

**From:** Witte, Edward <nwitz@gklaw.com>  
**Sent:** Friday, February 1, 2019 3:11 PM  
**To:** Beggs, Tauren R - DNR  
**Cc:** Rodriguez, Gabriel M.; Chronert, Roxanne N - DNR; Nelson, William J - DNR; Kathleen McDaniel (kmcDaniel@manitowoc.org); April Kroner; Loring, David M.  
**Subject:** Re: Provide Response for Mirro and Newton Sites ASAP - January 31 deadline has passed

Tauren,

Manitowoc continues to work on gathering information responsive to the request of Newell. We anticipate that we will have this completed shortly. After that, we will work with Newell to provide the information requested by the department.

We appreciate your patience. If you have any questions, please contact me.

Ned

Edward (Ned) B. Witte  
Godfrey & Kahn  
414-305-2267 (m)  
[nwitz@gklaw.com](mailto:nwitz@gklaw.com)

On Feb 1, 2019, at 9:18 AM, Beggs, Tauren R - DNR <[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)> wrote:

Good morning,

As discussed on the December 19, 2018 call with the DNR, an extension was provided for coordination between Newell and the City of Manitowoc for the Mirro and Newton sites. The extension deadline was January 31, 2019. That deadline has now passed and I have not received a response on how Newell and the City will coordinate for these two sites. Please provide a response ASAP.

Regards,

**We are committed to service excellence.**

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

**Tauren R. Beggs**

Hydrogeologist & Northeast Region Land Recycling Expert  
Remediation and Redevelopment Program  
Wisconsin Department of Natural Resources  
2984 Shawano Ave  
Green Bay, WI 54313  
Phone: (920) 662-5178  
[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)

**From:** Rodriguez, Gabriel M. <grodriguez@schiffhardin.com>  
**Sent:** Wednesday, November 28, 2018 10:27 AM  
**To:** Beggs, Tauren R - DNR  
**Cc:** Loring, David M.; Chronert, Roxanne N - DNR; Nelson, William J - DNR; Kathleen McDaniel (kmcDaniel@manitowoc.org) ; April Kroner  
**Subject:** RE: Response Deadlines for Mirro Plt 9 (Former) and Manitowoc City / Former Newton Tn Gravel Pit Sites

Thanks Tauren.

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**From:** Beggs, Tauren R - DNR [<mailto:Tauren.Beggs@wisconsin.gov>]  
**Sent:** Wednesday, November 28, 2018 10:26 AM  
**To:** Rodriguez, Gabriel M. <[grodriguez@schiffhardin.com](mailto:grodriguez@schiffhardin.com)>  
**Cc:** Loring, David M. <[DLoring@schiffhardin.com](mailto:DLoring@schiffhardin.com)>; Chronert, Roxanne N - DNR <[Roxanne.Chronert@wisconsin.gov](mailto:Roxanne.Chronert@wisconsin.gov)>; Nelson, William J - DNR <[William.Nelson@wisconsin.gov](mailto:William.Nelson@wisconsin.gov)>; Kathleen McDaniel ([kmcDaniel@manitowoc.org](mailto:kmcDaniel@manitowoc.org)) <[kmcDaniel@manitowoc.org](mailto:kmcDaniel@manitowoc.org)>; April Kroner <[akroner@manitowoc.org](mailto:akroner@manitowoc.org)>  
**Subject:** [EXT] RE: Response Deadlines for Mirro Plt 9 (Former) and Manitowoc City / Former Newton Tn Gravel Pit Sites

Good morning Gabe,

I was able to follow up with Kathleen today. Based on the correspondence with you last week and the call with Kathleen today, DNR will provide a 30 day extension starting from today to allow Newell and the City to meet and coordinate efforts, so the new deadline is December 28, 2018. Please keep DNR in the loop as things progress between you and the City over the next month.

Thanks,

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**Tauren R. Beggs**

Phone: (920) 662-5178

[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)

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**From:** Rodriguez, Gabriel M. <[grodriguez@schiffhardin.com](mailto:grodriguez@schiffhardin.com)>  
**Sent:** Wednesday, November 21, 2018 12:55 PM  
**To:** Beggs, Tauren R - DNR <[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)>  
**Subject:** RE: Response Deadlines for Mirro Plt 9 (Former) and Manitowoc City / Former Newton Tn Gravel Pit Sites

Thank you. Let me know if you and she do connect today. If not, have a very happy Thanksgiving.

Gabe

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**From:** Beggs, Tauren R - DNR [<mailto:Tauren.Beggs@wisconsin.gov>]  
**Sent:** Wednesday, November 21, 2018 12:33 PM  
**To:** Rodriguez, Gabriel M. <[grodriguez@schiffhardin.com](mailto:grodriguez@schiffhardin.com)>  
**Subject:** [EXT] RE: Response Deadlines for Mirro Plt 9 (Former) and Manitowoc City / Former Newton Tn Gravel Pit Sites

Hi Gabriel,

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Happy Thanksgiving,

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[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)

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**From:** Rodriguez, Gabriel M. <[grodriguez@schiffhardin.com](mailto:grodriguez@schiffhardin.com)>  
**Sent:** Wednesday, November 21, 2018 9:02 AM  
**To:** Beggs, Tauren R - DNR <[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)>  
**Subject:** RE: Response Deadlines for Mirro Plt 9 (Former) and Manitowoc City / Former Newton Tn Gravel Pit Sites

Tauren- I didn't mean to suggest the City was required to do anything. I meant only to communicate that we followed through with the encouragement set forth in both RP letters to the effect that we work through the City to coordinate future work with it and its consultants. I reached out to the City in regards to both Sites several times and was told last week that they have proposals to communicate to me on both sites. As I said in my email, they're not in a position to communicate those proposals until after the holiday.

Ned Witte left me a voicemail yesterday afternoon saying that the City still would like to meet after the holiday to present its proposal for coordinating efforts both sites rather than having competing efforts. He suggested I seek an extension of the deadline for responding. We have not connected directly, but he also said in his voicemail that you will be talking with the City attorney today about these Sites, so perhaps you can confirm all of this with Kathleen.

Are extensions of these deadlines available? If so, is DNR willing to extend in these matters to allow Newell and the City to meet?

Gabe

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**From:** Beggs, Tauren R - DNR [<mailto:Tauren.Beggs@wisconsin.gov>]  
**Sent:** Tuesday, November 20, 2018 10:48 AM  
**To:** Rodriguez, Gabriel M. <[grodriguez@schiffhardin.com](mailto:grodriguez@schiffhardin.com)>

**Cc:** Loring, David M. <[DLoring@schiffhardin.com](mailto:DLoring@schiffhardin.com)>; Chronert, Roxanne N - DNR <[Roxanne.Chronert@wisconsin.gov](mailto:Roxanne.Chronert@wisconsin.gov)>; Nelson, William J - DNR <[William.Nelson@wisconsin.gov](mailto:William.Nelson@wisconsin.gov)>; Kathleen McDaniel ([kmcdaniel@manitowoc.org](mailto:kmcdaniel@manitowoc.org)) <[kmcdaniel@manitowoc.org](mailto:kmcdaniel@manitowoc.org)>; April Kroner <[akroner@manitowoc.org](mailto:akroner@manitowoc.org)>  
**Subject:** [EXT] RE: Response Deadlines for Mirro Plt 9 (Former) and Manitowoc City / Former Newton Tn Gravel Pit Sites

Hi Gabriel,

Please provide more information on the following:

- What consultant firm have you retained?
- Are you retaining the same consultant for both sites?
- Do you plan to submit site investigation work plans for both sites by the November 24, 2018 deadline?

The City already provided a site investigation work plan on October 29, 2018 to meet their deadline for the Manitowoc City / Former Newton Tn Gravel Pit site. The City has voluntarily been moving forward with the Mirro Plt 9 (Former) site. The City is not required to move forward on this site because they have the local governmental unit (LGU) liability exemption.

Regards,

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**From:** Rodriguez, Gabriel M. <[grodriguez@schiffhardin.com](mailto:grodriguez@schiffhardin.com)>  
**Sent:** Monday, November 19, 2018 2:56 PM  
**To:** Beggs, Tauren R - DNR <[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)>  
**Cc:** Loring, David M. <[DLoring@schiffhardin.com](mailto:DLoring@schiffhardin.com)>; Chronert, Roxanne N - DNR <[Roxanne.Chronert@wisconsin.gov](mailto:Roxanne.Chronert@wisconsin.gov)>; Nelson, William J - DNR <[William.Nelson@wisconsin.gov](mailto:William.Nelson@wisconsin.gov)>; Kathleen McDaniel ([kmcdaniel@manitowoc.org](mailto:kmcdaniel@manitowoc.org)) <[kmcdaniel@manitowoc.org](mailto:kmcdaniel@manitowoc.org)>; April Kroner <[akroner@manitowoc.org](mailto:akroner@manitowoc.org)>  
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Hi Tauren. Despite efforts to coordinate with the City, Newell has had very limited contact with the City. We had two teleconference calls regarding the Newton site. I have not had any conversation with anyone at the City about Plant 9, despite reaching out the City several times. I've been told by the City's lawyers that the City intends to communicate a proposal regarding both sites after the holidays, which is past the deadline.

Newell has retained its own consultant.

I will keep you posted.

Gabe

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error. Then delete it. Thank you.

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information protected by the attorney-client or other privilege.  
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please reply to the sender that you received the message in  
error. Then delete it. Thank you.  
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**From:** Beggs, Tauren R - DNR  
**Sent:** Thursday, October 25, 2018 3:31 PM  
**To:** 'Loring, David M.'  
**Cc:** Rodriguez, Gabriel M.  
**Subject:** RE: Responsible Party Letters for Mirro Plt 9 (Former) - LGU, BRRTS # 02-36-545108 and Manitowoc City / Former Newton Tn Gravel Pit, BRRTS # 02-36-000268, Manitowoc, WI

Thanks David, I will review the documents when I received them in the mail.

Regards,

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**From:** Loring, David M. <[DLoring@schiffhardin.com](mailto:DLoring@schiffhardin.com)>  
**Sent:** Thursday, October 25, 2018 2:12 PM  
**To:** Beggs, Tauren R - DNR <[Tauren.Beggs@wisconsin.gov](mailto:Tauren.Beggs@wisconsin.gov)>  
**Cc:** Rodriguez, Gabriel M. <[grodriguez@schiffhardin.com](mailto:grodriguez@schiffhardin.com)>  
**Subject:** RE: Responsible Party Letters for Mirro Plt 9 (Former) - LGU, BRRTS # 02-36-545108 and Manitowoc City / Former Newton Tn Gravel Pit, BRRTS # 02-36-000268, Manitowoc, WI

Mr. Beggs,

Please see the enclosed letters. Hard copies of the letters (with thumb drives of responsive documents) were sent today to your attention via FedEx.

Regards,  
David

---

**David M. Loring**

Partner

[dloring@schiffhardin.com](mailto:dloring@schiffhardin.com)

d +1.312.258.5603 | f +1.312.258.5600

Schiff Hardin LLP

233 South Wacker Drive | Suite 7100 | Chicago, IL 60606

[schiffhardin.com](http://schiffhardin.com) | [v-card](#) | [view bio](#)

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**From:** Beggs, Tauren R - DNR [<mailto:Tauren.Beggs@wisconsin.gov>]  
**Sent:** Tuesday, September 25, 2018 8:06 AM  
**To:** [Kristin.Jones@Newellco.com](mailto:Kristin.Jones@Newellco.com)  
**Cc:** Nelson, William J - DNR <[William.Nelson@wisconsin.gov](mailto:William.Nelson@wisconsin.gov)>; Kathleen McDaniel

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**Subject:** [EXT] Responsible Party Letters for Mirro Plt 9 (Former) - LGU, BRRTS # 02-36-545108 and Manitowoc City / Former Newton Tn Gravel Pit, BRRTS # 02-36-000268, Manitowoc, WI

Ms. Jones,

Newell has been identified as a responsible party (RP) for the two above referenced contaminated sites. Attached are the electronic copies of the RP letters, which outline the requirements for investigation and cleanup. Paper copies of the letters are being mailed to you and the Newell Corporate Headquarters office. The City of Manitowoc and City of Manitowoc Community Development Authority are actively involved in these sites, so it is recommended you contact them for coordination with these sites. If you have any questions in regard to the letters, please feel free to contact me.

Regards,

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**Tauren R. Beggs**

Hydrogeologist & Northeast Region Land Recycling Expert

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