

From: Delcore, Lee R - DNR
Sent: Thursday, February 20, 2020 9:24 AM
To: Grace Christian Fellowship; 'RLangdon@scsengineers.com';
rtierney@scsengineers.com
Cc: Hnat, John J - DNR; David G. Peterson; Prosa, Timothy A - DNR; Soyer, Jenna A
- DNR
Subject: RE: PECFA submission for Grace Christian Fellowship: #NM100000373
Attachments: PECFA REPORT #040719; Lee Delcore.pdf

Ms. Gavin,

In June 2019, when the attached document and email were received, it appeared as if you were copying me on a report from a contractor working on activities related to the pre-approved scope of work that SCS had submitted to move the site forward. The report was filed. Based on your most recent email, you are indicating that the documentation represents a claim for reimbursement. In the PECFA program, only the claimant for a PECFA site can submit eligible 3rd party costs for reimbursement consideration. Per State Statute 292.63(3)(ac)1 all of the costs you outlined are over 180 day incurred and would not be eligible unless Jasdisher Singh Kler would incur these costs (pay for them) and resubmit to PECFA for reimbursement as a 3rd party claim. That being said, work scope and cost pre-approval is required. SCS had submitted a scope of work and had expenses pre-approved at a 25%-eligibility reimbursement rate for a scope of work that included work on the sub-slab system at Grace. It is unclear where the costs you outlined fall in the SCS submittal and pre-approved scope of work. I am copying SCS on this email, so they can clarify how these costs fit with within the scope and assist you per the provisions of the settlement agreement you reference.

Thank you for your follow-up,

Lee

We are committed to service excellence.

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

Lee Delcore

Hydrogeologist - Remediation and Redevelopment Program

Wisconsin Department of Natural Resources

1155 Pilgrim Road, Plymouth, WI 53073

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dnr.wi.gov



From: Grace Christian Fellowship <info@gracecf.us>
Sent: Wednesday, February 12, 2020 3:46 PM
To: Delcore, Lee R - DNR <Lee.Delcore@wisconsin.gov>; Hnat, John J - DNR <John.Hnat@wisconsin.gov>; David G. Peterson <DGPeterson@reinhartlaw.com>
Subject: Re: PECFA submission for Grace Christian Fellowship: #NM100000373

Mr. Delcore,

On June 26, 2019 I sent you a PECFA submission on behalf of Grace Christian Fellowship for PECFA Service Contract #NM100000373; report filed 040719. This submission was for the Grace Christian Fellowship expenses we procured in 2019 only-(former years had already been submitted) and paid for in full by Grace for the final remediation work done at Grace. Your email sent me an out of office reply, stating you would respond when you returned. To date, Grace has received no communication from your office regarding this matter.

We have received copies of Ray Tierney's submissions for SCS Engineers (who represent KJG and PSK-the defendants in our case) which show pictures of the work done in Grace's basement, along with submission of their bills. This concerns us, as they did none of the work, (Radon Abatement was our contractor) and we paid all of the bills. We sent Mr. Tierney copies of the same PECFA submission we sent you, yet did not see our bills and payments reflected in his report.

Per our settlement agreement, SCS Engineers was delegated as the "Agent" of KJG and PSK for PECFA purposes and file the necessary documents for reimbursement under PECFA. It later states that KJG/PSK will assign to Grace the right to apply for PECFA funds for damages associated with the Grace Site and the KJG Site so that Grace may apply for PECFA funds to the extent Grace is eligible to do so.

With that being stated, our concern is that our 2019 claim has somehow fallen through the cracks. Please let us know that that isn't so and if it is, what our next step needs to be.

We, as the victim in this entire case, are a small, independent congregation and simply cannot afford to foot this remediation bill, nor should we have to. Please help.

Thank you for your time and consideration of this issue.

Judith Gavin
Director of Operations
Grace Christian Fellowship

On Wed, Jun 26, 2019 at 2:50 PM Grace Christian Fellowship <info@gracecf.us> wrote:

Dear Sir:

Per Mr. Tom Heine of RA Environmental/ Radon Abatement, I am sending you the current remediation expenses of Grace Christian Fellowship for

submission for PECFA Service Contract #NM 10000373 for Report filed #040719. Our recent additional expenses to date (solely 2019) are \$54,849.93. I am trusting that Mr. Ray Tierney has already submitted our previous expenses. I have included copies of all cancelled checks. The “supplies” entries were generally paid by Scrip, which was paid for by the “GCS” checks at the end of this report. These reimbursement checks include the noted expenses, but were not limited solely to the PECFA qualified remediation costs. Thus the difference between the cancelled check amounts and receipts submitted. Only the PECFA qualified expenses are noted on the spreadsheet. Please let me know if you have any questions.

Sincerely,

Judith E. Gavin
Administrator
Grace Christian Fellowship
(please see attached documents)

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Grace Christian Fellowship

[414-464-9220](tel:414-464-9220) | 9900 West Capitol Drive, Milwaukee, WI 53222
<http://gracecf.us>

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