

Duration: Approximately 35 minutes

Dilan Roe and I (collectively ACEH) called Mr. Mike Patten this afternoon following a one-hour conference call between ACEH and Jonathan Redding, Esq., Mr. Gary Bates, and Mr. Paul King. The purpose of the call to Mr. Patten was to follow up with questions raised in a phone call earlier today between myself and Mr. Patten, and to inform him of steps to be taken to address his indoor air concerns in his suite.

1. Why was he not offered an air filtering unit when other suites were? His suite is adjacent to the elevator, where the highest contamination levels were reported.

ACEH responded that mitigation of indoor air contaminants was addressed by modifications to the HVAC systems. Mr. Patten was informed there are two suites in the RHK building that do not have HVAC, these two suites were provided air filtering units for mitigation. Additionally, as the hallways do not have HVAC, there are air filtration units in the second and third floor hallways.

Mr. Patten said the filters “blow the HVAC out of the water” and that leaving his office into the hallway was like a breath of fresh air. He could breathe again and felt energized after entering the hallway. ACEH informed him that an air filtration unit would be installed in his office by the beginning of the work day tomorrow. He indicated that Suite 203 consisted of three offices and a shared space. His office was solely over the former dry cleaner suite and that other offices associated with his suite were cantilevered out and mostly over open space below.

2. Why has the air flow to his suite been reduced? He states the negative air is not as strong and its strength diminished. Mr. Patten indicated he only has an on-off control and can't adjust the air flow.

ACEH inquired about additional modifications to the HVAC systems during the preceding conference call. No one was aware of any changes to the systems.

Mr. Patten stated that he only has on/off control of the HVAC to his office. Initially, he was instructed to keep the HVAC fan on at all times. A lock box had been placed over the control unit to prevent tenant adjustments to HVAC operation, but that the box was unlocked after about four days and later (within 2 weeks?), the maintenance people gave him a key for the box. The maintenance people said the air was ok and the tenants have the option to turn the system off. Mr. Patten said that Mr. Patrick Ellwood told him it was “ok to do what you want”.

ACEH said to keep the HVAC on.

3. Mr. Patten had requested additional air sampling be conducted for his suite.

ACEH informed Mr. Patten that arrangements were being made to sample in his suite. Sampling would be conducted over a weekend when the suite was not occupied. If the sampling equipment could not be obtained in time for this weekend, then the sampling would occur the following weekend.

4. Mr. Patten had inquired if he personally paid for additional testing, what would happen if something was found?

ACEH indicated that an experienced consultant should perform the work and that Mr. Patten could go ahead and have the sampling performed. But, as a regulated site ACEH generally requires a submittal of a work plan for our approval prior to sampling. The work plan would outline the procedures followed for sample procurement and state that guidance document procedures would be

followed. ACEH added that it was unlikely that his own consultant could obtain the sampling equipment any quicker than Paul King could.

ACEH added that indoor air monitoring had been conducted during the activities within the former dry cleaner suite and that nothing was detected.

It was at this point Mr. Patten indicated that his health issues may not be associated with dry cleaning chemicals, but "could be from mold or other crap". Mr. Patten indicated there could be other toxins in the building based on the age of the structure. ACEH stated we were only interested in the chemicals associated with the dry cleaner.

5. Mr. Patten had asked me earlier why was he not kept informed, as until Paul King showed him the (GeoTracker & ftp) websites on Friday May 20, 2016, the only information available to him was the November (2015) Fact Sheet.

ACEH said that since the issuance of the November Fact Sheet, little work had been performed in the former dry cleaner suite. A total of four soil bores were advanced in the former dry cleaner suite- two last November and two this previous Friday. Additionally a piping trench which was opened up Monday (yesterday) afternoon and has since been sealed (by mid-day Tuesday). Most of the work that has occurred at the site was outside the building, and Mr. Elwood was informing tenants of the outdoor work as it involved making parking spaces unavailable to the tenants.

ACEH informed Mr. Patten that a Fact Sheet was being prepared and that its distribution was targeted for next week. Additionally, a follow up Fact Sheet will be prepared for distribution in approximately two weeks following implementation of the SVE system. The follow up Fact Sheet will include an indoor air sampling schedule for periodic monitoring within the suites.

Our phone conversation ended with Mr. Patten saying "sounds good".

Keith Nowell