



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Washington, D.C. 20460

OFFICE OF
RESEARCH AND DEVELOPMENT

MEMORANDUM

SUBJECT: Recusal Statement

FROM: Richard Yamada
Deputy Assistant Administrator

TO: Dr. Jennifer Orme-Zavaleta
Acting Assistant Administrator

Richard Yamada 11/22/17

I have previously consulted with the Office of General Counsel/Ethics (OGC/Ethics) and been advised about my ethics obligations. This memorandum formally notifies you of my continuing obligations to recuse myself from participating personally and substantially in certain matters in which I have a financial interest, or a personal or business relationship. I also understand that I have obligations pursuant to Executive Order 13770 and the Trump Ethics Pledge that I signed.

FINANCIAL CONFLICTS OF INTEREST

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

Because of the current level of my financial ownership, I understand that I am disqualified from participating personally and substantially in any particular matter that will have a direct and predictable effect upon Berkshire Hathaway Inc. (BRK) and any of its subsidiaries as a specific party or as a member of an affected class, including any particular matter of general applicability that is focused on sectors in which BRK and its subsidiaries operate (e.g., pipelines,

renewable fuels, alternative fuels, natural gas, and electricity). I have consulted with OGC/Ethics and been advised that they do not anticipate that my work in ORD is likely to have a direct and predictable financial effect upon BRK. Should a situation arise in which BRK or any of its subsidiaries is a specific party in a particular matter, or if my work is focused on one of BRK's industrial sectors, then I will consult with OGC/Ethics prior to participation.

UPDATE AS NECESSARY

In consultation with OGC/Ethics, I will revise and update my recusal statement whenever warranted by changed circumstances, including changes in my financial interests, changes in my personal or business relationships, or any changes to my EPA duties. In the event of any changes to my recusal or screening arrangement, I will provide a copy of the revised recusal statement to you and OGC/Ethics.

cc: Chris Robbins, Deputy Ethics Official
Justina Fugh, Senior Counsel for Ethics