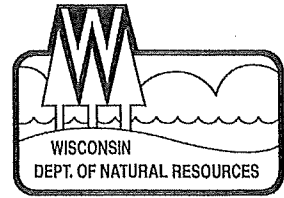


State of Wisconsin  
DEPARTMENT OF NATURAL RESOURCES  
101 S. Webster Street  
Box 7921  
Madison WI 53707-7921

Scott Walker, Governor  
Cathy Stepp, Secretary  
Telephone 608-266-2621  
Toll Free 1-888-936-7463  
TTY Access via relay - 711



February 9, 2017

Joseph Guidote, Jr.  
Outagamie County  
Corporation Counsel  
410 South Walnut Street  
Appleton, WI 54911-5936

Subject: VPLE Program Withdrawal  
American Toy & Furniture (VPLE), 825 W. Main Street, Hortonville, WI  
BRRTS #06-45-307856

Dear Mr. Guidote:

Our records indicate that Outagamie County is currently enrolled in Wisconsin's Voluntary Party Liability Exemption (VPLE) program for the property identified above. However, the County has not taken action to pursue the VPLE in several years or responded to the recent request for information from the DNR. Therefore, pursuant to s. 292.15(2)(av), Wis. Stats., this property is being withdrawn from the VPLE program.

On December 6, 2016, the DNR sent a letter requesting you provide an update on the status of your actions at this property and respond as to whether or not the County would like to remain in the VPLE program. The letter requested the update within 60 days of the letter. As of the date of this letter, the DNR has not received a response. As a result, this property is being withdrawn from the VPLE program.

Our records indicate that there is \$1,296.25 remaining from the deposit funds you provided in June 2002. A check for this amount will be sent to Outagamie County within the next couple weeks. The December 6, 2016 letter indicated that a different amount of the deposit was remaining; this refund reflects a recalculation of the oversight time spent on the project.

The cleanup action is complete for this property and the DNR and former Department of Commerce issued closure letters regarding the remediation of known discharges of hazardous substances on the property. If you or current or future Property owners want to re-enter the site in the VPLE program in the future, we recommend you contact the DNR to discuss the additional actions needed and the requirements in s. 292.15(2)(av), Wis. Stats., that must be met. The property can be re-entered into the VPLE program by submittal of application form 4400-178, applicable attachments and fees. The application form can be found on the internet at the following link: <http://dnr.wi.gov/files/PDF/forms/4400/4400-178.pdf>.

Feel free to contact me at 608-261-4927 with any questions regarding this letter. If you have specific technical questions about the property, contact Jennifer Borski in Oshkosh at 920-424-7887 or [jennifer.borski@wisconsin.gov](mailto:jennifer.borski@wisconsin.gov).

Sincerely,

A handwritten signature in black ink, appearing to read 'Michael Prager', written over a horizontal line.

Michael Prager  
Land Recycling Team Leader

cc: Jennifer Borski, NER-Oshkosh

## Finance Production

Summary | Related Documents | Invoice Information | Payments | Voucher Attributes | Single Payment Supplier | Error Summary

Business Unit 37000

Voucher ID 00127481

Voucher Style SinglePay

Supplier Name Single Payment Supplier

Invoice Date 02/10/2017

Invoice No VPLE02102017

Invoice Total 1,296.25 USD

Entry Status Postable

Match Status No Match

Approval Status Pending

Post Status Unposted

Pay Terms Due Now

Voucher Source Online

Origin ONL

Created On 02/10/2017 9:48AM

Created By FRANCSKIJM

Last Update 02/10/2017 9:52AM

Modified By FRANCSKIJM

ERS Type Not Applicable

Close Status Open

Budget Status Not Chkd

Budget Misc Status Valid

\*View Related  Go

 Notify  Refresh

 Add  Update/Display

Summary | Related Documents | Invoice Information | Payments | Voucher Attributes | Single Payment Supplier | Error Summary

## Francar, Samantha K - DNR

---

**From:** Prager, Michael A - DNR  
**Sent:** Thursday, February 09, 2017 4:09 PM  
**To:** Beggs, Tauren R - DNR; Borski, Jennifer - DNR; Francar, Samantha K - DNR  
**Subject:** RE: Action: REEH VPLE - No Response to letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856  
**Attachments:** withdraw american toy 2017.pdf  
**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Here is the letter I sent out this afternoon. Thanks for your help. Sam please have the check for the refund sent out. Thanks.

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Michael Prager  
Land Recycling Team Leader- Remediation and Redevelopment Program  
Wisconsin Department of Natural Resources  
101 S. Webster - Box 7921  
Madison, WI 53707  
Phone: 608-261-4927  
Fax: 608-267-7646  
[michael.prager@wisconsin.gov](mailto:michael.prager@wisconsin.gov)



---

**From:** Beggs, Tauren R - DNR  
**Sent:** Thursday, February 09, 2017 2:41 PM  
**To:** Borski, Jennifer - DNR; Prager, Michael A - DNR  
**Cc:** Francar, Samantha K - DNR  
**Subject:** RE: Action: REEH VPLE - No Response to letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

Couple minor things:

Subject line is messed up. Should be fixed so it looks correct below:

Subject: VPLE Program Withdrawal  
American Toy & Furniture (VPLE), 825 W. Main Street, Hortonville, WI  
BRRTS #06-45-307856

Define DNR acronym as Department of Natural Resources as shown below:

However, the County has not taken action to pursue the VPLE in several years or responded to the recent request for information from the Department of Natural Resources (DNR).

Everything else looks spot on!

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Tauren R. Beggs  
Phone: (920) 662-5178  
[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)

---

**From:** Borski, Jennifer - DNR  
**Sent:** Thursday, February 09, 2017 2:08 PM  
**To:** Prager, Michael A - DNR  
**Cc:** Beggs, Tauren R - DNR; Francar, Samantha K - DNR  
**Subject:** FW: Action: REEH VPLE - No Response to letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

A couple more tweaks tracked after I saw the final version. This looks good to go. Thanks for the opportunity to review and comment.

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Jennifer Borski  
Phone: (920) 424-7887  
[Jennifer.borski@wisconsin.gov](mailto:Jennifer.borski@wisconsin.gov)

---

**From:** Prager, Michael A - DNR  
**Sent:** Thursday, February 09, 2017 1:59 PM  
**To:** Borski, Jennifer - DNR  
**Cc:** Beggs, Tauren R - DNR; Francar, Samantha K - DNR  
**Subject:** RE: Action: REEH VPLE - No Response to letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

Thanks for the edits, can you help me with all my letters. ☺  
I did want to mention 292.15(2)(av) because there are special requirements for someone who we withdraw and then wants back in. Also, I think the talk to us part is important because it is such an odd situation, I think discussing what else is needed is important.

Since we can't fix an old time sheet, and your time was spent looking at stuff on this site, I'd like to use the new amount but I included a sentence to explain it, edit if can say it more clearly. I thought about a footnote but that's weird for a letter.

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Michael Prager  
Land Recycling Team Leader- Remediation and Redevelopment Program  
Wisconsin Department of Natural Resources  
101 S. Webster - Box 7921  
Madison, WI 53707  
Phone: 608-261-4927  
Fax: 608-267-7646  
[michael.prager@wisconsin.gov](mailto:michael.prager@wisconsin.gov)



---

**From:** Borski, Jennifer - DNR  
**Sent:** Thursday, February 09, 2017 1:03 PM  
**To:** Prager, Michael A - DNR  
**Cc:** Beggs, Tauren R - DNR  
**Subject:** FW: Action: REEH VPLE - No Response to letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

Suggested changes tracked.

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Jennifer Borski  
Phone: (920) 424-7887  
[Jennifer.borski@wisconsin.gov](mailto:Jennifer.borski@wisconsin.gov)

---

**From:** Prager, Michael A - DNR  
**Sent:** Thursday, February 09, 2017 8:52 AM  
**To:** Borski, Jennifer - DNR; Beggs, Tauren R - DNR; Francar, Samantha K - DNR  
**Subject:** RE: Action: REEH VPLE - No Response to letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

Please review this draft withdrawal letter for this site. Let me know if you have any edits. Sam, does the line about the check coming soon make sense? Anything else I am forgetting? Should we send a copy to the consultant?

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Michael Prager  
Land Recycling Team Leader- Remediation and Redevelopment Program  
Wisconsin Department of Natural Resources  
101 S. Webster - Box 7921  
Madison, WI 53707  
Phone: 608-261-4927  
Fax: 608-267-7646  
[michael.prager@wisconsin.gov](mailto:michael.prager@wisconsin.gov)



---

**From:** Borski, Jennifer - DNR  
**Sent:** Tuesday, February 07, 2017 8:54 AM  
**To:** Prager, Michael A - DNR; Beggs, Tauren R - DNR  
**Subject:** Action: REEH VPLE - No Response to letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856  
**Importance:** High

Michael & Tauren – No response received as of today (response due 2/3/17). Please proceed with withdrawing the County from the VPLE program and refunding their balance.

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Jennifer Borski  
Phone: (920) 424-7887  
[Jennifer.borski@wisconsin.gov](mailto:Jennifer.borski@wisconsin.gov)

---

**From:** Prager, Michael A - DNR  
**Sent:** Monday, December 05, 2016 11:11 AM  
**To:** Borski, Jennifer - DNR  
**Subject:** RE: REEH VPLE - Request for letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

Here is the singed version I just put in the mail. Do you want to email it to him?

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Michael Prager

Land Recycling Team Leader- Remediation and Redevelopment Program  
Wisconsin Department of Natural Resources  
101 S. Webster - Box 7921  
Madison, WI 53707  
Phone: 608-261-4927  
Fax: 608-267-7646  
[michael.prager@wisconsin.gov](mailto:michael.prager@wisconsin.gov)



---

**From:** Borski, Jennifer - DNR  
**Sent:** Monday, December 05, 2016 9:53 AM  
**To:** Prager, Michael A - DNR  
**Subject:** FW: REEH VPLE - Request for letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

Comments tracked. Thanks for allowing me to review your draft.

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Jennifer Borski  
Phone: (920) 424-7887  
[Jennifer.borski@wisconsin.gov](mailto:Jennifer.borski@wisconsin.gov)

---

**From:** Prager, Michael A - DNR  
**Sent:** Monday, December 05, 2016 9:17 AM  
**To:** Borski, Jennifer - DNR  
**Subject:** RE: REEH VPLE - Request for letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

How does this letter look? I didn't change much. I included the amount we had left. I addressed it to the County planner since that was the position of the old contact who left and cc'd the corp council. I am assuming there was not any more time coded to this site but if there was we can adjust the \$#.

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Michael Prager

Land Recycling Team Leader- Remediation and Redevelopment Program

Wisconsin Department of Natural Resources

101 S. Webster - Box 7921

Madison, WI 53707

Phone: 608-261-4927

Fax: 608-267-7646

[michael.prager@wisconsin.gov](mailto:michael.prager@wisconsin.gov)



---

**From:** Borski, Jennifer - DNR

**Sent:** Friday, December 02, 2016 11:20 AM

**To:** Prager, Michael A - DNR

**Cc:** Haag, Christine T - DNR; Chronert, Roxanne N - DNR; Beggs, Tauren R - DNR

**Subject:** REEH VPLE - Request for letter to Outagamie County for American Toy & Furniture VPLE #06-45-307856

Michael,

I spoke with Joe Guidote, Corporation Counsel for Outagamie County this morning. He would like the letter regarding the County's VPLE balance for this site sent to him (address below). Joe stated that the County will likely not want to continue as a voluntary party since the property has been transferred twice since their last involvement in 2005, the property is back on the tax roll and pursuit of the certificate of completion appears to be a private issue at this point. However, Joe will discuss internally with the County Executive and provide us with an answer on the deposit balance and VP status.

Joe Guidote  
Outagamie County Corporation Counsel  
410 S. Walnut St.  
Appleton, WI 54911  
[Joseph.guidote@outagamie.org](mailto:Joseph.guidote@outagamie.org)

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Jennifer Borski

Phone: (920) 424-7887

[Jennifer.borski@wisconsin.gov](mailto:Jennifer.borski@wisconsin.gov)

---

**From:** Borski, Jennifer - DNR

**Sent:** Thursday, December 01, 2016 10:45 AM

**To:** Francar, Samantha K - DNR

**Subject:** RE: REEH VPLE - Request for Status of Deposit/Invoice

Sam,

Please prepare a push letter to Outagamie County for this VPLE to see if they want to continue in the VPLE Program or receive a refund for their deposit

balance. I am working on getting a contact name since the initial contact, Michael Hendrick, has retired.

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Jennifer Borski

Phone: (920) 424-7887

[Jennifer.borski@wisconsin.gov](mailto:Jennifer.borski@wisconsin.gov)

---

**From:** Francar, Samantha K - DNR

**Sent:** Tuesday, November 29, 2016 11:55 AM

**To:** Borski, Jennifer - DNR

**Subject:** RE: REEH VPLE - Request for Status of Deposit/Invoice

No problem Jennifer- there is a positive balance left from the advanced deposit of \$1,401.25. Have you coded time to the site recently? If so, then I have to work with Finance to pull timesheets, which may take a few days. Below is the detailed snapshot, and I can send it to you via PDF if you prefer.

---



**AMERICAN TOY & FURNITURE**

06-45-307856

FY	FISCAL QTR	PAY PERIOD DATE	LAST NAME	FIRST
		06/14/2002		
2003	1	07/27/2002	BORSKI	JENNI
2003	1	08/10/2002	BORSKI	JENNI
2003	1	08/24/2002	BORSKI	JENNI
2003	1	09/07/2002	BORSKI	JENNI
2003	2	10/05/2002	BORSKI	JENNI
2003	3	02/22/2003	BORSKI	JENNI
2003	4	04/05/2003	BORSKI	JENNI
2003	4	06/14/2003	BORSKI	JENNI
2004	3	01/24/2004	BORSKI	JENNI
2004	4	05/01/2004	BORSKI	JENNI
2004	4	05/15/2004	BORSKI	JENNI
2005	1	09/04/2004	BORSKI	JENNI
2005	2	10/02/2004	BORSKI	JENNI
2005	2	11/13/2004	BORSKI	JENNI
2005	2	12/25/2004	BORSKI	JENNI
2005	3	02/19/2005	BORSKI	JENNI
2005	4	05/14/2005	BORSKI	JENNI
2005	4	05/28/2005	BORSKI	JENNI
2006	2	12/24/2005	BORSKI	JENNI
2015	4	06/27/2015	BORSKI	JENNI
2016	2	11/28/2015	BORSKI	JENNI

Best,

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Samantha Francar  
 (608) 266-2699  
[samantha.francar@wisconsin.gov](mailto:samantha.francar@wisconsin.gov)

---

**From:** Borski, Jennifer - DNR  
**Sent:** Tuesday, November 29, 2016 11:44 AM  
**To:** Francar, Samantha K - DNR  
**Subject:** REEH VPLE - Request for Status of Deposit/Invoice

Hi Sam,

I need to know if we have a positive balance remaining from the application deposit for this VPLE or if there is any time coded for invoicing. Please answer by

the end of Wednesday if at all possible. I have a call with Darsi, Christine & Michael Thursday morning.

Please see the attached email for background if interested. Jennerjohn, LLC never followed through with the VPLE application to take over from Outagamie County and we need to take action here.

Thanks,

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Jennifer Borski

Hydrogeologist – Remediation & Redevelopment Program

Wisconsin Department of Natural Resources

625 E. County Road Y, STE 700, Oshkosh, WI 54901-9731

Phone: (920) 424-7887

Cell Phone: (920) 360-0853

[jennifer.borski@wisconsin.gov](mailto:jennifer.borski@wisconsin.gov)



**AMERICAN TOY & FURNITURE**

06-45-307856

FY	FISCAL QTR	PAY PERIOD DATE	LAST NAME	FIRST
		06/14/2002		
2003	1	07/27/2002	BORSKI	JENNI
2003	1	08/10/2002	BORSKI	JENNI
2003	1	08/24/2002	BORSKI	JENNI
2003	1	09/07/2002	BORSKI	JENNI
2003	2	10/05/2002	BORSKI	JENNI
2003	3	02/22/2003	BORSKI	JENNI
2003	4	04/05/2003	BORSKI	JENNI
2003	4	06/14/2003	BORSKI	JENNI
2004	3	01/24/2004	BORSKI	JENNI
2004	4	05/01/2004	BORSKI	JENNI
2004	4	05/15/2004	BORSKI	JENNI
2005	1	09/04/2004	BORSKI	JENNI
2005	2	10/02/2004	BORSKI	JENNI
2005	2	11/13/2004	BORSKI	JENNI
2005	2	12/25/2004	BORSKI	JENNI
2005	3	02/19/2005	BORSKI	JENNI
2005	4	05/14/2005	BORSKI	JENNI
2005	4	05/28/2005	BORSKI	JENNI
2006	2	12/24/2005	BORSKI	JENNI
2015	4	06/27/2015	BORSKI	JENNI
2016	2	11/28/2015	BORSKI	JENNI

Best,

**We are committed to service excellence.**

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Samantha Francar  
 (608) 266-2699  
[samantha.francar@wisconsin.gov](mailto:samantha.francar@wisconsin.gov)

**From:** Borski, Jennifer - DNR  
**Sent:** Tuesday, November 29, 2016 11:44 AM  
**To:** Francar, Samantha K - DNR  
**Subject:** REEH VPLE - Request for Status of Deposit/Invoice

Hi Sam,

I need to know if we have a positive balance remaining from the application deposit for this VPLE or if there is any time coded for invoicing. Please answer by

the end of Wednesday if at all possible. I have a call with Darsi, Christine & Michael Thursday morning.

Please see the attached email for background if interested. Jennerjohn, LLC never followed through with the VPLE application to take over from Outagamie County and we need to take action here.

Thanks,

**We are committed to service excellence.**

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Jennifer Borski

Hydrogeologist – Remediation & Redevelopment Program

Wisconsin Department of Natural Resources

625 E. County Road Y, STE 700, Oshkosh, WI 54901-9731

Phone: (920) 424-7887

Cell Phone: (920) 360-0853

[jennifer.borski@wisconsin.gov](mailto:jennifer.borski@wisconsin.gov)



AMERICAN TOY & FURNITURE - REEH/V0203

06-45-307856

Jennifer Borski

FY	FISCAL QTR	PAY PERIOD DATE	LAST NAME	FIRST NAME	HOURS	RATE	AMOUNT	PAYMENT	INVOICED
		06/14/2002						\$3,000.00	
2003	1	07/27/2002	BORSKI	JENNIFER	1	75	\$75.00		
2003	1	08/10/2002	BORSKI	JENNIFER	3.5	75	\$262.50		
2003	1	08/24/2002	BORSKI	JENNIFER	1.5	75	\$112.50		
2003	1	09/07/2002	BORSKI	JENNIFER	0.5	75	\$37.50		
2003	2	10/05/2002	BORSKI	JENNIFER	0.5	75	\$37.50		
2003	3	02/22/2003	BORSKI	JENNIFER	0.5	75	\$37.50		
2003	4	04/05/2003	BORSKI	JENNIFER	0.5	75	\$37.50		
2003	4	06/14/2003	BORSKI	JENNIFER	1.5	75	\$112.50		
2004	3	01/24/2004	BORSKI	JENNIFER	0.5	75	\$37.50		
2004	4	05/01/2004	BORSKI	JENNIFER	0.5	75	\$37.50		
2004	4	05/15/2004	BORSKI	JENNIFER	0.5	75	\$37.50		
2005	1	09/04/2004	BORSKI	JENNIFER	0.5	75	\$37.50		
2005	2	10/02/2004	BORSKI	JENNIFER	1	75	\$75.00		
2005	2	11/13/2004	BORSKI	JENNIFER	1	75	\$75.00		
2005	2	12/25/2004	BORSKI	JENNIFER	1.5	75	\$112.50		
2005	3	02/19/2005	BORSKI	JENNIFER	2	75	\$150.00		
2005	4	05/14/2005	BORSKI	JENNIFER	0.5	75	\$37.50		
2005	4	05/28/2005	BORSKI	JENNIFER	0.5	75	\$37.50		
2006	2	12/24/2005	BORSKI	JENNIFER	2	85	\$170.00		
2015	4	06/27/2015	BORSKI	JENNIFER	0.25	105	\$26.25		
2016	2	11/28/2015	BORSKI	JENNIFER	0.5	105	\$52.50		
2017	2	10/06/2016	BORSKI	JENNIFER	1	105	\$105.00		

21.75

\$1,703.75

\$3,000.00

\$1,296.25