

**BEFORE THE ENVIRONMENTAL REVIEW APPEALS COMMISSION  
STATE OF OHIO**

**JENNY MORGAN**

**Appellant,**

**v.**

**CRAIG W. BUTLER, DIRECTOR OF  
ENVIRONMENTAL PROTECTION, et al.,**

**Appellees.**

**CASE NO. ERAC 15-6830**

---

**AFFIDAVIT OF JOHN PAULIAN**

---

I, John Paulian, having been duly cautioned and sworn, state that I have personal knowledge of the facts contained in this affidavit, that I am competent to testify in the matters herein, that I am over the age of 18, and that all of the statements contained herein are accurate and true, as I believe.

1. I have been employed at the Ohio Environmental Protection Agency ("Ohio EPA") since 1995, and I am assigned to the Compliance and Enforcement Section.

2. I have been a Compliance Monitoring Unit Supervisor in Ohio EPA's Division of Air Pollution Control since 2004.

3. My job duties include processing verified complaints, data management, supervising staff in Ohio EPA's Compliance Program, and maintaining the air enforcement files at Ohio EPA.

4. I sent the email filed under seal on November 13, 2014 with the subject line, *RE: Scioto Materials verified complaint.*



5. I carbon copied two Ohio EPA in-house attorneys, Drew Bergman and Marcus Glasgow, to obtain legal counsel concerning the questions asked in the email about Jenny Morgan's verified complaint.

6. I sent the email in confidence.

Further, affiant sayeth naught.



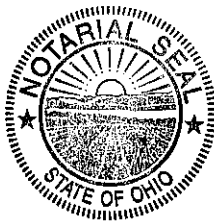
John Paulian

State of Ohio

} ss:

County of Franklin

Sworn to before me and subscribed to in my presence, and in witness whereof I have set my hand and seal this 18<sup>th</sup> day of August, 2015.



*Donald Vanterpool*  
DONALD L. VANTERPOOL, Attorney-At-Law

NOTARY PUBLIC, STATE OF OHIO

My Commission has no expiration date.

Section 147.03 R.C.