

TENNESSEE RIVERKEEPER®

Legal Docket

Brief summaries about recent Riverkeeper legal actions addressing pollution violations.

Page 2

Recent Supporters

Sadie White, The Daily Brew, the Smith Family, Wheelers, Maroon 5, and Train.

Page 3

Tennessee Riverkeeper

Information about Tennessee Riverkeeper and our antipollution mission.

Page 3

Membership form

One of the best things you can do to help Riverkeeper is join. Become a member today!

Page 4

RIVERKEEPER - Frequently Asked Questions

- Q: What do y'all do?
- A: Tennessee Riverkeeper is a citizen-based, non profit organization. The mission is to protect the Tennessee River and its tributaries.
- Q: How can we help Riverkeeper?
- :A: The best thing one can do is join Riverkeeper. Citizens and families can become members by making a donation of any amount or by volunteering. The more members that we have, the stronger the organization grows in protecting your :river. A membership form is online and in this newsletter.
- Q: How is the organization funded?
- A: Tennessee Riverkeeper is a 501(c)(3) non-profit org. The organization is funded by donations from individuals, foundations, businesses, and fundraising events.
- Q: What areas does Riverkeeper protect?
- :A: Tennessee Riverkeeper protects the main stem of the Tennessee River and the tributaries that drain into it below the convergence of the Holston River and French Broad River near Knoxville, TN.

- Q: What services do Volunteers perform for Riverkeeper?
 - A: Volunteers play a crucial role in our anti-pollution mission. For a list of our varying volunteer projects visit: www.tennesseeriver.org/volunteers.html



© Watershed map developed by Tennessee Riverkeeper and the University of Alabama.

Q: What Is A Watershed? What Are "Tributaries"?

· A: A watershed is comprised of all the land area that drains into a particular body of water, such as a creek, river, lake, or bay. A watershed includes not only the streams and rivers that convey the water but also the land that drains into them. Other names for watershed include river valley and drainage basin.

Two Years!

Tennessee Riverkeeper celebrated our second year anniversary in September 2011. Two years of service towards our anti-pollution mission.

DID YOU KNOW?

RIVERKEEPER is on Twitter:

Visit Tennessee Riverkeeper on Twitter, for news, updates, and brief articles: www.Twitter.com/TNRiverkeeper or @TNRiverkeeper

Clean Water Act Looks At 40

In October 2011, the Federal Clean Water Act turned 39 years old. This law is an important tool for Riverkeepers in defending America's waterways from pollution.

AUTUMN 2011 PAGE 2



TENNESSEE RIVERKEEPER LEGAL DOCKET

MEREDYTH MINE - [HALEYVILLE] - Tennessee Riverkeeper's lawsuit against Hope Coal Company continues and we have added National Coal of Alabama as a defendant. Both defendants have filed motions to dismiss arguing that ADEM's administrative consent order precludes our suit. Our attorney has filed briefs and we are waiting for the court to rule on the issue. Meanwhile, National Coal has taken over operation of the mine.

GUNTERS LANDING LAGOON - [GUNTERSVILLE] - Tennessee Riverkeeper recently filed a lawsuit against Jimmy Kennamer, the owner of Gunters Landing Lagoon, for 1,077 violations of the Clean Water Act since July 2009 at Gunters Landing Lagoon. The lagoon treats sewage from Gunters Landing, a housing development along Lake Guntersville, and discharges into waters of the United States, namely, Lake Guntersville, an impoundment of Tennessee River. The discharges have violated parameters for pollution indicators such as Fecal Coliform, Suspended Solids, and Biochemical Oxygen Demand (BOD.)

David Whiteside, the staff Riverkeeper, states: "This lawsuit demonstrates Riverkeeper's commitment to protecting our water by ensuring proper enforcement of environmental laws. Riverkeeper will not stand for illegal sewage being dumped into the rivers and creeks of the Tennessee River Valley." The lawsuit, case number 2:11-CV-03506-IPJ, has been filed in the United States District Court for the Northern District of Alabama. The case is styled Tennessee Riverkeeper, Inc. vs. Jimmy Kennamer.

ARAB GILLIAM CREEK WWTP - [ARAB] - Tennessee Riverkeeper filed a Notice Of Intent To Sue (NOIS) the Arab Gilliam Creek WWTP in Arab, Alabama for 700 violations of the Clean Water Act. After receiving our Notice Of Intent To Sue, the Alabama Department of Environmental Management (ADEM) initiated a state lawsuit for the same violations. Our NOIS forced ADEM to address this long-time problem.

On Oct. 19, 2011, the Arab Sewer Board reported to ADEM that over the last couple of years they have spent approximately \$4,000,000.00 upgrading both of their WWTPs. Over the last few months they have experienced troubles with some of the new equipment not working properly which has caused several violations with their NPDES permits. The violations they are now experiencing include sanitary sewer overflows (SSOs) and discharge violations for dissolved oxygen and fecal coliform.



Meredyth Mine near Haleyville, AL pollutes Bear Creek, a tributary of the Tennessee River.





Gunters Landing

Guntersville Dam & Reservoir

Clean Water Act legal actions

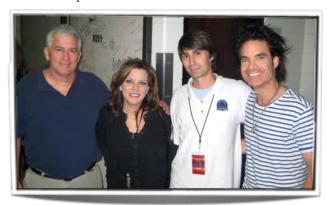
• The Clean Water Act allows citizen suits to abate violations of the Act. The suit, if successful, usually allows civil penalties and injunctive relief. Riverkeeper can also recover our costs, including attorney fees. Any civil penalties collected go to the government, not to Tennessee Riverkeeper. If settlement discussions ensue, we try to persuade the polluter to perform a beneficial environmental project in the affected watershed. As a non-profit our goal in litigation is to protect and restore the watershed.

AUTUMN 2011 PAGE3

OUR SUPPORTERS

Train, Matt Nathanson, Maroon 5

Tennessee Riverkeeper would like to thank the bands Train, Matt Nathanson, and Maroon 5 for inviting us to promote Riverkeeper during their Summer tour, especially in Nashville, TN on August 17, 2011. David Whiteside and Mark Martin set up a booth in Nashville's Bridgestone Arena and were able to talk to hundreds of fans about Tennessee Riverkeeper.



L to R: Mark Martin, Martina McBride, David Whiteside, and Pat Monahan.

Sadie White, The Daily Brew, and Wheelers

Thanks to Sadie White, the Daily Brew, Barb Carbon, the musicians in Wheelers, and our Events Committee for several successful fundraisers. Our events committee is comprised of Board Members and Volunteers.





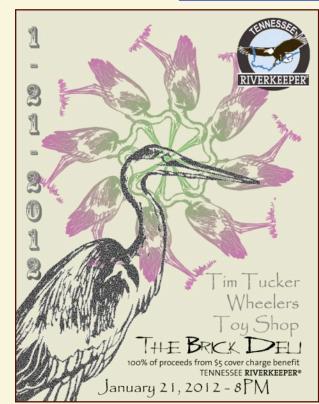
Karen Thomas, David Whiteside, Carolyn Bild, Jenny McLeroy, Mark Martin

Wheelers band members and Michelle Hughes volunteer for Riverkeeper

Riverkeeper Fundraiser -- January 21, 2012

Tennessee Riverkeeper would like to thank Wheelers band for playing our upcoming concert fundraiser with at "The Brick" in Decatur, AL on Saturday, Jan. 21, 2012. Thanks to *The Brick Tavern and Deli* for hosting this benefit concert.

\$5 donation - all proceeds to Tennessee Riverkeeper. For more info on Wheelers: www.wheelersband.com



Fundraiser poster art by: Tyler Smith. Thanks to Tyler Smith and the Smith Family of Decatur, AL for their generous time and support.

About TENNESSEE RIVERKEEPER

The mission of Tennessee Riverkeeper is to protect the Tennessee River and its tributaries by enforcing environmental laws and educating the public. The communities of the Tennessee Valley are all interconnected neighbors upstream and downstream and everyone needs clean water, whether you're black or white, rich or poor, Republican or Democrat. Riverkeeper advocates for the watershed to ensure that future generations will inherit safe, clean water in their communities.

Tennessee Riverkeeper monitors polluters and their pollution permits, responds to citizen complaints, and utilizes water sampling data to further

protect the Tennessee River and its tributaries. When the organization discovers illegal pollution, Riverkeeper will seek solutions, including enforcement of environmental laws.

For more info visit: www.TennesseeRiver.org







TENNESSEE RIVERKEEPER

P.O. Box 2594

Decatur, AL 35602

www.TennesseeRiver.org





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RIVERKEEPER® MEMBERSHIP FORM

Please complete, detach, and return to: TENNESSEE RIVERKEEPER® P.O. Box 2594 Decatur, AL 35602

NAME(S):	
ADDRESS:	
PHONE:	
E-MAIL:	
RIVER INTERESTS:	
PLEASE CHECK A CATEGORY	
Slackwater Darter\$25	
Redfin Darter\$50	
Boulder Darter\$100	
Alabama Cavefish\$250	
Hellbender Salamander\$1000	
other amount\$	
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Please make checks payable to: **TENNESSEE RIVERKEEPER** You can also become a member at our website: TennesseeRiver.org