

B R E W E R
ATTORNEYS & COUNSELORS

July 3, 2017

VIA EMAIL

Mr. John Linc Stine
Commissioner
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194
John.Stine@state.mn.us

Ms. Kathryn J. Sather
Division Director
Remediation Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194
Kathryn.Sather@state.mn.us

Subject: Settlement Agreement and Consent Order (SACO), dated May 22, 2007

Dear Commissioner Stine and Ms. Sather:

I am writing on behalf of 3M Company. In a letter dated May 2, 2017, the MPCA requests reimbursement of certain expenditures incurred by the agency in connection, in significant part, with the Well Water Advisories that were issued by the Minnesota Department of Health (MDH) on August 22, 2016.

On June 28, 2017, 3M requested substantiation for those expenses referenced in the State's reimbursement request.¹ To date, 3M has not received a response to that request.

As you know, 3M will comply with its obligations in connection with the Settlement Agreement and Consent Order (SACO), dated May 22, 2007. However, 3M disputes the reimbursement request, effected by its June 28, 2017 letter, until the State has fully responded to that correspondence. Upon receiving such information, 3M will assess its reimbursement obligations.

In accordance with Part XXVIII of SACO, 3M formally and timely requests an extension to the payment due date referenced in the May 2, 2017 letter.²

¹ This follows other requests for information, dated December 15, 2016, February 2, 2017, March 20, 2017, May 19, 2017, and June 13, 2017. The State has not yet fully responded to these information requests.

² In its letter to 3M, dated May 2, 2017, requesting reimbursement, MPCA incorrectly states that reimbursement for costs should be remitted to MPCA "within 60 days from the date of this letter." According to Part

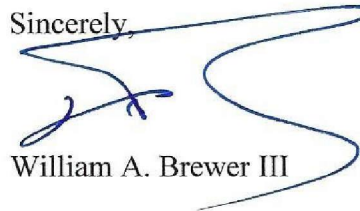
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Pursuant to Part XXVIII.C, "Good cause for granting an extension includes, but is not limited to...[D]elays associated with the good faith invocation by 3M of Part X (Resolution of Disputes) of this Agreement, when portions of this Agreement cannot reasonably be implemented pending resolution of the dispute."

Thank you in advance for your cooperation.

Sincerely,

A handwritten signature in blue ink, appearing to be "W. A. Brewer III", written over a horizontal line.

William A. Brewer III

Cc: Jean B. Sweeney, Vice President and Chief Sustainability Officer
Gary Hohenstein, 3M Company
Mary Cullen, Esq. Assistant General Counsel

XXIII.E of SACO, the reimbursement date is not until "60 days following receipt of the MPCA Commissioner's reimbursement statement." 3M did not receive the letter dated May 2, 2017 until May 4, 2017. Therefore, the payment due date would be July 3, 2017.