

**From:** Benzie, Richard (DEQ)  
**To:** ["Poy, Thomas"; Shekter Smith, Liane \(DEQ\)](#)  
**Cc:** [Crooks, Jennifer](#)  
**Subject:** RE: Call on Flint  
**Date:** Monday, August 31, 2015 11:58:00 AM

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Tom,

I don't think Liane or I have anything new to report as we are awaiting the response of the city to our letter.

In addition, the city is probably not focusing on the lead issue. They are in compliance with the lead Action Level and *if they had been feeding a phosphate under the umbrella of "maintaining optimal corrosion control treatment,"* we would be accepting these lead results as evidence that they were maintaining OCCT as it is my understanding that a community only has to meet the Action Level, not something below that level once they are optimizing corrosion control.

I am sure the city is more concerned about a court decision last week that impacts city water revenues and rate setting and could result in bankruptcy for the city. A judge ordered the city to rebate customers for an inappropriate water rate increase and also ordered the city to repay a misappropriation of funds from the water department from several years ago. He also ordered the city to not terminate service for nonpayment of water bills since the rates are not justifiable. So they city has bigger issues on their agenda right now.

We can check with Steve Busch about the status of Flint's response to our letter and let you know.

Richard

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**From:** Poy, Thomas [mailto:poy.thomas@epa.gov]  
**Sent:** Monday, August 31, 2015 11:40 AM  
**To:** Shekter Smith, Liane (DEQ); Benzie, Richard (DEQ)  
**Cc:** Crooks, Jennifer  
**Subject:** Call on Flint

Liane/Richard: Do you have a few minutes today or tomorrow to talk about Flint? Lots going on and I think a call would help coordinate things.  
I don't remember if I mentioned to you that Susan Hedman will be seeing the Flint mayor at a Brownfields meeting this week and will likely be talking about lead.

Tom

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Tom Poy  
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