



May 4, 2015

Jennifer Haas
Minnesota Pollution Control Agency
Drycleaner Environmental Response and Reimbursement Account
520 Lafayette Road North
St. Paul, MN 55155-4194

Re: 6th Application for Dry Cleaner Fund Reimbursement
Cleaners One Site
6 Bridge Square, Anoka, MN 55303
VP18940

Dear Ms. Haas:

On behalf of Mr. Dale Short, Vieau Associates Inc. is submitting the 6th Application for Reimbursement to the Minnesota Pollution Control Agency Drycleaner Environmental Response and Reimbursement Account. This transmittal includes:

- Application Form
- Assignment Certification Form
- Copies of Invoices, expenses and subcontractor invoices
- Copy of letters to or from insurance companies
- Site map
- Chronology outlining work completed to date

The application materials are submitted unbound along with one full copy on CD. Please contact the undersigned if you have any questions, and if there are any deficiencies or incorrect entries, please let us know as soon as possible and we will promptly take corrective action. Thank you for your assistance.

Sincerely,
Vieau Associates, Inc.

A handwritten signature in black ink, appearing to read "Jeremy Pavlish".

Jeremy Pavlish, PG
Project Manager

Enclosures

Pc: Mr. Dale Short w/ enclosures



Minnesota Pollution Control Agency

520 Lafayette Road North
St. Paul, MN 55155-4194

Drycleaner Fund Application for Reimbursement Form

Drycleaner Program

Doc Type: Drycleaner Application

Instructions: Please complete this form to apply for reimbursement from the Drycleaner Environmental Response and Reimbursement Account (Drycleaner Fund). If you have questions regarding the form or the status of the fund or your application, please contact Patrice Jensen at 651-757-2465.

MPCA Use Only	
Project number:	
Amount claimed:	
Amount BD authorized:	
Date paid:	

Mail the completed form along with copies of corresponding invoices, receipts, etc. and record of payments to:
Patrice Jensen, Minnesota Pollution Control Agency, 520 Lafayette Road North, St. Paul, Minnesota 55155-4194.

Tennessee warning: It is possible that some of the information that you are being asked to provide on the attachments associated with this form may be classified as private data on individuals (as described in Minn. R. 1205.0200, subp.9, Minn. R. 1205.0400 and Minn. Stat. § 13.02, subd. 12). You are being asked to provide this information to assist the Minnesota Pollution Control Agency (MPCA) in assessing your eligibility for reimbursement in the Drycleaner Fund program. You are not legally required to provide the requested information. If you supply the requested information, it will be used to assist the MPCA in processing your application and in assessing your eligibility for reimbursement from the Drycleaner Fund. If you do not supply the requested information, it may be difficult for the MPCA to process your application and to assess your eligibility for reimbursement from the Drycleaner fund. The not public data that you provide will be available only to those personnel whose work assignments reasonable require access and to those entities/persons authorized by court order or law.

1. General Information

MPCA project number: VP18940 This application is (check one): Initial request Subsequent request

2. Applicant

Applicant is (check one): Owner Operator Generator license number: MND981088768
 Company (applicant) name: phat Sound, Inc.
 Mailing address: 14951 Waco Street
 City: Ramsey State: MN Zip code: 55303
 Individual's name: Dale Short Title: Owner
 Phone: 612-366-6080 Fax: _____ E-mail: dale.short@compucom.com
 Federal business (Tax) ID: 41-1852563 Minnesota business (Tax) ID: 2888004

3. Contact Information/Site Identification

Contact information (Person completing this application)

Contact name: Jeremy Pavlish Title: Project Manager
 Phone: 952-595-5315 Fax: _____ E-mail: jpavlish@vieuassociates.com

Site identification (Where release occurred)

Site name (if different from company name above.): Cleaners One
 Contact name: Dale Short Contact phone: 612-366-6080
 Site location: 6 Bridge Square County name: Anoka
 City: Anoka State: MN Zip code: 55303

4. Remediation Activities

Date of invoices submitted with this application (mm/dd/yyyy): From: 8/21/2014 To: 3/19/2015

Please provide a brief description of the investigation and clean-up activities covered on this application, including any special circumstances (attach additional sheet(s) if more spaced is needed):

Sampling of the monitoring wells. Preparation of a remedial investigation work plan.

5. Others Involved

Did anyone else incur corrective action costs and make application for Drycleaner Fund reimbursement or payment related to this release? Yes No

If yes, list name, address, and telephone number of that person or persons below. (If additional space is needed, attach a separate sheet.)

Name of individual or firm: _____ Relationship to eligible person: _____

Mailing address: _____

City: _____ State: _____ Zip code: _____

Phone: _____ Fax: _____ E-mail: _____

6. Reimbursements from Other Programs

Have you applied for reimbursement from any other program for contamination present at this site? Yes No

If yes, please attach relevant information.

7. Violations

Has the owner or operator of the site been subject to any county, state or federal violations related to environmental laws? Yes No

If yes, please attach a brief description and copies of any violations.

8. Contractors/Consultants

Complete the following for all contractors, subcontractors, consultants, engineering firms, or others who performed corrective actions related to the release. Failure to provide this information for all persons who performed corrective actions may delay or disallow relevant reimbursement which may be paid. (Additional pages may be attached if more room is needed.)

A Name of individual or firm: Vieau Associates, Inc Phone: 952-595-5312

Mailing address: 4570 W. 77th Street, Suite 265

City: Edina State: MN Zip code: 55435

Service(s) performed: Responsible for all investigation and consulting services (including all subcontractors)

B Name of individual or firm: TestAmerica, Inc. Phone: 319-277-2401

Mailing address: 704 Enterprise Drive

City: Cedar Falls State: IA Zip code: 50613

Service(s) performed: Laboratory testing

C Name of individual or firm: _____ Phone: _____

Mailing address: _____

City: _____ State: _____ Zip code: _____

Service(s) performed: _____

Describe relationship (financial or otherwise) between applicant and any contractor who performed work at this site:

Vieau Associates, Inc. is a private consulting company that has been retained by the applicant through written agreements.

TestAmerica is a subcontractor retained by Vieau Associates.

9. Eligible Costs Summary (ECS)

This part of the form is used to report the actual costs incurred and paid. The ECS Table below summarizes costs for the remedial investigation, response action designs, response actions taken, and ongoing response actions. First complete the Cost Detail Worksheets which accompany this application. From the worksheets, take the total of each category and enter those amounts in the corresponding category space in the ECS Table below. **Note:** You must also attach copies of all invoices and canceled checks as well as a site map, summary of site activities, and Response Action Plan approval letter.

ECS Table		(Do not write in this space below- MPCA Use Only)	
Cost category	Costs (Cleanup costs must have been incurred on or after July 1, 1995)	Exclusions and explanations	Total costs approved
A. Environmental consultant services	\$ 10,201.75		
B. Soil Boring and well monitoring	\$		
C. Laboratory analyses	\$ 864.00		
D. Excavation	\$		
E. Equipment: Rental/leasing/purchasing	\$ 156.95		
F. Trucking	\$		
G. Disposal/Treatment	\$		
H. Site restoration/backfill	\$		
I. Remediation systems	\$		
J. Other costs (Permits, etc.)	\$ 1,828.20		
Total amount claimed:	\$ 13,050.90		

10. Other Financing Sources

Financing sources (Check all that apply - if more space is needed for additional entry, attach separate sheet):

Insurance (Attach an itemized copy of policy coverage and limits)

Other (Specify): _____

Did the applicant have in effect one or more insurance policies at the time of the release? Yes No

Was a claim filed for coverage of any of the costs for which the applicant is seeking reimbursement in the application?
 Yes No

If no, explain why a claim was not filed:

Did the insurer agree to cover your claim? Yes No

If no, provide a copy of the insurer's letter explaining the reasons for denying your claim.

If yes, state the amount of benefits received (or to be received) and provide a copy of the insurer's explanation of benefits below:

Policy number **Effective dates (mm/dd/yyyy)** **Dollar amount received**

From: _____ To: _____

Name of insurance company or other financing source: _____

Mailing address: _____

City: _____

State: _____

Zip code: _____

Agent or contact name: _____

Title: _____

Phone: _____

Fax: _____

E-mail: _____

11. Certification

Initial reimbursement request: I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. I certify that the Commissioner of the Minnesota Pollution Control Agency (MPCA) has approved the response actions taken. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, this application and all of its attachments are, to the best of my knowledge, true, accurate, and complete. I further certify that I have the authority to submit this application on behalf of:

Company name: _____

Print name: _____

Title: _____

Signature: _____

Date: _____

Subsequent reimbursement request: I certify that I have complied with the MPCA Commissioner's approved response action plan and the response actions were taken as described in the plan:

Print name: Dale Short

Title: Owner

Signature: 

Date: 4-25-15

Notary Signature

Subscribed and sworn to before me this:

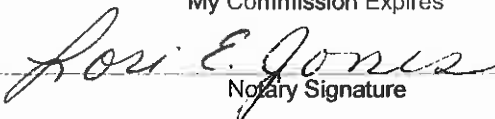
25 day of April, 2015

Anoka

County

11/31/2017

My Commission Expires


Notary Signature



Cost Detail Worksheet - Environmental Consultant Services Costs

Duplicate form as needed

(Enter the totals onto line A of ECS Table on page 3 of this application.)

Firm name	Invoice No.	Description	Unit cost	Total units	Subtotal
Vieau Associates, Inc	2014726	Sr. Project Manager/PG	157/hr	11.5 hrs	1,805.50
Vieau Associates, Inc.	2014726	Environmental Professional	85/hr	14.0 hrs	1,190.00
Vieau Associates, Inc.	2014726	Assoc. Environmental Professional	80/hr	8.25 hrs	660.00
Vieau Associates, Inc.	2015133	Sr. Project Manager/PG	157/hr	41.25 hrs	6,476.25
Vieau Associates, Inc.	2015133	Assoc. Environmental Professional	70/hr	1.0 hrs	70.00
Total environmental consultant services costs (also enter on line A of ECS Table on page 3 of application):					10,201.75

Cost Detail Worksheet – Laboratory Tests and Analysis Costs

Duplicate form as needed

(Enter the totals onto line C of ECS Table on page 3 of this application.)

Firm name	Invoice No.	Description	Unit cost	Total units	Subtotal
Vieau Associates, Inc	2014726	TestAmerica (laboratory subcontractor)	1.0	94.00	94.00
Vieau Associates, Inc	2014726	TestAmerica (laboratory subcontractor)	1.0	770.00	770.00
Total laboratory tests and analysis costs (also enter on line C of ECS Table on page 3 of application):					864.00

**Cost Detail Worksheet – Excavation,
Equipment Rental or Purchase, Trucking, Disposal, Treatment**

Duplicate form as needed

(Enter the totals for each category onto lines D – G of ECS Table on page 3 of this application.)

Excavation:

Firm name	Invoice No.	Description	Unit cost	Total units	Subtotal
Total excavation (also enter on line D of ECS Table on page 3 of application):					

Equipment: Rental/Leasing/Purchasing:

Firm name	Invoice No.	Description	Unit cost	Total units	Subtotal
Vieau Associates Inc	2014726	Generator	64.42	1.0	64.42
Vieau Associates Inc	2014726	Generator	92.53	1.0	92.53
Total equipment (also enter on line E of ECS Table on page 3 of application):					156.95

Trucking:

Firm name	Invoice No.	Description	Unit cost	Total units	Subtotal
Total trucking (also enter on line F of ECS Table on page 3 of application):					

Disposal or Treatment:

Firm name	Invoice No.	Description	Unit cost	Total units	Subtotal
Total disposal and treatment (also enter on line G of ECS Table on page 3 of application):					

Cost Detail Worksheet – Other Costs (Permits, etc.)

Duplicate form as needed

(Enter the totals onto line J of ECS Table on page 3 of this application.)

Firm name	Invoice No.	Description	Unit cost	Total units	Subtotal
Vieau Associates, Inc	2014726	Disposable bailers	8.50 ea	13	110.50
Vieau Associates, Inc	2014726	Water level meter	25/day	1 day	25.00
Vieau Associates, Inc	2014726	Health and safety	10/day	2 day	20.00
Vieau Associates, Inc	2014726	Rope	0.1/ft	380 ft	38.00
Vieau Associates, Inc	2014726	DI water	1.5/gal	2.0 gal	3.00
Vieau Associates, Inc	2014726	Air stripper	250/day	2 day	500.00
Vieau Associates, Inc	2014726	Mileage	0.79/mi	171 mi	135.09
Vieau Associates, Inc	2015113	Mileage	0.79/mi	59	46.61
MDH		MDH Annual Well Permit	175	4	700.00
MPCA	7700008353	MPCA monthly fees	125/hr	2 hrs	250.00
Total other costs (permits, etc.) (also enter on line J of ECS Table on page 3 of application):					1,828.20



Minnesota Pollution Control Agency

520 Lafayette Road North
St. Paul, MN 55155-4194

Drycleaner Fund Assignment Certification Form

Drycleaner Program

Doc Type: Drycleaner Application

Instructions: Please complete this form when applying for reimbursement from the Drycleaner Environmental Response and Reimbursement Account (Drycleaner Fund) if reimbursement should be directed to another party or parties. This form should be completed for each application where the applicant is not the intended reimbursement recipient. If you have questions regarding the form or the status of the fund or your application, please contact Patrice Jensen at 651-757-2465.

Mail the completed form along with the reimbursement application to:

Patrice Jensen
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155-4194

MPCA project number: VP18940

Part I - Background Information

Drycleaner fund applicant information:

Applicant's name: Dale Short Owner Operator
Street address: 14950 Waco Street
City: Ramsey State: MN Zip code: 55303
Phone: 612-366-6080 Fax: _____ E-mail: dale.short@q.com

Site information (if business):

Site name: Cleaners One
Site address: 6 Bridge Square
City: Anoka State: MN Zip code: 55303
Contact name: Dale Short Contact phone: 612-366-6080

First assignee's information:

Name: Vieau Associates, Inc Dollar amount assigned: \$ 12,100.90
Street address: 4570 W. 77th St., Suite 265
City: Edina State: MN Zip code: 55435
Phone: 952-595-5315 Fax: 952-893-7932 E-mail: jpavlish@vieauassociates.com

First assignee's status:

Advanced funds for response action Provided response action services

Second assignee's information (if business):

Name: _____ Dollar amount assigned: \$
Street address: _____
City: _____ State: _____ Zip code: _____
Phone: _____ Fax: _____ E-mail: _____

Second assignee's status:

Advanced funds for response action Provided response action services

Part II - Assignment Certification

I Dale Short, phat Sound, Inc [Drycleaner Fund applicant] in consideration of _____, receipt of which is hereby acknowledged, hereby assign to Vieau Associates, Inc, and _____ [assignees] his/her/its/their executors, administrators and assigns the sum of money indicated on the first page of this certification for each such assignee from money now due or which may become due to phat Sound, Inc [Drycleaner Fund applicant] from the Drycleaner Environment Response and Reimbursement Account pursuant to Minn. Stat. § 115B.49 for eligible costs actually incurred by phat Sound, Inc [Drycleaner Fund applicant] for response action activities at Cleaners One, 6 Bridge Square, Anoka, MN 55303 [the site] in response to the dry cleaning product discharge that was reported to Minnesota Pollution Control Agency [agency name] on April 12, 2004 [date reported] and which are the subject of the application for reimbursement which was signed by the applicant on 4/25/15 [date signed].

It is further expressly understood and acknowledged that this assignment is limited to the application signed by the applicant on 4/25/15 and relates only to payment that may become due from the Drycleaner Fund as a result of this specific application. Future supplemental applications for this site will not be subject to this assignment. If an assignment is deemed necessary for supplemental applications for this site, a separate assignment certification will be required.

It is expressly understood that the Minnesota Pollution Control Agency shall make payment to the Drycleaner Fund applicant and the assignee or assignees herein designated by a multi-party check payable jointly to the Drycleaner applicant and assignee(s) and requiring endorsement of all payees.

It is further expressly understood and acknowledged that this assignment does not relieve the Drycleaner Fund applicant of any duties, responsibilities or liabilities under local, state or federal law relating to the discharge or the conditions of reimbursement pursuant to Minn. Stat. ch. 115B.49.

IN WITNESS WHEREOF, the Drycleaner Fund applicant has hereunder set their hands this 25th day of April, 20 15.

Drycleaner Fund Applicant Signature:

Print name: Dale Short
Signature: [Handwritten Signature]

Title: Owner
Date: 4-25-15

Notary

Subscribed and sworn to before me this:
25 day of April, 2015
Lori E. Jones
Notary Public
11/31/2017
My Commission Expires



Invoices



Invoice

To: Dale Short
 c/o phat Sound, Inc.
 14951 Waco Street
 Ramsey, MN 55303

Mailing Date: 1/14/2015
 Invoice Date: 12/31/2014
 Invoice No.: 2014726
 Project No.: R13-004

For: Investigation and Cleanup
 6 Bridge Square
 Anoka, MN

Service Period: August 21, 2014 through December 31, 2014

<u>Description</u>	<u>Quantity</u>	<u>Rate</u>	<u>Extension</u>
Invoicing	1.00 hours	\$ 157.00 /hr	\$ 157.00
Disbursement Application	6.00 hours	\$ 157.00 /hr	\$ 942.00
Responding to MPCA Questions	1.50 hours	\$ 157.00 /hr	\$ 235.50
Utility Relocation -Fieldwork Scheduling	0.25 hours	\$ 157.00 /hr	\$ 39.25
Well Sampling -Data Analysis	0.75 hours	\$ 157.00 /hr	\$ 117.75
Well Sampling -Scheduling	1.25 hours	\$ 157.00 /hr	\$ 196.25
MetCouncil 2014 Discharge Permit Reporting	0.75 hours	\$ 157.00 /hr	\$ 117.75
Soil Probing Water Disposal	4.00 hours	\$ 85.00 /hr	\$ 340.00
Well Sampling -Fieldwork	6.00 hours	\$ 85.00 /hr	\$ 510.00
Well Sampling -Fieldwork	6.25 hours	\$ 80.00 /hr	\$ 500.00
Travel - Soil Probing Water Disposal	2.00 hours	\$ 85.00 /hr	\$ 170.00
Travel - Monitoring Well Sampling	2.00 hours	\$ 85.00 /hr	\$ 170.00
Travel - Monitoring Well Sampling	2.00 hours	\$ 80.00 /hr	\$ 160.00
Mileage (2 trips)	171 miles	\$ 0.79 /mile	\$ 135.09
Bailers	13 bailers	\$ 8.50 /bailer	\$ 110.50
Rope	380 feet	\$ 0.10 /foot	\$ 38.00
DI Water	2 gallons	\$ 1.50 /gallon	\$ 3.00
Health and Safety	2 days	\$ 10.00 /day	\$ 20.00
Portable Air Stripper	2 days	\$ 250.00 /day	\$ 500.00
Water Level Meter	1 days	\$ 25.00 /day	\$ 25.00
Generator rental (2 events)	1.0	\$ 156.95	\$ 156.95
TestAmerica Inv 31125771	1.0	\$ 94.00	\$ 94.00
TestAmerica Inv 31125817	1.0	\$ 770.00	\$ 770.00

Total Amount Due This Invoice: \$ 5,508.04

No payment is due at this time

Remit to: **Vieau Associates, Inc.**
4570 W. 77th Street, Suite 265
Edina, MN 55435

If there are questions concerning this invoice, please contact us as soon as possible.

Thank you for the opportunity to be of service.
 Page 1 of 1

Invoice/Credit No.	31125817	Invoice Date	December 17, 2014
Terms	See Below	Federal Tax ID	23-2919996
Remit to	TestAmerica Laboratories, Inc. PO BOX 204290, Dallas, TX 75320-4290		

Bill to:
Vieau Associates Attn: Accounts Payable 4570 West 77th Street Suite 265 Edina, MN 55435

Ship to:
Vieau Associates 4570 West 77th Stree Suite 265 Edina, MN 55435

P.O. Number	W.O. Number	Contract Number	Work Ordered by
Purchase Order not required			Mr. Jeremy Pavlish
Job Description	Site Name	SDG Number	Invoice Contact
See below		R14-004	Mr. Jeremy Pavlish

Job No.	Job Description	Receipt Date	Quantity	Unit Price	Amount
	Method/Test Description				
J45389-1	Cleaners One 8260B - MN VOC	12/10/2014	14.00	55.00	770.00

Project Number	Client Number	Project Manager	Subtotal	\$770.00
31001458	1426214	Derrick Klinkenberg		
Latest Sample Receipt Date	Latest Report Date	Phone Number	Total	\$770.00
12/10/2014	12/17/2014	(319) 277-2401		

For proper credit, please include invoice number on all remittance.

TestAmerica Cedar Falls - 704 Enterprise Drive, Cedar Falls, IA 50613

Invoice/Credit No.	31125771	Invoice Date	December 16, 2014
Terms	See Below	Federal Tax ID	23-2919996
Remit to	TestAmerica Laboratories, Inc. PO BOX 204290, Dallas, TX 75320-4290		

Bill to:
Vieau Associates Attn: Accounts Payable 4570 West 77th Street Suite 265 Edina, MN 55435

Ship to:
Vieau Associates 4570 West 77th Stree Suite 265 Edina, MN 55435

P.O. Number	W.O. Number	Contract Number	Work Ordered by
Purchase Order not required			Mr. Jeremy Pavlish
Job Description	Site Name	SDG Number	Invoice Contact
See below		R14-004	Mr. Jeremy Pavlish

Job No.	Job Description	Receipt Date	Quantity	Unit Price	Amount
	Method/Test Description				
J45392-1	Cleaners One	12/10/2014			
	SM 5220D - COD		1.00	20.00	20.00
	624 - Volatile Minnesota Sublist		1.00	55.00	55.00
	I-3765-85 - Residue, Non-filterable (TSS)		1.00	9.00	9.00
	SM 4500 H+ B - pH		1.00	10.00	10.00

Project Number	Client Number	Project Manager	Subtotal	\$94.00
31001458	1426214	Derrick Klinkenberg		
Latest Sample Receipt Date	Latest Report Date	Phone Number	Total	\$94.00
12/10/2014	12/16/2014	(319) 277-2401		

For proper credit, please include invoice number on all remittance.

TestAmerica Cedar Falls - 704 Enterprise Drive, Cedar Falls, IA 50613

R13-004



More saving.
More doing.™

3550 124TH AVE. N.W.
COON RAPIDS, MN 55433 (763)422-1200

2803 00019 18747 10/10/14 03:14 PM
CASHIER DOUGLAS - DWR99H

CUSTOMER AGREEMENT #	216817	
RECALL AMOUNT		60.50
	SUBTOTAL	60.50
	SALES TAX	3.92
	TOTAL	\$64.42
	E-DEPOSIT	250.00
XXXXXXXXXXXX1195 AMEX		-185.58
AUTH CODE 77777/6193845		TA

DEPOSIT NO# 28031410100202254216817845



THE HOME DEPOT RESERVES THE RIGHT TO
LIMIT / DENY RETURNS. PLEASE SEE THE
RETURN POLICY SIGN IN STORES FOR
DETAILS.

BUY ONLINE PICK-UP IN STORE
AVAILABLE NOW ON HOMEDEPOT.COM.
CONVENIENT, EASY AND MOST ORDERS
READY IN LESS THAN 2 HOURS!

ENTER FOR A CHANCE
TO WIN A \$5,000
HOME DEPOT GIFT
CARD!

Share Your Opinion With Us! Complete
the brief survey about your store visit
and enter for a chance to win at:

www.homedepot.com/opinion

COMPARTA SU OPINION EN UNA BREVE
ENCUESTA PARA LA OPORTUNIDAD DE GANAR.

User ID:
BZMV 40586 37802

Password:
14510 37783

Entries must be entered by 11/09/2014.
Entrants must be 18 or older to enter.
See complete rules on website. No
purchase necessary.

Rental Contract

Contract 216817

Staple Register Receipt Here

Store 2803 COON RAP, MN
3550 124TH AVE NW
COON RAPIDS, MN-55433
(763) 576-5402

Hours Mon: 06:00 - 09:00
Tue: 06:00 - 09:00
Wed: 06:00 - 09:00
Thurs: 06:00 - 09:00
Fri: 06:00 - 09:00
Sat: 06:00 - 09:00
Sun: 08:00 - 08:00

Bill To

CHRISTOPHER MURPHY
216 EVERGREEN ST
BELLE PLAINE, MN 56011
PHN (952) 715-0144

Driver's License Number MN***1410	Created By MARK G	Date and Time Out 10/10/2014 11:30 AM	Date and Time Due In 10/10/2014 03:30 PM
Date and Time In 10/10/2014 03:14 PM	Rented Period 3 Hours 43 Mins	Checked In By DOUGLAS R	

Rental Equipment

Part Number	Qty	In	Description	Min Charge	Ex-Hours	Per Day	Per Week	Per Month	Tax	Amount
0330811814	1	1	6500 Watt Generator	55.00	14.14	79.00	316.00	948.00	Y	55.00
	1	1	Generator Wheel Kit							0.00

Rental Subtotal 55.00
(Excluding Optional Damage Protection)

	Agreement Subtotal	55.00
	*Estimated Damage Protection (10% of Rental Subtotal if applicable)	5.50
	Sales Tax	3.92
	Total	64.42
	Deposit	250.00
	Payments Applied	0.00
	*Change Due	-185.58

*NOT VALID WITHOUT REGISTER VALIDATION



More saving.
More doing.SM

3550 124TH AVE. N.W.
COON RAPIDS, MN 55433 (763)422-1200

2803 00020 36986 12/09/14 01:13 PM
CASHIER JAMES - JML7U5

CUSTOMER AGREEMENT # 217726	
RECALL AMOUNT	86.90
SUBTOTAL	86.90
SALES TAX	5.63
TOTAL	\$92.53
E-DEPOSIT	250.00
XXXXXXXXXXXX1195 AMEX	-157.47
AUTH CODE 77777/6204549	TA

DEPOSIT NO# 28031412090203688217726887



2803 20 36986 12/09/2014 6003

THE HOME DEPOT RESERVES THE RIGHT TO
LIMIT / DENY RETURNS. PLEASE SEE THE
RETURN POLICY SIGN IN STORES FOR
DETAILS.

BUY ONLINE PICK-UP IN STORE
AVAILABLE NOW ON HOMEDEPOT.COM.
CONVENIENT, EASY AND MOST ORDERS
READY IN LESS THAN 2 HOURS!

ENTER FOR A CHANCE
TO WIN A \$5,000
HOME DEPOT GIFT
CARD!

Share Your Opinion With Us! Complete
the brief survey about your store visit
and enter for a chance to win at:

www.homedepot.com/opinion

COMPARTA SU OPINION EN UNA BREVE
ENCUESTA PARA LA OPORTUNIDAD DE GANAR.

User ID:
BZMV 77064 74281

Password:
14609 74261

Entries must be entered by 01/08/2015.
Entrants must be 18 or older to enter.
See complete rules on website. No
purchase necessary.

Rental Contract

Store 2803 COON RAP, MN
 3550 124TH AVE NW
 COON RAPIDS, MN-55433
 (763) 576-5402

Hours Mon: 06:00 - 09:00
 Tue: 06:00 - 09:00
 Wed: 06:00 - 09:00
 Thurs: 06:00 - 09:00
 Fri: 06:00 - 09:00
 Sat: 06:00 - 09:00
 Sun: 08:00 - 07:00

Contract 217726

Staple Register Receipt Here

Bill To: [Redacted]

CHRISTOPHER MURPHY
 216 EVERGREEN ST
 BELLE PLAINE, MN 56011
 PHN (952) 715-0144

Driver's License Number MN***1410	Created By DANIEL D	Date and Time Out 12/09/2014 07:52 AM	Date and Time Due In 12/10/2014 07:52 AM
Date and Time In 12/09/2014 01:13 PM	Rented Period 5Hours 21Mins	Checked In By JAMES M	

Rental Equipment

Part Number	Out	In	Description	Min Charge	Ex-Hours	Per Day	Per Week	Per Month	Tax	Amount
0330811814	1	1	6500 Watt Generator	55.00	14.14	79.00	316.00	948.00	Y	79.00
	1	1	Generator Wheel Kit							0.00

Rental Subtotal 79.00
 (Excluding Optional Damage Protection)

	Agreement Subtotal	79.00
	*Estimated Damage Protection (10% of Rental Subtotal if applicable)	7.90
	Sales Tax	5.63
	Total	92.53
	Deposit	250.00
	Payments Applied	0.00

***Change Due -157.47**

*NOT VALID WITHOUT REGISTER VALIDATION

R13-003

VIEAU ASSOCIATES, INC.
 7710 COMPUTER AVE.
 SUITE 100
 DALLAS, TX 75245

COMMUNITY BANK
 Checks • Cashiers
 75-1704-019

DATE: Mar 26, 2015
 AMOUNT: \$ 6,875.00

Memo: 1426214

PAY TO THE ORDER OF: **Test America**
 PO Box 204290
 Dallas, TX 75320-4290
 United States

8969

008969# 091919047# 3505716#

FOR DEPOSIT ONLY
 NO CASH WITHDRAWALS PERMITTED
 THIS CHECK IS NOT VALID UNLESS IT IS DEPOSITED WITHIN 90 DAYS OF THE DATE OF ISSUE
 MICR LINE: ⑆00000123456789010⑆

VIEAU ASSOCIATES, INC.

8969

REFERENCE NO.	DESCRIPTION	INVOICE DATE	INVOICE AMOUNT	DISCOUNT TAKEN	AMOUNT PAID
31124959		11/24/14	1,860.00		1,860.00
31125383		12/4/14	975.00		975.00
20021861		12/8/14	2,700.00		2,700.00
20021862		12/8/14	360.00		360.00
20021863		12/8/14	720.00		720.00
31125771		12/16/14	94.00		94.00
31126023		12/23/14	166.00		166.00

CHECK DATE	CHECK NO.	PAYEE	DISCOUNTS TAKEN	CHECK AMOUNT
3/26/15	8969	Test America		\$6,875.00

VIEAU ASSOCIATES, INC.
7110 COMPUTER AVE.
SUITE 102
EDINA, MN 55453

COMMUNITY BANK
- Check - Cashiers -
75-1704-919

DATE
Apr 2, 2015

AMOUNT
\$ 11,019.00

8980

Memo: 1426214

PAY TO THE ORDER OF: *Test America*
Test America
PO Box 204290
Dallas, TX 75320-4290
United States

AUTHORIZED SIGNATURE

⑈008980⑈ ⑆091917047⑆ 3505715⑈

⑈008980⑈ ⑆091917047⑆ 3505715⑈

⑈008980⑈ ⑆091917047⑆ 3505715⑈

⑈008980⑈ ⑆091917047⑆ 3505715⑈

⑈008980⑈ ⑆091917047⑆ 3505715⑈

⑈008980⑈ ⑆091917047⑆ 3505715⑈

VIEAU ASSOCIATES, INC.

8980

REFERENCE NO.	DESCRIPTION	INVOICE DATE	INVOICE AMOUNT	DISCOUNT TAKEN	AMOUNT PAID
31125488		12/8/14	660.00		660.00
31125817		12/17/14	770.00		770.00
49209664		12/17/14	5,295.00		5,295.00
31125856		12/18/14	1,250.00		1,250.00
20022044		12/18/14	360.00		360.00
49210140		12/24/14	2,684.00		2,684.00
CHECK DATE	CHECK NO.	PAYEE		DISCOUNTS TAKEN	CHECK AMOUNT
4/2/15	8980	Test America			\$11,019.00

PRODUCT DLM275

USE WITH 91564 ENVELOPE

MCBEE To Reorder: 1-800-662-2331 or www.mcbееinc.com

PRINTED IN U.S.A.



Invoice

To: Dale Short
c/o phat Sound, Inc.
14951 Waco Street
Ramsey, MN 55303

Mailing Date: 3/19/2015
Invoice Date: 3/19/2015
Invoice No.: 2015113
Project No.: R13-004

For: Investigation and Cleanup
6 Bridge Square
Anoka, MN

Service Period: January 1, 2015 through February 27, 2015

<u>Description</u>	<u>Quantity</u>		<u>Rate</u>	<u>Extension</u>
Invoicing	1.50 hours	\$	157.00 /hr	\$ 235.50
Project management	7.50 hours	\$	157.00 /hr	\$ 1,177.50
Client update letter	1.25 hours	\$	157.00 /hr	\$ 196.25
Client status meeting	2.50 hours	\$	157.00 /hr	\$ 392.50
Remedial investigation and work plan	28.50 hours	\$	157.00 /hr	\$ 4,474.50
Remedial investigation and work plan	1.00 hours	\$	70.00 /hr	\$ 70.00
Mileage (1 trip)	59 miles	\$	0.79 /mi	\$ 46.61

Total Amount Due This Invoice: \$ 6,592.86

No payment is due at this time

Remit to: Vieau Associates, Inc.
4570 W. 77th Street, Suite 265
Edina, MN 55435

If there are questions concerning this invoice, please contact us as soon as possible.

Thank you for the opportunity to be of service.

Minnesota Pollution Control Agency
Fiscal Services
520 Lafayette Road
St. Paul, MN 55155-4194

Invoice #: 7700008353
Invoice Date: 3/10/2015
Due Date: 4/9/2015
Amount Due: \$250.00 USD
Amount Paid: _____

Address change?
If yes, check here: _____
Write new address on back.

Please remit to:
MPCA
PO Box 64893
St. Paul, MN 55164-0893

Bill to: Phat Sound, Inc.
ATTN: Dale Short
14951 Waco St
Ramsey, MN 55303
USA

R3201 000000073076754 0 7700008353ZZZZZZZZZZZZ 1 0000025000

Minnesota Pollution Control Agency
Invoice

Voluntary Investigation Cleanup (VIC)

Monthly fees for the following Site:

VP18940

Cleaners One
6 Bridge Sq, Anoka, MN 55303

Invoice Number: 7700008353
Invoice Date: 3/10/2015
Due Date: 4/9/2015

Amount Due: \$250.00

Billing Period: 2/1/2015 to 2/28/2015

Item	Description	Amount Due
1	Betcher, John - File Review No Report - 2 hours	\$250.00
Total for Invoice:		\$250.00

Return payment with invoice stub in envelope provided, OR go to www.pca.state.mn.us/pay-online to pay by e-Check, VISA or MasterCard. Questions about this invoice? Contact us at fees.pca@state.mn.us

134

PHAT SOUND INC
14951 WACO ST
RAMSEY, MN 55303

BANK OF THE WEST
(800) 488-2265
WWW.BANKOFTHEWEST.COM

75-96-912

3/13/2015

PAY TO THE
ORDER OF

Minnesota Pollution Control Agency (VIC)

\$ **250.00

DOLLA

Two Hundred Fifty Dollars Only*****

081084 / 12-04

MEMO

7700007415



⑈001340⑈ ⑆091200961⑆ 977000603⑈



Minnesota Department of Health
 Well Management Section
 P.O. Box 64502
 St. Paul, Minnesota 55164-0502
 For Customer Service call 651/201-4588 or 800/383-9808

MDH Use Only

Date Received _____
 Amount Received _____
 Check No. _____
 Deposit No. _____
 Monitoring Well \$175 _____ (623237)
 Monitoring Well Gov't \$50 _____ (623329)
 Retail Outlet Site \$175 _____ (623239)
 Billing Date: 3/24/2015 Page 2 of 2

MAINTENANCE PERMIT INVOICE

Billing Address:

PHAT SOUND INC.
 14951 WACO STREET RAMSEY MN 55303

Retail Outlet Site or Monitoring Well Permit Number	Original Expiration Date	Current Expiration Date	Check Box if all Wells are Sealed for this Permit or there is a new Well Owner and See Instructions	Amount Due	Amount Paid
790879	04/30/2014	04/30/2015	<input type="checkbox"/>	\$175.00	<u>175.00</u>

Billing Notice Number: 1

Well Owner: PHAT SOUND, INC.
 ATTN: DALE SHORT 14951 WACO STREET RAMSEY MN 55303

Property Owner: BRIDGE SQUARE APARTMENTS
 ATTN: MIKE STOEBE 2 BRIDGE SQUARE ANOKA MN 55303

Well or Boring Location Address: 2 BRIDGE SQUARE ANOKA 55303

Location Lot Information: Twp Name ANOKATwp No. 031 Rng 25 W Sec 12 NE NE NE

Total Amount Due: \$700.00

\$700.00
 #1345
 4-10-2015



Minnesota Department of Health
Well Management Section
P.O. Box 64502
St. Paul, Minnesota 55164-0502
For Customer Service call 651/201-4588 or 800/383-9808

MDH Use Only	
Date Received	_____
Amount Received	_____
Check No.	_____
Deposit No.	_____
Monitoring Well \$175	_____(623237)
Monitoring Well Gov't \$50	_____(623329)
Retail Outlet Site \$175	_____(623239)
Billing Date: 3/24/2015	Page 1 of 2

MAINTENANCE PERMIT INVOICE

Billing Address:

PHAT SOUND INC.
14951 WACO STREET RAMSEY MN 55303

Retail Outlet Site or Monitoring Well Permit Number	Original Expiration Date	Current Expiration Date	Check Box if all Wells are Sealed for this Permit or there is a new Well Owner and See Instructions	Amount Due	Amount Paid
790880	04/30/2014	04/30/2015	<input type="checkbox"/>	\$175.00	<u>175.00</u>

Billing Notice Number: 1
Well Owner: PHAT SOUND, INC.
ATTN: DALE SHORT 14951 WACO STREET RAMSEY MN 55303
Property Owner: BRIDGE SQUARE APARTMENTS
ATTN: MIKE STOEBE 2 BRIDGE SQUARE ANOKA MN 55303
Well or Boring Location Address: 2 BRIDGE SQUARE ANOKA 55303
Location Lot Information: Twp Name ANOKATwp No. 031 Rng 25 W Sec 12 NE NE NE

Retail Outlet Site or Monitoring Well Permit Number	Original Expiration Date	Current Expiration Date	Check Box if all Wells are Sealed for this Permit or there is a new Well Owner and See Instructions	Amount Due	Amount Paid
790877	05/31/2014	05/31/2015	<input type="checkbox"/>	\$175.00	<u>175.00</u>

Billing Notice Number: 1
Well Owner: PHAT SOUND, INC.
ATTN: DALE SHORT 14951 WACO STREET RAMSEY MN 55303
Property Owner: BRIDGE SQUARE APARTMENTS
ATTN: MIKE STOEBE 2 BRIDGE SQUARE ANOKA MN 55303
Well or Boring Location Address: 2 BRIDGE SQUARE ANOKA 55303
Location Lot Information: Twp Name ANOKATwp No. 031 Rng 25 W Sec 12 NE NE NE

Retail Outlet Site or Monitoring Well Permit Number	Original Expiration Date	Current Expiration Date	Check Box if all Wells are Sealed for this Permit or there is a new Well Owner and See Instructions	Amount Due	Amount Paid
790878	05/31/2014	05/31/2015	<input type="checkbox"/>	\$175.00	<u>175.00</u>

Billing Notice Number: 1
Well Owner: PHAT SOUND, INC.
ATTN: DALE SHORT 14951 WACO STREET RAMSEY MN 55303
Property Owner: BRIDGE SQUARE APARTMENTS
ATTN: MIKE STOEBE 2 BRIDGE SQUARE ANOKA MN 55303
Well or Boring Location Address: 2 BRIDGE SQUARE ANOKA 55303
Location Lot Information: Twp Name ANOKATwp No. 031 Rng 25 W Sec 12 NE NE NE

1345

BANK OF THE WEST
(800) 488-2265
WWW.BANKOFthewest.COM

75-96-912

4/1/2015

PHAT SOUND INC
14951 WACO ST
RAMSEY, MN 55303

\$ **700.00

DOLLAR

PAY TO THE
ORDER OF

Minnesota Department Of Health

Seven Hundred Dollars Only*****

081064/12-04

Minnesota dept of Health
Well Management Section
P O Box 64502
St Paul, MN 55164-0502

MEMO

Well 790879, 790880, 790877, 790878



⑈001345⑈ ⑆091200961⑆ 977000603⑈

Supporting Documentation



RENEE PORTZ • PO BOX 790 • CHANHASSEN, MN 55317
Phone: 952-933-1277

April 28, 2008

CERTIFIED – RETURN RECEIPT REQUESTED

Phat Sound Inc.
14951 Waco Street
Ramsey, MN 55303

OUR INSURED: PHAT SOUND INC. (PREVIOUSLY KNOWN AS: CLEANERS ONE, INC.)
OUR POLICY NO.: BOP-2204797
OUR CLAIM NO.: BOP-2204797
DATE OF LOSS: UNKNOWN

This letter will acknowledge a letter dated November 19, 2004, from Vieau Associates, advising State Auto Property & Casualty Insurance Company of a claim that Phat Sound Inc. is making to extract pollutants incurred at their premises. Please note that this letter was received by State Auto Property & Casualty Insurance Company on March 19, 2008.

We are sure you are aware that, realistically, an insurance policy cannot be written to cover every possible exposure. When there is an accident or an occurrence, we have to look at the language of the policy and the facts of the case to find out whether coverage applies. Sometimes a question arises about whether the policy applies to the particular situation. We are writing today to let you know that there is a problem with this claim.

We will begin investigating this matter; however, it should be clearly understood that our investigation will be conducted under a full reservation of rights. State Auto Property & Casualty Insurance Company does not waive or forfeit any of the conditions, terms, or provisions of the above-mentioned policy. We specifically reserve our right to rely on the policy language and to accept or deny coverage for any valid reason that may appear.

Cleaners One Inc was insured by State Auto Property & Casualty Insurance Company from September 1, 2003, to September 1, 2005, your **BUSINESSOWNERS SPECIAL PROPERTY COVERAGE FORM** was **BP 00 02 12 99**. Your **BUSINESSOWNERS LIABILITY COVERAGE FORM** from September 1, 2003, through September 1, 2004, was **BP0006C (01/97)**, and from September 1, 2004, through September 1, 2005, it was **BP0006C (07/02)**.

We will start with the **BUSINESSOWNERS SPECIAL PROPERTY COVERAGE FORM BP 00 02 12 99**. We ask that you read your policies entirely, but we specifically refer you to **5. Additional Coverages** on page 6 of 23 of the **BP 00 02 12 99**:

h. Pollutant Clean Up And Removal

We will pay your expense to extract "pollutants" from land or water at the described premises if the discharge, dispersal, seepage, migration, release or escape of the "pollutants" is caused by or results from a Covered Cause of Loss that occurs during the policy period. The expenses will be paid only if they are reported to us in writing within 180 days of the earlier of:

- (1) The date of direct physical loss or damage; or
- (2) The end of the policy period.

The most we will pay for each location under this Additional Coverage is \$10,000 for the sum of all such expenses arising out of Covered Causes of Loss occurring during each separate 12 month period of this policy.

We also refer you to **B. Exclusions** on page 11 of 23, which state:

j. Pollution

We will not pay for loss or damage caused by or resulting from the discharge, dispersal, seepage, migration, release or escape of "pollutants" unless the discharge, dispersal, seepage, migration, release or escape is itself caused by any of the "specified causes of loss." But if the discharge, dispersal, seepage, migration, release or escape of "pollutants" results in a "specified cause of loss," we will pay for the loss or damage caused by that "specified cause of loss."

We also refer you to the following definitions found on page 23 of 23:

4. "Pollutants" means any solid, liquid, gaseous or thermal irritant or contaminant, including smoke, vapor, soot, fumes, acids, alkalis, chemicals and waste. Waste includes materials to be recycled, reconditioned or reclaimed.

6. "Specified Causes of Loss" means the following:

Fire; lightning; explosion, windstorm or hail; smoke; aircraft or vehicles; riot or civil commotion; vandalism; leakage from fire extinguishing equipment;

sinkhole collapse; volcanic action; falling objects; weight of snow, ice or sleet; water damage.

- a. Sinkhole collapse means the sudden sinking or collapse of land into underground empty spaces created by the action of water on limestone or dolomite. This cause of loss does not include:
 - (1) The cost of filling sinkholes; or
 - (2) Sinking or collapse of land into manmade underground cavities.
- b. Falling objects does not include loss of or damage to:
 - (1) Personal property in the open; or
 - (2) The interior of a building or structure, or property inside a building or structure, unless the roof or an outside wall of the building or structure is first damaged by a falling object.
- c. Water damage means accidental discharge or leakage of water or steam as the direct result of the breaking apart or cracking of any part of a system or appliance (other than a sump system including its related equipment and parts) containing water or steam.

On the **BUSINESSOWNERS LIABILITY COVERAGE FORM BP0006C (07/02)**, beginning on page 3 of 14, we specifically refer you to the following:

B. Exclusions

1. Applicable To Business Liability Coverage

This insurance does not apply to:

f. Pollution

- (1) "Bodily injury" or "property damage" arising out of the actual, alleged or threatened discharge, dispersal, seepage, migration, release or escape of "pollutants":
 - (a) At or from any premises, site or location which is or was at any time owned or occupied by, or rented or loaned to, any insured. However, this subparagraph does not apply to:

- (i) "Bodily injury" if sustained within a building and caused by smoke, fumes, vapor or soot from equipment used to heat that building.
 - (ii) "Bodily injury" or "property damage" for which you may be held liable, if you are a contractor and the owner or lessee of such premises, site or location has been added to your policy as an additional insured with respect to your ongoing operations performed for that additional insured at that premises, site or location and such premises, site or location is not and never was owned or occupied by, or rented or loaned to, any insured, other than that additional insured; or
 - (iii) "Bodily injury" or "property damage" arising out of heat, smoke or fumes from a "hostile fire";
- (b) At or from any premises, site or location which is or was at any time used by or for any insured or others for the handling, storage, disposal, processing or treatment of waste;
- (c) Which are or were at any time transported, handled, stored, treated, disposed of, or processed as waste by or for
- (i) any insured; or
 - (ii) any person or organization for whom you may be legally responsible; or
- (d) At or from any premises, site or location on which any insured or any contractors or subcontractors working directly or indirectly on any insured's behalf are performing operations if the "pollutants" are brought on or to the premises, site or location in connection with such operations by such insured, contractor or subcontractor. However, this subparagraph does not apply to:
- (i) "Bodily injury" or "property damage" arising out of the escape of fuels, lubricants or other operating fluids which are needed to perform the normal

electrical, hydraulic or mechanical functions necessary for the operation of "mobile equipment" or its parts, if such fuels, lubricants or other operating fluids escape from a vehicle part designed to hold, store, or receive them. This exception does not apply if the "bodily injury" or "property damage" arises out of the intentional discharge, dispersal or release of the fuels, lubricants or other operating fluids, or if such fuels, lubricants or other operating fluids are brought on or to the premises, site or location with the intent that they be discharged, dispersed or released as part of the operations being performed by such insured, contractor or subcontractor.

- (ii) "Bodily injury" or "property damage" sustained within a building and caused by the release of gases, fumes or vapors from materials brought into that building in connection with operations being performed by you or on your behalf by a contractor or subcontractor; or
- (iii) "Bodily injury" or "property damage" arising out of heat, smoke or fumes from a "hostile fire."

- (e) At or from any premises, site or location on which any insured or any contractors or subcontractors working directly or indirectly on any insured's behalf are performing operations if the operations are to test for, monitor, clean up, remove, contain, treat, detoxify or neutralize or in any way respond to, or assess the effects of, "pollutants."

(2) Any loss, cost or expense arising out of any:

- (a) Request, demand, order or statutory or regulatory requirement that any insured or others test for, monitor, clean up, remove, contain, treat, detoxify or neutralize, or in any way respond to, or assess the effects of "pollutants"; or
- (b) Claim or "suit" by or on behalf of a governmental authority for damages because of testing for,

monitoring, cleaning up, removing, containing, treating, detoxifying or neutralizing, or in any way responding to, or assessing the effects of "pollutants."

However, this paragraph does not apply to liability for damages because of "property damage" that the insured would have in the absence of such request, demand, order or statutory or regulatory requirement, or such claim or "suit" by or on behalf of a governmental authority.

As previously indicated, we will be investigating this matter under a full reservation of rights. It is possible that there are additional reasons, in addition to the above cited policy language and exclusions cited in this letter, why coverage would not apply. Neither this letter nor any act, past or future, by any representative of State Auto Property & Casualty Insurance Company should be construed to be a waiver of any of the policy terms and conditions.

If you have any other insurance policies, please let us know. We strongly suggest, too, that you report this claim to such other insurers, even if you think those policies would not apply to this case. Let them review the facts and tell you whether their coverage applies.

Once you have had an opportunity to review these materials, please call us at (952) 933-1277 so that we may begin our investigation.

Thank you.



Renee Portz
Senior Claim Representative
(952) 933-1277



Larry Buchele
Claim Supervisor
(605) 432-5551 (Ext. 8190)

cc: Loretz-Johnson Agency Inc.
224 East Main Street, Suite 203
Anoka, MN 55303



RENEE PORTZ • PO BOX 790 • CHANHASSEN, MN 55317
Phone: 952-933-1277

July 30, 2008

CERTIFIED – RETURN RECEIPT REQUESTED

Phat Sound Inc.
14951 Waco Street
Ramsey, MN 55303

OUR INSURED: PHAT SOUND INC. (PREVIOUSLY KNOWN AS: CLEANERS ONE, INC.)
OUR POLICY NO.: BOP-2204797
OUR CLAIM NO.: BOP-2204797

This letter will follow up a letter we sent to you on April 28, 2008 regarding a claim that Phat Sound Inc. is making to extract pollutants incurred at their premises located at 6 Bridge Square in Anoka Minnesota.

We have carefully reviewed the facts and circumstances of your claim. Unfortunately, we find that your policy does not provide coverage for you in this case. To understand why, please refer to your policy and particularly to the **BUSINESSOWNERS SPECIAL PROPERTY COVERAGE FORM BP 00 02 12 99, Additional Coverages** on page 6 of 23 of the **BP 00 02 12 99**:

h. Pollutant Clean Up And Removal

We will pay your expense to extract “pollutants” from land or water at the described premises if the discharge, dispersal, seepage, migration, release or escape of the “pollutants” is caused by or results from a Covered Cause of Loss that occurs during the policy period. The expenses will be paid only if they are reported to us in writing within 180 days of the earlier of:

- (1) The date of direct physical loss or damage; or
- (2) The end of the policy period.

The most we will pay for each location under this Additional Coverage is \$10,000 for the sum of all such expenses arising out of Covered Causes of Loss occurring during each separate 12 month period of this policy.

We also refer you to **B. Exclusions** on page 11 of 23, which state:

j. Pollution

We will not pay for loss or damage caused by or resulting from the discharge, dispersal, seepage, migration, release or escape of "pollutants" unless the discharge, dispersal, seepage, migration, release or escape is itself caused by any of the "specified causes of loss." But if the discharge, dispersal, seepage, migration, release or escape of "pollutants" results in a "specified cause of loss," we will pay for the loss or damage caused by that "specified cause of loss."

We also refer you to the following definitions found on page 23 of 23:

4. "Pollutants" means any solid, liquid, gaseous or thermal irritant or contaminant, including smoke, vapor, soot, fumes, acids, alkalis, chemicals and waste. Waste includes materials to be recycled, reconditioned or reclaimed.

6. "Specified Causes of Loss" means the following:

Fire; lightning; explosion, windstorm or hail; smoke; aircraft or vehicles; riot or civil commotion; vandalism; leakage from fire extinguishing equipment; sinkhole collapse; volcanic action; falling objects; weight of snow, ice or sleet; water damage.

 - a. Sinkhole collapse means the sudden sinking or collapse of land into underground empty spaces created by the action of water on limestone or dolomite. This cause of loss does not include:
 - (1) The cost of filling sinkholes; or
 - (2) Sinking or collapse of land into manmade underground cavities.

 - b. Falling objects does not include loss of or damage to:
 - (1) Personal property in the open; or
 - (2) The interior of a building or structure, or property inside a building or structure, unless the roof or an outside wall of the building or structure is first damaged by a falling object.

 - c. Water damage means accidental discharge or leakage of water or steam as the direct result of the breaking apart or cracking of any part of a system or appliance (other than a sump system including its related equipment and parts) containing water or steam.

Page 3
Phat Sound Inc.
July 30, 2008

Based on our investigation it appears that the cause of the pollutant was either from a spill during a delivery that went unreported, or from a spill or leak from an aboveground PCE storage tank that was on the property prior to your ownership. The pollutants were in the ground on the property prior to your State Auto Property & Casualty Insurance policy inception date of September 1, 2003, and the pollutants did not result in a Specified Causes of Loss. Therefore, the above cited policy language and exclusion would apply.

It is possible that there are additional reasons why coverage would not apply. Neither this letter nor any act, past or future, by any representative of State Auto Property & Casualty Insurance Company should be construed to be a waiver of any of the policy terms and conditions; on the contrary, we specifically reserve our right to rely on the policy language and to deny coverage for any valid reason that may appear.

We invite you to call us should you have any questions regarding this decision. Our position on coverage as outlined in this letter is based upon the information and facts as we know them to date. Should you have any additional information that may change our view on the duty to defend or indemnify, please let us know as soon as possible and provide us with a description of all reasons that State Auto Property & Casualty Insurance Company should reconsider its position.

If you have any other insurance policies, please let us know. We strongly suggest, too, that you report this claim to such other insurers, even if you think those policies would not apply to this case. Let them review the facts and tell you whether their coverage applies.

Thank you.



Renee Portz
Senior Claim Representative
(952) 933-1277



Larry Buchele
Claim Supervisor
(605) 432-5551 (Ext. 8190)

cc: Loretz-Johnson Agency Inc.
224 East Main Street, Suite 203
Anoka, MN 55303



8-21-2008

Phat Sound Inc.
14951 Waco St. NW
Ramsey, Mn., 55303

Dear Dale and Sandy,

I have searched high and low for any policy that might respond to your pollution claim. Unfortunately, we have no record available any longer for Anoka Quality Cleaners. In any case I believe that most if not all policies written during that time period would have included a rather clear cut pollution exclusion as well.

I'm sorry that this claim has been so tramatic. We certainly want our companies to pay all claims that are not excluded.

Please don't hesitate to contact me regarding any question you may have.

We appreciate your business.

Sincerely,


Jim Loretz

Auto

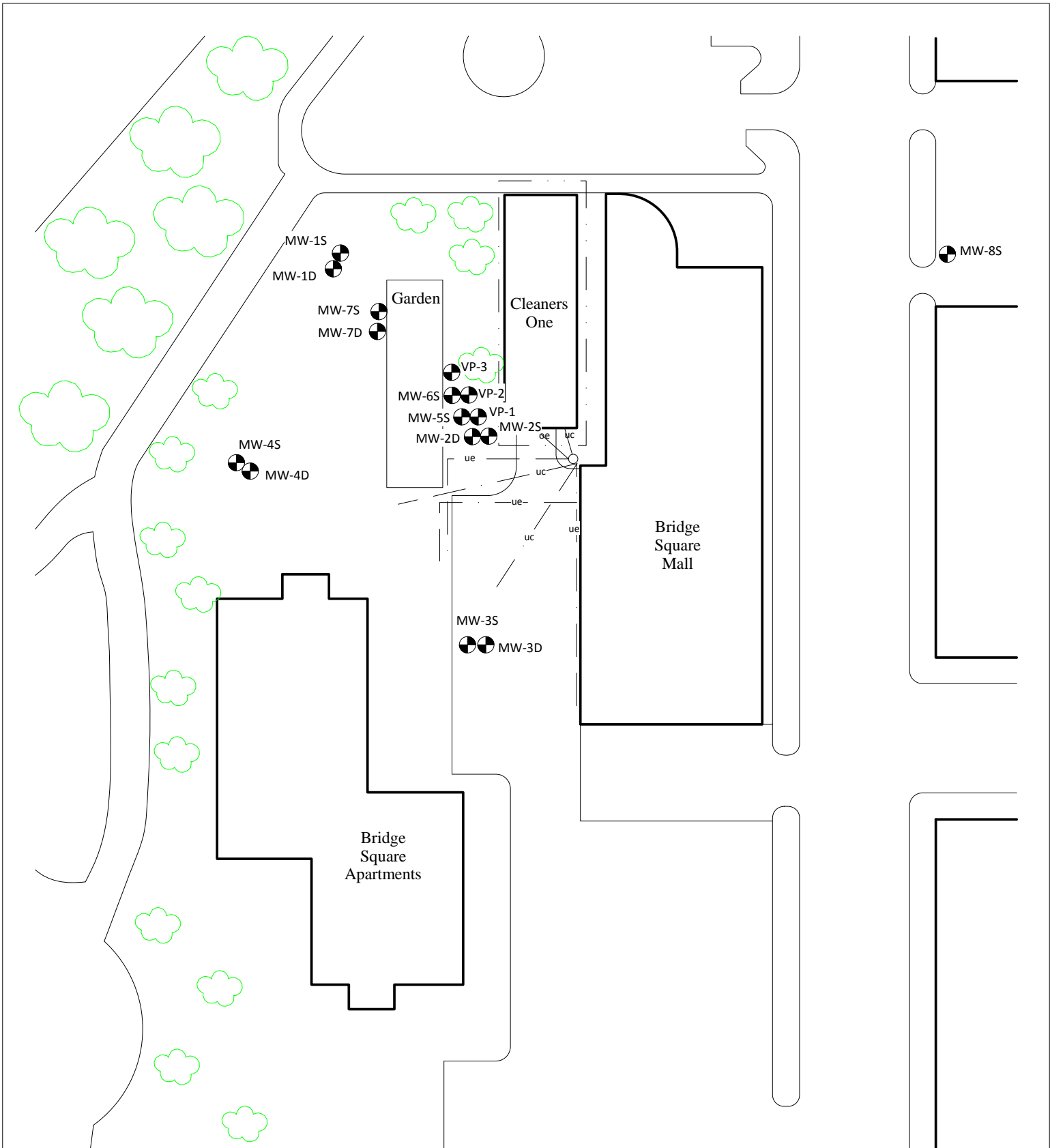
Home

Business



Life




Health

Disability



Legend

-  MW-1S Monitoring Well
-  Property Boundary

Cleaners One		
Figure 2 Site Diagram	6 Bridge Square Anoka, MN	
0  50'	June 2013	
	JAP	

SUMMARY OF SITE ACTIVITIES
CLEANERS ONE
SIX BRIDGE SQUARE
ANOKA, MN

Vieau Associates (Vieau) was initially retained in April 2004 for environmental due diligence services in connection with the pending sale of the business and property. Vieau reviewed copies of two Phase I environmental site assessment reports completed for the property in 1998 and 2000, and recommended Phase II testing. Vieau subsequently completed one soil probe on the property, along with laboratory testing of one soil sample and one groundwater sample. The results identified a release of dry cleaning chemicals on the property.

The results were reported to the Minnesota Duty Officer, and the property was enrolled in the Minnesota Pollution Control Agency (MPCA) Voluntary Investigation and Cleanup (VIC) program (MPCA Site ID: VP18940). A letter report (*Soil and Groundwater Test Results, 4/21/04*) summarizing the test results was submitted to the MPCA, along with copies of the prior Phase I reports. Vieau then submitted a Work Plan for additional investigation (5/18/06), which was approved by the MPCA on May 27, 2004.

A more thorough subsurface investigation (soil probes, including several inside the building) was initiated in June, 2004. The building covered most of the property; significant underground and overhead utility constraints were also imposed. The investigation required special access agreements with an adjoining private apartment property landowner and the City of Anoka, including special permits and a bond. The investigation evaluated the extent and magnitude of contamination and the need for additional investigation and cleanup. The results pointed to a source area on the adjoining apartment property. A *Subsurface Investigation* report summarizing the work was completed on August 5, 2004. Another Work Plan for additional soil borings and the installation of monitoring wells was prepared (10/14/04) and approved by the MPCA on November 8, 2004.

Additional investigation, including more soil probes and the installation of eight monitoring wells (four nested locations – 4 shallow and 4 deep wells) was completed from November through December 2004. Soil cuttings and well development water required containerization, characterization and special disposal. Water well and soil vapor receptor surveys, a sewer video inspection and a dry cleaning equipment evaluation were performed. Off site access agreements were required by two adjoining property owners (the apartment and a retail store) and the City. The wells were surveyed and in-situ hydraulic conductivity tests were conducted for hydrogeological analysis. The results confirmed the presence of a well-defined source area on the adjoining apartment property, and contaminant transport towards the nearby Rum

River. The results were submitted to the MPCA in a Subsurface Investigation Stage II report dated August 15, 2005.

A meeting to discuss the results was held at the MPCA, and preliminary review comments regarding the subsurface investigation report were provided by the MPCA in a memo by Ms. Karlene French-Raschig dated November 7, 2005, and in a MPCA letter dated November 23, 2005, which included most of the review comments in the earlier memo. A response to the MPCA comment review letter was provided to the MPCA on February 8, 2006.

A third round of groundwater sampling from the eight monitoring wells was completed and submitted to the MPCA in June 2006 (6/23/06 Quarterly Groundwater Monitoring Report).

An Interim Remedial Action Plan (IRAP) was prepared on June 26, 2006, presenting our evaluation of a number of remedial approaches and associated cost estimates. Various remedial technologies were evaluated including soil excavation, soil vapor extraction,, air sparging, and injection of oxidants and injection of emulsified vegetative oil (EVO). The IRAP recommended in-situ injection of emulsified vegetative oil (EVO) for remediation of the identified source area of soil and groundwater impacts. The MPCA approved the IRAP in a letter dated July 28, 2006.

Additional investigative work will be required following implementation of the approved IRAP. At a minimum, additional monitoring wells will be required for long term groundwater monitoring. Any additional remediation that may be required will be addressed in a second RAP.

Between February 26, 2013 and March 4, 2013, three vapor extraction ports, three shallow monitoring wells, and one deep monitoring well were installed on the property. The soil was drummed, sampled, and shipped to the SKB industrial landfill in Rosemount for disposal.

Between March and May 2013, we worked with the City of Anoka to site an upgradient monitoring well. Areas considered included the municipal parking lot north of Cleaners One, the City ROW of First Avenue, First Avenue, and a municipal parking lot east of First Avenue. The city agreed to permit the installation of a well in the parking lot east of First Avenue and the well was installed June 10, 2013.

Between March and July 2013, we worked with the MPCA and the MetCouncil to obtain a permit for discharging monitoring well development water into either the storm sewer or the sanitary sewer. After several conversations with MPCA stormwater program staff, it was determined that post-treatment concentrations were too high to permit discharge into the Rum River (outstanding resource value water) through the stormwater system. On August 1st, we were notified that our permit for the discharge

of treated groundwater into the sanitary sewer had been approved by the MetCouncil. To date, we have not received a copy of the permit.

On May 21, 2013, a vapor extraction system pilot test was conducted on the three vapor extraction ports. The pilot test showed a very small radius of influence which indicated that soil vapor extraction may not be a suitable remediation strategy.

On August 12 and 13, 2013, all of the monitoring wells (including existing wells) were developed and containerized in 55-gallon drums for eventual discharge under a MetCouncil permit.

On October 16, 2013, we obtained a MetCouncil special discharge permit to discharge treated groundwater generated during well development into the sanitary sewer.

On October 29, 2013, the well development water was treated with an industrial air stripper and discharged into the sanitary sewer.

Between November 2013 and January 2014, we identified subsurface utilities in the area of the proposed additional investigation to determine which utilities would need to be relocated. We worked with the City of Anoka and Comcast to develop costs for the relocation of some underground electric lines and an associated transformer and a cost to relocate an underground cable line.

On January 3, 2014, all of the monitoring wells were sampled.

On February 12, 2014, a work plan was submitted to the MPCA detailing proposed additional investigation into the extent and magnitude of soil, soil vapor, and groundwater impacts in the vicinity of the release. The data will be used to determine whether soil excavation is feasible as a remediation technology at the site.

On April 23, 2014, the work plan submitted to the MPCA was approved in an email from John Betcher without changes.

On April 25, 2014, all of the monitoring wells were sampled. Purge water was run through an air stripper prior to being discharged to the sanitary sewer under a Metropolitan Council special discharge permit.

On May 30, 2014, three soil probes were advanced north of the suspected source area to further define the extent of the soil impacts to assist in determining the volume of soil that may need to be removed for remediation. In addition, four soil vapor probes were advanced adjacent to nearby buildings to evaluate the risk of vapor intrusion.

Between May and July 2014, we worked with Comcast representatives to determine where the underground cable line in the area of proposed excavation would be

relocated to allow investigation to define the extent of the impacts to the south. We met with Doug Zahn with Comcast onsite to look at options. With the assistance of a utility locator, we determined that the Comcast line was located further south than initially determined and will not need to be moved to conduct the additional investigation.

On July 24, 2014, we surveyed all of the monitoring wells.

On December 9, 2014, we sampled all of the monitoring wells. Purge water was run through an air stripper prior to being discharged to the sanitary sewer under a Metropolitan Council special discharge permit.

On January 5, 2015, we prepared a Special Discharge Reporting form and submitted it to the Metropolitan Council to document confirmation samples for purge water discharged to the sanitary sewer as required by our Special Discharge permit.

On January 10, 2015, we met with Dale Short to discuss the status of the investigation and planning on how to move forward.

On February 10, 2015, we submitted a Remedial Investigation Report and Work Plan for Additional Investigation to document work completed since the last report and propose additional investigation necessary to define the extent of the soil impacts to better prepare estimates for soil excavation.

Referenced Documents:

- Soil and Groundwater Test Results, Cleaners One, 6 Bridge Square, Anoka, Minnesota, dated April 21, 2004
- Work Plan for Subsurface Investigation (Revised), Cleaners One, dated May 18, 2004
- Work Plan Approval Letter, Cleaners One, VP18940, dated May 27, 2004, by the MPCA to Cleaners One.
- Subsurface Investigation, Cleaners One, dated August 5, 2004
- Work Plan for Additional Subsurface Investigation, Cleaners One Site, dated October 14, 2004
- Work Plan Approval Letter, Cleaners One, VP18940, dated November 8, 2004, by the MPCA to phat Sound, Inc.
- Subsurface Investigation Stage 2, Cleaners One, dated August 15, 2005
- MPCA letter to Vieau re: Cleaners One Site, 6 Bridge Square, Anoka; MPCA Project Number VP18940; Subsurface Investigation Stage 2; dated November 23, 2005 [includes Ms. Karlene French-Raschig review notes memo dated November 7, 2005]

- Vieau letter to MPCA re: VP18940; Cleaners One Site, 6 Bridge Square; dated February 8, 2006
- Quarterly Groundwater Monitoring Report, Cleaners One, dated June 23, 2006
- Interim Remedial Action Plan, June 26, 2006
- Remediation Action Implementation Plan and Quarterly Groundwater Monitoring Report (Focused Feasibility Study Work Plan) Approval, Cleaners One, dated February 12, 2010
- Soil Vapor Extraction System Pilot Test Results, Cleaners One, dated June 24, 2013
- Work Plan for Additional Subsurface Investigation, Cleaners One, dated February 12, 2014
- Email Work Plan Approval, Cleaners One, dated April 23, 2014
- Remedial Investigation Report and Work Plan for Additional Investigation, dated February 10, 2015