

Esposito, Bevin

From: Lisa, Joseph
Sent: Thursday, January 16, 2020 11:59 AM
To: Goldman, Andrew; bgpollack@gmail.com
Cc: Esposito, Bevin
Subject: In re: Magnate CERCLA Lien Hearing - Transcript error

U.S. EPA-REGION 3-RHC
FILED-16JAN2020PM12:14

Dear Mr. Pollack and Mr. Goldman:

I have been reviewing the transcript of our December 2019 telephonic meeting concerning the Magnate matter. I believe that there is a material error in the transcript. This error was also identified by Mr. Goldman in his letter of January 8, 2020. I asked a question of Mr. Bates beginning on page 38, line 10 of the transcript. The answer to that question is located on page 39, lines 1-4. This answer, however, is attributed to Mr. Goldman. It is my recollection and that of the Regional Hearing Clerk, who was in attendance during the December meeting, that Mr. Bates provided this answer and not Mr. Goldman.

As a result, Mr. Pollack I would ask that you please confer with your client and communicate to myself and Mr. Goldman if you and Mr. Bates are in agreement that this answer (39:1-4) should be attributed to Mr. Bates.

Please feel free to send you response via email to myself and Mr. Goldman. Also, please copy Ms. Esposito, the Regional Hearing Clerk, on your response.

The Regional Hearing Clerk will ensure that this email and any responses that are received are made apart of the Administrative Record of this matter.

Thank you.

Joseph J. Lisa

Joseph J. Lisa
Regional Judicial Officer/Presiding Officer
U.S. Environmental Protection Agency – Region III
1650 Arch Street
MailCode 3RC00
Philadelphia, Pennsylvania 19103
Phone: 215-814-2479
Lisa.joseph@epa.gov

THIS TRANSMISSION MAY CONTAIN DELIBERATIVE, ATTORNEY-CLIENT, ATTORNEY WORK PRODUCT OR OTHERWISE PRIVILEGED MATERIAL. DO NOT RELEASE WITHOUT APPROPRIATE REVIEW. IF THIS MESSAGE HAS BEEN RECEIVED BY YOU IN ERROR, YOU ARE ASKED TO DELETE THIS MESSAGE FROM YOUR MACHINE AND ALL STORAGE MEDIA, WHETHER ELECTRONIC OR HARD COPY.