



STATE OF WISCONSIN
DEPARTMENT OF JUSTICE

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July 30, 2009

Mr. Glenn M. Stoddard
Attorney at Law
130 South Barstow Street
Eau Claire, Wisconsin 54701

Re: Notice of Intent to File Citizen Suit under Wis. Stat. § 293.89 – Flambeau
Mine

Dear Mr. Stoddard:

By letter dated June 16, 2009, you served the Wisconsin Department of Natural Resources (DNR) and Flambeau Mining Company (FMC) by certified mail on behalf of your clients, Wisconsin Resources Protection Council, Mr. Al Gedicks and Ms. Laura Furtman, a Notice of Intent to File Citizen Suit (NOI) under Wis. Stat. § 293.89 relating to the FMC mine near Ladysmith, Wisconsin. The NOI raises issues concerning the DNR's regulation of the mine site.

Since the filing of the NOI, you and I have informally discussed the prospect of having discussions between you, your clients and your experts, and the DNR and its legal representatives concerning the issues raised in the NOI. We appreciate your willingness to consider discussions. The DNR believes such discussions could be constructive and could offer the potential for crystallizing and resolving the issues and concerns raised in the NOI, and with the hope and intent to avoid litigation.

Thus, we propose that we arrange for an initial meeting at a location and time as soon as is mutually convenient. Because we would like these talks to be as frank and productive as possible, we believe they should be conducted on our own mutual terms between us privately and with the protections of those discussions that are afforded under Wis. Stat. § 904.08. Obviously, if these discussions lead to resolution of the NOI, that resolution would be a public matter subject to public review.

If this offer to discuss the NOI meets with the approval of your clients, please contact me to discuss arrangements, participants, and understandings for our initial meeting.

Mr. Glenn M. Stoddard
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Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas J. Dawson", written over a horizontal line.

Thomas J. Dawson
Assistant Attorney General

TJD:drm