

From: [Bruce A Boeder](#)
To: [Richard, Philip E - DNR](#); [JAMES L Nardo](#)
Cc: bolson@sehinc.com
Subject: RE: clear lake circle c
Date: Wednesday, February 22, 2023 5:29:43 PM

**CAUTION: This email originated from outside the organization.
Do not click links or open attachments unless you recognize the sender and know the content is safe.**

Phil, unfortunately my client is not able to make progress on the hazardous waste issue at the former Circle C property at Clear Lake, Wisconsin until he is able to resolve tax warrants (liens) that were filed against the property by the Wisconsin Department of Revenue.

His tax attorney in Wisconsin has made offers to the Department of Revenue but is getting very little response.

Bruce A. Boeder
Bruce A. Boeder, P.A.
Attorney at Law
11919 Hilloway Road
Minnetonka, MN 55305
Mobile: 612.839.2634
Email: BBoeder@Boederlaw.com

From: Richard, Philip E - DNR <Philip.Richard@wisconsin.gov>
Sent: Wednesday, February 22, 2023 8:28 AM
To: Bruce A Boeder <bboeder@boederlaw.com>; JAMES L Nardo <jameslnardo@msn.com>
Cc: bolson@sehinc.com
Subject: RE: clear lake circle c

Bruce,

It has been several months since your email below. Please provide an update on the plans for addressing the issues at the site.

Thanks,

Phil

Philip E. Richard
Hydrogeologist

Remediation and Redevelopment Program
Wisconsin Department of Natural Resources

phone: 715 661 0125

fax: 715 762 4348

e-mail: philip.richard@wisconsin.gov

We are committed to service excellence. Click [here](#) to evaluate how I did.

From: Bruce A Boeder <bboeder@boederlaw.com>
Sent: Wednesday, August 03, 2022 2:16 PM
To: Richard, Philip E - DNR <Philip.Richard@wisconsin.gov>; JAMES L Nardo <jameslnardo@msn.com>
Cc: bolson@sehinc.com
Subject: RE: clear lake circle c

**CAUTION: This email originated from outside the organization.
Do not click links or open attachments unless you recognize the sender and know the content is safe.**

OK

We will get back to you.

Bruce A. Boeder
Bruce A. Boeder, P.A.
Attorney at Law
11919 Hilloway Road
Minnetonka, MN 55305
Mobile: 612.839.2634
Email: BBoeder@Boederlaw.com

From: Richard, Philip E - DNR <Philip.Richard@wisconsin.gov>
Sent: Wednesday, August 3, 2022 1:52 PM
To: Bruce A Boeder <bboeder@boederlaw.com>; JAMES L Nardo <jameslnardo@msn.com>
Cc: bolson@sehinc.com
Subject: RE: clear lake circle c

Bruce,

I do have the reports from the tank removal and soil borings, as well as the technical assistance request for a post closure modification. However, the Department asked for additional sampling (January 16, 2019 email, and July 16, 2021 letter) to be completed to confirm the vertical and horizontal definition of soil near HP-1, which was not completed as far as I know. If this sampling is/was completed, and meets the requirements of the Department then the need for a cap could be eliminated. As it stands now the cap still

needs to be maintained.

Let me know if you have any questions.

Thanks,

Phil

Philip E. Richard

Hydrogeologist
Remediation and Redevelopment Program
Wisconsin Department of Natural Resources

phone: 715 661 0125

fax: 715 762 4348

e-mail: philip.richard@wisconsin.gov

We are committed to service excellence. Click [here](#) to evaluate how I did.

From: Bruce A Boeder <bboeder@boederlaw.com>

Sent: Wednesday, August 03, 2022 10:02 AM

To: Richard, Philip E - DNR <Philip.Richard@wisconsin.gov>; JAMES L Nardo <jameslnardo@msn.com>

Cc: bolson@sehinc.com

Subject: RE: clear lake circle c

**CAUTION: This email originated from outside the organization.
Do not click links or open attachments unless you recognize the sender and know
the content is safe.**

Phil, were you aware that Mr. Nardo took advantage of the Wisconsin DNR "Tank Yank" program back in 2015? And the tanks were removed from the Clear Lake Circle C property?

I note that you have copied Bruce Olson of SEH engineers in your email and accordingly, believe that you are.

Wouldn't the removal of the tanks and the subsequent work done remedying the contamination eliminate the need for the impermeable cap, etc?

There have been a number of soil borings done on the site, as well as analysis of soil. Are you in receipt of those reports?

Please advise at your earliest convenience.

Regards,

Bruce A. Boeder
Bruce A. Boeder, P.A.
Attorney at Law
11919 Hilloway Road
Minnetonka, MN 55305
Mobile: 612.839.2634
Email: BBoeder@Boederlaw.com

From: Richard, Philip E - DNR <Philip.Richard@wisconsin.gov>
Sent: Thursday, July 28, 2022 1:22 PM
To: JAMES L Nardo <jameslnardo@msn.com>
Cc: bolson@sehinc.com; Bruce A Boeder <bboeder@boederlaw.com>
Subject: clear lake circle c

James,

Attached is a follow-up letter to the inspection I completed at the former Clear Lake Circle C site.

Let me know if you have any questions.

Phil

Philip E. Richard

Hydrogeologist
Remediation and Redevelopment Program
Wisconsin Department of Natural Resources
phone: 715 661 0125
fax: 715 762 4348
e-mail: philip.richard@wisconsin.gov

We are committed to service excellence. Click [here](#) to evaluate how I did.