To: Duffy, William[William.Duffy@dgslaw.com]; Coleman, Charles[COleman.Charles@epa.gov]
Cc: 'Martin, Jean A'[jean.martin@bp.com]
From: Lensink, Andy
Sent: Thur 11/12/2015 2:23:20 PM
Subject: RE: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Bill:

I probably won't come to your office. I have an all-day meeting today that will go right up to our start time of 2:30.

I would like to use your conference line for the call. Please send that around.

We do not have an agenda for the call. My understanding is that this call is to answer your questions about the two UAOs issued in September. The agenda is therefore yours.

If you need to reach me before the call, try my cell at 720-217-4333, as I will not be at my desk.

Andy

From: Duffy, William [mailto:William.Duffy@dgslaw.com]
Sent: Wednesday, November 11, 2015 2:17 PM
To: Lensink, Andy; Coleman, Charles
Cc: 'Martin, Jean A'
Subject: FW: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Andy – I left a voice mail for you a few minutes ago about tomorrow's UAO conference. Some questions / ideas:

1. You are welcome to come to my office if you wish for the call; let me know if that works and I'll reserve a conference room.

2. I'm happy to distribute my conference line for the call, and Charlie / the Helena office can dial into that number. Is that how EPA would like to proceed? Luke and Shannon are going to be in Helena with Charlie, I believe.

3. Do you have an agenda for the call? I'll work with my client group to develop a list of topics that they would like to cover. Please let me know if you have an agenda in mind.

Thanks.

Bill

From: Duffy, William
Sent: Wednesday, November 04, 2015 1:35 PM
To: 'Lensink, Andy'; 'Coleman, Charles'
Cc: 'Martin, Jean A'
Subject: RE: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Andy and Charlie – the AR team is available on November 12th at 2:30. Charlie – Luke and Shannon will likely meet with you in Helena, unless you want to meet in the Butte office? The rest of us will be on the phone.

Andy, please let me know who will participate and I'll copy that group on a calendar notice that includes my conference line for the call.

Bill

From: Lensink, Andy [mailto:Lensink.Andy@epa.gov]
Sent: Tuesday, November 03, 2015 3:07 PM
To: Duffy, William
Cc: Coleman, Charles
Subject: RE: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Bill:

Yes, I got some good home cooking in Bozeman and some more once I got back to Denver.

You mention that Thursday afternoon of next week, November 12, could work. How about a 2:30 conference call? That works for both Charlie and me.

Andy

From: Duffy, William [mailto:William.Duffy@dgslaw.com]
Sent: Tuesday, November 03, 2015 11:55 AM
To: Lensink, Andy
Subject: RE: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Andy – hope you enjoyed your home cooked meals after the Thursday meeting in Helena. We did not discuss rescheduling the UAO conference. I suggest we put it out to next week to help avoid conflicts.

Some windows that work for Jean / me are:

Wednesday, November 11th – Morning

Thursday, November 12th – Afternoon

Friday, November 13th – Morning – 2 pm (mountain)

If you want to push it out further to the next week, we will look at those dates as well.

Thanks, let me know what you think could work for your group. As we had planned, I expect Luke / Shannon would meet with Charlie in Helena (or Butte) and the rest of us would be on the phone.

Bill

From: Lensink, Andy [mailto:Lensink.Andy@epa.gov]
Sent: Thursday, October 15, 2015 4:07 PM
To: Duffy, William; Coleman, Charles; Vranka, Joe; 'John W. Sither (John.Sither@usdoj.gov)'; 'Haque-Hausrath, Katherine'; 'Joel Chavez'
Cc: 'Martin, Jean A'; 'John Davis'; 'Cord Harris'; 'Dunlap, Shannon'; 'Pokorny, Luke N'; 'Patricia Gallery - BP - Atlantic Richfield Company (patricia.gallery@bp.com)'; 'Halsey, Ronald H'
Subject: RE: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Bill:

Yes, that is what I meant.

Andy

From: Duffy, William [mailto:William.Duffy@dgslaw.com]
Sent: Thursday, October 15, 2015 3:59 PM
To: Lensink, Andy; Coleman, Charles; Vranka, Joe; 'John W. Sither (John.Sither@usdoj.gov)'; 'Haque-Hausrath, Katherine'; 'Joel Chavez'
Cc: 'Martin, Jean A'; 'John Davis'; 'Cord Harris'; 'Dunlap, Shannon'; 'Pokorny, Luke N'; 'Patricia Gallery - BP - Atlantic Richfield Company (patricia.gallery@bp.com)'; 'Halsey, Ronald H'
Subject: RE: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Andy - thank you for your email. Yes, I agree we would want to reschedule when Charlie is available. By extending the compliance schedules, do you mean the Orders will be deemed effective thirty days after signature (I believe on October 25th)? But the deadline for submittal of AR's written notice (e.g., para. 37 of the 37 of the WSC Order) and other deadlines are tolled until the conference occurs?

In my discussions with Luke and Shannon, I believe there are plans to begin sampling or other work before November. Luke and/or Shannon will try to reach Charlie next week to discuss the activities that AR proposes to start.

Bill

Bill Duffy **Partner**

P: 303.892.7372 ▪ F: 303.893.1379 ▪ M: 720.234.5971 ▪ vcard

Davis Graham & Stubbs LLP

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

From: Lensink, Andy [mailto:Lensink.Andy@epa.gov]
Sent: Thursday, October 15, 2015 3:42 PM
To: Duffy, William; Coleman, Charles; Vranka, Joe; 'John W. Sither (John.Sither@usdoj.gov)'; 'Haque-Hausrath, Katherine'; 'Joel Chavez'
Cc: 'Martin, Jean A'; 'John Davis'; 'Cord Harris'; 'Dunlap, Shannon'; 'Pokorny, Luke N'; 'Patricia Gallery - BP - Atlantic Richfield Company (patricia.gallery@bp.com)'; 'Halsey, Ronald H'
Subject: RE: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Bill:

We will not be able to hold the meeting tomorrow as planned. Charlie Coleman will have to be out of the office tomorrow. I assume he is one of the people that must be present for this meeting to occur.

I would like to move the meeting to a time during the first two weeks of November, if possible. Of course any compliance schedules set forth in either administrative order will be extended accordingly.

Andy Lensink

Senior Enforcement Attorney

CERCLA Response and Cost Recovery Unit

U.S. EPA Region VIII

1595 Wynkoop Street

Denver, CO 80202

(303) 312-6908

From: Duffy, William [mailto:William.Duffy@dgslaw.com]
Sent: Monday, October 05, 2015 3:52 PM
To: Lensink, Andy; Coleman, Charles; Vranka, Joe; 'John W. Sither (John.Sither@usdoj.gov)'; 'Haque-Hausrath, Katherine'; 'Joel Chavez'
Cc: 'Martin, Jean A'; 'John Davis'; 'Cord Harris'; 'Dunlap, Shannon'; 'Pokorny, Luke N'; 'Patricia Gallery - BP - Atlantic Richfield Company (patricia.gallery@bp.com)'; 'Halsey, Ronald H'
Subject: Letter Requesting Opportunity to Confer re: CSOU and WSC UAO's: Anaconda Smelter NPL Site

Andy – per our discussion, please find the attached letter submitted on behalf of Atlantic Richfield requesting the opportunity to confer on matters related to the Anaconda UAO's signed on September 24th. Atlantic Richfield proposes a combined conference be scheduled for Friday, October 16th at 2:00 pm MST.

As Mr. Hestmark signed each of the two UAOs, I included him as a cc on the letter. If you would, please forward a copy to Mr. Hestmark as I do not have his email address. Thanks.

Bill

William Duffy **Partner**

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