To: Helmlinger, Andrew[Helmlinger.Andrew@epa.gov]; Herrera, Angeles[Herrera.Angeles@epa.gov]
Cc: Jasmine K. Mehta[JMehta@ag.nv.gov]; Katie Armstrong (karmstrong@ag.nv.gov)[karmstrong@ag.nv.gov]; jrcollins@ndep.nv.gov[jrcollins@ndep.nv.gov]; Jeryl Gardner[JGARDNER@ndep.nv.gov]
From: Greg Lovato
Sent: Fri 5/15/2015 6:40:19 PM
Subject: RE: Anaconda Copper Mine, demand letter

Andrew and Angeles,

Upon initial review NDEP suspects that some of the charges in the demand letter listed as NDEP costs may be associated with funds EPA provided to NDEP for OU8 FMS pond construction.

It is our understanding this demand letter was only for OUs 1 through 7 not OU8.

Jeryl and our Office of Financial and Personnel Management staff could talk with the right points of contact at EPA to hopefully resolve this potential issue.

Can you let me know who we should get in touch with on this?

Thanks,

Greg

From: Helmlinger, Andrew [mailto:Helmlinger.Andrew@epa.gov]
Sent: Thursday, May 14, 2015 11:14 AM
To: Greg Lovato; Herrera, Angeles
Cc: Jasmine K. Mehta; Katie Armstrong (karmstrong@ag.nv.gov)
Subject: RE: Anaconda Copper Mine, demand letter

Greg and all,

ARC's attorneys are looking at some dates for follow up discussions. I will work with Jasmine and Katie to keep them involved, to the extent possible. I would not anticipate ARC to object. Most likely we will speak next Friday, May 22.

There is one correction in the demand that I am not sure you've received, but which we have sorted out with ARC's counsel. The draft AOC we sent over had an incorrect dollar figure in it. The attached is the correct draft that ARC is now reviewing.

Best,

J. Andrew Helmlinger

From: Greg Lovato [mailto:glovato@ndep.nv.gov]
Sent: Thursday, May 14, 2015 11:03 AM
To: Herrera, Angeles
Cc: Helmlinger, Andrew; Jasmine K. Mehta; Katie Armstrong (karmstrong@ag.nv.gov)
Subject: RE: Anaconda Copper Mine, demand letter

Angeles,

Thanks for sending this to NDEP.

I wanted to request that EPA involve NDEP and Nevada AG office in future discussions with ARC on this issue. I have understood that from your perspective, this dispute over OU1 costs will affect the site-wide strategy, resources and schedule we have been working on.

Greg

From: Herrera, Angeles [mailto:Herrera.Angeles@epa.gov]
Sent: Wednesday, May 13, 2015 5:11 PM
To: Greg Lovato
Subject: FW: Anaconda Copper Mine, demand letter

As I mentioned on my vmail, today, we sent the attached demand letter to ARC.

From: Helmlinger, Andrew
Sent: Wednesday, May 13, 2015 10:07 AM
To: Nolan, James; Cohen, Adam; Oman, Jack
Cc: Seter, David
Subject: Anaconda Copper Mine, demand letter

Jim and Adam,

As we discussed last week, EPA is formalizing its demand for the OU0-7 costs at the Anaconda Copper Mine. Attached are electronic documents going out today by certified mail. I've copied Jack here, as the addressee on the letter in his role as a point of contact for the site. As always, please let me know if you have questions about the letter, and after you've had some opportunity to consider its substance, let's schedule our next discussion.

J. Andrew Helmlinger

Attorney-Advisor, Office of Regional Counsel

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