Message

From: Laws, Elliott [ELaws@crowell.com]
Sent: 3/8/2018 8:56:48 PM
To: Kelly, Albert [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=08576e43795149e5a3f9669726dd044c-Kelly, Albe]
Attachments: image1.jpeg

[image1.jpeg]

Elliott P. Laws
elaws@crowell.com<mailto:elaws@crowell.com>
Direct: Ex. 6
Fax: 1.202.322.9511<tel: Ex. 6

Crowell & Moring LLP |www.crowell.com<http://www.crowell.com/>
1001 Pennsylvania Avenue NW<x-apple-data-detectors://2>
Washington, DC 20004<x-apple-data-detectors://2>

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Message

From: Bode, Denise A (53804) [dabode@michaelbeststrategies.com]
Sent: 1/30/2018 12:26:05 AM
To: Falvo, Nicholas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=424ac90ea7d8494a93209d14d37f2946-Falvo, Nich]
CC: Kelly, Albert [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=08576e43795149e5a3f9669726dd044c-Kelly, Albe]
Subject: Latest information on Woodbrook Rd. for your use
Attachments: 64B8A5FB-1FB1-4B74-89D6-75000E3BBCD7[58].png; trc woodbrook road 1.10.18 .docx; Woodbrook Road Position Paper and Settlement Proposal 03-2015 EPA-DOJ Final.pdf

Importance: High

Kell and Nick,
I thought the background on the site and the settlement agreement the parties had discussed earlier would be helpful. This is the Settlement Position paper which has already been shared with EPA/DOJ at the last meeting held. Ex. 7(A)

Ex. 7(A)

Denise

Denise A. Bode
Partner
E dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com>
T 202.844.3804 | M Ex. 6 | F 202.347.1819
[cid:73F55F81-1674-4804-8AE1-B61370890E1F]

my bio<http://www.michaelbeststrategies.com/dc/lawyer/denise-bode/> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

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Woodbrook Road Site Background

- TRC is one of the top national environmental consulting firms (4000+ employees) with a major specialty in environmental remediation (650+ employees devoted to it). TRC has become a leader in the field of "fixed-price remediation" where TRC cleans up the site for a fee and with environmental insurance backstopping the transaction.

- TRC's client at the Woodbrook Road Superfund site (Woodbrook Road site) in New Jersey is, Texas Eastern Terminal Company (TETCO), an Enbridge affiliate. Because TRC has entered into a fixed-price agreement for the site, TRC's interests are on the line. EPA Region 2 is the project lead at this site (as opposed to the State of New Jersey).

- TRC with its depth of experience in this field has never before had to reach out to EPA management to discuss the process of a Superfund remediation until now. We are here because of the Administrator's prioritizing the clean-up of these sites in a more effective, efficient and expeditious manner. The Woodbrook Road site, discussed below, is a poster child for what the Task Force report proposes to change and streamline.

- TETCO acquired the site, which still remains vacant land today in 1971/72 and had no knowledge of pollution at the time of purchase, never utilized or conducted business at the site and did not contribute in any way to the contamination on the property.

- In spite of having no responsibility for the contamination at the site, once the PCB contamination was identified in 2000, TETCO/TRC acted in good faith and voluntarily stepped up in 2003 and agreed to and bore the entire cost of over $7.2 million (excluding significant legal/transaction costs) to conduct PCB capacitor removal actions and fund the RI/FS under a Consent Order with EPA, which was completed 10 years later in 2013.

- The party that manufactured the PCB capacitors found on the Woodbrook Road site in South Plainfield was Cornell Dubilier Electronics Corporation (CDE). CDE manufactured capacitors containing PCB's at a related Superfund site in South Plainfield, less than a mile away. CDE is an existing, solvent company with substantial assets and possibly insurance coverage that would apply to Woodbrook Road.

- Since the completion of Consent Order requirements, EPA Region 2 issued a ROD selecting a remedy (Alternative 6), which is greater than five times more costly of the two remedies under consideration with the greatest level of disturbance, is inconsistent with other precedent in the Region and nationally, and has the longest lead time. The Region, bowing to pressure from a local NGO, selected a remedy calling for complete removal of the contamination despite the fact there is no surface or groundwater contamination after 70 years and that the less costly capping remedy (Alternative 4) was found by EPA to be protective of human health and the environment. In addition, the Region ignored the Borough of South Plainfield's request for the selection of the Alternative 4 capping remedy even though capping containment remedies have been used by EPA countless times for low threat PCB wastes. As TRC has previously demonstrated, the capping remedy is consistent with all of the Superfund remedy selection criteria.

- EPA suggested that one of the reasons it selected the Alternative 6 removal remedy was that it believed that the cost would go down following its design of the remedy. However, EPA recently completed its design and has advised TRC that the cost has nearly doubled since the agency now intends to build a rail spur to transport excavated material. This will cause impact to additional wetlands. Instead of revisiting the more cost-effective Alternative 4 remedy, the Region appears intent on moving forward with Alternative 6. This refusal to revisit the ROD is itself inconsistent with the Task Force Report.

- Region 2's treatment of TETCO/TRC at this site sets a terrible precedent and sends a chilling message to other potentially responsible parties considering voluntarily assuming cleanup responsibilities. By stepping up and assuming responsibility when it could have denied any liability, TETCO/TRC has paid dearly for being a good corporate citizen. It has paid over $7.2 million dollars to date (excluding legal/transaction costs) and is being threatened with additional liabilities of tens of millions more for a remedy that is not needed to meet the environmental goals for the site.

- EPA could/should have included the Woodbrook Road site as part of the main CDE site or more vigorously pursued CDE which has remained recalcitrant. As a landowner with no responsibility for the contamination on the site, companies are typically assessed a 5 or 10% share of liability. In fact, at the related CDE site less than one mile from the Woodbrook Road site, the owner was assessed less than a 5% share of the overall liability. TETCO/TRC has already paid far in excess of a 10% share even if the most costly remedy is eventually implemented.

- EPA/DOJ and TRC were engaged in meaningful settlement discussions until negotiations stalled in March 2015 while EPA completed its design of the remedy. The time has come to recognize that TETCO/TRC has acted as a good corporate citizen and has paid far in excess of its fair share at this site. EPA should complete the negotiation of a final cash-out settlement that recognizes TETCO/TRC's contributions to date and fully resolves its liability at the site.

Message

From: Bode, Denise A (53804) [dabode@michaelbeststrategies.com]
Sent: 1/10/2018 7:46:02 PM
To: Falvo, Nicholas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=424ac90ea7d8494a93209d14d37f2946-Falvo, Nich]
CC: Kelly, Albert [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=08576e43795149e5a3f9669726dd044c-Kelly, Albe]
Subject: letter to EPA and contact info for TRC
Attachments: 64B8A5FB-1FB1-4B74-89D6-75000E3BBCD7.png; 53F4D985-6DF5-4D15-9BCE-9DCDFEC89269.png; TRC Letter to Walter Mugdan Woodbrook Road Dump Site 11-3-17[1].pdf; Marc S Faecher.vcf; Chris Vincze.vcf

Importance: High

Nick,
Here is the email submittal below of the letter attached to the Acting Regional Administrator on the Woodbrook Road site. Also please find Mr. Faecher and Mr. Vincze's v cards.

Thank you all again for taking the time to listen to our story. We hope that this issue can be resolved for all stakeholders that act in good faith (especially when they are innocent parties), not just us, but very thankful you all will look into our good faith efforts on it for us.

Please let me know if I can do anything to assist on this or any other issue.

Best,
Denise

Submission email from TRC to the Region:

From: Faecher, Marc
Sent: Friday, November 03, 2017 1:31 PM
To: 'Mugdan.Walter@epa.gov<mailto:'Mugdan.Walter@epa.gov>'
<Mugdan.Walter@epa.gov<mailto:Mugdan.Walter@epa.gov>>
Cc: Peter Kautsky - US Department of Justice (Peter.Kautsky@usdoj.gov<mailto:Peter.Kautsky@usdoj.gov>)
<Peter.Kautsky@usdoj.gov<mailto:Peter.Kautsky@usdoj.gov>>; Deborah Schwenk
(schwenk.deborah@epa.gov<mailto:schwenk.deborah@epa.gov>)
<schwenk.deborah@epa.gov<mailto:schwenk.deborah@epa.gov>>; Toft, Dennis M.
<DToft@csglaw.com<mailto:DToft@csglaw.com>>; Vincze, Chris
<CVincze@trcsolutions.com<mailto:CVincze@trcsolutions.com>>
Subject: CONFIDENTIAL COMMUNICATION--INADMISSIBLE PURSUANT TO FRE 408: Woodbrook Road Dump Site

Mr. Mugdan–

Please see the attached correspondence.

Thank you.

Marc S. Faecher
Senior Vice President
mfaecher@trcsolutions.com<http://www.trcsolutions.com/>

[cid:53F4D985-6DF5-4D15-9BCE-9DCDFEC89269]

41 Spring Street, New Providence, NJ 07974
T: 908.988.1688 | F: 908.464.3712 | C: Ex. 6
LinkedIn<http://www.linkedin.com/company/trc-companies-inc> | Twitter<http://twitter.com/TRC_Companies> | Blog<http://blog.trcsolutions.com/> | Flickr<http://www.flickr.com/photos/trcsolutions/> | www.trcsolutions.com<http://www.trcsolutions.com/>

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Denise A. Bode

Partner
E dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com>
T 202.844.3804 | M [Ex. 6] | F 202.347.1819
[cid:1F5A4DCC-5A32-4F79-B55B-5B62DADE8A12]

my bio<http://www.michaelbeststrategies.com/dc/lawyer/denise-bode/> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

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==========

Contact

Full Name: Chris Vincze
Last Name: Vincze
First Name: Chris
Company: TRC

Business Address: TRC Companies, Inc. Wannalancit Mills 650 Suffolk Street, Suite 200 Lowell, Massachusetts 01854 United States of America

Home Address: One Eisenhaure Lane N. Reading, MA 01864

Business Phone: (978) 970-5600
Home Phone:
Mobile Phone: Ex. 6
Fax Number: (978) 656-3534

E-mail: CVincze@trcsolutions.com

```
-----------------------------------------------------
Details Updated 7/8/2011:
        Job Title: Chairman & CEO CEO
        Office Location: Lowell
        Pager: 190012

-----------------------------------------------------
Details Updated 11/28/2012:
        Job Title: Chairman & Chief Executive Officer Chairman & CEO
        Department: Corporate Operations
        Office Location: Lowell, MA Lowell

-----------------------------------------------------
Details Updated 12/21/2012:
        Office Location: Lowell Lowell, MA

-----------------------------------------------------
Details Updated 11/13/2013:
        Business Fax: (978) 453-1995
        Business Phone: (978) 970-5600 (978) 656-3530
Business Phone 2: (978) 656-3530
```

Contact

Full Name: Marc S. Faecher
Last Name: Faecher
Middle Name: S.
First Name: Marc
Company: TRC

Business Address: 41 Spring Street New Providence NJ 07974 United States of America

Business Phone: (908) 988-1688
Mobile Phone: Ex. 6

E-mail: MFaecher@TRCSOLUTIONS.com

Message

From: Bode, Denise A (53804) [dabode@michaelbeststrategies.com]
Sent: 12/27/2017 9:46:27 PM
To: Kelly, Albert [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=08576e43795149e5a3f9669726dd044c-Kelly, Albe]
CC: Falvo, Nicholas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=424ac90ea7d8494a93209d14d37f2946-Falvo, Nich]
Subject: Re: CERCLA

Thanks, hope your Christmas was great. How about 1/4 or 1/10<x-apple-data-detectors://12> after 1:00<x-apple-data-detectors://13>. Also late afternoon on the 11th<x-apple-data-detectors://10> or the morning of the 12th as well.
Best, Denise

Denise A. Bode
Partner
E dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com>
T 202.844.3804<tel:202.844.3804> | M Ex. 6 | F 202.347.1819<tel:202.347.1819>

[cid:image001.png@01D29BEB.5B4E8CA0]

my bio<http://www.michaelbeststrategies.com/Denise-Bode> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

On Dec 21, 2017, at 9:22 AM, Kelly, Albert <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov>> wrote:

Great Denise. Nice to hear from you. Please give me a couple suggested dates and we will look forward to seeing you

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Thursday, December 21, 2017 9:07 AM
To: Kelly, Albert <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov>>
Cc: Brown, Byron <brown.byron@epa.gov<mailto:brown.byron@epa.gov>>; Schreibel, Thomas B (57936) <tbschreibel@michaelbeststrategies.com<mailto:tbschreibel@michaelbeststrategies.com>>; Nichols, Alex (53820) <janichols@michaelbeststrategies.com<mailto:janichols@michaelbeststrategies.com>>
Subject: Re: CERCLA
Importance: High

Dear Kell,

I am writing to request a meeting in January with you and your team on behalf of Christopher Vincze, CEO and Marc Faecher Sr. VP, Environmental of TRC Corporation.

After reading the Environmental Protection Agency (EPA) Report of the Superfund Task Force, its recommendations and commitment to stakeholder's engagement, TRC believes it is critical to share their experiences as a stakeholder with the previous administration in voluntarily addressing Superfund issues. At least one of their ongoing projects is the poster child of what the report proposes to change and streamline.

The Administrator and you will probably remember TRC, as they purchased Wilbros Professional Services located in Tulsa, in January of 2016, and the Administrator attended the ribbon cutting with local officials.

We appreciate the opportunity to share our story,

Best,
Denise

Denise A. Bode
Partner
E
dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com>
T 202.844.3804 | M Ex. 6 | F 202.347.1819 [cid:0C70F259-A3A4-42C6-B2EA-DEE2D017761C]

my bio<http://www.michaelbeststrategies.com/dc/lawyer/denise-bode/> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

On 12/11/17, 11:29 AM, "Kelly, Albert" <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov><mailto:kelly.albert@epa.gov>> wrote:

Thanks Byron. I look forward to reconnecting Denise

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

-----Original Message-----
From: Brown, Byron
Sent: Monday, December 11, 2017 11:27 AM
To: Bode, Denise A (53804) <dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com>>
Cc: Kelly, Albert <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov><mailto:kelly.albert@epa.gov>>
Subject: RE: CERCLA

Copying Kell on this message.

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Monday, December 11, 2017 9:38 AM
To: Brown, Byron <brown.byron@epa.gov<mailto:brown.byron@epa.gov><mailto:brown.byron@epa.gov>>
Subject: Re: CERCLA

I know Kell. Same email style as yours?kelley. Kell@epa? Thanks, D

Denise A. Bode
Partner
E
dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com>
T 202.844.3804<tel:202.844.3804> | M Ex. 6 | F 202.347.1819<tel:202.347.1819>

[cid:image001.png@01D29BEB.5B4E8CA0<mailto:image001.png@01D29BEB.5B4E8CA0>]

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On Dec 11, 2017, at 9:29 AM, Brown, Byron <brown.byron@epa.gov<mailto:brown.byron@epa.gov><mailto:brown.byron@epa.gov><mailto:brown.byron@epa.gov>> wrote:

I suggest contacting Albert "Kell" Kelly who serves as senior advisor to the Administrator on Superfund matters.

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Friday, December 8, 2017 4:00 PM
To: Brown, Byron <brown.byron@epa.gov<mailto:brown.byron@epa.gov><mailto:brown.byron@epa.gov><mailto:brown.byron@epa.gov>>
Subject: CERCLA

Importance: High

Who is the headquarter's person in charge (or that you would recommend) of the Administrator's Superfund (CERCLA) efforts if we need to meet with someone?

Denise A. Bode
Partner
E
dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com>
T 202.844.3804 | M Ex. 6 | F 202.347.1819 [cid:43AD3A5F-6E07-4C2C-B11D-1A9F7A505BAC]

my bio<http://www.michaelbeststrategies.com/dc/lawyer/denise-bode/> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

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Message

From: Gunasekara, Mandy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=53D1A3CAA8BB4EBAB8A2D28CA59B6F45-GUNASEKARA,]
Sent: 10/19/2017 12:36:40 AM
To: pgray@crowell.com
CC: Kelly, Albert [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=08576e43795149e5a3f9669726dd044c-Kelly, Albe]
Subject: E Connect for Superfund

Peter,

It was very nice meeting you tonight at the ELI dinner. Based on our conversation, I'm connecting you with Kell Kelly (CC'd) who is leading the Superfund reform efforts underway at EPA.

Kell, Peter works at Crowell and has an interest in touching base regarding your work. I believe it would be good for you both to connect.

Best,
Mandy

Sent from my iPhone

Message

From: Livingston, Robert [rlivingston@livingstongroupdc.com]
Sent: 7/17/2017 2:14:49 PM
To: Kelly, Albert [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=08576e43795149e5a3f9669726dd044c-Kelly, Albe]
CC: Strayer, Marjorie [mstrayer@livingstongroupdc.com]
Subject: RE: Verizon / Hicksvill, NY

That's great. No need to talk further. I'll wait for the letter.

Thank you. Bob L

From: Kelly, Albert [mailto:kelly.albert@epa.gov]
Sent: Monday, July 17, 2017 9:57 AM
To: Livingston, Robert
Subject: RE: Verizon / Hicksvill, NY

Hello Mr. Livingston. I will check with Patrick as I understood that he had a letter ready for you. I will get back today. If you would like to discuss, please let me know

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

From: Livingston, Robert [mailto:rlivingston@livingstongroupdc.com]
Sent: Monday, July 17, 2017 9:06 AM
To: Falvo, Nicholas <falvo.nicholas@epa.gov>; Kelly, Albert <kelly.albert@epa.gov>; Davis, Patrick <davis.patrick@epa.gov>
Cc: Strayer, Marjorie <mstrayer@livingstongroupdc.com>; Brown, Byron <brown.byron@epa.gov>; Livingston, Robert <rlivingston@livingstongroupdc.com>
Subject: RE: Verizon / Hicksvill, NY

Folks,

Can you tell me if we are close to a decision?

Thanks very much!

Bob Livingston

From: Livingston, Robert [mailto:rlivingston@livingstongroupdc.com]
Sent: Monday, June 26, 2017 1:53 PM
To: falvo.nicholas@epa.gov; kelly.albert@epa.gov; davis.patrick@epa.gov
Cc: Strayer, Marjorie; brown.byron@epa.gov
Subject: RE: Verizon / Hicksvill, NY

Gentlemen;

Attached is my updated letter reflecting most recent developments.

Many thanks.

Bob

From: Livingston, Robert [mailto:rlivingston@livingstongroupdc.com]
Sent: Wednesday, June 21, 2017 11:16 AM
To: brown.byron@epa.gov; falvo.nicholas@epa.gov
Cc: Strayer, Marjorie; Bob Livingston
Subject: Verizon / Hicksvill, NY

Hon. Albert Kelly
Senior Advisor to the Administrator
Environmental Protection Agency

Dear Kel,

Thanks very much for taking the time with Patrick and Nick to hear our story about Verizon in Hicksville. From the beginning, any and all pollution was created at the behest of the United States Government, and while Verizon has picked up the tab for much of the cleanup, it is high time that the government resumes its responsibility and takes over the project in full.

DOJ and the Corps are in favor of the resolution that we presented. It's our strong hope that the EPA will agree.

Thank you again for your time.

Sincerely,

Bob Livingston

Message

From: Kevin Murray [KRMurray@hollandhart.com]
Sent: 5/31/2017 9:43:41 PM
To: Kelly, Albert [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=08576e43795149e5a3f9669726dd044c-Kelly, Albe]
Subject: RE: Superfund task force

Mr. Kelly

I reached your voice mail, happy to talk when convenient.

From: Kelly, Albert [mailto:kelly.albert@epa.gov]
Sent: Wednesday, May 31, 2017 7:32 AM
To: Kevin Murray
Subject: RE: Superfund task force

Why don't you call me when you free up after 330 your time. Will that work?

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Ex. 6

From: Kevin Murray [mailto:KRMurray@hollandhart.com]
Sent: Wednesday, May 31, 2017 9:25 AM
To: Kelly, Albert <kelly.albert@epa.gov>
Cc: Dravis, Samantha <dravis.samantha@epa.gov>
Subject: Re: Superfund task force

If these times do not work I may be able to rearrange some time before 11 today.

regards,

Kevin

Ex. 6

Sent from my iPhone

On May 31, 2017, at 6:50 AM, Kevin Murray <KRMurray@hollandhart.com> wrote:

> I would welcome the opportunity to chat. I am available Today 11:30 to 2:30 or after 3:30. Tomorrow before 12, Friday anytime. (Mountain Time).
>
> regards,
>
> Kevin
>
> Ex. 6
>
> Sent from my iPhone

On May 31, 2017, at 5:54 AM, Kelly, Albert <kelly.albert@epa.gov> wrote:

Hello Mr. Murray. Perhaps we can visit at your convenience. Please give me some available times.

Sent from my iPad

On May 31, 2017, at 7:41 AM, Dravis, Samantha <dravis.samantha@epa.gov> wrote:

Thank you, Kevin. I am copying in Mr. Kelly, who is in charge of the Task Force and can respond to the inquiry. Thank you so much for the interest.

From: Kevin Murray [mailto:KRMurray@hollandhart.com]
Sent: Tuesday, May 30, 2017 5:33 PM
To: Dravis, Samantha <dravis.samantha@epa.gov>
Subject: RE: Superfund task force

Samantha

Bill Myers sent my resume to you last week indicating an interest that I expressed at serving on the Superfund Task Force. I would indeed like the opportunity to do so. In addition to my bio that Bill forwarded to you, I have attached a recent speaker bio that may be of use. Please let me know if you have any questions, of if there is any other information I could provide.

Regards,

Kevin

Kevin R Murray
Partner
Holland & Hart LLP
222 South Main Street, Suite 2200
Salt Lake City, UT 84101
Ex. 6
Fax (801) 618-4123
Mobile Ex. 6
E-mail: krmurray@mac.com

<image001.gif>

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Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 3/22/2018 10:56:56 PM
To: Bode, Denise A (53804) [dabode@michaelbeststrategies.com]
Subject: RE: Following up

As am i

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Thursday, March 22, 2018 6:41 PM
To: Kelly, Albert <kelly.albert@epa.gov>
Subject: Re: Following up

Sure, just got back and on my way home to see Boomer and John. In the office all day tomorrow!

Denise A. Bode
Partner
E dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com>
T 202.844.3804<tel:202.844.3804> | M Ex. 6 | F 202.347.1819<tel:202.347.1819>

[cid:image001.png@01D29BEB.5B4E8CA0]

my bio<http://www.michaelbeststrategies.com/Denise-Bode> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

On Mar 22, 2018, at 6:10 PM, Kelly, Albert <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov>> wrote:

Lets discuss when you are back

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Tuesday, March 20, 2018 1:56 PM
To: Kelly, Albert <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov>>
Subject: Following up

Good afternoon. Just want to follow up to see what else we should provide in information that might be helpful? I am on my way to California but glad to get our folks to provide what you and your team might need. Thanks again for your time.

Best,
Denise
Denise A. Bode
Partner
E dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com>
T 202.844.3804<tel:202.844.3804> | M Ex. 6 | F 202.347.1819<tel:202.347.1819>

[cid:image001.png@01D29BEB.5B4E8CA0]

my bio<http://www.michaelbeststrategies.com/Denise-Bode> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

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Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 3/22/2018 10:10:03 PM
To: Bode, Denise A (53804) [dabode@michaelbeststrategies.com]
Subject: RE: Following up

Lets discuss when you are back

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Tuesday, March 20, 2018 1:56 PM
To: Kelly, Albert <kelly.albert@epa.gov>
Subject: Following up

Good afternoon. Just want to follow up to see what else we should provide in information that might be helpful? I am on my way to California but glad to get our folks to provide what you and your team might need. Thanks again for your time.

Best,
Denise
Denise A. Bode
Partner
E dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com>
T 202.844.3804<tel:202.844.3804> | M Ex. 6 | F 202.347.1819<tel:202.347.1819>

[cid:image001.png@01D29BEB.5B4E8CA0]

my bio<http://www.michaelbeststrategies.com/Denise-Bode> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

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==========

Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 3/8/2018 8:59:24 PM
To: Laws, Elliott [ELaws@crowell.com]
Subject: RE:

You are indeed selfless to put yourself in such quarters for the good of others.

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
Ex. 6

-----Original Message-----
From: Laws, Elliott [mailto:ELaws@crowell.com]
Sent: Thursday, March 8, 2018 3:57 PM
To: Kelly, Albert <kelly.albert@epa.gov>
Subject:

[image1.jpeg]

Elliott P. Laws
elaws@crowell.com<mailto:elaws@crowell.com>
Direct: 1 Ex. 6
Fax: 1.202.322.9511<tel:1 Ex. 6
Crowell & Moring LLP |www.crowell.com<http://www.crowell.com/>
1001 Pennsylvania Avenue NW<x-apple-data-detectors://2> Washington, DC 20004<x-apple-data-detectors://2>

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Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 3/7/2018 4:56:02 PM
To: Laws, Elliott [ELaws@crowell.com]
Subject: RE: Time to chat early next week

I could do 330 eastern time tomorrow

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
Ex. 6

From: Laws, Elliott [mailto:ELaws@crowell.com]
Sent: Tuesday, March 6, 2018 3:55 PM
To: Kelly, Albert <kelly.albert@epa.gov>
Subject: RE: Time to chat early next week

Hi Kell – I just found out I have to fly to California on Thursday morning – can we move our call to 2:30?

Elliott P. Laws
Ex. 6
Crowell & Moring LLP | www.crowell.com
1001 Pennsylvania Avenue NW
Washington, DC 20004

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From: Laws, Elliott
Sent: Tuesday, March 6, 2018 2:27 PM
To: 'Kelly, Albert'
Subject: RE: Time to chat early next week

That works for me. Thnx

Elliott P. Laws
Ex. 6
Crowell & Moring LLP | www.crowell.com
1001 Pennsylvania Avenue NW
Washington, DC 20004

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From: Kelly, Albert [mailto:kelly.albert@epa.gov]
Sent: Tuesday, March 6, 2018 12:59 PM
To: Laws, Elliott
Subject: Re: Time to chat early next week

How about 11?

Sent from my iPad

On Mar 6, 2018, at 7:30 AM, Laws, Elliott <ELaws@crowell.com> wrote:

> Kell – I can do Thursday except Noon – 3:30.
>
> Elliott
>
> Elliott P. Laws
> Ex. 6
> **Crowell & Moring LLP** | www.crowell.com
> 1001 Pennsylvania Avenue NW
> Washington, DC 20004
>
> This message contains privileged and confidential information. IF IT WAS SENT TO YOU BY MISTAKE, DO NOT READ IT. Instead, please notify the sender (or postmaster@crowell.com) by reply e-mail, and delete this e-mail. Unauthorized dissemination, forwarding or copying of this e-mail is strictly prohibited.

From: Kelly, Albert [mailto:kelly.albert@epa.gov]
Sent: Saturday, March 3, 2018 3:24 PM
To: Laws, Elliott
Subject: Re: Time to chat early next week

Hello Elliott. I am out until Wednesday afternoon. Let me know what might work

Sent from my iPad

On Mar 2, 2018, at 1:55 PM, Laws, Elliott <ELaws@crowell.com> wrote:

> Hi Kell. I was hoping you might have time to chat briefly on Tuesday (dentist Monday so I don't think I'll be too talkative then!) Anytime should work for me.
>
> Thnx and have a great weekend!
>
> Elliott
>
> Elliott P. Laws
> elaws@crowell.com
> Direct Ex. 6 | Fax: 1.202.322.9511
>
> **Crowell & Moring LLP** | www.crowell.com

1001 Pennsylvania Avenue NW
Washington, DC 20004

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Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 5/1/2018 7:51:02 PM
To: Laws, Elliott [ELaws@crowell.com]
Subject: RE:

I am around for a while. Let me know when you have some time. Last day here is today. Personal cell is Ex. 6

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
Ex. 6

-----Original Message-----
From: Laws, Elliott [mailto:ELaws@crowell.com]
Sent: Tuesday, May 1, 2018 10:54 AM
To: Kelly, Albert <kelly.albert@epa.gov>
Subject:

Kell I just heard the news and needless to say I'm surprised and disappointed. I truly enjoyed meeting and working with you.
I don't know when you're leaving DC, but if you get a chance I'd love to catch up. If that doesn't work, my numbers are below. Best of luck!

Elliott

Elliott P. Laws
elaws@crowell.com
Ex. 6 (w)
(c)

Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 10/25/2017 7:11:29 PM
To: Kevin Murray [KRMurray@hollandhart.com]
Subject: RE: Superfund task force - CERCLA efficiency

Thank you for the inquiry. We are still in the development of critical pathway mode. However, we are seeing the use now of the PPAs and you are correct it is a proper and great idea. I will keep you advised as we proceed to completion on your other inquires. Please call or email anytimg

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
Ex. 6

From: Kevin Murray [mailto:KRMurray@hollandhart.com]
Sent: Wednesday, October 25, 2017 3:00 PM
To: Kelly, Albert <kelly.albert@epa.gov>
Subject: RE: Superfund task force - CERCLA efficiency

Albert

I hope you are doing well. I have appreciated the Task force recommendations and the administrator's focus on this issue. Is there any further information on:

- The numerous references to written agency directives on the various recommendations
- The list of NPL sites to target for completion,
- Has there been any movement on the re-use of Prospective purchaser agreements (great idea) and the revised model comfort letter (redevelopment is a central portion of my practice and this would be huge), and
- Who will be asked to be on the advisory committee discussed in recommendation 42

Thanks again for your time and work on this matter.

Kevin

Kevin R Murray
Partner
Holland & Hart LLP
222 South Main Street, Suite 2200
Salt Lake City, UT 84101
Phone (Ex. 6
Fax (801) 618-4123
Mobile (Ex. 6
E-mail: krmurray@hollandhart.com

HOLLAND&HART

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From: Kevin Murray
Sent: Tuesday, June 06, 2017 5:07 PM
To: 'Kelly, Albert'
Subject: RE: Superfund task force - CERCLA efficiency

Albert

I appreciated speaking with you last week. As you may recall, I mentioned that one of the things I believe would make CERCLA more efficient would be the ability to get to a remedy decision quicker. I remain convinced that this is not a statutory amendment but rather a rule modification. One possible avenue is the use of a study focused solely on limited remedial alternatives where the remedy is obvious perhaps because (i) there are limited options or (ii) certain facts dictate an obvious solution. This concept already exists within EPA guidance. "Site-specific data needs, the evaluation of alternatives, and the documentation of the selected remedy should reflect the scope and complexity of the site problems being addressed." 40 C.F.R. § 300.430(a)(1)(ii)(C). Additionally, EPA has indicated that "[a] more streamlined analysis during an RI/FS may be particularly appropriate" when site problems are straightforward; when ARARs, guidance or program precedent indicate a limited range of appropriate response alternatives; and when many alternatives are clearly impracticable due to severe implementability problems or prohibitive costs. 55 Fed. Reg. 8704.

This is often referred to as a focused Remedial Investigation (RI), focused Feasibility Study (FS), or the like; however, I do not believe that the concept of a focused RI or FS currently exists in the NCP or other rules and therefore lacks a clear definition. The possibility of performing a focused RI or FS where the parties would agree to and identify the remedial action alternatives to be considered for the site and then all subsequent analysis would focus on just those alternatives, could improve efficiency. For example the procedure would allow the parties to eliminate the development and screening of all remedial alternatives, or, in the RI scenario, shorten data gathering needs and potentially report preparation.

The devil is always in the details, but I believe this concept is valid.

Kevin

Kevin R Murray
Partner
Holland & Hart LLP
222 South Main Street, Suite 2200
Salt Lake City, UT 84101
Phone: Ex. 6
Fax (801) 618-4123
Mobile: Ex. 6
E-mail: krmurray@mac.com

HOLLAND&HART

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From: Kelly, Albert [mailto:kelly.albert@epa.gov]
Sent: Wednesday, May 31, 2017 7:32 AM
To: Kevin Murray
Subject: RE: Superfund task force

Why don't you call me when you free up after 330 your time. Will that work?

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
Ex. 6

From: Kevin Murray [mailto:KRMurray@hollandhart.com]
Sent: Wednesday, May 31, 2017 9:25 AM
To: Kelly, Albert <kelly.albert@epa.gov>
Cc: Dravis, Samantha <dravis.samantha@epa.gov>
Subject: Re: Superfund task force

If these times do not work I may be able to rearrange some time before 11 today.

regards,

Kevin
Ex. 6

Sent from my iPhone

On May 31, 2017, at 6:50 AM, Kevin Murray <KRMurray@hollandhart.com> wrote:

> I would welcome the opportunity to chat. I am available Today 11:30 to 2:30 or after 3:30. Tomorrow before 12, Friday anytime. (Mountain Time).
>
> regards,
>
> Kevin
> Ex. 6
>
> Sent from my iPhone
>
> On May 31, 2017, at 5:54 AM, Kelly, Albert <kelly.albert@epa.gov> wrote:
>
>> Hello Mr. Murray. Perhaps we can visit at your convenience. Please give me some available times.
>>
>> Sent from my iPad
>>
>> On May 31, 2017, at 7:41 AM, Dravis, Samantha <dravis.samantha@epa.gov> wrote:
>>
>>> Thank you, Kevin. I am copying in Mr. Kelly, who is in charge of the Task Force and can respond to the inquiry. Thank you so much for the interest.

From: Kevin Murray [mailto:KRMurray@hollandhart.com]
Sent: Tuesday, May 30, 2017 5:33 PM
To: Dravis, Samantha <dravis.samantha@epa.gov>
Subject: RE: Superfund task force

Samantha

Bill Myers sent my resume to you last week indicating an interest that I expressed at serving on the Superfund Task Force. I would indeed like the opportunity to do so. In addition to my bio that Bill forwarded to you, I have attached a recent speaker bio that may be of use. Please let me know if you have any questions, of if there is any other information I could provide.

Regards,

Kevin

Kevin R Murray
Partner
Holland & Hart LLP
222 South Main Street, Suite 2200
Salt Lake City, UT 84101
Phone (Ex. 6
Fax (801) 618-4123
Mobile (Ex. 6
E-mail: krmurray@mac.com

<image001.gif>

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Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 2/2/2018 8:31:57 PM
To: Bode, Denise A (53804) [dabode@michaelbeststrategies.com]; Falvo, Nicholas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=424ac90ea7d8494a93209d14d37f2946-Falvo, Nich]
Subject: FW: TRC

Hello Denise, I am following up on the below email to Nick. I have been in telephone contact with Marc Faecher several times. The status now is that the Region was waiting on confirmation from the state to begin discussions that you requested. That has now been received. We are still awaiting confirmation from DOJ. Once received, I or the Region will propose some type of discussion format to see if we can resolve the differences remaining. Please call or email if you have any questions. Thanks.

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

From: Falvo, Nicholas
Sent: Friday, February 2, 2018 3:21 PM
To: Kelly, Albert <kelly.albert@epa.gov>
Subject: Fwd: TRC

I think you spoke with someone late last week. Want to follow up with her?

Sent from my iPhone

Begin forwarded message:

> **From:** "Bode, Denise A (53804)" <dabode@michaelbeststrategies.com>
> **Date:** February 2, 2018 at 2:16:51 PM CST
> **To:** "Falvo, Nicholas" <falvo.nicholas@epa.gov>
> **Subject: TRC**
>
> Hi Nick, are there any updates on our issue? Would it be helpful to get us together with the team you all are talking to at EPA so you and Kell can hear the discussion? We are glad to do whatever helps the process. D
> Denise A. Bode
> Partner
> E dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com>
> T 202.844.3804 | M Ex. 6 | F 202.347.1819
> [cid:21DBB8B3-8E0E-4DE9-8DAA-533BE4C71759]
>
> my bio<http://www.michaelbeststrategies.com/dc/lawyer/denise-bode/> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

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Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 12/21/2017 2:22:10 PM
To: Bode, Denise A (53804) [dabode@michaelbeststrategies.com]
CC: Falvo, Nicholas [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=424ac90ea7d8494a93209d14d37f2946-Falvo, Nich]
Subject: RE: CERCLA

Great Denise. Nice to hear from you. Please give me a couple suggested dates and we will look forward to seeing you

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Thursday, December 21, 2017 9:07 AM
To: Kelly, Albert <kelly.albert@epa.gov>
Cc: Brown, Byron <brown.byron@epa.gov>; Schreibel, Thomas B (57936) <tbschreibel@michaelbeststrategies.com>; Nichols, Alex (53820) <janichols@michaelbeststrategies.com>
Subject: Re: CERCLA
Importance: High

Dear Kell,

I am writing to request a meeting in January with you and your team on behalf of Christopher Vincze, CEO and Marc Faecher Sr. VP, Environmental of TRC Corporation.

After reading the Environmental Protection Agency (EPA) Report of the Superfund Task Force, its recommendations and commitment to stakeholder's engagement, TRC believes it is critical to share their experiences as a stakeholder with the previous administration in voluntarily addressing Superfund issues. At least one of their ongoing projects is the poster child of what the report proposes to change and streamline.

The Administrator and you will probably remember TRC, as they purchased Wilbros Professional Services located in Tulsa, in January of 2016, and the Administrator attended the ribbon cutting with local officials.

We appreciate the opportunity to share our story,

Best,
Denise

Denise A. Bode
Partner
E dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com>
T 202.844.3804 | M Ex. 6 | F 202.347.1819 [cid:0C70F259-A3A4-42C6-B2EA-DEE2D017761C]

my bio<http://www.michaelbeststrategies.com/dc/lawyer/denise-bode/> | our firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

On 12/11/17, 11:29 AM, "Kelly, Albert" <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov>> wrote:

Thanks Byron. I look forward to reconnecting Denise

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

-----Original Message-----
From: Brown, Byron
Sent: Monday, December 11, 2017 11:27 AM

To: Bode, Denise A (53804) <dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com>>
Cc: Kelly, Albert <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov>>
Subject: RE: CERCLA

Copying Kell on this message.

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Monday, December 11, 2017 9:38 AM
To: Brown, Byron <brown.byron@epa.gov<mailto:brown.byron@epa.gov>>
Subject: Re: CERCLA

I know Kell. Same email style as yours?kelley. Kell@epa? Thanks, D

Denise A. Bode
Partner
E
dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com>
T 202.844.3804<tel:202.844.3804> | M Ex. 6 | F
202.347.1819<tel:202.347.1819>

[cid:image001.png@01D29BEB.5B4E8CA0<mailto:image001.png@01D29BEB.5B4E8CA0>]

my bio<http://www.michaelbeststrategies.com/Denise-Bode> | our
firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

On Dec 11, 2017, at 9:29 AM, Brown, Byron
<brown.byron@epa.gov<mailto:brown.byron@epa.gov><mailto:brown.byron@epa.gov>> wrote:

I suggest contacting Albert "Kell" Kelly who serves as senior advisor to the Administrator on Superfund matters.

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Friday, December 8, 2017 4:00 PM
To: Brown, Byron <brown.byron@epa.gov<mailto:brown.byron@epa.gov><mailto:brown.byron@epa.gov>>
Subject: CERCLA
Importance: High

Who is the headquarter's person in charge (or that you would recommend) of the Administrator's Superfund (CERCLA) efforts if we need to meet with someone?

Denise A. Bode
Partner
E
dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com><mailto:dabode@michaelbeststrategies.com>
T 202.844.3804 | M Ex. 6 | F 202.347.1819 [cid:43AD3A5F-6E07-4C2C-B11D-1A9F7A505BAC]

my bio<http://www.michaelbeststrategies.com/dc/lawyer/denise-bode/> | our
firm<http://www.michaelbeststrategies.com/> | vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>

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Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 3/23/2018 11:58:16 AM
To: Bode, Denise A (53804) [dabode@michaelbeststrategies.com]
Subject: RE: Following up

I am pretty booked this morning. Lets visit by phone this afternoon if you have time. Perhaps 3?

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

-----Original Message-----
From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
Sent: Thursday, March 22, 2018 8:04 PM
To: Kelly, Albert <kelly.albert@epa.gov>
Subject: Re: Following up

Thanks, Kelly. Shall I set up a time to talk with Marc and I or come over tomorrow? What works for you? Or shall I reach out to Nick? Best, D

Denise A. Bode
Partner
E dabode@michaelbeststrategies.com
T 202.844.3804 | M Ex. 6 | F 202.347.1819

my bio <http://www.michaelbeststrategies.com/dc/lawyer/denise-bode/> | our firm <http://www.michaelbeststrategies.com/> | vCard <http://www.michaelbest.com/People/Denise-Bode.vcf>

On 3/22/18, 6:57 PM, "Kelly, Albert" <kelly.albert@epa.gov> wrote:

>As am i
>
>Albert Kelly
>Senior Advisor to the Administrator
>1200 Pennsylvania Avenue, NW
>Washington, DC 20460
>202 306 8830
>
>-----Original Message-----
>From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
>Sent: Thursday, March 22, 2018 6:41 PM
>To: Kelly, Albert <kelly.albert@epa.gov>
>Subject: Re: Following up
>
>Sure, just got back and on my way home to see Boomer and John. In the
>office all day tomorrow!
>
>
>
>Denise A. Bode
>Partner
>E
>dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.co
>m> T 202.844.3804<tel:202.844.3804> | M
> Ex. 6
>| F 202.347.1819<tel:202.347.1819>
>
>[cid:image001.png@01D29BEB.5B4E8CA0]
>
>my bio<http://www.michaelbeststrategies.com/Denise-Bode> | our
>firm<http://www.michaelbeststrategies.com/> |
>vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>
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>
>On Mar 22, 2018, at 6:10 PM, Kelly, Albert
><kelly.albert@epa.gov<mailto:kelly.albert@epa.gov>> wrote:
>
>Lets discuss when you are back
>
>Albert Kelly
>Senior Advisor to the Administrator
>1200 Pennsylvania Avenue, NW
>Washington, DC 20460
>202 306 8830
>
>-----Original Message-----
>From: Bode, Denise A (53804) [mailto:dabode@michaelbeststrategies.com]
>Sent: Tuesday, March 20, 2018 1:56 PM
>To: Kelly, Albert <kelly.albert@epa.gov<mailto:kelly.albert@epa.gov>>
>Subject: Following up
>
>Good afternoon. Just want to follow up to see what else we should
>provide in information that might be helpful? I am on my way to
>California but glad to get our folks to provide what you and your team
>might need. Thanks again for your time.
>
>Best,
>Denise
>Denise A. Bode
>Partner
>E
>dabode@michaelbeststrategies.com<mailto:dabode@michaelbeststrategies.co
>m>< mailto:dabode@michaelbeststrategies.com>
>T 202.844.3804<tel:202.844.3804> | M Ex. 6
>| F 202.347.1819<tel:202.347.1819>
>
>[cid:image001.png@01D29BEB.5B4E8CA0]
>
>my bio<http://www.michaelbeststrategies.com/Denise-Bode> | our
>firm<http://www.michaelbeststrategies.com/> |
>vCard<http://www.michaelbest.com/People/Denise-Bode.vcf>
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in error, please return it to the sender immediately and delete the original message and any copy of it from your computer system. If you have any questions concerning this message, please contact the sender.

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Message

From: Kelly, Albert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08576E43795149E5A3F9669726DD044C-KELLY, ALBE]
Sent: 6/6/2017 7:22:50 PM
To: Strayer, Marjorie [mstrayer@livingstongroupdc.com]
Subject: RE: epa correspondence

Thanks I am on a call.

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

From: Strayer, Marjorie [mailto:mstrayer@livingstongroupdc.com]
Sent: Tuesday, June 6, 2017 3:21 PM
To: Kelly, Albert <kelly.albert@epa.gov>; Livingston, Robert <rlivingston@livingstongroupdc.com>
Cc: Graham, Jane <jgraham@livingstongroupdc.com>; Kuchmy, Lorraine <lkuchmy@livingstongroupdc.com>
Subject: RE: epa correspondence

Mr. Kelly –

I just left you a voice mail. You can reach me on my cell phone at Ex. 6 I look forward to chatting with you.

Marjorie

From: Kelly, Albert [mailto:kelly.albert@epa.gov]
Sent: Tuesday, June 6, 2017 3:07 PM
To: Livingston, Robert <rlivingston@livingstongroupdc.com>
Cc: Graham, Jane <jgraham@livingstongroupdc.com>; Kuchmy, Lorraine <lkuchmy@livingstongroupdc.com>; Strayer, Marjorie <mstrayer@livingstongroupdc.com>
Subject: RE: epa correspondence

Thanks to you as well Mr. Livingston. I look forward to speaking with Ms. Strayer.

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830

From: Livingston, Robert [mailto:rlivingston@livingstongroupdc.com]
Sent: Tuesday, June 6, 2017 3:05 PM
To: Kelly, Albert <kelly.albert@epa.gov>
Cc: Graham, Jane <jgraham@livingstongroupdc.com>; Kuchmy, Lorraine <lkuchmy@livingstongroupdc.com>; Strayer, Marjorie <mstrayer@livingstongroupdc.com>; Livingston, Robert <rlivingston@livingstongroupdc.com>
Subject: RE: epa correspondence

Mr. Kelly, Thanks very much for your call. I apologize for our indecipherable phone system.

I'm asking Marjory Strayer to give you a call in hopes she will help bring this Hicksville issue to a successful conclusion.

Again, many thanks!

Bob Livingston

From: Kelly, Albert [mailto:kelly.albert@epa.gov]
Sent: Tuesday, June 06, 2017 2:19 PM
To: Livingston, Robert
Subject: epa correspondence

Hello Mr. Livingston, I received your communication to the Administrator regarding the New York Superfund site. I attempted to phone you but could not get through the automated phone system. Please call at your convenience. Thank you.

Albert Kelly
Senior Advisor to the Administrator
1200 Pennsylvania Avenue, NW
Washington, DC 20460
202 306 8830