

MEMORANDUM

TO: KEVIN S. MINOLI
ACTING GENERAL COUNSEL AND
DESIGNATED AGENCY ETHICS OFFICIAL
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

FROM: DONALD F. MCGAHN II
COUNSEL TO THE PRESIDENT
THE WHITE HOUSE

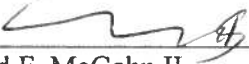
DATE: August 25, 2017

SUBJECT: Limited Waiver of Section 1, Paragraph 7 of Executive Order 13770

Official: Erik Baptist
Senior Deputy General Counsel
United States Environmental Protection Agency

After reviewing your limited waiver request memorandum, I hereby waive the requirements of Section 1, paragraph 7 of Executive Order 13770 to Mr. Erik Baptist to allow him to advise the Administrator of the United States Environmental Protection Agency and other senior Agency officials with respect to the Renewable Fuels Standards program and regulations. I have determined that it is in the public interest to grant this limited waiver because of Mr. Baptist's expertise in this program and its policy and implementation. The facts that Mr. Baptist had not been a registered lobbyist for fourteen months prior to his appointment and signing the Ethics Pledge and that the activities that triggered his obligation to register as a lobbyist were limited, coupled with his deep understanding of the RFS program and the regulated industry, make him an ideal person to assist the Administrator and his senior leadership team to make EPA and its renewable fuel programs more efficient and effective.

In light of the importance of the aforementioned efforts to the Trump Administration and to the United States Environmental Protection Agency, a limited waiver of the provisions of paragraph 7 of the Ethics Pledge (contained in Section 1 of Executive Order 13770) is justified for Mr. Baptist so that he can ably advise the EPA Administrator. Accordingly, I authorize Erik Baptist to participate personally and substantially in matters regarding the Renewable Fuel Standards program. I understand that he will otherwise fully comply with the remainder of the requirements imposed by the President's Ethics Pledge and with all applicable federal ethics laws and regulations, as well as his own attorney bar obligations.



Donald F. McGahn II
Counsel to the President

Dated: 25 August 2017