To: glovato@ndep.nv.gov[glovato@ndep.nv.gov]; Herrera, Angeles[Herrera.Angeles@epa.gov]; Strauss, Alexis[Strauss.Alexis@epa.gov]
Cc: Quast, Sylvia[Quast.Sylvia@epa.gov]
From: Minor, Dustin
Sent: Fri 2/2/2018 7:02:47 PM
Subject: RE: Anaconda Copper Mine Site - MOA btw NRD Trustees and ARC

I just spoke with Steve O'Rourke at DOJ. He said the Tolling Agreement was effective upon signature and it is OK if the Tribes sign later.

He does not think we need to nudge them anymore. He did not recommend calling the Tribe's attorney.

Dustin Minor

Assistant Regional Counsel

(415) 972-3888

From: Greg Lovato [mailto:glovato@ndep.nv.gov]
Sent: Friday, February 02, 2018 10:42 AM
To: Herrera, Angeles <Herrera.Angeles@epa.gov>; Strauss, Alexis <Strauss.Alexis@epa.gov>; Minor, Dustin <Minor.Dustin@epa.gov>
Subject: RE: Anaconda Copper Mine Site - MOA btw NRD Trustees and ARC

Thanks Angeles.

From my perspective, I don't think it is all that urgent since the Tribes can sign the tolling

agreement after Feb 5 and it will still protect their claims, but I would defer to EPA and DOJ counsel on that.

It is my understanding that EPA would still sign the Deferral Agreement as long as ARC had signed the tolling agreement. We can't rely on or pressure tribe to sign until they are ready.

Greg

From: Herrera, Angeles [mailto:Herrera.Angeles@epa.gov]
Sent: Friday, February 02, 2018 10:37 AM
To: Strauss, Alexis <Strauss.Alexis@epa.gov>; Greg Lovato <glovato@ndep.nv.gov>; Minor, Dustin <Minor.Dustin@epa.gov>
Subject: FW: Anaconda Copper Mine Site - MOA btw NRD Trustees and ARC

FYI…

From: Herrera, Angeles
Sent: Friday, February 02, 2018 10:37 AM
To: 'Ginny Hatch' <ghatch@ypt-nsn.gov>; 'Tashina Jim (wrptgapmanager@gmail.com)' <wrptgapmanager@gmail.com>
Cc: 'Laurie Thom' <lthom@ypt-nsn.gov>; 'chairman@wrpt.us' <chairman@wrpt.us>; Enrique Manzanilla <Manzanilla.Enrique@epa.gov>
Subject: Anaconda Copper Mine Site - MOA btw NRD Trustees and ARC

Ginny and Tashina,

Attached is the NRD Tolling agreement signed by ARC and all Trustees except the Tribes. DOJ requested all the Trustees signatures by Monday. Please let me know if you have any questions. I am in the office all day today.

Thanks,

Angeles

415-972-3144