

# Exhibit 22

**Bosworth, Ron**

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**From:** Sherri Huntley <bracefarmsinc@gmail.com>  
**Sent:** Wednesday, April 27, 2016 8:14 AM  
**To:** erin.wilson@mail.house.gov; rbimber@pahousegop.com; Bosworth, Ron; Albright, Anne; Yniguez, Christopher; sheila\_sterrett@toomey.senate.gov; 'Representative Mike Kelly'; don@verdant.view.com  
**Subject:** [POSSIBLE SPAM] Bob Brace Case - FW: DOJ Call  
**Attachments:** image002.jpg

Good Morning Everyone,

Here is a response from our attorney regarding his discussions with the DOJ attorney on our Consent Decree. As you can see by the email there has been no change on their position.

Please review and give me your thoughts. Please give me a call as soon as you can.

Thank you,  
Robert Brace

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**From:** Devlin, Neal [mailto:ndevlin@kmgslaw.com]  
**Sent:** Tuesday, April 26, 2016 9:02 PM  
**To:** bracefarmsinc@gmail.com  
**Subject:** DOJ Call

Brace Family:

As I indicated in my earlier email today, I spoke with the two DOJ lawyers yesterday afternoon/evening. During that call I reiterated our position that the EPA's actions are wrong on multiple levels, from its refusal to acknowledge the agricultural exemption that should apply, to ignoring the facts of what they told you two years ago, to acting unfairly and unjustly in the position they are taking with regard to resolution.

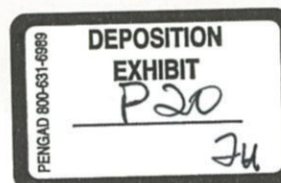
Unfortunately, but not surprisingly, the DOJ is maintaining its position. It is very clear from them that if we do not reach an agreement on some level of remediation of the "consent decree site" (as they call it), they are going to file a contempt (or similar) proceeding in the federal court seeking remediation, damages, attorneys fees, civil penalties, and any other relief they can try to get. As we have previously discussed, I believe that, while the EPA is acting unfairly and unjustly here, the Third Circuit's decision will give them a very good chance of winning at least some level of remediation and penalties.

Based on this, it is my recommendation that you seriously consider having Eco-Systems (or someone) come into to identify a close to 30 acre portion of the Murphy Farm from which we would remove reinstalled tile line and agree to reposition the check dam. As part of that, I believe we have a strong position to include language that should allow us to keep the main ditch clear, including up at the "Marsh" property.

I certainly know this is not the result you (or any of us) want, but I do firmly believe that if we do not make such a proposal, you are going to be forced to defend an enforcement action and, potentially,

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spend a large sum of money in Court and on penalties, and dealing with any other overly aggressive remedies requested by the EPA.

I will wait to hear from you regarding how you would like me to respond to the EPA. If you are willing to make the proposal laid out above, then I can advise the DOJ of that and give them an estimate (maybe 30-60 days) of how long it would take us to get that proposal to them. If we are not going to do that, then we should advise them of that and start preparing for the defense of the enforcement action.

I am sorry I don't have better news, but the DOJ is clearly strident in its position,

Neal

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**Neal R. Devlin**

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