From: Gary Deigan <gdeigan@deiganassociates.com>
Sent: Wednesday, September 16, 2020 1:43 PM
To: Grittner, Paul V - DNR
Subject: RE: Off-site Liability Exemption, 8867 Sheridan Road

Hi Paul,
My client did not own the property during any of the Terracon work.
We are unaware of what Terracon performed or filed on the BRRTs case.
I'm not sure if you were waiting for further reply from me? Let me know where your review stands.
Thanks,
Gary J. Deigan
Principal/Owner

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Lake Bluff, IL. 60044

From: Grittner, Paul V - DNR <Paul.Grittner@wisconsin.gov>
Sent: Wednesday, September 2, 2020 12:01 PM
To: Gary Deigan <gdeigan@deiganassociates.com>
Subject: RE: Off-site Liability Exemption, 8867 Sheridan Road

Gary,

It seems that the DNR may not have been provided with documentation prepared by Terracon in late 2015/early 2016. The Work Plan prepared by Terracon for your client's property was not recorded as being received in BRRTS either. The following semi-annual update was provided to the DNR – suggesting that Terracon did the work.

BRRTS No:	**02-30-576408**
Activity Name:	**MULTI-USE COMMERCIAL PROPERTY**
Reporting Period:	**7/1/2015 - 12/31/2015**
Status:	Site Investigation
Activity:	Field Sampling/Monitoring
Comments:	A work plan for investigation activities was submitted to the WDNR on December 2, 2015. Field activities were completed the week of November 30 and December 7, 2015. The analytical results are currently being evaluated to determine if a second round of sampling is necessary.
PECFA Eligible?:	No
Submitted by:	Ed Buc
Submitted on:	01/28/2016

The work plan was completed on behalf of the property owner at that time, Walnut and Vine Properties II, LL. The City was not conducting this work. it is possible that Terracon did not prepare a report, the property owner did not submit a copy to the DNR, or your client did not receive a copy when they purchased the property. It is also possible that we received a paper copy and BRRTS was never updated. I have requested someone review the paper files just to double check (at this time our offices are closed to most personnal and I cannot access them).

It would be beneficial for your client to submit this data to the DNR if you are able to obain it. At this time the DNR will prepare a written determination regarding the offsite exemption based on the informaiton that is available.

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Paul Grittner
Phone: (414) 405-0764
paul.grittner@wisconsin.gov

From: Gary Deigan <gdeigan@deiganassociates.com>
Sent: Tuesday, September 01, 2020 3:11 PM
To: Grittner, Paul V - DNR <Paul.Grittner@wisconsin.gov>
Subject: RE: Off-site Liability Exemption, 8867 Sheridan Road

Hi Paul,
My understanding is that the Work Plan was not conducted. If it were conducted, wouldn't it have been in the BRRTs case file? We cannot locate it.
We understand that the City would have been the RP to have had the Work Plan implemented. My client's frustration is the lack of progress at the adjoining site and the resulting increased migration and higher-risk concentrations on his property. My client does not have the financial resources to implement the 2015 Work Plan. Are you showing that WDNR approved the SIWP?

Thank you,

Gary J. Deigan
Principal/Owner

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