



March 27, 2024

Kevin Newell  
CDS RCBH 2016 LLC  
PO Box 1006  
Fond Du Lac, WI 54937

Kevin Newell  
Royal Capital Group, LLC  
710 N. Plankinton Ave. | Suite 300  
Milwaukee, WI 53203  
Email: [info@royalcapital.net](mailto:info@royalcapital.net)

Subject: **Status Update Request**  
301 E. Brown St., Milwaukee WI., Parcel #: 3531512100  
BRRTS #: 03-41-373872, FID #: 341065230

Dear Mr. Newell:

On February 1, 2024, the Wisconsin Department of Natural Resources (DNR) notified you of your legal responsibilities under Wisconsin Statute (Wis. Stat.) § 292.11 to investigate the degree and extent of the hazardous substance discharge on the above-referenced site. The DNR has not received any information from you concerning your response to this hazardous substance discharge. The DNR requests that the following information be submitted by **April 29, 2024**:

- 1.) A written status update indicating you have hired a qualified Environmental Consultant.

It is the DNR's understanding that CDS RCBH 2016 LLC is the current owner of the property, and that Kevin Newell is reported to be a leader of CDS RCBH 2016 LLC. The DNR also understands that Kevin Newell is the owner of a development firm, Royal Capital Group LLC that plans to work with CDS RCBH 2016 LLC to construct a housing project on the property. As the responsible party for this hazardous substance discharge, you have the legal responsibility under Wis. Stat. § 292.11 to investigate and clean up contamination resulting from the hazardous substance discharge. The DNR will work with you to move this site towards closure.

Your legal responsibilities are defined in statute and in administrative code. The hazardous substances spill law, Wis. Stat. § 292.11(3), states "A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of the state."

Wisconsin Administrative Code (Wis. Admin. Code) chs. NR 700 to NR 799 establish requirements for emergency and interim actions, public information, site investigations, design and operation of remedial action systems, and case closure.

The DNR appreciates your cooperation and looks forward to an update regarding this site. If you have any questions regarding the site or this letter, please contact me at (414) 208-7412 or at [Zachary.Henderson@wisconsin.gov](mailto:Zachary.Henderson@wisconsin.gov).

Sincerely,

Zach Henderson  
Project Manager/ Hydrogeologist  
Remediation & Redevelopment Program  
Southeast Region