To: Quast, Sylvia[Quast.Sylvia@epa.gov]
From: Cohen, Adam
Sent: Mon 12/11/2017 10:04:28 PM
Subject: RE: Anaconda Copper Mine Site - Revised Draft Deferral Agreement

Sylvia – What name and title should be inserted in the EPA signature block on page 9?

From: Quast, Sylvia [mailto:Quast.Sylvia@epa.gov]
Sent: Monday, December 11, 2017 1:23 PM
To: Cohen, Adam <Adam.Cohen@dgslaw.com>; Frederick "Rick" J. Perdomo (fperdomo@ag.nv.gov) <fperdomo@ag.nv.gov>
Cc: Strauss, Alexis <Strauss.Alexis@epa.gov>; glovato@ndep.nv.gov; Genovese, Robert (BP) <Robert.Genovese@bp.com>
Subject: RE: Anaconda Copper Mine Site - Revised Draft Deferral Agreement

We are ok with the Deferral Agreement as attached to your email. Just a few text corrections to offer:

Page 6, add a line between E and F

Page 7, remove all hyphens top paragraph

Page 8, remove hyphen in first full paragraph

Let me know if any of these give either of you heartburn.

Thanks,

Sylvia

From: Cohen, Adam [mailto:Adam.Cohen@dgslaw.com]
Sent: Friday, December 08, 2017 2:36 PM

To: Quast, Sylvia <Quast.Sylvia@epa.gov>; Frederick "Rick" J. Perdomo (fperdomo@ag.nv.gov) <fperdomo@ag.nv.gov>
Cc: Strauss, Alexis <Strauss.Alexis@epa.gov>; glovato@ndep.nv.gov; Genovese, Robert (BP) <Robert.Genovese@bp.com>; Cohen, Adam <Adam.Cohen@dgslaw.com>
Subject: Anaconda Copper Mine Site - Revised Draft Deferral Agreement

Sylvia and Rick – I'm attaching a cleaned-up redline of the Deferral Agreement, reflecting our negotiations yesterday and Wednesday. Redlining indicates changes to the version of the document that we received from NDEP on November 28. Please review to confirm that I have accurately documented the changes agreed to during our meetings. Once I have your confirmation, I will circulate a clean copy of the document for signature.

I will also reach out to Robert Saint-Aubin about advancing the Tolling Agreement. We informed NDEP on November 8, 2017 that the form of the document that NDEP received from the Tribe's consultant and then forwarded to ARC on October 23 was acceptable and ready for signature. We indicated at the time that ARC's preference is to sign the Tolling Agreement at or about the same time the other deferral-related documents are executed.

Thanks again to you and your clients for the productive discussions.

Adam S. Cohen ▪ Partner
P: 303.892.7321 ▪ C: 720.936.3017 ▪ P: 303.892.9400 ▪ vcard
Davis Graham & Stubbs LLP

1550 17th Street, Suite 500 ▪ Denver, CO 80202

This email message (including any attachments), delivered by Davis Graham & Stubbs LLP, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.