Message

From: Rogers, Rick [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=BCE033A9EDE7409D944D8AE868394548-RROGER04]
Sent: 12/9/2020 8:00:06 PM
To: Rivera, Nina [Rivera.Nina@epa.gov]; Mastro, Donna [mastro.donna@epa.gov]; Melvin, Karen [Melvin.Karen@epa.gov]; Armstrong, Joan [Armstrong.Joan@epa.gov]
CC: Lazos, Pamela [Lazos.Pamela@epa.gov]
Subject: FW: US EPA Subpoenas - Ohio DuPont Litigation [I-AMS.FID4444422]
Attachments: 2020-12-08 Subpoena - Jennifer Wilson (USEPA).pdf; 2020-12-08 Subpoena - Roger Reinhart (USEPA).pdf; 2019 07-29 - OHAG's Amended Complaint.pdf

I wanted to make you all aware that the Roger Reinhart, along with his counterpart in Region 5, Jennie Wilson, regarding our joint SDWA 1431 Order against Chemours for PFOA contamination, have been issued a subpoena for deposition and for provision of documents by the State of Ohio. Ohio has filed a lawsuit against Chemours for contamination of Ohio natural resources. The subpoena states that Roger is commanded to be present for a deposition on December 21st.

The case attorney in Region 5, Jackie Clarke and Pam's counterpart, is working on this issue. I'm not sure if there is anything Region 3 needs to do with this.

Roger is retiring and his last day with EPA will be December 31, 2020.

Ex. 5 AC/AWP/DP I've asked Roger to make sure that all the Chemours/DuPont documents he has are placed in an area that are easily found. Leah Zedella will be taking over all of Roger's PFAS cases, including Chemours. Roger will put those records in Leah's cubical for now. He is also segregating and archiving electronic files he's received from DuPont/Chemours. Since he's been working on this case for about 20 years, the pile of records is very substantial.

Rick

Rick Rogers, Chief
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From: Reinhart, Roger <Reinhart.Roger@epa.gov>
Sent: Tuesday, December 08, 2020 5:58 PM
To: Rogers, Rick <rogers.rick@epa.gov>
Subject: FW: US EPA Subpoenas - Ohio DuPont Litigation [I-AMS.FID4444422]

Hey Rick,

I just received notice that Jenny Wilson and I have been subpoenaed for the state of Ohio's litigation against DuPont. Ex. 6 Personal Privacy (PP)

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What are my options given my limited time left to complete the multitudes of required forms and other activities?

From: Clark, Jacqueline <clark.jacqueline@epa.gov>
Sent: Tuesday, December 08, 2020 5:34 PM
To: Lazos, Pamela <Lazos.Pamela@epa.gov>; Wilson, Jennifer <wilson.jenniferA@epa.gov>; Reinhart, Roger <Reinhart.Roger@epa.gov>; Zedella, Leah <Zedella.Leah@epa.gov>
Cc: Speir, Jeffrey <speir.jeffrey@epa.gov>; Williams, Thomas <williams.tom@epa.gov>
Subject: FW: US EPA Subpoenas - Ohio DuPont Litigation [I-AMS.FID4444422]

Hello team – Jenny and Roger are the subject of subpoena's for Ohio's litigation against DuPont. I've asked my colleague

Ex. 5 AC/AWP/DP

If it would help to set up a call to discuss, I can do that tomorrow. Thanks-Jacquie

Sincerely,

Jacqueline Clark

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From: Nagle, Richard <nagle.richard@epa.gov>
Sent: Tuesday, December 08, 2020 4:27 PM
To: Clark, Jacqueline <clark.jacqueline@epa.gov>
Cc: Nelson, Leverett <nelson.leverett@epa.gov>
Subject: FW: US EPA Subpoenas - Ohio DuPont Litigation [I-AMS.FID4444422]

Here's the subpoena package. I don't remember saying anything about waiving fees, but not sure that's a notable point.

From: Alexander, Rees <rees.alexander@squirepb.com>
Sent: Tuesday, December 08, 2020 4:03 PM
To: Nelson, Leverett <nelson.leverett@epa.gov>; Nagle, Richard <nagle.richard@epa.gov>
Cc: Richeson, Marques P.D. <marques.richeson@squirepb.com>; Kurzweil, Lanny <LKurzweil@McCarter.com>; Watson, Natalie <NWatson@McCarter.com>
Subject: US EPA Subpoenas - Ohio DuPont Litigation [I-AMS.FID4444422]

Mr. Nelson and Mr. Nagle:

Attached please find two subpoenas related to the *State of Ohio v. E.I. du Pont de Nemours and Company, et al.* (Washington County Court of Common Pleas No. 18OT32). Thank you to Mr. Nagle for agreeing to accept electronic service and waiving witness and mileage fees for these remote depositions. For your reference, I have also attached a copy of the Complaint in this matter.

If you have any questions regarding this matter, please contact me or any of my co-counsel listed as CCs. Thank you.

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