

MOORE, COCKRELL, GOICOECHEA & JOHNSON, P.C.

Mikel L. Moore
[Also Admitted in Arizona]
Dale R. Cockrell
[Also Admitted in South
Dakota and Colorado]
Sean P. Goicoechea
Jay T. Johnson
Jinnifer Jeresek Mariman
[Also Admitted in Oregon]
Christopher C. Di Lorenzo
[Also Admitted in Colorado]
Katherine A. Matic

145 Commons Loop, Ste. 200
Kalispell, MT 59901

March 2, 2018

P.O. Box 7370
Kalispell, MT 59904-0370

Office: (406) 751-6000
Fax: (406) 756-6522

Via Email Only

Sarah Hulstein
U.S. Environmental Protection Agency, Region 8
1595 Wynkoop Street
Denver, CO 80202-1129
Hulstein.Sarah@epa.gov

Re: Request for Final Documentation - Superfund Cooperative Agreement V 96803401

Dear Ms. Hulstein:

This letter is to follow up on my December 8, 2017 letter to you regarding Superfund Cooperative Agreement V 96803401 ("Grant"). Specifically, in that letter, I stated:

With respect to the second issue, the drawdowns referenced in Mr. Hageman's November 21, 2017 letter totaling \$144,500.46 were not kept in an interest bearing account or in any cash management arrangement with a bank.

We wanted to provide you with information just recently brought to our attention regarding the accrual of interest on Grant funds. We just received the attached February 1, 2018 letter from Doney Crowley, P.C. ("Law Firm") with enclosed check of \$10.83 for interest earned on the Law Firm's trust account for Lincoln County in 2017. Upon receipt of that letter, we inquired with the Law Firm as to what that interest was for and whether Lincoln County received any other similar payments of interest in previous years.

The Law Firm has advised us that it kept the fees it was paid for administering the Grant in a trust account for up to a year. While those fees were in the trust account they earned interest, which was paid to Lincoln County. The Law Firm received its last fee payment of \$21,880.50 in February 2015. It has been holding that final fee payment in trust pending the EPA's resolution of its concerns regarding the Grant administration. As such, those fees continue to earn interest. Attached is documentation of interest payments Lincoln County received from the Law Firm for interest accrued on the Law Firm's fee payments held in trust:

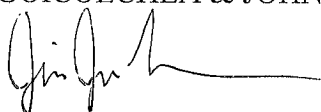
March 2, 2018
Page 2

2012 - \$187.66
2013 - \$74.90
2014 - \$95.65
2015 - \$37.21
2016 - \$16.61
2017 - \$10.83

Should you have any questions or need anything further on this issue, please let us know. Also, as we requested in our January 11, 2018 letter, we look forward to receiving your calculations as to how EPA calculated the \$331,911.61 amount of Grant funds allegedly paid to Doney Crowley, P.C. as well as any supporting documentation.

Sincerely,

MOORE, COCKRELL,
GOICOECHEA & JOHNSON, P.C.



Jennifer J. Mariman

JJM/lw

Enclosures – Interest Documentation

Cc: Mike Cole, Chair, Lincoln County Board of Commissioners
Mark Peck, Lincoln County Board of Commissioners
Marcia Boris, Lincoln County Attorney
Darren Coldwell, Lincoln County Administrator
Jan Ivers, Chair, City/County Board of Health for Lincoln County
James A. Hageman, Director of Grants, Audit and Procurement Office, U.S.
Environmental Protection Agency
Paul Felz, Audit Coordinator, U.S. Environmental Protection Agency, Region 8