From: Lippard, Ben
To: Hick, Patricia; Dinkins, Carol
Subject: RE: Wrapping up CSO-SWO AOC
Date: Wednesday, February 16, 2011 10:51:15 AM

In advance of our call tomorrow, we want to raise one additional issue that had come up in our review of the CSO AOC draft. Paragraph 111.b. provides that the Settling Party shall provide $2 million in financial assurance in the event that the CPG trust fund fails to do so. While we don't have any issue with the substance of this requirement, which makes perfect sense, we propose adding some explicit time period to this requirement, as it does take some time to put the logistics of financial assurance in that amount in place in the unlikely event that this paragraph is triggered, and we want to ensure that our client has sufficient time to comply with this requirement, if needed. Accordingly, we'd propose adding "within thirty days" to the end of this paragraph.

-----Original Message-----
From: Hick.Patricia@epamail.epa.gov [mailto:Hick.Patricia@epamail.epa.gov]
Sent: Thursday, February 10, 2011 9:44 AM
To: Dinkins, Carol
Cc: Lippard, Ben
Subject: Wrapping up CSO-SWO AOC

Hi:

My understanding from Alice is that everyone would like to be ready to go as soon as all of the technical documents are in. With that in mind, I looked back at my notes and think we're down to a handful of paragraphs: 6, 22/23, 41, 52, and 105.

Do you want to try to have a conversation about resolving those? I believe that you had to circle back on several of those, so I would suggest having a call, if it's convenient for you all, sometime next Monday, Wednesday or Thursday. Does any time on those days work for you?

Hope you all are well.

Pat

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Thank You.