Message

From: Lang, Annette (ENRD) [Annette.Lang@usdoj.gov]
Sent: 6/10/2016 3:34:03 AM
To: Keyt, Bryan [Bryan.Keyt@bryancave.com]
CC: Kaiser, Steven [kaiser.steven@epa.gov]
Subject: Re: US Smelter and Lead Site
Attachments: removed.txt

Bryan --

I have to let you know that I find the timing, tone, and style of your email below very off-putting. It is too late at night for me to elaborate, but I will do so separately with you by phone at some point.

Yes, the call is on for tomorrow.

Annette

Sent from my iPhone

On Jun 9, 2016, at 10:56 PM, Keyt, Bryan <Bryan.Keyt@bryancave.com> wrote:

> Annette,
>
> Good evening. I am just following up to see if you still want to have a call at 10:00 a.m. tomorrow morning? I understand from Nick Snow that he is fitting this call in between depositions and he has a hard stop at 10:30 a.m. Please provide an agenda in advance of the call. I am presuming we are proceeding for now and will send out a dial-in number.
>
> In our recent meetings EPA has indicated that the new Remedial Design data does not show any immediate or substantial threat to human health or safety, or a material change in risk of exposures in Zone 1. Carla mentioned to me that you told her yesterday that EPA is asking ATSDR representatives to review the new information. Please advise on your anticipated process, timing and output for their work.
>
> You have indicated that EPA is in the process of securing signatures on an amended consent decree to be entered in the near future. Please provide us with a copy of this document as soon as possible.
>
> Last, the City's consultant, Weaver, has been attempting to obtain additional files and information from EPA. I was copied on the email correspondence below with Michael Berkoff in which he indicates that EPA is working on collecting the requested information hopefully for delivery next week. First I wanted to let you know I was copied on the message. Second, we would appreciate EPA's expedited assistance with providing the requested data and information to Weaver.
>
> Thanks,
>
> Bryan

BRYAN CAVE

Bryan Keyt
Partner
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From: Berkoff, Michael [mailto:berkoff.michael@epa.gov]
Sent: Thursday, June 09, 2016 9:29 AM
To: Maxwell, Mike
Cc: Keyt, Bryan; Dorgan, Doug; Rik Lantz
Subject: RE: Information Request - City of East Chicago

All,

Please let me know your availability on Wednesday and Thursday of next week. Before then, Rik and I will see what information we can share with you prior to the meeting.

Thanks,
Michael

From: Maxwell, Mike [mailto:mmaxwell@wcgrp.com]
Sent: Wednesday, June 08, 2016 12:50 PM
To: Berkoff, Michael <berkoff.michael@epa.gov>
Cc: Keyt, Bryan <Bryan.Keyt@bryancave.com> <Bryan.Keyt@bryancave.com>; Dorgan, Doug <ddorgan@wcgrp.com>
Subject: Information Request - City of East Chicago

Mike:

Just as a follow up to our discussion yesterday, the City of East Chicago has asked that we reiterate their urgency for getting a timely response to our request for information. I understand from yesterday's discussions that you expect to rely on a response from your contractor in order to attain this information, but if it would be possible to get a response either today or tomorrow, that would be appreciated. We are available to discuss further on a conference call, if that would be helpful.

Again, our primary objective is to obtain relevant information supporting the current $30 million cost estimate associated with the Zone 1 remediation. In particular, we are interested in the underlying assumptions, unit rates, quantities, etc. associated with the latest cost estimate for implementation of the 2012 ROD. We are also interested in viewing information concerning any unusual or extraordinary remediation costs related to performing the remedial activities within a large number of relatively small residential yards in close proximity to residential buildings.

We expect that this information will be useful as we continue to evaluate potential alternate remedial approaches for the City of East Chicago that would not rely on a future residential land use.

Feel free to contact me with any additional questions. Thanks.

Mike

Mike Maxwell, LPG, CHMM
Environmental Practice Group, Chicago Operations Manager

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