From:	Williams, Jonathan
To:	Cliff Merrill; Tim Norman
Cc:	greutert_ed@bah.com; Sheldrake, Beth; Boyd, Andrew; Marguerite Carpenter; McDonnell, Kimberlee
Subject:	FW: Observation at FMC OU
Date:	Wednesday, June 24, 2015 5:38:51 PM
Attachments:	image001.png

Cliff and Tim:

Please note that it is the Tribes' responsibility to ensure that all applicable health and safety requirements are met for their employees. Give me a call if you have any questions. Thanks.

Jonathan Williams, LHG
Remedial Project Manager
U.S. Environmental Protection Agency
1200 Sixth Avenue, Suite 900, ECL-122
Seattle, WA 98101

Telephone: (206) 553-1369
E-mail: williams.jonathan@epa.gov

From: Boyd, Andrew
Sent: Wednesday, June 24, 2015 4:48 PM
To: Jill Grant
Cc: Williams, Jonathan
Subject: FW: Observation at FMC OU

Jill

Got your voice mail expressing concerns about EPA contractors requiring Tribal representatives to demonstrate that they had required OSHA training. Attached below is an email I sent back in October that addresses the issue.

As provided at 40 CFR 300.150(e), all governmental agencies and private employers are directly responsible for the health and safety of their employees. It is the Tribes' responsibility to ensure that all applicable health and safety requirements are met for their employees, including any applicable OSHA requirements. EPA's contractor will be so advised.

Andy

Andrew Boyd
U.S. EPA, Region 10
Tel: (206) 553-1222
boyd.andrew@epa.gov
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FOR USE OF RECEPIENTS NAMED ABOVE

From: Boyd, Andrew
Sent: Tuesday, October 28, 2014 1:13 PM
To: Mark EchoHawk; cliffm@coopercm.com
Cc: Williams, Jonathan; kwright@sbtribes.com; Wes Edmo
Subject: RE: Observation at FMC OU

Sorry about the delay getting back to you. We've had some issues with our email system.

Appreciate you including me as a Cc as it's best if requests from legal counsel come to me.

Any necessary arrangements to accompany EPA on site pursuant to the FMC UAO for Remedial Design and Remedial Action should be made with our EPA contractor by Kelly Wright as has been the practice. Our contractor has been keeping Kelly Wright informed of planned site activity on a daily basis.

I do want to note that as provided at 40 CFR 300.150(e), all governmental agencies are directly responsible for the health and safety of their employees. It is important that the Tribes ensure that all applicable health and safety requirements are met for their employees, including any applicable OSHA requirements.

Let me know if you have any questions or concerns

Andy

Andrew Boyd
U.S. EPA, Region 10
Tel: (206) 553-1222
boyd.andrew@epa.gov
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From: Mark EchoHawk [mailto:mark@echohawk.com]
Sent: Friday, October 24, 2014 2:31 PM
To: cliffm@coopercm.com
Cc: Williams, Jonathan; Boyd, Andrew; kwright@sbtribes.com; Wes Edmo
Subject: Observation at FMC OU

Good afternoon, Cliff.

On behalf of the Shoshone-Bannock Tribes, I am requesting that you arrange a time next week for Tribal representatives Kelly Wright, Wes Edmo, and Chris Hugues to access the FMC OU with an EPA representative to perform observation of the activity being conducted pursuant to the UAO, as contemplated by the Interim ROD and permitted by the UAO, Section XI, 40. Please contact me directly at 208.705.9212 with any questions.

Mark Echo Hawk

ECHO HAWK
LAW
505 Pershing Ave., Suite 100
P.O. Box 6119
Pocatello, Idaho 83205-6119
Telephone: (208)478-1624
Facsimile: (208)478-1670
Email: mark@echohawk.com
Website: www.echohawk.com

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