To: Herrera, Angeles[Herrera.Angeles@epa.gov]; Ball, Harold[Ball.Harold@epa.gov]; Minor, Dustin[Minor.Dustin@epa.gov]
From: Collins, Jim
Sent: Wed 3/22/2017 5:11:13 PM
Subject: FW: Anaconda Mine Draft NPL Deferral Agreement

Below is my response to the email sent by NDEP's Frederick Perdomo on March 20 regarding our response to the draft deferral agreement.

Jim Collins

Assistant Regional Counsel

USEPA, Region 9

75 Hawthorne Street, San Francisco, CA 94105

415-972-3894

From: Collins, Jim
Sent: Wednesday, March 22, 2017 10:05 AM
To: 'Frederick J. Perdomo' <FPerdomo@ag.nv.gov>
Subject: RE: Anaconda Mine Draft NPL Deferral Agreement

Mr. Perdomo, thank you for your message and for your prior transmittal of the draft Deferral Agreement. I received the draft the day you sent it—no apologies necessary.

We anticipate sending our response in two stages. A letter from the Director of EPA's Superfund Division to Mr. Lovato, NDEP Administrator, setting out EPA's criteria for deferral of the Anaconda Site, will be mailed early next week. Later next week, Mr. Minor and I will transmit our specific comments on the draft deferral directly to you.

Thank you for your patience and your courtesy.

Jim Collins

Assistant Regional Counsel

USEPA, Region 9

75 Hawthorne Street, San Francisco, CA 94105

415-972-3894

From: Frederick J. Perdomo [mailto:FPerdomo@ag.nv.gov]
Sent: Monday, March 20, 2017 3:37 PM
To: Collins, Jim <Collins.Jim@epa.gov>
Subject: FW: Anaconda Mine Draft NPL Deferral Agreement

Good afternoon Mr. Collins,

I am sending this email to follow-up with the U.S. EPA on and check on the status of its review of Sections I through IV of the draft Deferral Agreement (attached). The last draft was sent to Mr. Minor, so I hope that he shared it with you. I apologize for inadvertently omitting you from the email. If possible, our team would appreciate an approximate date that the U.S. EPA expects to complete its review of these sections. Also, if the U.S. EPA's completion of its review is contingent on receipt of further information from the State of Nevada, please let me know what information you require, and I will forward that request to our team.

Sincerely,

--Rick

Senior Deputy Attorney General

Bureau of Government Affairs and Natural Resources

From: Frederick J. Perdomo
Sent: Monday, February 13, 2017 11:37 AM
To: jrcollins@ndep.nv.gov; 'minor.dustin@epa.gov'; 'nathalie.doherty@sol.doi.gov'; 'nathan.block@bp.com'; 'adam.cohen@dgslaw.com'
Cc: Greg Lovato (glovato@ndep.nv.gov); jrcollins@ndep.nv.gov; Micheline N. Fairbank
Subject: Anaconda Mine Draft NPL Deferral Agreement

Good Morning,

Attached please find a draft of the Deferral Agreement for your review and comment. Sections V and VI of this draft are based on the Region 10 Deferral Agreement; and, therefore, do not reflect parallel discussions which seek to propose revisions to these sections. NDEP anticipates that revisions to Sections V and VI will remain on a parallel track and will not be reflected in the draft Deferral Agreement until the parties have made further progress in their negotiation of these sections.

Also, our Office and NDEP kindly requests a status update on Action Item Number 2: EPA's review of the groundwater selection interim measures language, which is a material term in the Framework Agreement.

If you have an questions or concerns, please feel free to contact me.

--Rick

Frederick "Rick" J. Perdomo

Senior Deputy Attorney General

State of Nevada | Office of the Attorney General

Bureau of Government Affairs and Natural Resources

100 N. Carson Street, Carson City, NV 89701-4717

☎ (775) 684-1250 | 7 (775) 684-1275 | ✉ fperdomo@ag.nv.gov

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