Message

From: Stalcup, Dana [Stalcup.Dana@epa.gov]
Sent: 1/15/2021 12:36:55 PM
To: Fleming, Sheila [fleming.sheila@epa.gov]; Fitz-James, Schatzi [Fitz-James.Schatzi@epa.gov]; Lowery, Brigid [Lowery.Brigid@epa.gov]
Subject: FW: Stibnite Mine ASAOC and SOW
Attachments: Stibnite ASAOC Signature (Fend for SGC).pdf; Stibnite ASAOC Signature (Sayer for MGI and MGC).pdf; Stibnite ASAOC Signature (Dail for IGRC).pdf; Stibnite ASAOC final typos (1,14,2021).pdf

From: Tenpas, Ron <rtenpas@velaw.com>
Sent: Thursday, January 14, 2021 7:33 PM
To: Bodine, Susan <bodine.susan@epa.gov>; John C. Cruden (jcruden@bdlaw.com) <jcruden@bdlaw.com>
Cc: Wright, Peter <wright.peter@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Hladick, Christopher <hladick.christopher@epa.gov>; Shiffman, Cari <Shiffman.Cari@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; Tom.Mariani@usdoj.gov; Branning, Hannah <Branning.Hannah@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Li, Beverly <Li.Beverly@epa.gov>; bruce.gelber@usdoj.gov; Mahmud, Shahid <Mahmud.Shahid@epa.gov>; Fremerman, Gary - OGC, Washington, DC <gary.fremerman@usda.gov>
Subject: RE: Stibnite Mine ASAOC and SOW

Dear Assistant Administrators Bodine and Wright:

Attached please find pdf signature pages on behalf of each of the Midas Gold entities. Ms. Sayer has signed for two entities on a single signature page. Each of Mr. Fend and Mr. Dail has signed for his respective entity and their individual signature pages are also attached. (We have also corrected the spelling of Mr. Fend's name, as your transmission spelled it "Ford".)

I am also attaching a PDF that identifies certain typographical errors that were not addressed, although we had previously identified them as nits to correct. Several are such things as minor capitalization errors or similar typos and might not otherwise merit attention at this point. However, two are corrections to paragraph cross references that seem clearly wrong. They were apparently overlooked. As those errors could lead to later confusion, we do ask at least those be addressed in a final corrected ASAOC.

I note also that there is some potential confusion introduced through the signature page numbering to the ASAOC. We note that Mr. Hladick's signature page is numbered 45, Mr. Beum's is next but is numbered page 48, there is then a blank page numbered 49, and then the Midas signature pages are unnumbered. We wanted to make a record of this so that there is not later confusion as to whether any necessary signatures were omitted or substantive pages are missing.

Finally, on behalf of my clients, thank you to you and all of your colleagues at EPA and the USFS for your work on this agreement. We know that substantial time and effort has been devoted over many months to analyzing the various issues and identifying the best approaches to solving them. We appreciate that collective work from all of those representing the various agencies involved.

Regards,

Ron Tenpas

Ronald J. Tenpas
Partner

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From: Bodine, Susan <bodine.susan@epa.gov>
Sent: Thursday, January 14, 2021 4:20 PM
To: Tenpas, Ron <rtenpas@velaw.com>; John C. Cruden (jcruden@bdlaw.com) <jcruden@bdlaw.com>
Cc: Wright, Peter <wright.peter@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Hladick, Christopher <hladick.christopher@epa.gov>; Shiffman, Cari <Shiffman.Cari@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; Tom.Mariani@usdoj.gov; Branning, Hannah <Branning.Hannah@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Li, Beverly <Li.Beverly@epa.gov>; bruce.gelber@usdoj.gov; Mahmud, Shahid <Mahmud.Shahid@epa.gov>; Fremerman, Gary - OGC, Washington, DC <gary.fremerman@usda.gov>
Subject: Stibnite Mine ASAOC and SOW

[EXTERNAL]

Dear Messrs. Cruden and Tenpas,

Attached is a signature copy of the final Stibnite ASAOC and the final SOW.

Thank you for your prompt attention to this matter.

Susan Parker Bodine
Assistant Administrator
Office of Enforcement and Compliance Assurance
202-564-2440

Peter C. Wright
Assistant Administrator
Office of Land and Emergency Management

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Thank You.