To: Gonzalez, Maria[gonzalez.maria@epa.gov]
Cc: Lam, Shelly[lam.shelly@epa.gov]; Marks, Thomas[marks.thomas@epa.gov]
From: Guevara, David
Sent: Tue 6/18/2013 7:41:43 PM
Subject: RE: FW:

Yes, thank you for following up on this matter.

Taft /

David L. Guevara, Ph.D. / Attorney
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From: Gonzalez, Maria [mailto:gonzalez.maria@epa.gov]
Sent: Tuesday, June 18, 2013 3:13 PM
To: Guevara, David
Cc: Lam, Shelly; Marks, Thomas
Subject: FW:

I am checking in to confirm that we can continue to process the AOC. You had asked me to wait until Monday.

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From: Gonzalez, Maria
Sent: Friday, June 14, 2013 2:10 PM
To: 'Guevara, David'

Cc: Lam, Shelly; Marks, Thomas
Subject:

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As discussed, I am attaching the current revision of the AOC, along with a comparison document of that revision with the revision I sent you on May 10, 2013. I caught a few spacing, cross reference, and citation errors. For example, the definition of future response costs referenced paragraph 23 (on off-site shipments) instead of 25 (on access); the directions for contesting future response costs at one point referred back to payment in the manner set forth in paragraph 37 (authority of On-Scene Coordinator) instead of paragraph 39; the financial assurance provision saying that Respondent must comply with 264.143(f) if it seeks to demonstrate the ability to complete the Work through a guarantee or demonstration by a third party referred back to 80.a. (surety bond), instead of 80.(e) and (f), and used "Part" instead of the section symbol for citations to sections in the C.F.R.; and paragraph 83 referenced Section "XV" for Dispute Resolution, instead of XVI. As discussed I also deleted the section on public comment as this Settlement does not compromise our past costs.

The language and terms of the attached draft AOC are subject to Agency review.

Maria Gonzalez

Associate Regional Counsel

U.S. EPA, Region 5

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