Message

From: Davis, Eva [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D2BB073C80BE4F5482E94FFE2031042B-DAVIS, EVA]
Sent: 12/19/2016 8:43:53 PM
To: John Bierschenk [jbierschenk@terratherm.com]
Subject: RE: FA8903-09-D-8572, Task Order No. 0002 Williams Air Force Base PBR

Thanks for the list, John. I will pass it on. Currently EPA Region 9 is in informal dispute with the Air Force. The AF has agreed to do additional characterization, which is necessary to determine the extent of remaining LNAPL. Also, at EPA's request, they are building a groundwater containment system that should begin operation next month. EPA's position is that there is too much remaining LNAPL to proceed to enhanced bioremediation, which is what they want to do.

From: John Bierschenk [mailto:jbierschenk@terratherm.com]
Sent: Monday, December 19, 2016 12:46 PM
To: Davis, Eva <Davis.Eva@epa.gov>
Subject: RE: FA8903-09-D-8572, Task Order No. 0002 Williams Air Force Base PBR

Hello Eva.

I appreciate any assistance that you can provide TerraTherm in retrieving its equipment from the site. The equipment is idle and was substantially demobilized prior to TerraTherm's receipt of the Stop Work Order. Attached is a list of the equipment at issue. Please let me know if you need any further information.

More generally, do you know the current status of the project? As indicated in my letter to the Air Force that you received, AMEC has refused to pay TerraTherm for all of the SEE-related work that we performed at the site based on the unsubstantiated allegation that TerraTherm may not have performed the work properly. Equally frustrating, AMEC has ignored our attempts to communicate regarding this matter, so we have no idea what the current status is.

Best regards and happy holidays!
John

Equipment ID	Description
S-101 & P-101 A/B	Moisture Separator Skid
E-101-01	Vapor Cooler
E-101-02	Vapor Cooler
E-101-03	Vapor Cooler
S-102 & P-102 A/B	Moisture Separator Skid
B-101 A/B	Vacuum Blowers
E-102-01 & -02	Liquid Heat Exchangers
Z-103-01 & P-111-01 A&B	Air Stripper Skid
Z-103-02 & P-111-02 A&B	Air Stripper Skid
S-103-01 & P-103-01 A&B	Moisture Separator Skid
B-102-01	Air Stripper Blower Skid
B-102-02	Air Stripper Blower Skid
FX-104	Multi Bag Filter Vessel Skid
S-103-02 & P-103-02 A&B	Moisture Separator Skid
MSWB-01	Electrical Switchgear
DP-12	Electrical Switchgear

DP-13	Electrical Switchgear
DP-11	Electrical Switchboard
ATS-1	Automatic Transfer Switch
ATS-2	Automatic Transfer Switch
LC-102	Transformer Skid
LC-103	Transformer, Single Phase
AE-101	Flame Analyzer
T-104	Primary NAPL Recovery Tank
S-106-01/02/03	NAPL Conditioning System
T-101	LNAPL Tank
W-101-01 & -02	Cooling Towers
P-105-01 A & B, -02 A & B, -03 A & B	Cooling Tower Pump Skids
C-101 A & B, C-102 A & B	Liquid Phase Carbon Vessels

-----Original Message-----
From: Davis, Eva [mailto:Davis.Eva@epa.gov]
Sent: Friday, December 09, 2016 4:38 PM
To: John Bierschenk
Subject: RE: FA8903-09-D-8572, Task Order No. 0002 Williams Air Force Base PBR

Hi John -

This response from Amec is very frustrating to us. Carolyn is going to talk to the EPA attorney. We would like to try to get your equipment released, we think it would be best if there is a list of what equipment remaining on site is yours that you want to remove.

Eva

-----Original Message-----
From: John Bierschenk [mailto:jbierschenk@terratherm.com]
Sent: Friday, December 09, 2016 2:43 PM
To: Davis, Eva <Davis.Eva@epa.gov>
Subject: FW: FA8903-09-D-8572, Task Order No. 0002 Williams Air Force Base PBR

Hi Eva,

FYI -are you aware of any progress to release TerraTherm's equipment from the site?

Have a great weekend.

John

-----Original Message-----
From: SAENZ, DIANNA G NH-03 USAF AFICA 772 ESS/PKC [mailto:dianna.saenz@us.af.mil]
Sent: Friday, December 09, 2016 3:05 PM
To: John Bierschenk
Cc: ALVARADO, NAOMI NH-04 USAF AFMC 772 ESS/PKC
Subject: FA8903-09-D-8572, Task Order No. 0002 Williams Air Force Base PBR

Attn: TeeraTherm

Reference your letter dated 30 November 2016 addressed to Naomi Alvarado/Contracting Officer. The Air Force has reviewed your request and has reached out to AMEC for resolution. It is my understanding by discussing this concern with AMEC, that TerraTherm has a design-build subcontract with AMEC Foster Wheeler to perform Steam Enhanced Extraction work at Williams AFB. The EPA has questioned the adequacy of that work. Therefore, although AMEC Foster Wheeler maybe challenging the EPA's contentions, nevertheless AMEC believes they have a legal right to withhold payments to TerraTherm until there has been a disposition of those contentions. This concern is being handled between the respective counsels. I am attaching a copy of the AMEC Payment & Performance bond for your action as necessary. If you have any further questions, let me know. Thank you.

//SIGNED//
DIANNA G. SAENZ, DAF, NH-03
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