

Sent: Thursday, January 30, 2003 1:48 PM
Subject: GOOD JUDGE VS. BAD JUDGE...BAD JUDGE WINS = YOU LOSE

Dear Aquathin Dealer OnLine, Splash NewsBulletin and Allergic Reaction NewsBulletin Members;

15 years ago, some top water treatment industry officials and companies voiced concerns that our industry was doomed with the tightening and enforcing of The Clean Water Act. I explained that the Act could only enhance our industry by escalating attention to water problems....and the fact that neither municipalities nor polluting industries will be able to comply. One side of me regrets I was right...the other side, the 642 Dealers and growing side, appreciates I was right.

Recently you received a newsbulletin concerning the stupidity surrounding the permissible increase in levels of atrazine. The quick read below falls under the heading of "THAT'S INCREDIBLY STUPID TOO". Someone needs to poll the people, animals and plants downstream how they feel about it. Oh, I forgot, the people have the same say as animals and plants...who should enjoy the slag, cyanide, and more.

Warmest regards to all,

FOR THE BEST TASTE IN LIFE
Think Aquathin..AquathinK !!
Celebrating our 23rd Birthday in 2003 !!!
(visit the allnew <http://www.aquathin.com>)

"Alfie"
Alfred J. Lipshultz, President

P.S. "Splash NewsBulletins", "Forum Q & A", "Allergic Reaction", Biz Bank, Tech Bank and Quote Bank... ARE ALL FREE services to all Authorized Aquathin Dealers and their clients to keep you abreast of technology updates and industry news.

Regulatory Matters - 1/30/2003 12:05:10 PM

Dumping of mining waste into streams can continue, court rules

CHARLESTON, WV — A federal appeals court has overturned a ruling prohibiting the government from issuing permits to dispose of waste from mountaintop mining

operations into mountain streams.

The [Associated Press](#) (AP) said the decision released Wednesday said US District Judge Charles Haden's ruling last year restricting the US Army Corps of Engineers was overly broad.

The court sent the case back to Haden for further review, said AP.

The three-judge panel of the 4th US Circuit Court of Appeals also lifted the injunction Haden issued last year prohibiting the dumping, said the news service.

AP said the court's ruling marked the second time it has overturned decisions by Haden in litigation pitting mining companies against environmental groups.

Last May, Haden ruled the federal Clean Water Act outlaws most valley waste piles, and that a Bush administration proposal to allow such dumping was inconsistent with the law.

But the appeals court said that ruling reached beyond what Haden had been asked to consider, AP reported.

"None of the parties sought a declaration that the new rule was illegal or inconsistent with the Clean Water Act," the court said, according to the news service.

The decision released Wednesday "was not unexpected because we knew the 4th District is the most conservative appeals court in the country," said Patty Wallace, a member of Kentuckians for the Commonwealth, which opposes the dumping of mining waste, according to AP.

Bill Raney, president of the West Virginia Coal Association, praised the ruling, AP said.