



October 15, 2012

Mr. Paul Marks
Brown Street III, LLC
400 W. Erie St., Ste 401
Chicago, IL 60654

Casetrack No. 2012-SEEE-023
BRRTS No. 03-41-373872

FID: 341065230
Tax key: 353 151 2100

ENFORCEMENT CONFERENCE SUMMARY

Thank you for attending the enforcement conference to discuss the July 2012 Notice of Violation. The conference was held on October 10, 2012, by conference call. Attending the meeting were: Paul Marks and Paul Dincin (for Brown Street II LLC); and John Hnat and Saji Villoth (WDNR).

Agreements:

DNR agreed that Brown Street II will have until November 30, 2012 to review their records for 301 E. Brown St., and also for property owned by Brown Street II, LLC at 275 E. Brown St., City of Milwaukee; to contact potential consultants and report back on the findings of the records search or hiring a consultant. DNR will also send Brown Street II a list of potential consultants and "ability to pay" forms no later than October 19, 2012.

Summary:

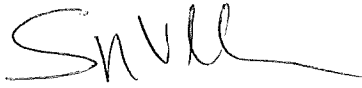
Villoth summarized the stepped enforcement process. Hnat summarized the violations. He asked if Marks or Dincin had a copy of the 220 STS report. Marks stated that all records had been put in storage and they had not seen the report. Hnat stated that according to the STS report, three groundwater monitoring wells had been installed, and soil borings had been obtained, from the NE corner of the 301 E. Brown St. property. He stated STS had found TCE in groundwater, PAHs in soil borings and lead (Pb) and gasoline constituents in the soil. Hnat stated that there are direct contact and groundwater issues.

Hnat stated that there had been no contact with Brown Street II since 2002, and that the DNR had issued a Notice of Noncompliance in 2010, and there still had been no contact. He stated that according to NR 716, Wis. Adm. Code, Brown Street II has to conduct a site investigation, find the source of the contamination and determine whether the soils have to be removed, remediated or capped.

Marks and Dincin stated that the property was up for sale. They stated the cost would be an issue.

If you have questions, please contact me at (414) 263-8490. For technical questions, you may contact John Hnat, (414) 263-8644.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Villoth". The signature is fluid and cursive, with a long horizontal stroke at the end.

Saji Villoth
Environmental Enforcement Specialist

c: Mr. Paul Dincin, Tandem Developers, LLC
414 N. Orleans St., Ste 202
Chicago, IL 60610

Northwest Registered Agents
P. Marks, Brown Street III LLC, Chicago 60654
J. Hnat, P. Mylotta - RR