Message

From: Otis, Andrew D. [aotis@curtis.com]
Sent: 11/20/2015 1:26:26 AM
To: Chalfant, Mark [Chalfant.Mark@epa.gov]; John.Stroiazzo@glencore-ca.com; swright@cfaluminum.com
CC: Cirian, Mike [Cirian.Mike@epa.gov]; Wilder, Scott [Wilder.Scott@epa.gov]
Subject: RE: Anaconda/CFAC--Draft Final AOC
Attachments: Col_Falls-CERCLA_AOC-RIFS_11-19-2015.DOCX; Site_Boundary_CFAC_AOC_Exhibit B.PDF

Dear Mark,

Attached to this email please find the Draft Final AOC with our one minor change to paragraph 43 and a map of the site to be used as Attachment B to the AOC. Once you have finalized the AOC, please return it to me and I will process it for CFAC signature and send signed pages to you as requested in your email. I acknowledge your response regarding a press release and look forward to discussing that with you and Mike when you are ready.

Please feel free to contact me if you have any questions or would like to discuss.

Best regards,

Andrew

From: Chalfant, Mark [mailto:Chalfant.Mark@epa.gov]
Sent: Wednesday, November 18, 2015 4:29 PM
To: Otis, Andrew D.; John.Stroiazzo@glencore-ca.com; swright@cfaluminum.com
Cc: Cirian, Mike; Wilder, Scott
Subject: Anaconda/CFAC--Draft Final AOC

Mr. Otis:

Thank you for meeting with EPA today to finalize the administrative settlement agreement for the RI/FS. We are pleased with being very close to having a legal agreement in place for CFAC to conduct the remedial investigation and feasibility study.

Attached please find a revised version for your final review. As we discussed, I will await your feedback on subparagraph 43.c with respect to off-site shipment before finalizing the AOC. I also wanted to flag a couple of minor changes I made to paragraph 51 to include the name of the section in a parenthetical.

As discussed on today's call, EPA will also need from you a map of the site to include as Appendix B. We will use the mock-up of the letter of credit which you previously provided for Appendix C.

To expedite the signature process once we have a final agreement, please email me a pdf of the company's signature to include in the EPA routing package. EPA will route the package using the scanned version of the signature page but I would appreciate if you would overnight the original for EPA's official records. The overnight address is as follows:

U.S. EPA Region 8
Mailstop: 8ENF-L
1595 Wynkoop Street
Denver, CO 80202
Tel. 303-312-6177

I spoke with Andrea Madigan and she will walk the AOC package through the EPA management chain next week after we receive the company's signature page. She can be reached at 303-312-6904 or madigan.andrea@epa.gov during my absence. You may also call me on my personal cell if something urgent comes up while I am out of the office.

With respect to the RI/FS work plan, I wish to clarify that it is not necessary for either the company or EPA to attach signature pages to the work plan.

Finally, EPA's protocol is to issue its own press release rather than a joint press release. Mike or I will touch base with you in the next few days about press coordination and timing.

I look forward to hearing back from you this week on the final version of the AOC.
Mark

Mark A.R. Chalfant
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