

Message

**From:** rich.gold@hklaw.com [rich.gold@hklaw.com]  
**Sent:** 6/25/2017 8:53:10 PM  
**To:** Brown, Byron [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9242d85c7df343d287659f840d730e65-Brown, Byro]  
**CC:** Dimitri.Karakitsos@hklaw.com  
**Subject:** Fwd: Cancellation of Friday 6/23 meeting  
**Attachments:** image001.png; image002.png; image003.png; image004.png; image002.png; image005.png; image001.png; image002.png; image003.png; image006.png; image007.png; image008.png; image009.png; image007.png; image010.png

Region calling everyone together to explain the Agency's position needing 8 years and \$100mm of data gathering.

From: "Ebright, Stephanie" <EBRIGHT.STEPHANIE@EPA.GOV<mailto:EBRIGHT.STEPHANIE@EPA.GOV>>  
Date: June 25, 2017 at 3:32:50 PM CDT  
To: "David C. Weber" <DWeber@bdlaw.com<mailto:DWeber@bdlaw.com>>, "Cora, Lori" <Cora.Lori@epa.gov<mailto:Cora.Lori@epa.gov>>, "Sheldrake, Sean" <sheldrake.sean@epa.gov<mailto:sheldrake.sean@epa.gov>>  
Cc: Scott Coffey <coffeys@cdmsmith.com<mailto:coffeys@cdmsmith.com>>, "" (deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>)" <deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>>, 'Hans Feige' <hfeige@feige.us<mailto:hfeige@feige.us>>, "" Elizabeth Weaver (elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>)" <elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>>, Scott Coffey <coffeys@cdmsmith.com<mailto:coffeys@cdmsmith.com>>, "Gustavson, Karl" <Gustavson.Karl@epa.gov<mailto:Gustavson.Karl@epa.gov>>, "Fred WOLF" <frederick.wolf@total.com<mailto:frederick.wolf@total.com>>, Annie Von Burg <Annie.VonBurg@portlandoregon.gov<mailto:Annie.VonBurg@portlandoregon.gov>>, "Jim Mckenna (jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>)" <jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>>, "myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>" <myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>>, "rjw@nwnatural.com<mailto:rjw@nwnatural.com>" <rjw@nwnatural.com<mailto:rjw@nwnatural.com>>, "max.miller@tonkon.com<mailto:max.miller@tonkon.com>" <max.miller@tonkon.com<mailto:max.miller@tonkon.com>>, "Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>" <Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>>, "Loren R. Dunn" <LDunn@bdlaw.com<mailto:LDunn@bdlaw.com>>, "" Anne Fitzpatrick" <AFitzpatrick@Geosyntec.com<mailto:AFitzpatrick@Geosyntec.com>>, "Emerson J. Hilton" <EHilton@bdlaw.com<mailto:EHilton@bdlaw.com>>, "Augustus E. Winkes" <AWinkes@bdlaw.com<mailto:AWinkes@bdlaw.com>>  
Subject: RE: Cancellation of Friday 6/23 meeting

Hi all.

For Monday's meeting, having heard no objections to a noon start time, the meeting will be from 12-4 pacific. For those in Portland, the meeting will be at the EPA Oregon Operations Office building at Fox Tower, 805 SW Broadway, Portland. The meeting will be in the building's 20th Floor conference room.

For those unable to attend in person, please see web conferencing information below.

Thank you and look forward to our discussion tomorrow.

Technical Discussion of Pre-RD Sampling  
Instructions for web conference participation.  
For the audio portion, please dial 1-719-457-1414 Passcode 934632#  
For the video portion, please click the following link and follow the steps described below:  
[https://cdmsmith.globalmeet.com/SCOTTCOFFEY<https://urldefense.proofpoint.com/v2/url?u=https-3A\\_\\_cdmsmith.globalmeet.com\\_SCOTTCOFFEY&d=DwMF-g&c=14jPbF-1hWnYXveJ5rixtS\\_Fo3DRrpl7HUWJDAC4HIc&r=btZnmVqpKvZ54gR2K\\_YWJbZCIGosedlog4oqxBYgw7g&m=c\\_w2IL9YGbdf1jyK0LL2Hcu0cCO0P-q1GCV9-YcT92w&s=R\\_JAMGz0z5rh2FyvZsSe\\_nfiFHTd1-lVvXTLlNgT-rE&e=>](https://cdmsmith.globalmeet.com/SCOTTCOFFEY<https://urldefense.proofpoint.com/v2/url?u=https-3A__cdmsmith.globalmeet.com_SCOTTCOFFEY&d=DwMF-g&c=14jPbF-1hWnYXveJ5rixtS_Fo3DRrpl7HUWJDAC4HIc&r=btZnmVqpKvZ54gR2K_YWJbZCIGosedlog4oqxBYgw7g&m=c_w2IL9YGbdf1jyK0LL2Hcu0cCO0P-q1GCV9-YcT92w&s=R_JAMGz0z5rh2FyvZsSe_nfiFHTd1-lVvXTLlNgT-rE&e=>)  
Step 1 - A window will open prompting you to enter name and email address. Enter this information so you can be identified in the meeting room.  
Step 2 - The next window will open and ask for a Password. Ignore this and choose at lower right "Continue as Guest"

Step 3 – The global meet window will begin to open and a pop-up will show asking to connect audio via computer, or call-in. PLEASE CLOSE THIS WINDOW as you've already entered the audio through the manual line/passcode listed above.

Meeting Agenda:

- \* Introductions
- \* Overview of EPA's sampling Plan including the purpose of developing and presenting the Long-Term monitoring plan with the Baseline effort
- \* Discussion/Questions
- \* Overview of statistics that support EPA's approach to trend monitoring and necessary zones/exposure units for ROD RAOs/metrics/targets.
- \* Discussion/Questions
- \* Action Items/Next Steps

Stephanie Ebright, Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, ORC-113  
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From: Ebright, Stephanie  
Sent: Friday, June 23, 2017 10:09 AM  
To: 'David C. Weber' <DWeber@bdlaw.com<mailto:DWeber@bdlaw.com>>; Cora, Lori <Cora.Lori@epa.gov<mailto:Cora.Lori@epa.gov>>; Sheldrake, Sean <sheldrake.sean@epa.gov<mailto:sheldrake.sean@epa.gov>>  
Cc: Scott Coffey <coffeys@cdsmith.com<mailto:coffeys@cdsmith.com>>; ' (deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>)' <deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>>; 'Hans Feige' <hfeige@feige.us<mailto:hfeige@feige.us>>; 'Elizabeth Weaver (elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>)' <elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>>; Scott Coffey <coffeys@cdsmith.com<mailto:coffeys@cdsmith.com>>; Gustavson, Karl <Gustavson.Karl@epa.gov>>; Fred WOLF <frederick.wolf@total.com<mailto:frederick.wolf@total.com>>; Annie Von Burg <Annie.VonBurg@portlandoregon.gov<mailto:Annie.VonBurg@portlandoregon.gov>>; Jim Mckenna (jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>) <jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>>; myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>; rjw@nwnatural.com<mailto:rjw@nwnatural.com>; max.miller@tonkon.com<mailto:max.miller@tonkon.com>; Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>; Loren R. Dunn <LDunn@bdlaw.com<mailto:LDunn@bdlaw.com>>; 'Anne Fitzpatrick' <AFitzpatrick@Geosyntec.com<mailto:AFitzpatrick@Geosyntec.com>>; Emerson J. Hilton <EHilton@bdlaw.com<mailto:EHilton@bdlaw.com>>; Augustus E. Winkes <AWinkes@bdlaw.com<mailto:AWinkes@bdlaw.com>>  
Subject: RE: Cancellation of Friday 6/23 meeting

Thanks David. For the agenda Monday, EPA is agreeable to discussing the statistics that support EPA's approach to monitoring and sampling. We will have our technical experts there for the discussion. Following that discussion, we are interested in talking about next steps to moving the sampling effort forward.

I will plan on attending the meeting as counsel for several parties will be present.

In terms of logistics, it sounds like the reserved conference room is only available until 4. EPA is available to start the meeting at noon in order to allow more time for discussion. Please let me know if meeting from 12-4 pacific time works for everyone and if so, we can update the invite.

Thanks and we look forward to our meeting Monday.

Stephanie Ebright, Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region 10  
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Seattle, WA 98101  
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206.553.1762 (fax)

From: David C. Weber [mailto:DWeber@bdlaw.com]  
Sent: Friday, June 23, 2017 8:41 AM

To: Ebright, Stephanie <EBRIGHT.STEPHANIE@EPA.GOV<mailto:EBRIGHT.STEPHANIE@EPA.GOV>>; Cora, Lori <Cora.Lori@epa.gov<mailto:Cora.Lori@epa.gov>>; Sheldrake, Sean <sheldrake.sean@epa.gov<mailto:sheldrake.sean@epa.gov>>  
Cc: Scott Coffey <coffeys@cdmsmith.com<mailto:coffeys@cdmsmith.com>>; ' (deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>)' <deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>>; 'Hans Feige' <hfeige@feige.us<mailto:hfeige@feige.us>>; 'Elizabeth weaver (elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>)' <elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>>; Scott Coffey <coffeys@cdmsmith.com<mailto:coffeys@cdmsmith.com>>; Gustavson, Karl <Gustavson.Karl@epa.gov<mailto:Gustavson.Karl@epa.gov>>; Fred WOLF <frederick.wolf@total.com<mailto:frederick.wolf@total.com>>; Annie Von Burg <Annie.VonBurg@portlandoregon.gov<mailto:Annie.VonBurg@portlandoregon.gov>>; Jim Mckenna (jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>) <jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>>; myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>; rjw@nwnatural.com<mailto:rjw@nwnatural.com>; max.miller@tonkon.com<mailto:max.miller@tonkon.com>; Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>; Loren R. Dunn <LDunn@bdlaw.com<mailto:LDunn@bdlaw.com>>; 'Anne Fitzpatrick' <AFitzpatrick@Geosyntec.com<mailto:AFitzpatrick@Geosyntec.com>>; Emerson J. Hilton <EHilton@bdlaw.com<mailto:EHilton@bdlaw.com>>; Augustus E. Winkes <AWinkes@bdlaw.com<mailto:AWinkes@bdlaw.com>>  
Subject: RE: Cancellation of Friday 6/23 meeting

Stephanie -

I'm writing to follow-up on our discussion from yesterday afternoon.

As discussed, the pre-RD group is prepared to meet with EPA and the City/State/NWN/Fed group at 1:00 pm on Monday, June 26, at EPA's Oregon Operations Office to learn more about EPA Region 10's plan, including the technical underpinnings of EPA's approach to monitoring and sampling. We think it is important that both technical and legal representatives be present at this meeting. We also look forward to discussing with EPA ideas about how to coordinate the different investigation efforts under separate work plans. However, at this time, the pre-RD group is not prepared to meet with EPA and the City/State/NWN/Fed group for purposes of negotiating and discussing the terms and scope of our proposal.

To be clear, the pre-RD group remains prepared to meet with EPA only to negotiate and discuss the terms and scope of our proposal. We respectfully request that such negotiations and discussions be conducted in confidential sessions pursuant to FRE 408. Our request is consistent with EPA policy and will help facilitate meaningful and efficient discussions. The pre-RD group remains committed to moving forward with our proposal. Time is of the essence, and we are intent on delivering high quality data in a 2-year time period.

Please let us know if EPA willing to go forward with the Monday meeting under the conditions described above.

Regards,  
David

David C. Weber  
Principal

BEVERIDGE & DIAMOND, P.C.

T Ex. 6 - Personal Privacy F +1.206.315.4801 DWeber@bdlaw.com<mailto:DWeber@bdlaw.com>

From: Ebright, Stephanie [mailto:EBRIGHT.STEPHANIE@EPA.GOV]  
Sent: Thursday, June 22, 2017 9:35 AM  
To: David C. Weber; Cora, Lori; Sheldrake, Sean  
Cc: Scott Coffey; ' (deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>)' ; 'Hans Feige'; 'Elizabeth weaver (elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>)' ; Scott Coffey; Gustavson, Karl; Fred WOLF; Annie Von Burg; Jim Mckenna (jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>); myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>; rjw@nwnatural.com<mailto:rjw@nwnatural.com>; max.miller@tonkon.com<mailto:max.miller@tonkon.com>; Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>; Loren R. Dunn; 'Anne Fitzpatrick'; Emerson J. Hilton; Augustus E. Winkes  
Subject: RE: Cancellation of Friday 6/23 meeting

Hi David,

Thanks for your email. EPA is available for a meeting with the pre-RD group and the City/State/NWN/Fed group on Monday, June 26, in Portland starting at 1:00 pm. We are prepared to meet until 5 pm to assure time to get through everyone's questions.

In terms of agenda for the Monday meeting, we are anticipating the same technical discussion that we planned to have on June 23rd, which was to discuss the similarities and differences between the EPA plan and the pre-RD group plan and the City/State/NWN plan; obtain a better understanding of the pre-RD group's proposed SMA delineation; and discuss the statistics that support EPA's approach to trend monitoring and necessary zones/exposure units for our RAOs/metrics/targets. We will have EPA's experts available for a robust exchange on the plans. We question the need for legal counsel for this meeting but if parties insist that their lawyers are there, we will have EPA counsel there too.

We are encouraged to have all interested parties at the table and, at this time, do not believe a second pre-RD group only meeting on Tuesday is necessary.

Those attending the Monday meeting for EPA are:

Sean Shel Drake  
Scott Coffey  
Eric Blischke  
John Kern  
Karl Gustavson  
Stephanie Ebright  
Eva DeMaria  
Becky Chu

We can host the meeting at the EPA Oregon Operations Office building located at the Fox Tower, 805 SW Broadway, Portland. The meeting will be in the building's 20th Floor conference room. We can set up a conference line for those not able to attend the meeting in person.

Thanks again for the discussion last week and we look forward to continuing the discussion next Monday.

Best,  
Stephanie

Stephanie Ebright, Assistant Regional Counsel  
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From: David C. Weber [mailto:DWeber@bdlaw.com]  
Sent: Wednesday, June 21, 2017 1:57 PM  
To: Cora, Lori <Cora.Lori@epa.gov<mailto:Cora.Lori@epa.gov>>; Shel Drake, Sean <shel Drake.sean@epa.gov<mailto:shel Drake.sean@epa.gov>>; Ebright, Stephanie <EBRIGHT.STEPHANIE@EPA.GOV<mailto:EBRIGHT.STEPHANIE@EPA.GOV>>  
Cc: Scott Coffey <coffeyse@cdsmith.com<mailto:coffeyse@cdsmith.com>>; ' (deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>)' <deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>>; 'Hans Feige' <hfeige@feige.us<mailto:hfeige@feige.us>>; 'Elizabeth Weaver (elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>)' <elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>>; Scott Coffey <coffeyse@cdsmith.com<mailto:coffeyse@cdsmith.com>>; Gustavson, Karl <Gustavson.Karl@epa.gov<mailto:Gustavson.Karl@epa.gov>>; Fred WOLF <frederick.wolf@total.com<mailto:frederick.wolf@total.com>>; Annie Von Burg <Annie.VonBurg@portlandoregon.gov<mailto:Annie.VonBurg@portlandoregon.gov>>; Jim Mckenna (jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>) <jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>>; myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>; rjw@nwnatural.com<mailto:rjw@nwnatural.com>; max.miller@tonkon.com<mailto:max.miller@tonkon.com>; Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>; Loren R. Dunn <LDunn@bdlaw.com<mailto:LDunn@bdlaw.com>>; 'Anne Fitzpatrick' <AFitzpatrick@Geosyntec.com<mailto:AFitzpatrick@Geosyntec.com>>; Emerson J. Hilton <EHilton@bdlaw.com<mailto:EHilton@bdlaw.com>>; Augustus E. Winkes <AWinkes@bdlaw.com<mailto:AWinkes@bdlaw.com>>  
Subject: RE: Cancellation of Friday 6/23 meeting

Lori -

You're welcome. In terms of schedule, the pre-RD group's call with the City/State/NWN/Fed group is scheduled for Thursday, June 22.

Consistent with your request, the pre-RD group is agreeable to meet with EPA and the City/State/NWN/Fed group on Monday, June 26, in Portland. We would prefer a Noon or 1:00 pm start-time in order to accommodate out-of-town travel schedules.

Finally, we would like to reschedule our meeting that had been planned for June 23 between the pre-RD group and EPA only to Tuesday, June 27, in Portland.

Regards,

David

David C. Weber  
Principal

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From: Cora, Lori [mailto:Cora.Lori@epa.gov]  
Sent: Tuesday, June 20, 2017 3:52 PM  
To: David C. Weber; Sheldrake, Sean; Ebright, Stephanie  
Cc: Scott Coffey; ' (deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>); 'Hans Feige'; 'Elizabeth Weaver (elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>); Scott Coffey; Gustavson, Karl; Fred WOLF; Annie Von Burg; Jim Mckenna (jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>); myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>; rjw@nwnatural.com<mailto:rjw@nwnatural.com>; max.miller@tonkon.com<mailto:max.miller@tonkon.com>; Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>; Loren R. Dunn; 'Anne Fitzpatrick'; Emerson J. Hilton; Augustus E. Winkes  
Subject: RE: Cancellation of Friday 6/23 meeting

Hello, David. Thanks for your message and your group's cooperation to meet and coordinate with all parties interested in performing sampling. On alternative meeting dates, Sean's message provided EPA's availability to meet in Portland next week excerpted below:

"EPA is available to meet in Portland the week of June 26th on Monday, Tuesday, Thursday afternoon, or Friday with everyone (We can host the meeting at the Oregon Operations Office/Fox tower on Monday or Friday). This will allow EPA to discuss matters with a broader group interested in conducting the sampling work together, and also ensure attendance of our statistician and be able to review GIS data from the Pre-Remedial Design Group."

Sean's message specifically asked to hear from everyone which day would work for a meeting on the two plans. We can host Monday or Friday, but if another day works better for everyone, someone else will need to supply the space. I understand from Sean that John Kern, our statistician, is available to meet in person Monday and Tuesday. But EPA can meet Thursday afternoon or Friday as well just likely without the benefit of Mr. Kern. I also wish to reiterate that we are waiting for the GIS data referenced by Exxon Mobil representatives. We have yet to receive that.

Please let us know when you can meet next week.

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Lori Houck Cora | Assistant Regional Counsel  
U.S. Environmental Protection Agency | Region 10  
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From: David C. Weber [mailto:DWeber@bdlaw.com]  
Sent: Tuesday, June 20, 2017 3:35 PM  
To: Sheldrake, Sean <sheldrake.sean@epa.gov<mailto:sheldrake.sean@epa.gov>>; Ebright, Stephanie <EBRIGHT.STEPHANIE@EPA.GOV<mailto:EBRIGHT.STEPHANIE@EPA.GOV>>; Cora, Lori <Cora.Lori@epa.gov<mailto:Cora.Lori@epa.gov>>  
Cc: Scott Coffey <coffeyse@cdmsmith.com<mailto:coffeyse@cdmsmith.com>>; ' (deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>)' <deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>>; 'Hans Feige' <hfeige@feige.us<mailto:hfeige@feige.us>>; 'Elizabeth Weaver (elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>)' <elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>>; Scott Coffey <coffeyse@cdmsmith.com<mailto:coffeyse@cdmsmith.com>>; Gustavson, Karl <Gustavson.Karl@epa.gov<mailto:Gustavson.Karl@epa.gov>>; Fred WOLF <frederick.wolf@total.com<mailto:frederick.wolf@total.com>>; Annie Von Burg <Annie.VonBurg@portlandoregon.gov<mailto:Annie.VonBurg@portlandoregon.gov>>; Jim Mckenna (jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>); myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>; rjw@nwnatural.com<mailto:rjw@nwnatural.com>; max.miller@tonkon.com<mailto:max.miller@tonkon.com>; Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>; Loren R. Dunn <LDunn@bdlaw.com<mailto:LDunn@bdlaw.com>>; 'Anne Fitzpatrick' <AFitzpatrick@Geosyntec.com<mailto:AFitzpatrick@Geosyntec.com>>; Emerson J. Hilton <EHilton@bdlaw.com<mailto:EHilton@bdlaw.com>>; Augustus E. Winkes <AWinkes@bdlaw.com<mailto:AWinkes@bdlaw.com>>

Subject: RE: Cancellation of Friday 6/23 meeting

Lori and Sean -

At your request, the pre-RD group has offered to meet this week with the City/State/NWN group via conference call, likely on Thursday, June 22. Meeting in person on short notice is not feasible since our group members are not all local.

We were disappointed by the cancellation of our next meeting on June 23 to further discuss our group's proposal. As we discussed, time is of the essence. We propose to be in the field in 2017, and are intent on delivering high quality data in a 2-year time period.

Therefore, please let us know your earliest date for a second meeting between the pre-RD group and EPA on our group's proposed scope of work. If possible, we would still very much like to meet on June 23 as originally planned, or on a date next week that is mutually convenient.

We look forward to hearing from you.

Regards,  
David

David C. Weber  
Principal

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From: Sheldrake, Sean [mailto:sheldrake.sean@epa.gov]  
Sent: Monday, June 19, 2017 1:05 PM  
To: 'Anne Fitzpatrick'; David C. Weber  
Cc: Scott Coffey; ' (deborah.a.edwards@exxonmobil.com<mailto:deborah.a.edwards@exxonmobil.com>); 'Hans Feige'; 'Elizabeth Weaver (elizabeth.weaver@nortonrosefulbright.com<mailto:elizabeth.weaver@nortonrosefulbright.com>); Scott Coffey; Gustavson, Karl; Cora, Lori; Fred WOLF; Annie Von Burg; Jim Mckenna (jim.j.mckenna@oregon.gov<mailto:jim.j.mckenna@oregon.gov>); myron.burr@siltronic.com<mailto:myron.burr@siltronic.com>; rjw@nwnatural.com<mailto:rjw@nwnatural.com>; max.miller@tonkon.com<mailto:max.miller@tonkon.com>; Laura.J.S.Brown@usdoj.gov<mailto:Laura.J.S.Brown@usdoj.gov>; Ebright, Stephanie  
Subject: Cancellation of Friday 6/23 meeting

Hello everyone,

We are writing to inform you that EPA is cancelling the meeting scheduled for this Friday to discuss the differences between EPA's proposed sampling plan and the Pre-RD Group's proposal. We are cancelling Friday's meeting for a few of reasons.

First, we want to provide more time for the Pre-RD Group to meet with the other interested parties who also want to participate in the first post-ROD sampling efforts before further discussing the two plans. We are aware that a meeting of all interested parties was being put off to prepare for Friday's meeting and we do not want that result. EPA wants all interested parties to meet about the sampling effort to assure an efficient and successful negotiation. EPA too wants to discuss a cohesive sampling plan that meets all critical objectives in a forum that will allow everyone to hear the same messages. Therefore, EPA wants the next meeting about the two plans to include all interested parties. To facilitate all interested parties to meet, EPA will defer beginning negotiations for 2 additional weeks (to the week of July 3) to provide all interested parties time to coordinate and meet with each other as much as needed, and to meet jointly with EPA at least once before beginning negotiations. Second, EPA's statistician was not available to meet until next week. Thirdly, EPA has not received the GIS data Exxon Mobil mentioned was used in the group's data gaps analysis. EPA needs time to review such data to further evaluate the Pre-Remedial Design Group's proposal.

EPA is available to meet in Portland the week of June 26th on Monday, Tuesday, Thursday afternoon, or Friday with everyone (We can host the meeting at the Oregon Operations Office/Fox tower on Monday or Friday). This will allow EPA to discuss matters with a broader group interested in conducting the sampling work together, and also ensure attendance of our statistician and be able to review GIS data from the Pre-Remedial Design Group.

Please forward this message to the whole group, as I don't have contacts for all participants. Lastly, please let me know what days would work for each of your groups.

Thank you for your attention to this matter.

S

Sean Sheldrake, Unit Diving Officer, RPM  
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From: Shel Drake, Sean

Sent: Friday, June 16, 2017 3:07 PM

To: Anne Fitzpatrick <AFitzpatrick@Geosyntec.com><mailto:AFitzpatrick@Geosyntec.com>>

Cc: Scott Coffey <coffeyse@cdmsmith.com><mailto:coffeyse@cdmsmith.com>>;

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Subject: RE: Exxon data--evaluating SMA delineation

Anne, David, Please see the attached table we discussed this past Wednesday that would be helpful to generate a specific agenda for this coming Friday. Let me know if you have any questions.

Thank you.

S

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From: Shel Drake, Sean

Sent: Friday, June 16, 2017 10:59 AM

To: 'Anne Fitzpatrick' <AFitzpatrick@Geosyntec.com><mailto:AFitzpatrick@Geosyntec.com>>

Cc: Scott Coffey <coffeyse@cdmsmith.com><mailto:coffeyse@cdmsmith.com>>;

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Subject: RE: Exxon data--evaluating SMA delineation

Hi Anne,

Unfortunately our stats person isn't available next Friday in terms of going over say our MNR recovery rate DQOs, but I think we do have a quorum to go over SMA delineation/data gap questions next Friday which I agree would be a good discussion, if we get the additional data in time to look it over in some detail. We are almost ready to convey our differences table as well—hopefully we could use that to further generate an agenda for next week. I think it would also be useful to schedule a call or meeting on Monday or (better) Tuesday the following week if we can confirm availability for key team members for items we can't get through Friday due to time or availability.

Thank you.

S

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From: Anne Fitzpatrick [mailto:AFitzpatrick@Geosyntec.com]  
Sent: Friday, June 16, 2017 9:39 AM  
To: Shelldrake, Sean <shelldrake.sean@epa.gov>  
Cc: Scott Coffey <coffeyse@cdmsmith.com>;  
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(elizabeth.weaver@nortonrosefulbright.com);  
<elizabeth.weaver@nortonrosefulbright.com>  
Subject: RE: Exxon data--evaluating SMA delineation

Hi Sean,  
I agree it was a productive discussion. Elizabeth is working on your request this morning for coring data collected by NewFields from RM 5 to 6.

Would you still like to discuss the geostats next Friday and how we derived our sample counts, and the steps we used? I think it would still be a worthwhile discussion.

Regards,  
Anne

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From: Shelldrake, Sean [mailto:shelldrake.sean@epa.gov]  
Sent: Friday, June 16, 2017 9:02 AM  
To: Anne Fitzpatrick <AFitzpatrick@Geosyntec.com>  
Cc: Scott Coffey <coffeyse@cdmsmith.com>  
Subject: FW: Exxon data--evaluating SMA delineation

Hello Anne, Thanks again for your presentation this past Wednesday and a productive discussion. For next week, would there be a way you could transmit the GIS layers to us? Unfortunately, we don't have

our statistician available next Friday, but we would like to get into some details on the SMA delineation if we have a chance to go through the dataset you used.

Thank you.

S

Sean Shelldrake, Unit Diving Officer, RPM  
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Over 47 years of scientific diving in support of EPA's mission

From: Shelldrake, Sean  
Sent: Thursday, June 15, 2017 12:12 PM  
To: 'elizabeth.weaver@nortonrosefulbright.com'<<mailto:elizabeth.weaver@nortonrosefulbright.com>>  
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Cc: coffeyse@cdsmith.com<<mailto:coffeyse@cdsmith.com>>; Cora, Lori  
<[Cora.Lori@epa.gov](mailto:Cora.Lori@epa.gov)>>  
Subject: Exxon data--evaluating SMA delineation

Hello Elizabeth,

It was good to talk to everyone yesterday. As one follow up, is there a way you could send us the data you referenced? It's also in our file, but I'm hoping you could find a way to email or FTP the information most quickly so we may get into analyzing it. It sounds like the MS Access format with a key or legend that explains all the fields is all we need to get into things in detail.

Thank you.

S

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Ex. 6 - Personal Privacy cell

<http://yosemite.epa.gov/r10/cleanup.nsf/sites/ptldharbor><[https://urldefense.proofpoint.com/v2/url?u=https-3A\\_\\_na01.safelinks.protection.outlook.com\\_-3Furl-3Dhttps-253A-252F-252Fwww.facebook.com-252FEPADivers-26data-3D02-257C01-257CAFitzpatrick-](https://urldefense.proofpoint.com/v2/url?u=https-3A__na01.safelinks.protection.outlook.com_-3Furl-3Dhttp-253A-252F-252Fyosemite.epa.gov-252Fr10-252Fcleanup.nsf-252Fsites-252Fptldharbor-26data-3D02-257C01-257CAFitzpatrick-2540geosyntec.com-257C14015f52441b4ca6aa2b08d4b4d1101c-257C7125495671b047f48977c4c17bc205cb-257C1-257C0-257C636332257412965713-26sdata-3D-252BbTP-252B0-252FmkMsODi8iv-252BWXuChEkQGICO-252F3AR8UtrfCB2I-253D-26reserved-3D0&d=DWMF-g&c=14jPbF-1hwnYXveJ5rixtS_Fo3DRrpL7HUWJDAC4HIc&r=btZnmVqpKvZ54gR2K_YWJbZCIGosedlog4oqxBYgw7g&m=c_w2IL9YGbdf1jyK0LL2HcU0cCO0P-q1GCV9-YcT92w&s=cyYIV20Gd4V14zXBvVmhdUtadswFJZJ2xtzCFk0AcgE&e=>)

2540geosyntec.com-257C14015F52441b4ca6aa2b08d4b4d1101c-257C7125495671b047f48977c4c17bc205cb-257C1-257C0-257C636332257412965713-26sdata-3D2QKK5IiS9IVU9XEEMLo2w3SXdd-252BV1UJ5t6cSJVf7Zk-253D-26reserved-3D0&d=DwMF-g&c=14jPbF-1hwnYXveJ5rixts\_Fo3DRrpL7HUwJDAC4HIc&r=btZnmVqpKvZ54gR2K\_YWJbZCIGosedlog4oqxBYgw7g&m=c\_w2IL9YGbdf1jyK0LL2HcU0cCO0P-q1GCV9-YcT92w&s=hCqUMgBbMyuwSldA6f5db2QB5ovyM4uxvZGfzJ-j56I&e=>[scidive\_round]<https://urldefense.proofpoint.com/v2/url?u=https-3A\_\_na01.safelinks.protection.outlook.com\_-3Furl-3Dhttps-253A-252F-252Fwww.epa.gov-252Fscientific-2Ddiving-26data-3D02-257C01-257CAFitzpatrick-2540geosyntec.com-257C14015F52441b4ca6aa2b08d4b4d1101c-257C7125495671b047f48977c4c17bc205cb-257C1-257C0-257C636332257412965713-26sdata-3D8I00AiXWrHBqgcgirHAR-252BtJ3R3tg-252FeQsbyWl2arNlC4-253D-26reserved-3D0&d=DwMF-g&c=14jPbF-1hwnYXveJ5rixts\_Fo3DRrpL7HUwJDAC4HIc&r=btZnmVqpKvZ54gR2K\_YWJbZCIGosedlog4oqxBYgw7g&m=c\_w2IL9YGbdf1jyK0LL2HcU0cCO0P-q1GCV9-YcT92w&s=9SZbMZ70jvvi047yN9d1c2FbRBRGhThkuo\_v8Ad-wsE&e=>[flickr icon for signature block]<https://urldefense.proofpoint.com/v2/url?u=https-3A\_\_na01.safelinks.protection.outlook.com\_-3Furl-3Dhttps-253A-252F-252Fwww.flickr.com-252Fphotos-252Fusepagov-252Fsets-252F72157629017469667-252Fwith-252F14530254926-252F-26data-3D02-257C01-257CAFitzpatrick-2540geosyntec.com-257C14015F52441b4ca6aa2b08d4b4d1101c-257C7125495671b047f48977c4c17bc205cb-257C1-257C0-257C636332257412965713-26sdata-3D1A7wLHYpN5u2oeA16N6rMyZYoyQ2pgCooxEjtGxzMs-253D-26reserved-3D0&d=DwMF-g&c=14jPbF-1hwnYXveJ5rixts\_Fo3DRrpL7HUwJDAC4HIc&r=btZnmVqpKvZ54gR2K\_YWJbZCIGosedlog4oqxBYgw7g&m=c\_w2IL9YGbdf1jyK0LL2HcU0cCO0P-q1GCV9-YcT92w&s=vBt3SjPl18a9nE5xtYsld1cb9s03BQhoUogfb9WzplQ&e=>Over 47 years of scientific diving in support of EPA's mission

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