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SHORT CRESSMAN & BURGESS PLLC

July 25, 2014

VIA EMAIL
RECEIPT REQUESTED VIA RETURN EMAIL

Freedom of Information Officer
U.S. EPA Region 5 (MI-9J)
77 West Jackson Blvd.
Chicago, IL 60604-3590
r5foia@epa.gov

Re: *Freedom of Information Act Request*

Dear Freedom of Information Officer:

We represent the Leech Lake Bank of Ojibwe, a sovereign Indian Tribe whose government is recognized by the United States. Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, the Band requests from the U.S. Environmental Protection Agency (EPA) the following information pertaining to the St. Regis Superfund Site (the Site), located in Cass Lake, Minnesota:

- The applicable permit, or functional equivalent mechanism, pursuant to which EPA is enforcing the substantive requirements of a point source discharge permit for the effluent discharge from the groundwater pump and treat system at the Site into the surface waters of the channel between Cass Lake and Pike Bay.

- Water Quality reporting results for this permitted, or otherwise authorized point source discharge, currently in EPA's possession from January 2005 to date.

Because this request is being made by the Leech Lake Band in its official governmental capacity, would contribute significantly to public understanding of this matter, and is not primarily in the commercial interest of the requestor, pursuant to 40 C.F.R. § 2.107(l), we request that any search, review, or copying fees be waived. If the fee waiver is denied, please provide written notification of the denial.

Additionally, because the potential contamination of surface waters in Cass Lake and Pike Bay represents an imminent and substantial risk to human health, and this information is needed to determine if the effluent discharge from the groundwater pump and treat system is

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effectively preventing this contamination, we respectfully request we respectfully request expedited processing pursuant to 40 C.F.R. § 2.104(e)(1)(i).

Thank you for your assistance. If you have any questions, please do not hesitate to call me at (206) 682-3333.

Very truly yours,

SHORT CRESSMAN & BURGESS PLLC

Christie Lundquist for

Richard A. Du Bey
Special Environmental Council
Leech Lake Band of Ojibwe

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