## STATEMENT OF JEFFREY POUPART

- 1. I am the Section Chief for the Water Quality Permitting Section, which is within the North Carolina Department of Environmental Quality's (DEQ) Division of Water Resources (DWR). I have been in this position since July of 2014. Before taking this position, I was employed at DEQ as the Wastewater Branch Supervisor from 2008 to 2014, the Pretreatment and Emergency Response Unit Supervisor from 2004 to 2008, the Non-discharge Compliance Supervisor from 1998 to 2004, an Environmental Chemist from 1994 to 1998, and an Environmental Technician from 1992 to 1994.
- 2. DEQ's 401 and Buffer Permitting Branch is one of the water quality programs that I oversee in my role as Section Chief for the Water Quality Permitting Section.
- 3. I am aware of the Section 401 Water Quality Certification (Certification) issued to Atlantic Coast Pipeline, LLC (ACP) by DEQ on January 26, 2018.
- 4. I relied on the staff in the 401 and Buffer Permitting Branch to perform the technical review of ACP's 401 application.
- 5. I met with Jennifer Burdette, 401 Buffer Coordinator, and Karen Higgins, Supervisor of the 401 and Buffer Permitting Branch, during their review of ACP's 401 application to obtain updates on their review.
- 6. I recall that DWR sent emails and letters to ACP to request additional information necessary for DWR's review of ACP's 401 application. I relied on the staff in the 401 and Buffer Permitting Branch to draft those requests.
- 7. I attended some of the regularly scheduled meetings where DWR provided updates on the status of its review of ACP's 401 application to the Department. It is common for the Department to have regularly scheduled meetings for large projects, especially projects, like the ACP project, that involve more than one division within the Department.
- 8. I am not aware of any direction being given to DWR to accelerate or delay its review and decision on the Certification.
- 9. I am aware that a draft denial letter was prepared for the ACP 401 application. My understanding is that it is common for the 401 and Buffer Permitting Branch to prepare a draft denial letter for any 401 certification that is subject to a public hearing and Director's decision.
- 10. I did not have any communication with anyone working in the Governor's office about the Certification before it was issued by DWR.

11. I was not aware of the Mitigation Project Memorandum of Understanding (MOU) signed by Dominion Energy Transmission, Inc. on January 25, 2018 until it was reported in the news media after the Certification had been issued.

John .	10/31/19
Name	Date
State of North Carolina	, County of Wake
I, Wew The document of the certify that Deff Parad before me this day and acknowledged the instrument.	, Notary Public do hereby personally appeared
Witness my hand and official seal, this _ 2019 Wrew Theolog	31 day of <u>October</u> , Notary Public

Wren Thedford
NOTARY PUBLIC
WAKE COUNTY, N.C.
My Commission Expires 09-10-2024

## STATEMENT OF JENNIFER MUNDT

- 1. I am the Senior Policy Advisor at the North Carolina Department of Environmental Quality (DEQ). I have been in this position since December 1, 2018. Before taking this position I was employed at DEQ as the State Energy Director between July 1, 2018 and December 1, 2019, and Policy and Innovation Advisor between April 3, 2017 and July 1, 2018.
- 2. I am aware of the Section 401 Water Quality Certification (Certification) issued to Atlantic Coast Pipeline, LLC by DEQ's Division of Water Quality (DWR) on January 26, 2018.
- 3. I was not involved in decision-making related to the issuance of the Certification. I am not aware of any direction being given to DWR to accelerate or delay their review and decision on the Certification.
- 4. I did not have any communication with anyone working in the Governor's office about the Certification before it was issued by DWR.
- 5. I was not aware of the Mitigation Project Memorandum of Understanding (MOU) signed by Dominion Energy Transmission, Inc. on January 25, 2018 until it was reported in the news media after the Certification had been issued.

State of North Carolina, County Wake I, Jane+ T Mack, Notary Public do hereby certify that Jennifer Mundt personally appeared before me this day and acknowledged the due execution of the foregoing instrument. Witness my hand and official seal, this \_\_\_\_31st day of October ,2019 aumack\_, Notary Public



## STATEMENT OF KAREN HIGGINS

- 1. On March 6, 2018, I attended the N.C. General Assembly's Subcommittee meeting on the Atlantic Coast Pipeline (ACP). At that meeting, I provided answers to questions posed by the Subcommittee.
- 2. On October 4, 2019, I was interviewed by Mr. Kevin Green and Mr. Tom Beers, both of whom are with Eagle Intel, LLC, a private investigation firm hired by the Subcommittee.
- 3. As I stated during my interview with Eagle Intel, LLC, I was not aware of the Mitigation Project Memorandum of Understanding (MOU) signed by Dominion Energy Transmission, Inc. on January 25, 2018 until it was reported in the news media after the ACP 401 Certification had been issued.
- 4. I am not familiar with the contents of the MOU and a question on whether or how knowledge of the MOU would have changed the Division of Water Resources' processing of the ACP 401 application is a hypothetical question that calls for speculation, not facts.

	Karl Heggins Name	10-31-19 Date
AUBLIC OUNTRINGS	State of North Carolina  I,	due execution of the foregoing
	2019 Jacomack	_, Notary Public

## STATEMENT OF SHEILA HOLMAN

- 1. I am the Assistant Secretary for the Environment at the North Carolina Department of Environmental Quality (DEQ). I have been in this position since February of 2017.
- 2. I am aware of the Section 401 Water Quality Certification (Certification) issued to Atlantic Coast Pipeline, LLC by DEQ's Division of Water Quality (DWR) on January 26, 2018.
- 3. I am not aware of any direction being given to DWR to accelerate or delay their review and decision on the Certification.
- 4. I did not participate in the development of the Mitigation Project Memorandum of Understanding (MOU) signed by Dominion Energy Transmission, Inc. on January 25, 2018 and I was not aware of its contents until it was reported in the news media after the Certification had been issued.
- 5. On March 6, 2018, I appeared before the North Carolina General Assembly's Joint Legislative Commission on Energy Policy. Over approximately one hour, I gave a presentation on the environmental permits and approvals required by DEQ for the Atlantic Coast Pipeline project, including the Certification, and I answered questions presented by Commission members. During my appearance before the Commission, I informed the members that the permitting processes at DEQ were separate from the MOU.
- 6. On December 21, 2018, I sent a written response to Senator Brown and Representative Arp addressing their questions on the Certification.

Shula C. Holmon 10/31/19 Name Date

State of North Carolina, County Wake

I, Janet T Mack, Notary Public do hereby certify that Sheila C. Holman personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this 31st day of October, 2019

August Janet T Mack, Notary Public