



Industrial Energy Consumers of America *The Voice of the Industrial Energy Consumers*

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October 18, 2016

The Honorable Eric Fanning
Secretary of the United States Army
101 Army Pentagon
Washington, DC 20310-0101

The Honorable Loretta Lynch
Attorney General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

The Honorable Sally Jewell
Secretary of the Interior
Department of the Interior
1849 C Street, N.W.
Washington, DC 20240

Re: Dakota Access Pipeline Project

On behalf of the Industrial Energy Consumers of America (IECA), we are very concerned by the actions of your agencies to ignore the rule of law in dealing with the Dakota Access Pipeline Project. At stake is not just this particular pipeline, but the precedent setting nature of the actions upon other infrastructure projects. We urge you to respect the legal processes that have approved this project. As large industrial consumers of energy, we must have the resources and infrastructure to enable capital investment and job creation. While the U.S. produced 9.4 million barrels of crude oil per day in 2015, it still imported 9.5 million barrels per day in order to meet consumer demands.¹

IECA is a nonpartisan association of leading manufacturing companies with \$1.0 trillion in annual sales, over 2,900 facilities nationwide, and with more than 1.6 million employees worldwide. IECA membership represents a diverse set of companies including: chemical, plastics, steel, iron ore, aluminum, paper, food processing, fertilizer, insulation, glass, industrial gases, pharmaceutical, building products, automotive, brewing, independent oil refining, and cement.

The Dakota Access Pipeline Project has complied with all legal requirements, completed more than two years of Federal review, and received all of the required approvals. The project has also been approved by all four states where the pipeline will be constructed. And, the Federal approvals required for the project were upheld by the U.S. District Court for the District of Columbia in a 58-page opinion.

Despite the Federal judge's legal opinion, your agencies have denied access to Federal lands which are necessary to complete the pipeline until the Administration "can determine whether it will need to reconsider any of its previous decisions" under various Federal laws. The previous

¹ Petroleum & Other Liquids, U.S. Energy Information Administration (EIA), <http://www.eia.gov/petroleum/>.

decisions, now being reconsidered by the Administration, were properly measured through a detailed and transparent public process, therefore we see no need to go back a second time. When a legal process is complete, there should be legal certainty.

The Dakota Access Pipeline Project is a \$3.7 billion investment into the U.S. Fifty-seven percent of the pipeline will be manufactured in the U.S., contributing nearly \$1 billion in direct spending to the U.S. economy. Impacts will be felt on local and national labor forces as well. U.S. workers benefit at every stage of the pipeline construction process, from drilling wells and sending production to pipelines, processing raw materials into usable feedstocks, processing feedstocks into base fibers, plastics, and materials, and manufacturing final products and packaging.² The multiplier effect on employment is significant.

We urge you to support a well-defined legal process in order to encourage the expansion of U.S. infrastructure and promote a robust U.S. economy. Thank you for your consideration.

Sincerely,

Paul N. Cicio
President

cc: The Honorable Norman Bay
The Honorable Lisa Murkowski
The Honorable Maria Cantwell
The Honorable Fred Upton
The Honorable Frank Pallone

² Association of Oil Pipe Lines, Manufacturing Jobs from Pipelines, <http://www.aopl.org/pipelines-create-jobs/you-can-help-us-keep-pipelines-safe/>.