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November 8, 2016

BY ECF

Honorable Joseph A. Dickson
United States Magistrate Judge
Martin Luther King Building & U.S. Courthouse
50 Walnut Street
Newark, New Jersey 07102

Re: *Lower Passaic River Study Area CPG v. US EPA*,
Civil Action No. 15-CV-7828 (JLL)(JAD)

Dear Judge Dickson:

This Office represents the United States Environmental Protection Agency (the "EPA") in the above action, a Freedom of Information Act suit brought by the Lower Passaic River Study Area Cooperative Parties Group ("CPG").

In accordance with the Court's October 7, 2016 text order, the EPA is producing its Revised Supplemental Vaughn Indices containing the additional information and metadata described in its September 28, 2016 letter to the Court. *See* ECF No. 31 at 6-7. These Revised Supplemental Indices have been sorted by category for Categories 1 - 15, and include CC: and BCC: information as well as additional information about the authors or creators of documents (where available) and additional information cross-referencing attachments. *See id.* Because CPG did not challenge the sufficiency of the EPA's Categorical Vaughn Index for Categories 7, 16, 17, and 18, the EPA has not provided individualized category listings for categories 16, 17, and 18 at this time.[1] If, however, the Court believes that indices for these three categories would be helpful, the EPA will prepare them forthwith.

[1] Category 16 consists of 36 documents described as handwritten attorney notes from meetings and calls. These documents were described in the Categorical Vaughn Index and in the description of categories for the Second FOIA request. Category 17 consists of 122 documents

The EPA has also made a good faith effort to identify and list the individuals identified on the Indices with the appropriate titles, positions, and/or roles, and is providing that list today. Please be aware that this list may not encompass all roles, titles, or positions in which an individual served during the time frames relevant to CPG's FOIA requests.

Finally, as a result of the efforts described above, the EPA has identified one email chain out of more than 2000 reviewed (document FOIA_0601800007212), which was released to an outside party as a BCC. Therefore, the EPA is no longer claiming Exemption 5 and the deliberative process privilege on this email chain. This email chain is being provided to CPG, and is attached to this letter. Some information within this email chain has been redacted, and will continue to be withheld under FOIA Exemption 6 for personal privacy.

We thank the Court for considering this matter.

Respectfully submitted,

PAUL J. FISHMAN
United States Attorney

By: /s/ Kristin Vassallo
KRISTIN L. VASSALLO
Assistant United States Attorney
Attorneys for Defendant

cc: Justin Smith, Esq. (By ECF)

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that were released to Plaintiffs with small amounts of information redacted and withheld under Exemption 6 for personal privacy, as described in the description of categories for the Third FOIA Request. These documents were not individually indexed in the Agency's Categorical Vaughn Index. Category 18 consists of a single document, which was fully described in the Agency's Categorical Vaughn Index within the description of categories for the Third FOIA Request.

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00000032	12/5/2012	CN=Steve Ells/OU=DC/O=USEPA/C=US@EPA	Basso, Ray CN=Ray Basso/OU=R2/O=USEPA/C=US	CN=Alice Yeh/OU=R2/O=USEPA/C=US@EPA; CN=Amy Legare/OU=DC/O=USEPA/C=US@EPA;Earl.Hayter@usace.army.mil;CN=Allison Hiltner/OU=R10/O=USEPA/C=US@EPA;CN=Barbara Bergen/OU=NAR/O=USEPA/C=US@EPA;CN=Craig Zeller/OU=R4/O=USEPA/C=US@EPA;CN=Doug Tomchuk/OU=R2/O=USEPA/C=US@EPA;CN=Gary Baumgarten/OU=R6/O=USEPA/C=US@EPA;CN=JAMES HAHNENBERG/OU=R5/O=USEPA/C=US@EPA;CN=Karl Gustavson/OU=DC/O=USEPA/C=US@EPA;CN=Kristine Edwards/OU=MO/OU=R8/O=USEPA/C=US@EPA;CN=Kymberlee Keckler/OU=R1/O=USEPA/C=US@EPA;CN=Lawrence Burkhard/OU=DUL/O=USEPA/C=US@EPA;CN=Marc Greenberg/OU=ERT/OU=R2/O=USEPA/C=US@EPA;CN=Matthew Lambert/OU=DC/O=USEPA/C=US@EPA;CN=Randy Sturgeon/OU=R3/O=USEPA/C=US@EPA;CN=Steve Ells/OU=DC/O=USEPA/C=US@EPA; CN=Wayne Praskins/OU=R9/O=USEPA/C=US@EPA		No attachment	Re: Additional site data for next Wed.	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00000051	1/15/2013	"Doug Tomchuk" <Tomchuk.Doug@epamail.epa.gov>@EPAX	Legare, Amy CN=Amy Legare/OU=DC/O=USEPA/C=US			No attachment	Re: Please visit rrb - Passaic recommendations memo draft 2 - comments due 1/11/13	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASS00000052	1/16/2013	CN=Doug Tomchuk/OU=R2/O=USEPA/C=US@EPA@EPAX	Legare, Amy CN=Amy Legare/OU=DC/O=USEPA/C=US	CN=Steve Ells/OU=DC/O=USEPA/C=US@EPA		No attachment	Re: Please visit rrb - Passaic recommendations memo draft 2 - comments due 1/11/13	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASS00000072	1/15/2013	CN=Amy Legare/OU=DC/O=USEPA/C=US@EPA@EPAX	Tomchuk, Doug CN=Doug Tomchuk/OU=R2/O=USEPA/C=US	CN=Steve Ells/OU=DC/O=USEPA/C=US@EPA		No attachment	Re: Please visit rrb - Passaic recommendations memo draft 2 - comments due 1/11/13	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASS00000125	12/5/2012	CN=Ray Basso/OU=R2/O=USEPA/C=US@EPA;CN=Alice Yeh/OU=R2/O=USEPA/C=US@EPA	Ells, Steve CN=Steve Ells/OU=DC/O=USEPA/C=US	CN=Amy Legare/OU=DC/O=USEPA/C=US@EPA;OSWER OSRTI CSTAG;Earl.Hayter@usace.army.mil		No attachment	Additional site data for next Wed.	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASS00000137	1/24/2013		Authors: Legare, Amy; Ells, Steve, NRRB members			Attachment to DASS00000136, which was released in full with Bates number FOIA_05768_000283_0001	Draft Memorandum: National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Diamond Alkali Superfund Site, Lower Eight Miles of the Lower Passaic River (Focused Feasibility Study Area)	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

ED_002570B_00002203-00004

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00000145	12/5/2012	CN=Steve Ells/OU=DC/O=USEPA/C=US@EPA	Basso, Ray CN=Ray Basso/OU=R2/O=USEPA/C=US	CN=Alice Yeh/OU=R2/O=USEPA/C=US@EPA; CN=Amy Legare/OU=DC/O=USEPA/C=US@EPA;Earl.Hayter@usace.army.mil;CN=Allison Hiltner/OU=R10/O=USEPA/C=US@EPA;CN=Barbara Bergen/OU=NAR/O=USEPA/C=US@EPA;CN=Craig Zeller/OU=R4/O=USEPA/C=US@EPA;CN=Doug Tomchuk/OU=R2/O=USEPA/C=US@EPA;CN=Gary Baumgarten/OU=R6/O=USEPA/C=US@EPA;CN=JAMES HAHNENBERG/OU=R5/O=USEPA/C=US@EPA;CN=Karl Gustavson/OU=DC/O=USEPA/C=US@EPA;CN=Kristine Edwards/OU=MO/OU=R8/O=USEPA/C=US@EPA;CN=Kymberlee Keckler/OU=R1/O=USEPA/C=US@EPA;CN=Lawrence Burkhard/OU=DUL/O=USEPA/C=US@EPA;CN=Marc Greenberg/OU=ERT/OU=R2/O=USEPA/C=US@EPA;CN=Matthew Lambert/OU=DC/O=USEPA/C=US@EPA;CN=Randy Sturgeon/OU=R3/O=USEPA/C=US@EPA;CN=Steve Ells/OU=DC/O=USEPA/C=US@EPA; CN=Wayne Praskins/OU=R9/O=USEPA/C=US@EPA		No attachment	Re: Additional site data for next Wed.	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges

ED_002570B_00002203-00005

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00000317	1/4/2013		Authors: Legare, Amy; Ells, Steve, NRRB members			Attachment to DASS00000316, which was released in full to Plaintiff with Bates number FOIA_05768_00029 9_0001.	Draft Memorandum: National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Diamond Alkali Superfund Site, Lower Eight Miles of the Lower Passaic River (Focused Feasibility Study Area)	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASS00000320	1/11/2013		Multiple authors including: Yeh, Alice; Flanagan, Sarah, Hick, Patricia			Attachment to DASS00000319, which was released in full with Bates number FOIA_05768_00030 0_0001	Region 2 Comments on NRRB-CSTAG Recommendations, Draft 2 – January 4, 2013	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASS00001701	1/30/2014		Authors: Legare, Amy; Ells, Steve, NRRB members			Attachment to DASS00001700, which was released in full to Plaintiff with Bates number FOIA_05768_00002 0_0001	Draft Memorandum: National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Diamond Alkali Superfund Site, Lower Eight Miles of the Lower Passaic River (Focused Feasibility Study Area)	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00001748	4/10/2014	Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>; Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>	Yeh, Alice </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D302128F8E884F9C901E32CE76B609C8-YEH, ALICE>	Sprenger, Mark </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9faf1770769a464ea3a8a02bcc90ee61-msprenge>; Greenberg, Marc </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b184bc756ee54f6dbf83d964fc92b11a-msgreenb>; Prince, John </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=246cdd41b4a24b6c94f248ece52d70b5-Prince, John>		No attachment	RE: Edit to NRRB ecological risk recommendation	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASS00001749	4/10/2014	Yeh, Alice </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d302128f8e884f9c901e32ce76b609c8-Yeh, Alice>; Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>	Legare, Amy </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9D8520A175B46DDA5DE3707B31AE0DA-LEGARE, AMY>	Sprenger, Mark </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9faf1770769a464ea3a8a02bcc90ee61-msprenge>; Greenberg, Marc </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b184bc756ee54f6dbf83d964fc92b11a-msgreenb>; Prince, John </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=246cdd41b4a24b6c94f248ece52d70b5-Prince, John>		No attachment	RE: Edit to NRRB ecological risk recommendation	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00001750	4/10/2014	Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>; Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>	Yeh, Alice </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D302128F8E884F9C901E32CE76B609C8-YEH, ALICE>			No attachment	RE: NRRB memo - please respond	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASS00001751	4/10/2014	Yeh, Alice </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d302128f8e884f9c901e32ce76b609c8-Yeh, Alice>; Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>	Legare, Amy </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9D8520A175B46DDA5DE3707B31AE0DA-LEGARE, AMY>			No attachment	NRRB memo - please respond	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00001752	4/10/2014	Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>; Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>	Yeh, Alice </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D302128F8E884F9C901E32CE76B609C8-YEH, ALICE>	Sprenger, Mark </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9faf1770769a464ea3a8a02bce90ee61-msprenge>; Greenberg, Marc </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b184bc756ee54f6dbf83d964fc92b11a-msgreenb>; Prince, John </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=246cdd41b4a24b6c94f248ece52d70b5-Prince, John>		No attachment	RE: Edit to NRRB ecological risk recommendation	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASS00001760	4/7/2014	Yeh, Alice </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d302128f8e884f9c901e32ce76b609c8-Yeh, Alice>; Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>	Legare, Amy </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9D8520A175B46DDA5DE3707B31AE0DA-LEGARE, AMY>	Sprenger, Mark </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9faf1770769a464ea3a8a02bce90ee61-msprenge>; Greenberg, Marc </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b184bc756ee54f6dbf83d964fc92b11a-msgreenb>		No attachment	Edit to NRRB ecological risk recommendation	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges

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Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00001918	4/1/2014		Authors: Legare, Amy; Ells, Steve, NRRB members			Attachment to DASS00001917, which was released in full to Plaintiff with Bates number FOIA_05768_00001 5_0001.	Draft Memorandum: National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Diamond Alkali Superfund Site, Lower Eight Miles of the Lower Passaic River (Focused Feasibility Study Area)	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASS00001933	3/26/2014		Multiple authors including: Mugdan, Walter; Basso, Ray; Yeh, Alice; Flanagan, Sarah; Hick, Patricia			Attachment to DASS00001932, which was released in full to Plaintiff with Bates number FOIA_05768_00001 7_0001.	Draft Memorandum: Responses to National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Lower Eight Miles of the Lower Passaic River, part of the Diamond Alkali Superfund Site in Newark, New Jersey	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASS00003262	11/26/2013	Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>; Yeh, Alice </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d3021	Basso, Ray </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8850EF14D2704648B8C502C8EAE505D1-BASSO, RAY>			No attachment	RE: Got your VM - FW: Passaic - status of agenda	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
		28f8e884f9c901e32ce76b609c8-Yeh, Alice>							
DASS00004182	1/15/2014		Multiple authors including: Mugdan, Walter; Basso, Ray; Yeh, Alice; Flanagan, Sarah; Hick, Patricia			Attachment to DASS00004181, which was released in full to Plaintiff with Bates number FOIA_05768_00003 1_0001	Draft Memorandum: Responses to National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Lower Eight Miles of the Lower Passaic River, part of the Diamond Alkali Superfund Site in Newark, New Jersey	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASS00004191	1/7/2014		Multiple authors including: Mugdan, Walter; Basso, Ray; Yeh, Alice; Flanagan, Sarah; Hick, Patricia			One of 4 attachments to DASS00004190, which was released to Plaintiff with Bates number FOIA_05768_00003 3_0001	Draft Memorandum: Responses to National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Lower Eight Miles of the Lower Passaic River, part of the Diamond Alkali Superfund Site in Newark, New Jersey	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASS00004192	1/7/2014		Authors unknown			One of 4 attachments to DASS00004190, which was released to Plaintiff with Bates number FOIA_05768_00003 3_0001	Draft figure / attachment to draft memo	pdf	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
									- Civil Privileges
DASS00004193	1/7/2014		Authors unknown			One of 4 attachments to DASS00004190, which was released to Plaintiff with Bates number FOIA_05768_00003 3_0001	Draft figure / attachment to draft memo	pdf	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASS00004194	1/7/2014		Authors unknown			One of 4 attachments to DASS00004190, which was released to Plaintiff with Bates number FOIA_05768_00003 3_0001	Draft figure / attachment to draft memo	pdf	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASS00007382	1/30/2014		Authors: Legare, Amy; Ells, Steve, NRRB members			Attachment to DASS00007381, which was released in full to Plaintiff with Bates number 5768_Release_001_0 00018_0001	Draft Memorandum: National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Diamond Alkali Superfund Site, Lower Eight Miles of the Lower Passaic River (Focused Feasibility Study Area)	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00007987	11/26/2013	Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>; Yeh, Alice </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d302128f8e884f9c901e32ce76b609c8-Yeh, Alice>	Legare, Amy </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9D8520A175B46DDA5DE3707B31AE0DA-LEGARE, AMY>			No attachment	FW: Passaic meeting - any agenda items?	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASS00007988	11/26/2013	Yeh, Alice </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d302128f8e884f9c901e32ce76b609c8-Yeh, Alice>; Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>	Legare, Amy </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9D8520A175B46DDA5DE3707B31AE0DA-LEGARE, AMY>			No attachment	RE: Got your VM - FW: Passaic - status of agenda	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASS00007989	11/26/2013	Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>; Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>	Yeh, Alice </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D302128F8E884F9C901E32CE76B609C8-YEH, ALICE>			No attachment	RE: Got your VM - FW: Passaic - status of agenda	msg	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASSQ800000007	4/10/2014	Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>	Yeh, Alice </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D302128F8E884F9C901E32CE76B609C8-YEH, ALICE>			No attachment	FW: Edit to NRRB ecological risk recommendation	msg	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000010	4/10/2014	Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>	Yeh, Alice </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D302128F8E884F9C901E32CE76B609C8-YEH, ALICE>			No attachment	FW: Edit to NRRB ecological risk recommendation	msg	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

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Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASSQ800000019	4/7/2014	Yeh, Alice </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d302128f8e884f9c901e32ce76b609c8-Yeh, Alice>; Basso, Ray </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8850ef14d2704648b8c502c8eae505d1-Basso, Ray>	Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>	Sprenger, Mark </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9faf1770769a464ea3a8a02bce90ee61-msprenge>; Greenberg, Marc </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b184bc756ee54f6dbf83d964fc92b11a-msgreenb>		No attachment	Edit to NRRB ecological risk recommendation	msg	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000020	4/2/2014	Yeh, Alice </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d302128f8e884f9c901e32ce76b609c8-Yeh, Alice>	Legare, Amy </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9d8520a175b46dda5de3707b31ae0da-Legare, Amy>	Ells, Steve </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=92b01f7d260945c798a4f7adee3e584c-SELLS>; Ammon, Doug </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d1ae7ec53a35474d9a2effebdb082f7b-DAmmon>; Fonseca, Silvina </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d77d07be7386476380b9193170946863-Fonseca, Silvina>		No attachment	RE: Draft NRRB response	msg	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

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Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASSQ800000068	12/20/2013		Authors unknown; comments sent by Alice Yeh, Region 2			Attachment to DASSQ800000067, which was released in full to Plaintiff with Bates number FOIA_05768_00037 2_0001	Draft of the Remedial Options / Proposed Plan Titled: Lower Eight Miles of the Lower Passaic River Part of the Diamond Alkali Superfund Site	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000073	12/20/2013		Authors unknown; draft sent by Alice Yeh, R2			Attachment to DASSQ800000072, which was released in full with Bates number FOIA_05768_00037 5_0001	Draft Focused Feasibility Study Tables	pdf	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000075	12/20/2013		Authors unknown; draft sent by Alice Yeh, R2			Attachment to DASSQ800000574, which was released in full with Bates number FOIA_05768_00035 6_0001	Draft figures / tables, filename Passaic_Attachments5-6.pdf	pdf	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000077	12/20/2013		Authors unknown; draft sent by Alice Yeh, R2			Attachment to DASSQ800000076, which was released in full with Bates number FOIA_05768_00037 7_0001	Draft Superfund Proposed Plan: Lower Eight Miles of the Lower Passaic River Part of the Diamond Alkali Superfund Site	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASSQ800000078	12/20/2013		Authors unknown; draft sent by Alice Yeh, R2			Attachment to DASSQ800000076, which was released in full with Bates number FOIA_05768_00037 7_0001	Draft Focused Feasibility Study: Appendix A Data Evaluation Report Figures	pdf	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000092	10/24/2013		Author unknown; comments from Amy Legare, OSRTI			Attachment to DASSQ800000091, which was released in full with Bates number FOIA_05768_00038 1_0001	Draft Superfund Proposed Plan: Lower Eight Miles of the Lower Passaic River Part of the Diamond Alkali Superfund Site (including comments)	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000096	10/21/2013		Authors unknown; draft sent by Alice Yeh, R2			Attachment to DASSQ800000095, which was released in full with Bates number FOIA_05768_00038 4_0001	Draft Superfund Proposed Plan: Lower Eight Miles of the Lower Passaic River Part of the Diamond Alkali Superfund Site	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000114	3/6/2013	Ells, Steve </O=EXCHANGELAB S/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/ CN=RECIPIENTS/CN= 92b01f7d260945c798a4f 7adee3e584c-SELLS>	Yeh, Alice </O=EXCHANGELABS/ OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/C N=RECIPIENTS/CN=D30 2128F8E884F9C901E32C E76B609C8-YEH, ALICE>	Legare, Amy </O=EXCHANGELABS/OU=EXCHA NGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIE NTS/CN=E9d8520a175b46dda5de370 7b31ae0da-Legare, Amy>		Attachment DASSQ800000115 duplicate of figure embedded within DASSQ800000114.	FW: Modeling Peer Review Mid-Point Teleconference - Response to Issues	msg	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

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Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASSQ800000117	3/6/2013	Ells, Steve <O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=92b01f7d260945c798a4f7adee3e584c-SELLS>	Yeh, Alice <O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D302128F8E884F9C901E32CE76B609C8-YEH, ALICE>	Legare, Amy <O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9d8520a175b46dda5de3707b31ae0da-Legare, Amy>		DASSQ800000118, titled max_daily_avg_and_peak_flows.pdf	FW: Modeling Peer Review Mid-Point Teleconference - Response to Issues	msg	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000118	3/6/2013		Author unknown			Attachment to DASSQ800000117	max_daily_avg_and_peak_flows.pdf	pdf	This document was released in full with Bates number 5768_Release_001_000052_0001
DASSQ800000122	3/5/2013	Ells, Steve <O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=92b01f7d260945c798a4f7adee3e584c-SELLS>	Yeh, Alice <O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D302128F8E884F9C901E32CE76B609C8-YEH, ALICE>	Legare, Amy <O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9d8520a175b46dda5de3707b31ae0da-Legare, Amy>		No attachment	FW: Modeling Peer Review Mid-Point Teleconference - Response to Issues	msg	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000124	3/5/2013		Authors unknown, document prepared by Hydroqual (contractor) / sent by Louis Berger Group (contractor)			Attachment to DASSQ800000123, which was released in full with Bates number FOIA_05768_000391_0001	Peer review responses - provided to CSTAG	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASSQ800000125	3/5/2013		Authors: Miller, R.L.; Wands, James; Redman, Aaron; Santore, Robert; Farely, Kevin (with Hydroqual, contractor)			Attachment to DASSQ800000123, which was released in full with Bates number FOIA_05768_00039 1_0001	tech memo prepared as part of peer review process	pdf	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000179	3/12/2013	Yeh, Alice </O=EXCHANGELAB S/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/ CN=RECIPIENTS/CN= D302128f8e884f9c901e 32ce76b609c8-Yeh, Alice>	Legare, Amy </O=EXCHANGELABS/ OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/C N=RECIPIENTS/CN=E9D 8520A175B46DDA5DE37 07B31AE0DA-LEGARE, AMY>			DASSQ800000180 Passaic Lower 8 draft 6.docx	RE: NRRB recommendations for Passaic?	msg	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges
DASSQ800000180	3/12/2013		Authors: Legare, Amy; Ells, Steve, NRRB members			Attachment to DASSQ800000179, described above	Draft Memorandum: National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Diamond Alkali Superfund Site, Lower Eight Miles of the Lower Passaic River (Focused Feasibility Study Area)	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

Category 1: Communications and documents exchanged between Region 2, EPA Headquarters, and the NRRB, including technical documentation undergoing attorney review

Doc ID	Sent Date (from email metadata)	Email To	Email From / Author of Document	CC	BCC	Attachment / Cross-Reference	Subject / Title / Filename	File Ext	Exemption Status
DASSQ800000572	11/29/2012		Author: Battelle (contractor group, under contract)			Attachment to DASSQ800000571, which was released in full with Bates number FOIA_05768_00035 5_0001	Draft Appendix D: Risk Assessment Remedial Investigation Report for the Focused Feasibility Study of the Lower Eight Miles of the Lower Passaic River	pdf	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASSQ800000574	11/30/2012		Author unknown; draft figures sent by Alice Yeh, Region 2			Attachment to DASSQ800000573, which was released in full with Bates number FOIA_05768_00035 6_0001	Draft figures / tables, filename Passaic_Attachments5-6.pdf	pdf	Deliberative Process; Withhold; Ex. 5 - Civil Privileges
DASSQ800000590	2/6/2013		Authors: Legare, Amy; Ells, Steve, NRRB members			Attachment to DASSQ800000589, which was released in full with Bates number FOIA_05768_00036 7_0001	Draft Memorandum: National Remedy Review Board and Contaminated Sediments Technical Advisory Group Recommendations for the Diamond Alkali Superfund Site, Lower Eight Miles of the Lower Passaic River (Focused Feasibility Study Area)	docx	Deliberative Process; Attorney Client; Withhold; Attorney Work Product; Ex. 5 - Civil Privileges

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