Message

From: Spina, Thomas (USANYN) [Thomas.Spina@usdoj.gov]
Sent: 3/15/2017 3:21:57 PM
To: Nurkin, Gary [Nurkin.Gary@epa.gov]; robert.yalen@USDOJ.GOV; Chaudhury, Arastu K. (USANYS) [Arastu.Chaudhury@usdoj.gov]
CC: Murphy, Kara [Murphy.Kara@epa.gov]
Subject: RE: MPM

Ex. 5 DP

From: Nurkin, Gary [mailto:Nurkin.Gary@epa.gov]
Sent: Wednesday, March 15, 2017 10:56 AM
To: Spina, Thomas (USANYN) <TSpina@usa.doj.gov>; Yalen, Robert (USANYS) <RYalen@usa.doj.gov>; Chaudhury, Arastu K. (USANYS) <AChaudhury@usa.doj.gov>
Cc: Murphy, Kara <Murphy.Kara@epa.gov>
Subject: FW: MPM

Tom/Robert/Arastu:

Ex. 5 DP

Gary

From: Spina, Thomas (USANYN) [mailto:Thomas.Spina@usdoj.gov]
Sent: Wednesday, March 15, 2017 10:21 AM
To: Nurkin, Gary <Nurkin.Gary@epa.gov>; Murphy, Kara <Murphy.Kara@epa.gov>; Myles.Flint@usdoj.gov; Katz, Adam (USANYN) <Adam.Katz@usdoj.gov>
Subject: MPM

Good morning all.

Ex. 5 DP

From: Fein, Scott [mailto:SFein@woh.com]
Sent: Tuesday, March 14, 2017 1:53 PM
To: Spina, Thomas (USANYN) <TSpina@usa.doj.gov>
Subject: MPM

Tom, almost there, just a few requests:

- Please change Jack G. Boss signature line to John G. Boss;
- Please insert "including" following the reference to the Complaint that was inserted in Whereas Clause (1), so that it reads, "Federal environmental claims under the CAA and RCRA and the implementing regulations and permits issued pursuant to those statutes, as more fully set forth in the Civil Complaint, **including** for MPM's failure..."
- Please harmonize the state claims paragraph:
    - "The State of New York's civil and administrative environmental claims against MPM under the CAA and RCRA, and the New York State laws and regulations implementing those federal statutes, and permits issued pursuant to those laws, **as more fully set forth in the Civil Complaint, including** pertaining to the conduct occurring from December 4, 2006 through December 31, 2008, referenced in subparagraph 1 above

I am encouraging Maureen to provide a side letter similar to yours...she is , how do I put this, resistant. I am sending her an email today and will cc you. I'm glad your boss got a few months ....I know you are snowshoeing so reply at your convenience.