Message

From: Andrew Kazin [akazin@stcwlaw.com]
Sent: 12/6/2016 8:34:35 PM
To: robert.spolzino@wilsonelser.com
CC: Doyle, James [Doyle.James@epa.gov]
Subject: 105 Kisco Avenue
Attachments: removed.txt; SKM_C258_Br16120615070.pdf

Bob:

As requested, attached is limited written authorization from Mark permitting the EPA to communicate with Belpointe regarding the Property through March 5, 2017, provided we are copied on the communications or on any call that occurs. I have copied EPA attorney Jim Doyle on this email so he is aware of the authorization.

Andy

Andrew Kazin
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From: Spolzino, Robert A. [mailto:Robert.Spolzino@wilsonelser.com]
Sent: Monday, December 05, 2016 1:33 PM
To: Andrew Kazin
Cc: Paul Adler (pauladlerlaw@gmail.com); 'Cody Laidlaw'; Thomas Stagg; mstagg@stagggroup.com; Jay Martino (jmartino@stagggroup.com)
Subject: RE: 105 Kisco Avenue

Andrew – Thanks. I received a disk this morning which, according to the cover letter, contains the references to the 2014 Westin site reassessment. Should I assume this means that the other items we were looking for do not exist? Those items were: any written report or narrative regarding this testing which has been prepared by Weston, any more recent Phase I Environmental Site Assessments been prepared for the subject properties other than the TEAM and Merritt Phase I ESAs and any investigation of groundwater quality at the site. Also, our clients would like to speak with NYDEC and EPA officials regarding the site and remaining investigation and remedial requirements. Can we get Mark's written consent for that? Bob

Robert A. Spolzino
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From: Andrew Kazin [mailto:akazin@stcwlaw.com]
Sent: Wednesday, November 30, 2016 10:24 AM
To: Spolzino, Robert A.
Cc: Paul Adler (pauladlerlaw@gmail.com); 'Cody Laidlaw'; Thomas Stagg; mstagg@stagggroup.com; Jay Martino (jmartino@stagggroup.com)
Subject: RE: 105 Kisco Avenue

Bob:

I will put together a response to these questions and get it out to you ASAP.

Andy

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From: Spolzino, Robert A. [mailto:Robert.Spolzino@wilsonelser.com]
Sent: Wednesday, November 30, 2016 8:43 AM
To: Andrew Kazin
Cc: Paul Adler (pauladlerlaw@gmail.com); 'Cody Laidlaw'
Subject: 105 Kisco Avenue

Andrew –

Our clients have requested the following additional information:

1. Testing appears to have been completed at the site by Weston Solutions in April 2016 (presumably on behalf of USEPA). Some of the raw data has been provided. Is there any written report or narrative regarding this testing which has been prepared by Weston?

2. Have any more recent Phase I Environmental Site Assessments been prepared for the subject properties other than the TEAM and Merritt Phase I ESAs?

3. Has there been any investigation of groundwater quality at the site?

4. Our clients would like to speak with NYDEC and EPA officials regarding the site and remaining investigation and remedial requirements. Can we get Mark's written consent for that?

5. There were numerous additional environmental documents which were referenced in the reference section of the Weston 2014 "Site Reassessment" report which we could not find in the documents provided. We would like to review those as well.

Finally, what is the outstanding mortgage indebtedness on the property. I know Mark told us when we met, but neither Paul nor I can recall.

Thanks.

Bob

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Thank you.

[Ref#STG.17119]

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Thank you.