**To:** Cohen, Adam[Adam.Cohen@dgslaw.com]
**Bcc:** Collins, Jim[Collins.Jim@epa.gov]
**From:** Minor, Dustin
**Sent:** Tue 1/16/2018 5:19:35 PM
**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.

**Adam S. Cohen ▪ Partner**
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