

Message

From: Elliott, Don [DElliott@cov.com]
Sent: 1/19/2018 9:05:15 PM
To: Breen, Barry [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=1b44bce1a71e4a95acaf82f2fbc858b0-BBREEN]
Subject: Re: Hello and Request for a Brief Call

Barry,

Thanks for asking Susan Bodine to call me. We had a good conversation.

Don.

Don Elliott

On Jan 17, 2018, at 19:56, Elliott, Don <DElliott@cov.com<mailto:DElliott@cov.com>> wrote:

Hi Barry and Happy New Year,

Is there a good time when I could reach you for a brief call tomorrow Thursday Jan 18 or Friday Jan 19? I recently was retained by Republic Services, one of the PRPs at the Westlake landfill (a site that you may have heard of).

I have been looking at litigation options to challenge the Agency's powers to issue UAOs, and have discussed some of what we are considering with Deputy General Counsel Justin Schwab in OGC. Both he and I thought it would be worthwhile for you and I to talk briefly about the risks on both sides before the Agency issues its proposed decision.

I'd also be pleased to come in for an in person meeting if you'd prefer, but a short (15 minute) call should be sufficient.

With best regards,

Don Elliott

E. Donald Elliott
Covington & Burling LLP
One CityCenter, 850 Tenth Street, NW, Washington, DC 20001
T M DElliott@cov.com<mailto:DElliott@cov.com>