UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

ASSISTANT ADMINISTRATOR
FOR ENFORCEMENT AND
COMPLIANCE ASSURANCE

November 24, 2020

Shannon F. Wheeler, Chairman
Nez Perce
Tribal Executive Committee
P.O. Box 305
Lapwai, Idaho 83540

Re: Nez Perce Tribe's Comments on EPA's Draft Administrative Settlement and Order on Consent (ASAOC) and Statement of Work (SOW), Stibnite Mining District

Dear Chairman Wheeler:

Thank you for your November 5, 2020 letter and the comments provided by the Nez Perce on the proposed ASAOC and SOW sent to Midas Gold regarding the Stibnite Mining District. The U.S. Environmental Protection Agency's Office of Enforcement and Compliance Assurance provided you the proposed ASAOC on October 20, 2020 after the EPA's virtual face-to-face consultation with the Nez Perce Executive Committee on July 28, 2020.

The EPA is currently reviewing and considering the comments we have received on the proposed ASAOC and SOW. As I noted in my October 9, 2020 letter, the EPA intends to regularly communicate with and receive input from the Tribe regarding the ASAOC, the associated Statement of Work, and subsequent work plans and will consider the Tribe's views throughout the negotiation, cleanup, and remining process.

Thank you again for your letter and your comments on the ASAOC and SOW.

Sincerely,

SUSAN BODINE
Digitally signed by SUSAN BODINE
Date: 2020.11.24 11:45:04 -05'00'

Susan Parker Bodine

cc: Peter C. Wright, Assistant Administrator, Office of Land and Emergency Management
W.C. McIntosh, Assistant Administrator, Office of International and Tribal Affairs
Chris Hladick, Regional Administrator, Region 10
Michael Lopez, Senior Staff Attorney, Nez Perce Tribe Office of Legal Counsel