Message

From: Shewmake, Kenneth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5031C1ABFE8847809A448EF4899DE65C-SHEWMAKE, KENNETH]
Sent: 3/4/2019 3:40:25 PM
To: Jessica.Kessinger@dshs.texas.gov
Subject: FW: District 8 Community Meeting - March 7, 2019

Jessica,

I'm not sure if you are aware of this meeting, but EPA agreed to attend a Dallas City Council Members meeting on March 7 to discuss the Lane Plating Superfund Site. The plan was to have EPA speak for 15-20 minutes. Rebecca Storms from TCEQ is going to attend but I don't think we notified you because the council member assured us that we would only speak for 15-20 minutes and we would not have to answer questions. I wanted to make you aware that this organization made the request highlighted below.

Kenneth Shewmake
US Environmental Protection Agency
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From: Victor Zertuche <zertuchev@lanwt.org>
Sent: Friday, March 01, 2019 4:04 PM
To: Shewmake, Kenneth <shewmake.kenneth@epa.gov>
Cc: Mekeel, Edward <mekeel.edward@epa.gov>; Aaron Renaud <renauda@lanwt.org>; Pereira, Stephen <pereira.stephen@epa.gov>
Subject: RE: District 8 Community Meeting - March 7, 2019

I completely understand your concerns with draft documents and documents containing CBI. To the extent you can release the CSMTM, SAP, and Phase 1 data report, it is appreciated.

Lastly, as I've discussed with several EPA personnel, we are retained as legal counsel by a community organization concerned with the site. Our client group has requested information on Community Advisory Groups (CAGs) and ATSDR involvement in prior community meetings. Mr. Mekeel stated in the November 2018 meeting with Councilman Felder that Superfund "does not provide authority to conduct medical testing."

In lieu of testing, our client requests that an ATSDR representative attend a community meeting to explain the potential health risks associated with chemicals found on the site. It is my understanding that their regional offices are in the same building as EPA. May I ask that you consider these requests in your call next week to set the meeting agenda?

Many thanks!
-Victor

Victor A. Zertuche
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From: Shewmake, Kenneth <shewmake.kenneth@epa.gov>
Sent: Friday, March 1, 2019 1:58 PM
To: Victor Zertuche <zertuchev@lanwt.org>
Cc: Mekeel, Edward <mekeel.edward@epa.gov>; Aaron Renaud <renauda@lanwt.org>; Pereira, Stephen <pereira.stephen@epa.gov>
Subject: RE: District 8 Community Meeting - March 7, 2019

We do not want to release draft documents, and some documents cannot be released because they contain confidential business information such as cost estimates from our contractors, or private information about individuals living near the site. The Conceptual Site Model Technical Memo (CSMTM) will be finalized soon. I think we will be able to release the CSMTM, SAP, and the Phase 1 data report when they become final. At that time we will put them at the repository and we will probably put them on the website.

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From: Victor Zertuche <zertuchev@lanwt.org>
Sent: Friday, March 01, 2019 12:14 PM
To: Shewmake, Kenneth <shewmake.kenneth@epa.gov>
Cc: Mekeel, Edward <mekeel.edward@epa.gov>; Aaron Renaud <renauda@lanwt.org>; Pereira, Stephen <pereira.stephen@epa.gov>
Subject: RE: District 8 Community Meeting - March 7, 2019

Mr. Shewmake,

Thank you for the update, I look forward to seeing you all at next week's meeting.

Once finalized, will the SAP, in whole or in part, be available for public review (either at the established information repository or on the site webpage)? Likewise, will the Phase 1 data report be available for public review?

Thanks,

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From: Shewmake, Kenneth <shewmake.kenneth@epa.gov>
Sent: Friday, March 1, 2019 11:39 AM
To: Victor Zertuche <zertuchev@lanwt.org>
Cc: Mekeel, Edward <mekeel.edward@epa.gov>; Aaron Renaud <renauda@lanwt.org>; Pereira, Stephen <pereira.stephen@epa.gov>
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For the EPA the following people plan to attend. John Meyer (EPA Remedial Branch Chief), Kenneth Shewmake (RPM), Stephen Pereira, Edward Mekeel (Community Involvement Coordinator). We have a call next week to work on an agenda for the meeting but the original plan was for EPA to give a brief 15-20 minute presentation.

The schedule was disrupted by the partial government shutdown. We have reviewed the Draft Sampling and Analysis Plan (SAP) and it is currently being revised. I anticipate this plan will be finalized in mid-March. Our contractor will then need at least 30 days to prepare for field work. I think we will be able to start sampling in May. The data report for phase one sampling will probably be released in July or August. We are doing the sampling in phases. After reviewing the phase one data report we will plan for additional sampling in phase 2 if needed.

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From: Victor Zertuche <zertuchev@lanwt.org>
Sent: Friday, March 01, 2019 10:49 AM
To: Pereira, Stephen <pereira.stephen@epa.gov>
Cc: Mekeel, Edward <mekeel.edward@epa.gov>; Shewmake, Kenneth <shewmake.kenneth@epa.gov>; Aaron Renaud

<renauda@lanwt.org>
Subject: District 8 Community Meeting - March 7, 2019

Hello all,

I hope that this email finds you well. I received the attached notice regarding an upcoming community meeting regarding the Lane Plating Works site. EPA's logo is in the footer. May I ask who will be present from EPA at the meeting to answer questions?

In my last correspondence with the site attorney, Elizabeth Pletan, the testing plan was still in development and scheduled for January and February. I understand that the lapse in appropriations certainly had an effect on that timing, but have not received an update regarding the amended timetable. I'm available all day today via email or phone (below) if you can provide me with an update. We can also discuss this further at the community meeting.

Speak soon,

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