the permit. Is that our regulatory ability?

I know that the people who work for ADEQ have to be smarter than what they're showing. If I can find the mistakes then so should they. Instead of finding the mistakes it's almost as if they're working against the Arizona citizen's.

Many of the numbers that are in the forest service EIS are incorrect and incompatible with other documentation. An example of this is the grind factor used to lower the pollution factor because of larger particle size. It during the air-quality hearings Rosemont representatives were quite specific in saying that they would grind the award to whatever was required not what was in the permit application.

Much of the advantage in reduction of pollution was the cartridge filters. It was shown quite plainly in the air-quality hearings that the ADEQ personnel have no real knowledge or experience with either using for testing cartridge filters. Some of the emission factors showed to have 100% capture, nothing in this world is 100%.

I'm cutting this short, I have fought this for 7 years. I've been called every name in the book and I have spent a great deal of money trying to make sure this was done properly. I now understand that I cannot influence either it or you. What I also understand is I can be proud of what I've tried and I can sleep well at night's because now we are coming to the end.

I've heard time after time from different organizations as to how they cannot turn down the permit. That's not true, you can. You can do it just as easily as anything in the world. I've lived here for 30 years I've seen people move and move out, children grow up, families grow up And Now Watching My Federal and State Government appear to be ready to hand over approximately 20,000 ac.² of federal land.

I'm tired,
Robert W Harris
signing off