To: Minor, Dustin[Minor.Dustin@epa.gov]
Cc: Cohen, Adam[Adam.Cohen@dgslaw.com]
From: Cohen, Adam
Sent: Mon 1/22/2018 8:55:12 PM
Subject: RE: Anaconda Copper Mine Site - Draft AOC

Dusty – Have you heard anything further on this? Are we done?

Adam S. Cohen ▪ Partner
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From: Minor, Dustin [mailto:Minor.Dustin@epa.gov]
Sent: Tuesday, January 16, 2018 10:20 AM
To: Cohen, Adam <Adam.Cohen@dgslaw.com>
Subject: RE: Anaconda Copper Mine Site - Draft AOC

Adam,

I do not know what DOJ will say about the deletion of 113(f), but will forward your request to DOJ. This paragraph has to be approved by EDS. I will let you know when I hear back from DOJ.

Thank you.

Dusty

Dustin Minor

Assistant Regional Counsel

(415) 972-3888

From: Cohen, Adam [mailto:Adam.Cohen@dgslaw.com]
Sent: Monday, January 15, 2018 2:33 PM
To: Minor, Dustin <Minor.Dustin@epa.gov>
Cc: Cohen, Adam <Adam.Cohen@dgslaw.com>
Subject: Anaconda Copper Mine Site - Draft AOC

Dusty – Thanks for providing the revised draft of the AOC last Friday. I have closely reviewed it, and the vast majority of the proposed changes are acceptable to ARC. The attached redline shows the following additional changes, only one of which is substantive:

¶ 13, definition of "Work" – I don't think we need the exception for Record Retention requirements, since Work only refers back to the prior orders.

¶ 29 – ARC's reservation should not be limited to contribution claims under § 113(f).

¶ 47 – There is an extraneous "and" in the first line.

If these additional revisions are acceptable to EPA, ARC is prepared to move forward with signing.

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