From:	Baron, Adam
To:	Rickie W. Armstrong
Cc:	Contreras, Peter; Hartman, Bob
Subject:	Friday AM call with EPA 10 to 11 AM - Draft Response Ltr
Date:	Thursday, September 08, 2016 2:24:16 PM
Attachments:	Nooksack Response Ltr 9 8 16.docx

Rickie –

Here is the current draft of our response letter to the Nooksack's previous letter. Please review before our call tomorrow and hopefully we can make some headway during our conversation. I expect we will send the final version early next week.

Thanks and talk to you tomorrow.

Adam Baron
Drinking Water Compliance Officer
U.S. EPA, Region 10 (OCE-101)
1200 Sixth Avenue, Suite 900
Seattle, WA 98101
(206) 553-6361
baron.adam@epa.gov

From: Rickie W. Armstrong [mailto:rarmstrong@nooksack-nsn.gov]
Sent: Wednesday, September 07, 2016 5:22 PM
To: Baron, Adam <Baron.Adam@epa.gov>
Subject: RE: Friday AM call with EPA 10 to 11 AM

Hi Adam,

My apologies if I misunderstood, but I may have misunderstood who the intended audience for Friday would be. If the intent was to discuss this with the administrative staff present, Joe Bob and Richard are on annual leave (as well as Katherine/G.M.) and are scheduled to return on Monday. I do have some questions/concerns on the enforcement end, relating mostly to past notices and CAPs however and would appreciate any assistance EPA/you could provide re: internal oversight of water programs for the administration.

I will block out the time nonetheless and thank you again for all your help.

RWA

Thank you,

Rickie Wayne Armstrong
Tribal Attorney
Office of Tribal Attorney
Nooksack Indian Tribe

5047 Mt. Baker Hwy
P.O. Box 63
Deming, WA 98244
Phone: 360-592-4158 Ext. 3352
Fax: 360-592-2227
Cel: 360-303-6738

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From: Baron, Adam [mailto:Baron.Adam@epa.gov]
Sent: Wednesday, September 07, 2016 3:48 PM
To: Rickie W. Armstrong <rarmstrong@nooksack-nsn.gov>
Subject: Friday AM call with EPA 10 to 11 AM

Rickie –

I've got my manager and program attorney lined up for a call this Friday from 10 am to 11. I just wanted to give you more specifics ASAP since I asked you to hold that entire morning. Also, we're aiming to have a pretty close to final draft of our response letter that we can share with you by the end of the day tomorrow.

Anyone else on your side you think should be there? Should we call you at the normal number or will you be at a conference room? Let me know what works for you.

Thanks and talk to you Friday.

Adam Baron
Drinking Water Compliance Officer
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1200 Sixth Avenue, Suite 900
Seattle, WA 98101

(206) 553-6361
baron.adam@epa.gov

From: Rickie W. Armstrong [mailto:rarmstrong@nooksack-nsn.gov]
Sent: Monday, August 15, 2016 9:28 AM
To: Baron, Adam <Baron.Adam@epa.gov>
Cc: Hartman, Bob <Hartman.Bob@epa.gov>
Subject: RE: Also on Sulwhanon

Hi Adam,

Thank you for forwarding the previous notices and CAPs. I will take a look. Also, late Friday afternoon, I personally went to our lab and was able to gather a substantial number of documents from the 2013-2014 period. I am beginning to review the documents and we will forward the relevant documentation once identified. Again, the Tribe intends to get a formal response out shortly. Thank you for your patience.

RWA

Thank you,

Rickie Wayne Armstrong
Tribal Attorney
Office of Tribal Attorney
Nooksack Indian Tribe
5047 Mt. Baker Hwy
P.O. Box 63
Deming, WA 98244
Phone: 360-592-4158 Ext. 3352
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avoiding tax-related penalties that may be imposed by the IRS or (b) promoting, marketing or recommending to another party any tax-related matters addressed herein.

From: Baron, Adam [mailto:Baron.Adam@epa.gov]
Sent: Friday, August 12, 2016 3:42 PM
To: Rickie W. Armstrong <rarmstrong@nooksack-nsn.gov>
Subject: Also on Sulwhanon

In terms of returning the E. coli MCL violation back to compliance, I was able to confirm that passing monitoring has been coming in, but I need to confer with a program person who is out of the office today on what else, if anything, needs to be done. I'll contact you when I know more.

Adam Baron
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(206) 553-6361
baron.adam@epa.gov

From: Baron, Adam
Sent: Friday, August 12, 2016 3:34 PM
To: 'Rickie W. Armstrong' <rarmstrong@nooksack-nsn.gov>
Subject: Corrective Action Plans by System - 5 Cedars

Rickie –

In order to keep this clear, I'm going to send an email per system. Starting with correspondence and corrective action plan for 5 Cedars.

Adam Baron
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From: Rickie W. Armstrong [mailto:rarmstrong@nooksack-nsn.gov]
Sent: Monday, August 01, 2016 3:25 PM
To: Baron, Adam <Baron.Adam@epa.gov>

Subject: RE: Drinking Water issues on the Nooksack Reservation - response needed

Hi Adam,

I just left a message with you, but wanted to forward my contact details. Ms. Bernard had sent over the notice a week or so ago, but I was out of the office for a couple days and just had the opportunity to meet with staff on this one. Should you have any questions and/or concerns, please feel free to contact me at:

Thank you,

Rickie Wayne Armstrong
Tribal Attorney
Office of Tribal Attorney
Nooksack Indian Tribe
5047 Mt. Baker Hwy
P.O. Box 63
Deming, WA 98244
Phone: 360-592-4158 Ext. 3352
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From: Baron, Adam [mailto:Baron.Adam@epa.gov]
Sent: Monday, August 01, 2016 3:09 PM
To: Charity Bernard
Cc: Rickie W. Armstrong; Contreras, Peter
Subject: RE: Drinking Water issues on the Nooksack Reservation - response needed

Charity –

Thank you for the quick response. That is what I needed to confirm.

Adam Baron
Drinking Water Compliance Officer
U.S. EPA, Region 10 (OCE-101)
1200 Sixth Avenue, Suite 900
Seattle, WA 98101
(206) 553-6361
baron.adam@epa.gov

From: Charity Bernard [mailto:cbernard@nooksack-nsn.gov]
Sent: Monday, August 01, 2016 3:06 PM
To: Baron, Adam <Baron.Adam@epa.gov>
Cc: Rickie W. Armstrong <rarmstrong@nooksack-nsn.gov>
Subject: RE: Drinking Water issues on the Nooksack Reservation - response needed

Adam –
I assure you that this letter has the necessary attention and you will be hearing from someone soon. I have cc:d Rickie Armstrong, who is our legal counsel – feel free to contact him.

Thank you,
Charity Bernard
Chief of Staff
Nooksack Indian Tribe
P.O. Box 157
Deming, WA 98244
Cell: (360) 319-7503

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From: Baron, Adam [mailto:Baron.Adam@epa.gov]
Sent: Monday, August 01, 2016 2:57 PM
To: Charity Bernard <cbernard@nooksack-nsn.gov>
Cc: Oliver Grah <ograh@nooksack-nsn.gov>; Gary MacWilliams <gmacwilliams@nooksack-nsn.gov>; Contreras, Peter <Contreras.Peter@epa.gov>
Subject: Drinking Water issues on the Nooksack Reservation - response needed
Importance: High

Charity –

I understand you are the administrative assistant to General Manager/ Councilwoman Catherine Canete. EPA sent a formal correspondence to Chairman Kelley on July 20th (confirmed receipt on 25th), with a courtesy e-copy sent in advance to Richard Edwards, Director of Maintenance and Facilities. I have left messages with Mr. Edwards, but we have not heard from anyone at the Nooksack tribe on this issue. This is an matter that may affect human health on the reservation, plus has legal ramifications for the Nooksack Tribe. Please ensure it gets the high level attention needed.

I am happy to answer any questions tribal representatives may have and/or to schedule a meeting with the appropriate point of contact to do so.

Thank you for your assistance.

Adam Baron
Drinking Water Compliance Officer
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1200 Sixth Avenue, Suite 900
Seattle, WA 98101
(206) 553-6361
baron.adam@epa.gov

From: Baron, Adam
Sent: Wednesday, July 20, 2016 2:33 PM
To: 'reedwards@nooksack-nsn.gov' <reedwards@nooksack-nsn.gov>
Cc: 'Joe Bob' <JBob@nooksack-nsn.gov>; 'Warren.Nilchee@ihs.gov' <Warren.Nilchee@ihs.gov>
Subject: Drinking Water issues on the Nooksack Reservation - courtesy copy of EPA correspondence to Nooksack Chairman

Richard –

Per my voicemail this morning, please review the attached documents which EPA sent to the Nooksack Chairman today by post. Per our protocol, EPA is providing a courtesy e-copy to you as the director of maintenance and facilities for the Nooksack tribe which oversees the six drinking water systems at issue. If you have any questions, you can contact me using the information below to

schedule a conference call or in person meeting. You may also want to brief your Chairman on these issues before he receives our correspondence.

Respectfully,

Adam Baron
Drinking Water Compliance Officer
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baron.adam@epa.gov