

QUARTERLY PROGRESS REPORT

AS REQUIRED BY

**SETTLEMENT AGREEMENT AND
ADMINISTRATIVE ORDER ON CONSENT
(AOC3)**

SECTION XIII, PARAGRAPHS 1 and 2.

SUBMITTED BY

BASIC REMEDIATION COMPANY

DATED APRIL 15, 2023

1. Introduction

This Quarterly Progress Report is being submitted to the Nevada Division of Environmental Protection (NDEP) pursuant to the requirements of Paragraphs 1 and 2 of Section XIII of the AOC3 executed between the Parties and NDEP on February 15, 2006. The format of this report is based on the requirements stated in Paragraph 1 of Section XIII. This report covers activities between January 1 and March 31, 2023.

2. Actions Taken Towards Achieving Compliance

Maintenance activities at the CAMU continued as needed, including leachate collection and offsite disposal. As noted in the prior reports, the RAP for the CAMU has been renewed for a period of 10 years. BRC is now exploring the possibility of installing an on-site tank to simplify the management and the disposal of leachate from the CAMU. BRC is discussing a proposed approach with the NDEP.

BRC and NDEP have resolved most issues on all outstanding DVSRs relating to CAMU groundwater monitoring as well as targeted sampling of groundwater conducted at the Eastside. BRC will continue to submit new reports as they are completed. BRC is in the process of implementing the 2023 round of CAMU groundwater monitoring. Laboratory analysis has been completed and validation is underway for the previous sampling.

Per discussions with the NDEP, and based on its approval, BRC is making preparations to conduct a round of groundwater monitoring for the Eastside and Hook/Open space shallow groundwater. BRC is also responding to the remaining comments for the CSM/RAS for the Hook/Open space area. The corresponding CSM for the Eastside shallow groundwater was previously approved conditionally. Upon completion of the round of groundwater monitoring, BRC expects NDEP to approve both CSMs and the corresponding RAS documents for shallow groundwater. A ROD will then be prepared, expected towards the end of 2023.

BRC and NDEP held meetings and telephone calls in order to achieve progress on project activities. Telephone meetings were held between the BRC management, the BRC Project Manager and the NDEP Project Manager (occasionally along with representatives from the City of Henderson as well as consultants representing the prospective property buyer) roughly monthly. Minutes of these meetings are maintained separately.

3. Sampling Conducted

None in this period.

4. Work Plans and Other Deliverables Submitted Including Modifications

Due to the very few document exchanges occurring between the NDEP and BRC at the present time, BRC is not including the document lists previously provided as Attachments A (documents submitted to the NDEP by BRC) and B (documents received from the NDEP by BRC) in prior versions of this quarterly progress report. Should activity levels change in the future, BRC will reinstate including Attachments A and B in the future.

5. Actions Scheduled for Next Quarter

Activities planned and expected include:

- (a) addressing comments on prior CAMU groundwater monitoring reports, as needed;
- (b) implementation of the 2023 round of groundwater monitoring for the CAMU;;
- (c) implementation of the combined Eastside and Hook/Open Space Groundwater Sampling and Analysis Plan; and
- (d) finalization of the CSM for the Hook/Open Space area.

Additional documents may also be submitted depending on project needs.

6. Completions, Delays and Mitigations

None at this time.

7. Planned Modifications to Remedial Actions

None planned.

8. Community Relations Plan Actions Taken

None.

9. Community Relations Plan Actions for Next Quarter

The project website is updated periodically, as needed, to include documents submitted to the NDEP.