From: Baron, Adam
To: Charity Bernard
Subject: Proposed Drinking Water Order
Date: Monday, December 05, 2016 10:25:46 AM

Charity –

I'm emailing a follow up from the voicemail I left on your cell phone earlier. Our understanding is that Rickie has all the paperwork ready for tribal council signature, and we are just waiting on the next meeting. Do you have a sense of when the next meeting will be? EPA needs that information to calibrate our response.

Thanks in advance for your response and insight on this.

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: Friday, October 07, 2016 10:24 AM
To: Baron, Adam <Baron.Adam@epa.gov>
Subject: RE: Teleconference with Nooksack Indian Tribe

Thank you

From: Baron, Adam [mailto:Baron.Adam@epa.gov]
Sent: Friday, October 07, 2016 10:22 AM
To: Charity Bernard <cbernard@nooksack-nsn.gov>
Cc: Contreras, Peter <Contreras.Peter@epa.gov>
Subject: RE: Teleconference with Nooksack Indian Tribe

Thanks so much for the confirmation. We'll actually be in my manager's office, so please have them call us at 206 553 6708 at that date and time.

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: Friday, October 07, 2016 10:06 AM
To: Baron, Adam <Baron.Adam@epa.gov>
Subject: RE: Teleconference with Nooksack Indian Tribe

Dear Mr. Adam –
I wanted to let you know that I put on Katherine Canete's and Joe Bob's calendar your time proposed for teleconference with you.
They will call you at 206-553-6361 on Wednesday (10/19) at 10am.

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

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Begin forwarded message:

> **From:** "Baron, Adam" <Baron.Adam@epa.gov>
> **Date:** October 5, 2016 at 4:18:32 PM PDT
> **To:** "Rickie W. Armstrong" <rarmstrong@nooksack-nsn.gov>
> **Cc:** "Hartman, Bob" <Hartman.Bob@epa.gov>, "Contreras, Peter" <Contreras.Peter@epa.gov>
> **Subject: RE: Teleconference**

Rickie –

Let's set a call for 10 AM to 11 AM on Wednesday the 19th. I don't think we'll need more than an hour of your GM's time, and if we need to get into a more technical conversation, I can always schedule more time with the folks on the maintenance side of the house at later point. In terms of attendance, since you can't be there (hope you're going somewhere fun!) our side will be just myself and my manager, Peter Contreras, so no attorneys will be present on either side. Please let us know what number we should call, and thanks for your efforts on coordination on these issues.

Also, as you probably are aware, several of the violations that were present when we began communicating have returned to compliance after this last round of sampling. We'll come to this call with an updated list of open violations, but if you want to communicate on this before that point, please let me know.

Thanks again.

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: Tuesday, October 04, 2016 7:30 PM
To: Baron, Adam <Baron.Adam@epa.gov>
Cc: Hartman, Bob <Hartman.Bob@epa.gov>
Subject: RE: Teleconference

Hi Adam,

Our GM will be at NCAI next week. The following week (10-17-10/21), the following is her availably.

1. Monday available all day with exception of 12-130;
2. Wednesday available from 10am – noon; and
3. Friday available all day with exception of 12-130.

Water staff will also be made available. I will be out of the country during the next two weeks unfortunately.

I will check to see if they received the letter, I believe so, but I will double check.
Thanks for your patience on this.

RWA

From: Baron, Adam [mailto:Baron.Adam@epa.gov]
Sent: Tuesday, October 04, 2016 11:53 AM
To: Rickie W. Armstrong <rarmstrong@nooksack-nsn.gov>
Cc: Hartman, Bob <Hartman.Bob@epa.gov>; Contreras, Peter <Contreras.Peter@epa.gov>
Subject: Teleconference

Rickie –

Just a quick check in about next week and if we can get something on the calendar. I meant to sent you an email on this last Friday, but now can't find it in my sent box. In any case, we you able to lock down some times with folks on your side? FYI tour GM received our letter (attached) late last week and the Chairman was cc'ed as well.

Thanks.

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: Baron, Adam
Sent: Tuesday, September 27, 2016 9:50 AM
To: 'Rickie W. Armstrong' <rarmstrong@nooksack-nsn.gov>
Cc: Hartman, Bob <Hartman.Bob@epa.gov>
Subject: RE: Teleconference

Rickie –

I wanted to follow up on scheduling the week of the Oct 17th and verify the best days for the GM's availability and others. Looking at my manager's and attorney's calendars, the afternoons of the 17th, 18th, 19th, and 20th all look workable. 20th and 21st AM looks clear as well.

Also, we mailed out the attached letter last week, but it was returned to sender because I put the physical address instead of the PO box. I'm mailing them again today with the original addressed to the GM and hardcopy CC going to the Chairman. Apologies for the delay.

Finally, I wanted to preview that our management's position has not changed. Given the timelines and circumstances of noncompliance they are firm that an order is

appropriate here whether it be an order on consent or unilateral unless full compliance can be demonstrated.

I'm in all week except for some work travel on Thursday if you want to speak further.

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: Thursday, September 22, 2016 12:23 PM
To: Baron, Adam <Baron.Adam@epa.gov>
Subject: Teleconference

Hi Adam,

I wanted to get back to you on our GM's availability for a teleconference. Our GM's availability for a teleconference is Oct 3-7 and Oct 17-21. Also present for the call would be Richard Edwards, F& M Director, Joe Bob Johnson, Water Dept. Mgr, and myself.

Yesterday I sent Ms. Jacobsen an email requesting to update our contacts for the various water systems. If this should have been directed elsewhere, please advise. I have been trying to flag down the most recent testing results from August from Avocet. Can you let me know whether EPA has all routine tests for the current period on all systems?

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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