

Port Angeles Harbor Trustee Council

May 1, 2014

Via email to representatives of Western Port Angeles Harbor Group:
nschaaf@merrillring.com; harold.norlund@npiusa.com;
Mike.Hassett@gapac.com; jeffr@portofpa.com; Dmckeen@cityofpa.us

Re: Damage Assessment for Port Angeles Harbor

Dear Western Port Angeles Harbor Group:

Transmitted with this letter is our Proposed Estimate of Natural Resource Damages in Port Angeles Harbor. The Trustee Council has worked diligently and expeditiously to be able to provide this on the date promised in our letter of March 4, 2014. We hope that you will review this closely and participate in a meeting with us to discuss it. We have been saving the following dates for such a meeting: May 13, 14, and 20.

We sincerely hope that mutual discussion of this document could prove to be the starting point for a collaborative settlement process under CERCLA. We recognize that you believe the CERCLA limitations period has expired; for several reasons we believe just as strongly that it has not. But we also believe it would be more productive for all concerned to avoid the risks inherent in putting our positions to the test and instead to focus on the mutual benefits of settlement. We appreciate your concerns that a process with all Trustees not become so time-consuming as to delay the cleanup process under your Agreed Order with Ecology. Our ability to produce this document in an expedited time-frame is intended to show we can work quickly and effectively, and just as importantly, that we desire to accommodate your legitimate concerns about the process.

Ultimately we hope you will recognize that working with all of us will be the most pragmatic and expeditious way to resolve our claims and to provide you with certainty and finality. Thank you for your consideration. We look forward to further communications.

Sincerely,

PORT ANGELES HARBOR TRUSTEE COUNCIL



DEPARTMENT OF
ECOLOGY
State of Washington

s/Robert Neely, NOAA

s/Jeff Krausmann, USFWS

s/Rebecca Lawson, Ecology

s/Matt Beirne, Lower Elwha Klallam Tribe

s/Douglas Sellon, Jamestown S'Klallam Tribe

s/Roma Call, Port Gamble S'Klallam Tribe

Enclosure: Natural Resource Damage Assessment