From: ZHiatt@GrahamDunn.com
To: Deborah Hilsman/R10/USEPA/US@EPA
Cc: Rob Rau/R10/USEPA/US@EPA
Subject: RE: Smitty's AOC Amendment
Date: 02/25/2011 01:01 PM

Hi Deborah,
I haven't forgotten about this, but I'm still working on getting the signed version to you. It's been a little trickier with RH Smith on the other side of the Mountains. I should be able to have this back to you in the next few days.

Thanks,
Zach

Zach Hiatt
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Seattle, WA 98121-1128
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-----Original Message-----
From: Hilsman.Deborah@epamail.epa.gov
[mailto:Hilsman.Deborah@epamail.epa.gov]
Sent: Friday, February 11, 2011 5:55 PM
To: Hiatt, Zach R.
Cc: Rau.Rob@epamail.epa.gov
Subject: RE: Smitty's AOC Amendment

Thanks for your response, Zach. Attached is a pdf of the amendment that contains the revision to paragraph 2.11. Once you confirm with your client that the dates ok, please print this single-sided, have it signed and returned to me. I'll send a conformed copy to you after the EPA Office Director has signed it. We'd like to get this finalized within the next two weeks. Please contact me with questions.

Deborah Hilsman
Assistant Regional Counsel

(See attached file: Smitty's AOC Amendment 2-11-11.pdf)

From: <ZHiatt@GrahamDunn.com>
To: Deborah Hilsman/R10/USEPA/US@EPA
Cc: Rob Rau/R10/USEPA/US@EPA
Date: 02/11/2011 10:22 AM
Subject: RE: Smitty's AOC Amendment

Thanks, Deborah. I've reviewed the AOC amendment. The language looks fine to me- no questions or suggested revisions. I'm confirming with AEG and RH Smith that the dates are as they understand them, and will then arrange for signature.

Thanks,
Zach

-----Original Message-----
From: Hilsman.Deborah@epamail.epa.gov
[mailto:Hilsman.Deborah@epamail.epa.gov]
Sent: Monday, February 07, 2011 6:34 PM
To: Hiatt, Zach R.
Cc: Rau.Rob@epamail.epa.gov
Subject: RE: Smitty's AOC Amendment

I understand. Thanks Zach.
Deborah

From: <ZHiatt@GrahamDunn.com>
To: Deborah Hilsman/R10/USEPA/US@EPA
Cc: Rob Rau/R10/USEPA/US@EPA
Date: 02/07/2011 04:59 PM
Subject: RE: Smitty's AOC Amendment

Hi Deborah,
I apologize for not getting back to you sooner- I was out of the office on business all of week-before-last and part of last week. Needless to say, I've been playing catch up since then. I'll review this and provide any comments this week.

Thanks,
Zach

Zach Hiatt
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-----Original Message-----
From: Hilsman.Deborah@epamail.epa.gov
[mailto:Hilsman.Deborah@epamail.epa.gov]
Sent: Friday, February 04, 2011 12:59 PM
To: Hiatt, Zach R.
Cc: Rau.Rob@epamail.epa.gov
Subject: Fw: Smitty's AOC Amendment

Hello Zach,

I'm just checking on the status of your review of the Smitty's AOC amendment. I also want to notify you of the revision that EPA management has requested to paragraph 2.11 below in strike-out and blue:

2.11. In lieu of the quarterly progress reports described in paragraph 7.5 of the AOC, Respondent shall submit the reports described in this Section. Respondent shall submit a progress report six months after the date it begins to implement the Final Corrective Action Plan, and shall continue to submit progress reports every six months thereafter until implementation of the Final Corrective Action Plan is completed approved by EPA in writing.

Please contact me with any questions or proposed revisions by February 11th. Thank you.

Deborah Hilsman
Assistant Regional Counsel
----- Forwarded by Deborah Hilsman/R10/USEPA/US on 02/04/2011 12:49 PM -----

From: Deborah Hilsman/R10/USEPA/US
To: ZHiatt@GrahamDunn.com
Cc: Rob Rau/R10/USEPA/US@EPA
Date: 01/21/2011 04:53 PM
Subject: Smitty's AOC Amendment

Hello Zach,

Attached is a draft of the Smitty's AOC Amendment that incorporates the schedule agreed to by Rob Rau and Michael Chun. Please review this amendment and provide comments. EPA management is currently reviewing this draft and may make a couple of editorial changes, but meanwhile, I'd like to get your feedback on this draft. I will be in the office all next week if you have any questions or would like to discuss this draft. Thank you.

Deborah

(See attached file: Smitty's AOC Amendment 1-21-11.pdf)