

Terry Griseto

From: Terry Griseto
Sent: Saturday, June 8, 2024 10:49 PM
To: 'Barth, Joshua (DNREC)'
Subject: James Thompson NOV
Attachments: DNREC 2023 June Reporting and June Non compliance.pdf; DNREC 2023 July Reporting.xlsx; DNREC 2023 August Reporting.xlsx; DNREC 2023 September Reporting.xlsx; DNREC 2023 October Reporting.xlsx; DNREC 2023 November Reporting.xlsx; DNREC 2023 December Reporting.xlsx; Sheriff Sale Notice.PDF; Recorded Deed - 1.10.24.pdf; James Thompson 2023 Annual QA Summary_Envirocorp.pdf; 2023 Non Compliance Notification.docx

Hello Joshua,

My response to the actions required as best I can answer them:

#1 Monthly Discharge Reports. My understanding is that the last report submitted by our operator was June 2023 – see attached. All months prior to that should have been submitted by our prior operator John Marion. There was no discharge or spraying of water as operations ceased the end of April. I have completed the monthly reports as discussed – even though there was no activity the report must still be submitted. See attached.

#2 Sampling and Monitoring. James Thompson & Co. did not have the funds to perform additional testing after the operations ceased in April. We had contracted to sell the property and building but those deals fell through when Alphatex would not consent to the sales and release the liens. Alphatex then proceeded to foreclose on the property and have it sold at auction.

#3 Non-Compliance Notifications. My understanding is that the last report submitted by our operator was June 2023 – see attached. Any required for months prior to that should have been submitted by our prior operator John Marion. Attached please find one Non-Compliance Notification for all past months. I have never submitted or completed one of these before. Any past ones necessary were done by our operators.

#4 Permit Renewal. James Thompson & Co no longer owns the property and ceased operations at the end of April. The new property owner is Alphatex. I cannot speak for Alphatex as to what their intentions are with the property or the lagoon.

#5 Property Sale. Attached please find both the Sheriff Sale Notice and the Recorded Deed.

The situation between James Thompson & Co and Alphatex is not amicable. My understanding was that if they foreclosed on the property that they would be responsible for the lagoon and all decisions or testing required.

I have also included the 2023 Annual QA Summary from Envirocorp.

If there is any additional information that is needed, please let me know. Unfortunately, I am unsure how to complete and answer some of these questions since I am not an operator but I will do the best I can.

Thank you,

Terry Griseto