

Rozeboom, David B - DNR

From: Prosa, Timothy A - DNR
Sent: Wednesday, October 9, 2019 12:34 PM
To: William Bratcher; Janowiak, Steve J - DNR
Subject: RE: Kautzer Property 03-10-554767

Will. Per question about reports. They are only required in the claim submittal if approved and also being claimed. As you will see in the claims I forwarded to you REI never claimed any report writing in any of the claims, if they had I would have requested the reports or denied the costs @ claim time. Dave Larsen checks all the boxes on the check list for every claim they submit for every PECFA site. Believe me I have denied costs, returned claims as incomplete and requested additional information from them over the past 19+ years!

Tim

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Timothy A. Prosa

PECFA Program and Policy Analyst
Bureau of Remediation & Redevelopment
Wisconsin Department of Natural Resources
Phone: (608) 261-7715
Email: Timothy.prosa@wisconsin.gov

From: William Bratcher <will@bratcherlawoffice.com>
Sent: Wednesday, October 09, 2019 12:24 PM
To: Janowiak, Steve J - DNR <Steve.Janowiak@wisconsin.gov>
Cc: Prosa, Timothy A - DNR <Timothy.Prosa@wisconsin.gov>
Subject: Kautzer Property 03-10-554767

Good Afternoon Steve and Tim,

I was finally able to start to obtain some information and documentation from REI. Specifically attached are three water sample reports dated 10/19/2019, 04/30/2018, and 06/11/2019.

None of these were previously submitted to the DNR, either in the PECFA reimbursement requests or otherwise, from what you provided me.

Steve – Could you please add these to the file and provide me with your analysis as far as whether these tests comply with the requirements under the 2017 closure letter no. 3, and if not, what still needs to be completed on that in detail? Please do not refer me to REI, they are not being cooperative, and part of what I am attempting to do is make sure everyone is giving me the same information.

If it assists in your analysis, to quote Ken Lassa from REI: “You can see on the chain of custody that the event conducted in October 16, 2017 also had a sample collected from TW-1. ... However, only one of the borings advanced had enough water from the boring to collect a water sample for submittal to the lab for analysis. This is also documented by the

Geiss invoice that reflects only one sample collected which was submitted in Claim #18 on November 16, 2017. ... As indicated over the phone, the final groundwater sample event of this scope has not been completed.”

Tim, I have looked at the information you provided about the claims previously submitted, thank you. However, I have a follow-up question.

On the standard “PECFA Claims Submittal Checklist” it indicates that any missing information may result in the claim being denied. On each and every form, it appears Dave Larsen (REI) checked the box marked “Copies of all reports pertinent to the claim being submitted” but wrote “N/A” next to it and did not include any reports, such as the sample reports I’ve (finally) tracked down here. Why are these not being required? Why did these requests go through without the reports the state was paying for? Am I missing something?

I will be following up with more information from REI when it is obtained. Thank you for your assistance in helping us sort this out.

Will

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Atty. Will Bratcher
103 E School St.
PO Box 388
Thorp, WI 54771-0388
Phone: 715-669-5611
Fax: 715-669-5587
will@bratcherlawoffice.com

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