

## Ryan, Nancy D - DNR

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**From:** Bill Scott <Bill\_Scott@gshllp.com>  
**Sent:** Wednesday, November 04, 2015 3:21 PM  
**To:** Ryan, Nancy D - DNR  
**Subject:** Former Express Cleaners - VPLE

Nancy -

This is to request that the Department not proceed to accept or deny the referenced site into the VPLE program. I know that I applied, but given the various issues still up in the air, I ask that the Department simply defer action on my VPLE application. If I need to discuss this with someone else, please advise.

Thank you,  
Bill.



Attorneys at Law

Bill Scott  
Partner

111 E. Wisconsin Ave., Suite 1000 | Milwaukee, WI | 53202  
T: (414) 277-8500 | F: (414) 277-8521

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**From:** Bill Scott <Bill\_Scott@gshllp.com>  
**Sent:** Tuesday, November 10, 2015 11:28 AM  
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Hi Nancy –

I am torn about retracting the application because I eventually want to have both sites admitted to the VPLE program. However, I have been advised that fees for various DNR reviews and meetings etc. are built into the DERP program, so it is not necessary to also incur fees for VPLE program, since I can get into the VPLE program later. That is good advice provided you continue to believe the investigation is sufficient to get into the VPLE program. I don't want to have to investigate all over again in a year simply because the site has been sitting there while remediation (hopefully) takes place. If you can admit the sites to the VPLE program without charging VPLE time (until it is time to do the COC), then I would just pay now and get into the program. If you must charge VPLE time just because you are doing DERP work, then please refund the fees and I will apply later. Of course, I will have to read the fine print to make sure I apply while the sites are still eligible.

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**From:** Ryan, Nancy D - DNR [mailto:Nancy.Ryan@wisconsin.gov]  
**Sent:** Tuesday, November 10, 2015 11:11 AM  
**To:** Bill Scott  
**Subject:** RE: Former Express Cleaners - VPLE

Hi Bill, do you want us to send your application fee(s) back? We prefer not to hold on to checks so could you please let me know asap if you're moving forward with the VPLE application? Thanks,

**We are committed to service excellence.**

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

Nancy D. Ryan  
Hydrogeologist, Bureau for Remediation and Redevelopment  
Wisconsin Department of Natural Resources  
2300 N. Dr. Martin Luther King, Jr. Dr.  
Milwaukee, WI 53212  
Phone: (414) 263-8533  
Fax: (414) 263-8550  
[nancy.ryan@wisconsin.gov](mailto:nancy.ryan@wisconsin.gov)

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**From:** Bill Scott <Bill\_Scott@gshllp.com>  
**Sent:** Wednesday, November 11, 2015 10:24 AM  
**To:** Ryan, Nancy D - DNR  
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Nancy - Last sentence meaning: if we clean it all up, is there still a release? I want to have the VPLE move forward with the process before the contamination is all gone. Michael Prager has said he is allowing both sites into the program as individual properties. You previously said investigation was complete. It sounds to me as though you should keep the fee and process the applications, including reviewing the Phase I ESA now while it is not too old??? Just a thought.

Bill.



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**From:** Ryan, Nancy D - DNR [mailto:Nancy.Ryan@wisconsin.gov]  
**Sent:** Wednesday, November 11, 2015 10:18 AM  
**To:** Bill Scott  
**Subject:** RE: Former Express Cleaners - VPLE

Bill,

You don't need to retract the application – we can process them. I wouldn't be conducting any VPLE reviews until you pay a deposit, and then, I would start by reviewing the Phase I reports. Anything review related to the Dry cleaner release I would not be billing to VPLE. Since I have not reviewed the Phase I, I cannot say that we would not be requiring any other investigation related to other historic use of the property (although I suspect not). Review of the Phase I and Phase II is a requirement of the VPLE process to ensure that all potential contaminant sources have been investigated. I'm not sure what you mean by the last sentence. To be eligible for VPLE, there must be a discharge (release) originating on the property. Call if you have additional questions and/or let me know about the applications. Thanks.

Nancy

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