



Corporate Offices: 2001 Rexford Road  
Charlotte, NC 28211  
704 365-7423 Fax  
704 365-7279

Gerard P. Carroll  
*Senior Vice President*  
*Manufacturing Operations and Engineering*

October 29, 2009

Mr. Matthew Hale, Director  
Office of Resource Conservation & Recovery  
United States Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, NW  
MC5301P  
Washington, DC 20460

Dear Mr. Hale:

I am writing in reference to EPA's proposed reclassification of all coal combustion products (CCP) as "hazardous waste."

Specifically, I am concerned with the prospective EPA characterization of flue-gas desulfurization gypsum (FGD) as a hazardous waste, if it is lumped in with other CCP's, such as bottom-or fly-ash.

It has been scientifically established that FGD is not hazardous in any way at all. Rather, it is a benign material that can be put to constructive and beneficial uses, in the manufacture of gypsum wallboard, for example, or for agricultural purposes, as a soil amendment. It has been constructively used in North America and Europe for decades, with zero ill effects or problems.

Characterizing wallboard grade FGD as hazardous in any form or stage of its existence will have a detrimental environmental impact, as prospective buyers and users will avoid a material labeled by EPA as "hazardous."

In such case, FGD that can now be beneficially converted into gypsum wallboard, or used to improve soil characteristics in agriculture, will instead necessarily be dumped into landfills and wasted.

Mr. Matthew Hale  
Page 2  
October 29, 2009

This would be an illogical step for EPA to force, and obviously contrary to its mission of protecting the environment.

Whatever the EPA determination regarding other CCP's, EPA must make the distinction that wallboard grade FGD, which is actually a specified, manufactured product as opposed to simply a raw by-product, is not hazardous material, not to the environment nor to humans, and as such, its beneficial use should be encouraged by EPA and U.S. government policy.

Sincerely,

A handwritten signature in black ink, appearing to read 'G. P. Carroll', with a stylized flourish at the end.

G. P. Carroll

GPC:jk

cc: Cass R. Sunstein  
Michael A. Gardner