Memorandum

To: Chairperson and Board Members

From: Chris Warner

Cc: Leadership Team
    Rachael Gunaratnam

Subject: Board Action Report – Notation Item 552

Date: August 1, 2007

On May 30, 2007, the Board voted to calendar Notation Item 552, thereby designating the status change of Recommendation 2006-01-L-TX-R2 from the Formosa Plastics (Texas) Investigation for discussion at a Board meeting. Chairperson Merritt’s comments are attached.

Voting Summary – Notation Item 552

Disposition: CALENDARED

Disposition date: May 30, 2007

<table>
<thead>
<tr>
<th>Approve</th>
<th>Disapprove</th>
<th>Calendar</th>
<th>Withhold</th>
<th>Not Participating</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>C. Merritt</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
<td>5/30/2007</td>
</tr>
<tr>
<td>J. Bresland</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
<td>5/29/2007</td>
</tr>
<tr>
<td>W. Wark</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
<td>5/24/2007</td>
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</tbody>
</table>
Therefore, pursuant to its authority, the Board hereby votes to designate Recommendation 2006-01-I-TX-R2 with the status of Closed-Acceptable Action.

___ I APPROVE this notation item AS PRESENTED.
___ Minor editorial suggestions are marked on attached pages.

X I CALENDAR this notation item for discussion at a Board meeting.
___ Some of my concerns are discussed below or on the attached memorandum.

___ I DISAPPROVE this notation item.
___ A dissent is attached.
___ I will not file a dissent.

___ I am NOT PARTICIPATING.

___ I WITHOLD my vote pending staff response to the following comments or proposed revisions and will vote on the revisions after reviewing the staff response.

Date: 05-30-07

Member: Carolyn W. Hunt

What verification do we have that they actually are doing this and why are we not asking if they have done this at all their similar operations?