

Evans | Bowers

GEORGE LOTT
DIRECT DIAL: 404.850.6744
E-MAIL: glott@evansbowers.com

May 28, 2026

Via Certified Mail (RRR)
9589 0710 5270 4052 0817 48
QTS Realty Trust, LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0817 62
QTS Fayetteville I, LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0817 86
QTS Fayetteville II DC9-10, LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0818 09
QTS FAYETTEVILLE II DC9-10
HOLDING I, LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0818 23
QTS TRS Fayetteville II DC9-10, LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0817 55
QTS TRS Fayetteville II DC9-10 Holding,
LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0817 79
QTS Fayetteville III DC7, LLC¹
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0817 93
QTS Fayetteville III DC6, LLC²
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0818 16
QTS Fayetteville III DC5, LLC³
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)
9589 0710 5270 4052 0818 30
QTS Fayetteville III DC4, LLC⁴
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

¹ Formerly known as QTS Fayetteville II DC7, LLC

² Formerly known as QTS Fayetteville II DC6, LLC

³ Formerly known as QTS Fayetteville II DC5, LLC

⁴ Formerly known as QTS Fayetteville I DC4, LLC

Via Certified Mail (RRR)

9589 0710 5270 4052 0818 47
QTS Fayetteville III DC3, LLC⁵
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)

9589 0710 5270 4052 0818 61
QTS Fayetteville I DC1-2, LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)

9589 0710 5270 4052 0818 85
QTS Eastwood, LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)

9589 0710 5270 4052 0817 17
QTS FAYETTEVILLE II HOLDINGS I
GUARANTOR, LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)

9589 0710 5270 4052 0817 31
QTS Fayetteville I Holdings I Guarantor,
LLC
c/o Corporation Service Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)

9589 0710 5270 4052 0818 54
CLAYCO, INC. (MISSOURI)
c/o Corporation Services Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

Via Certified Mail (RRR)

9589 0710 5270 4052 0818 78
BRENT SCARBROUGH & COMPANY,
INC.
c/o Terrapin Corporate Services LLC
5725 Stables Way, Unit 303
Alpharetta, GA 30004

Via Certified Mail (RRR)

9589 0710 5270 4052 0818 92
PLATEAU EXCAVATION, INC.
c/o CSC of Cobb County, Inc.
192 Anderson Street SE, Suite 125
Marietta, GA 30060

Via Certified Mail (RRR)

9589 0710 5270 4052 0817 24
HITT CONTRACTING, INC.
c/o Corporation Services Company
597 Big A Road
Toccoa, GA 30577

Via Certified Mail (RRR)

9589 0710 5270 4052 0817 00
KIMLEY-HORN AND ASSOCIATES,
INC.
c/o Corporation Services Company
2 Sun Court, Suite 400
Peachtree Corners, GA 30092

⁵ Formerly known as QTS Fayetteville I DC3, LLC

May 28, 2026

Page 3

Via Certified Mail (RRR)
9589 0710 5270 4052 0808 57
CORGAN ASSOCIATES, INC.
c/o Registered Agents Inc.
8735 Dunwoody Place, Ste R
Atlanta, GA 30350

Via Certified Mail (RRR)
9589 0710 5270 4052 0808 64
BRASFIELD & GORRIE, L.L.C.
(DELAWARE)
c/o C T Corporation System
289 S Culver St
Lawrenceville, GA 30046-4805

Re: 60-Day Notice of Intent to Sue Pursuant to Section 505(b) of the Federal Water Pollution Control Act; Demand to Abate Nuisance and Trespass Pursuant to O.C.G.A. § 41-1-1; and Notice to Preserve Evidence and/or Spoliation Notice

To Whom It May Concern:

Please be advised our office has been retained by Joseph and Jeanmarie Marschall (the “Marschalls”) and Flint Riverkeeper, Inc. (“FRK”) (collectively “Claimants”), in connection with repeated, ongoing discharges of sediment-laden stormwater and other pollutants from property owned, controlled, and/or operated by you that is being developed as a data center campus known as QTS Fayetteville (I, II, and/or III) (the “Data Center Site”). These discharges occur from various point sources on the Data Center Site and flow into Waters of the United States and onto the Marschalls’ property located at 493 Flat Creek Trail, Fayetteville, Fayette County, Georgia 30214 (Parcel Nos. 0705 015 and 0705 012), including an unnamed, federally jurisdictional tributary of Sandy Creek (the “Stream,” described more particularly and depicted below) and its adjacent jurisdictional wetlands, all within the Flint River Basin and accordingly affecting downstream waters therein.

These discharges commenced during clearing, grading, land disturbance and construction activities associated with the Data Center Site (particularly the North Campus), continue to this day, and are reasonably likely to recur; while the discharges of concern have primarily and most directly emanated from the vicinity of the buildings, building pads, or areas known as “DC-10,” “DC-9,” “DC-8,” and “DC-7”, the discharges’ contents likely include contributions from the larger Data Center Site. Each of you is receiving this notice because of your ownership of the Data Center Site and associated status as primary permittee under NPDES General Permit GAR100001 (the “Permit”) covering its development (QTS); your role as a general contractor with operational control over construction activities and/or an identified operator under the Permit (Clayco, HITT, Brasfield & Gorrie); your performance of construction activities that caused unpermitted discharges (Scarborough, Plateau); and your design of erosion- and sediment-control measures (e.g., stormwater best management practices (BMPs)) and other plans and components required by the Permit (Kimley-Horn; Corgan).

Pursuant to Section 505(b) of the Federal Water Pollution Control Act (“Clean Water Act”) (33 U.S.C. § 1365(b)) and 40 C.F.R. § 135.3, this letter notifies each of you that the above Claimants intend to file a citizen lawsuit in federal court against you for violations of Sections

402 and 404 of the Clean Water Act (33 U.S.C. §§ 1342, 1344) following sixty (60) days from the date of this letter.

Notice of Intent to Sue Pursuant to Section 505(b) of the Clean Water Act

A. Parties Providing Notice

This notice, made pursuant to Section 505(b) of the Clean Water Act (33 U.S.C. § 1365(b)), is being provided on behalf of the Marschalls, who own the real property located at 493 Flat Creek Trail, Fayetteville, Fayette County, Georgia 30214 (Parcel Nos. 0705 015 and 0705 012), and FRK, whose mission is to restore and preserve the habitat, water quality, and flow of the Flint River and the Flint River Basin. Mr. Marschall's telephone number is 770-487-6723, and Mrs. Marschall's telephone number is 678-218-2955. FRK's address is 102 Pine Ave., Albany, Georgia 31701, and its telephone number is 229-435-2241. However, because all Claimants have retained counsel, all communications should be directed to George Lott or Brian Remler at 404-850-6750, glott@evansbowers.com, or bremler@evansbowers.com. Alternatively, you may send written correspondence to Claimants' counsel at 729 Piedmont Ave NE, Atlanta, Georgia 30308.

B. Factual Background

The Data Center Site (North Campus) includes the following Fayette County tax parcels, which are upstream and in the immediate vicinity of the Marschall Property: (1) No. 0713 139; (2) No. 0713 140; (3) No. 0713 141; (4) No. 0713 142; (5) No. 0713 143; and (6) No. 0713 020.⁶ The Data Center Site contains multiple water features, including a tributary of Sandy Creek that receives flows from those portions of the Data Center Site known as "DC-10," "DC-9," "DC-8," and "DC-7" (such tributary hereinafter the "Stream," depicted on Figure 2 below).

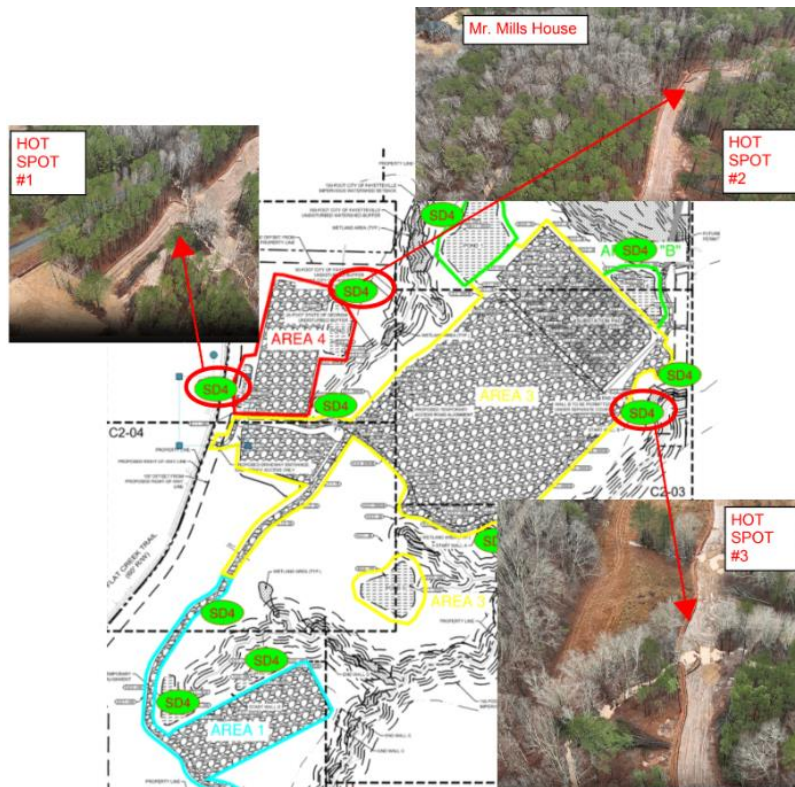
The Marschalls own and reside at the following Fayette County tax parcels adjacent to the Data Center Site: (1) No. 0705 012, and (2) No. 0705 015 (collectively, the "Marschall Property"). The Marschall Property includes a portion of the Stream, its tributaries, and wetlands adjacent to each of them (the "Marschall Wetlands"). The Marschall Wetlands are adjacent to the DC-9 and DC-10 portions of the Data Center Site and receive flows therefrom, including from point sources identified more particularly below. Set forth below are figures depicting the Marschall Property, the Data Center Site, and the Stream.

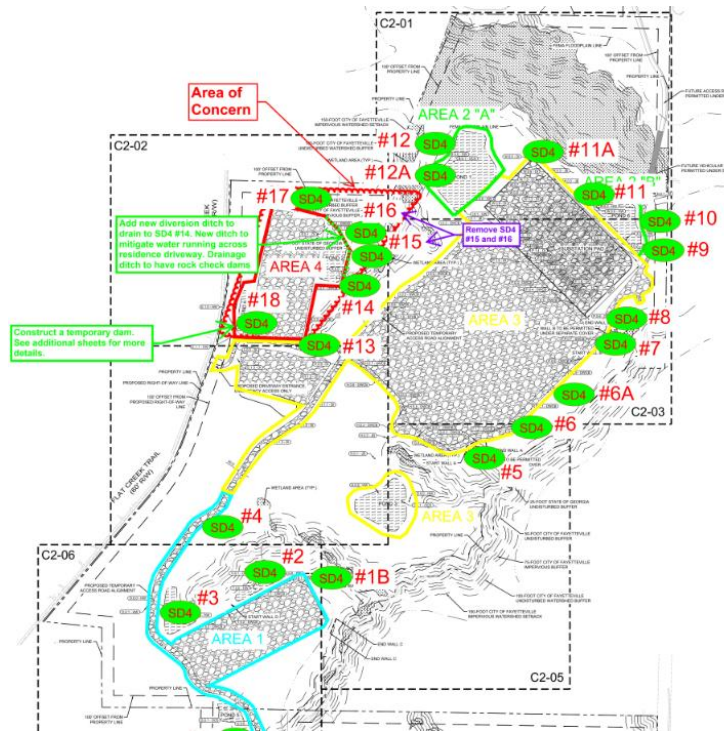
⁶ Additional parcels comprising the Data Center Site are 0704 054; 0704 051; 0704 053; 0704 050; 0704 049; 0704 044; 0705 019; and 0705 013.

construction. These deficiencies have caused discharges to the Marschall Property (including the Stream and the Marschall Wetlands) of stormwater heavily impacted with sediment and other pollutants. These discharges violate the Clean Water Act because they were either unpermitted or in violation of the General Permit associated with your development of the Data Center Site.

As you know, grading and development of the Data Center Site—particularly the North Campus—has been plagued with stormwater management problems. The City of Fayetteville’s independent consultant (Falcon Design) identified deficiencies with your BMPs as early as 2023; in 2024, the City issued multiple Stop Work Orders (including in January and August) halting development of the North Campus as a direct result of BMP deficiencies that caused observable sediment discharges to receiving waters and/or wetlands, including those on the Marschall Property. As shown on the figures below, many of the deficiencies requiring enhancement in early 2024 were in the immediate vicinity of the Marschall Property.

Figures 3 & 4: Hot Spots & Associated BMP Enhancements Near Marschall Property





As your work progressed at the North Campus, deficient sampling practices obscured ongoing impacts to nearby waterbodies and wetlands, including those on the Marschall Property. On information and belief, turbidity sampling for the North Campus was insufficiently timely, as the City of Fayetteville raised with some of you (including QTS and Clayco) on at least one occasion around June 2024 when it realized NPDES inspection reports for the Data Center Site consistently reported “no observable discharge” (or comparable) for certain sampling points in the Marschall Property’s immediate vicinity. While we understand the City required you to improve your sampling practices after June 2024, unpermitted discharges did not cease.

Figure 5 (below) depicts turbid, sediment-laden discharges entering the Stream from the Data Center Site in February 2024—*after* you had implemented the BMP enhancements depicted in Figure 3. Figure 6 depicts the stream after receiving turbid, sediment-laden discharges from the Data Center Site on July 20, 2024, along with sediment deposited beyond the Stream’s banks during prior discharge events.



Figure 5 - Screenshot from Video Taken February 12, 2024



Figure 6 - Photograph Taken July 20, 2024

Sediment-laden discharges from the Data Center Site to the Marschall Property have not ceased. In March 2026, discharges from the Data Center Site caused turbidity at the Stream at the Marschall Property to reach 259 NTU, and additional discharges exceeding permit limits have been observed as recently as May 25, 2026. Given the long-standing nature of your non-compliant stormwater management and your ongoing work at the Data Center Site, illegal turbid stormwater discharges to the Stream, the Marschall Wetlands, and other jurisdictional water features are all but certain to recur during future rain events.

Separately, we have observed a more recent trend of sediment-heavy surface water discharges entering the Stream and Marschall Wetlands on dry days (i.e., days with no rain). These discharges have been observed near the stormwater management feature referenced on plans as “Pond 1” and, on information and belief, have resulted from the pumping of this Pond 1. (See Figure 7, which appears to depict active pumping of sediment-laden stormwater from the permanent treatment pool within Pond 1, adjacent to the Marschall Wetlands.)



Figure 7 - Photograph Taken December 9, 2025

Finally, Claimants’ concerns regarding your discharges are compounded by uncertainty about what pollutants they contain (beyond silt, sediment, fill material, and the like). Samples of water discharged from the Data Center Site have exhibited odd characteristics indicative of chemical additives, including coagulation, persistent bubbling, and presence of sludge material; and laboratory analysis has identified elevated concentrations of iron and other metals in surface water at the Marschall Property. On information and belief, these characteristics and concentrations are reflective of additional pollutants contained in stormwater discharges from the

Data Center Site—including flocculant and organic chemicals associated with construction and operation of the Data Center Site—that are harming the Stream, the Marshall Wetlands, and other jurisdictional waters.

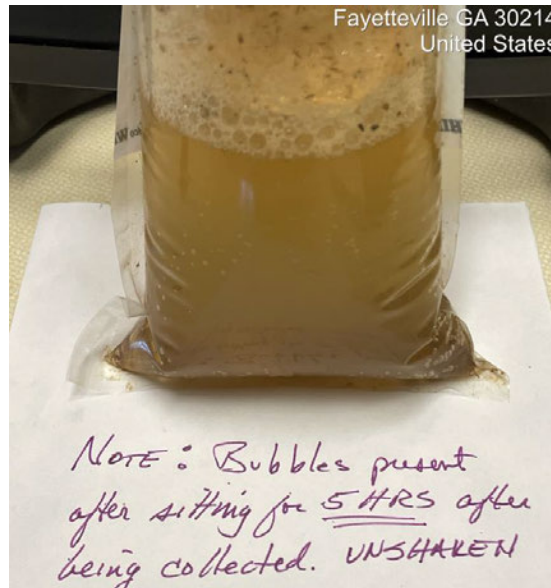


Figure 8 - Photograph Taken March 9, 2026

C. Statutory Standard and Nature of Violations

Sections 402 and 404 of the Clean Water Act prohibit the discharge of stormwater, dredged material and/or fill material into Waters of the United States without a permit. 33 U.S.C. §§ 1311(a), 1342, and 1344. If a permit has been issued, Sections 402 and 404 of the Clean Water Act require compliance with the permit's terms, including without limitation proper design, installation, and/or maintenance of BMPs and stormwater management features, and compliance with discharge standards including (without limitation) applicable In-Stream Water Quality Standards.

Numerous Notices of Intent seeking coverage for the Data Center Site under the Permit (GAR100001) have been submitted since 2023 for various phases and/or areas of the Data Center Site. For example, with respect to the North Campus (or "North Parcel"), a Notice of Intent seeking coverage for the Data Center Site was submitted on behalf of QTS Fayetteville 1, LLC (Owner) by Bryson Arnsdorff of Clay Corp (Operator) on or about November 28, 2023 (Permittee NOI Number GAR18AC37-V1). A reissuance NOI on behalf of and by the same parties was submitted on or about November 13, 2024 (Permittee NOI Number GAR18AC37-V2). A NOI changing the Operator to Rohit Tilekar of Clay Corp was submitted on January 15, 2025 (Permittee NOI Number GAR18AC37-V4). On February 24, 2026, a NOI certified by Rohit Tilekar of Clay Corp was submitted identifying as a new owner (perhaps mistakenly) Josh Adams of HITT, a construction/contracting firm. Other NOIs have been submitted identifying Clayco, HITT, and/or Brasfield and Gorrie as operators for the South Campus and East Campus ("Eastwood") (and identifying, perhaps mistakenly, Brasfield & Gorrie as the owner of the East Campus).

Pertinent Permit requirements include the following:

1. Discharges shall not cause violations of Georgia's In-Stream Water Quality Standards under Rule 391-3-6-.03;
2. Discharges may not include non-stormwater sources other than specific sources listed in Part III.A.2 or otherwise identified within an approved ESPCP;
3. Outfall discharges shall not exceed 50 NTU;
4. Discharges shall not increase turbidity of receiving waterbodies by more than 25 NTU;
5. Initial sediment storage requirements and perimeter control BMPs must be installed and implemented prior to conducting any clearing, grubbing, grading, or other construction activities;
6. All BMPs and other control measures must be properly operated and maintained;
7. Stabilization measures must be promptly initiated in areas where construction has temporarily ceased; and,
8. Immediate action must be taken to address any sediment deposition into waters of the state resulting from deficient BMPs, including cleaning up any impacted area and reporting the violation to Georgia EPD.

Throughout the activities described in Section B above, you have caused and continue to cause large volumes of silt, sediment, fill material, flocculant, and other pollutants to discharge into the Stream, Sandy Creek, their respective tributaries and impoundments, and/or wetlands adjacent to each of them via ditches, channels, erosion gullies, failing BMPs (described more particularly below), failing or deficient stormwater management structures, discharge structures, pumps, hoses, and other point sources. These discharges have been and continue to be in violation of Sections 402 and 404 of the Clean Water Act, as detailed more particularly below.

D. Activities Alleged to be Violations and Dates of Violations

In the present case, you have violated and continue to violate Sections 402 and 404 of the Clean Water Act via unpermitted discharges to the Stream and the Marschall Wetlands (including without limitation discharges in violation of the General Permit). At this time, your violations include, but are not limited to:

1. Failure to properly design, install, and/or maintain all BMPs in accordance with the approved ESPCP(s) and/or comply with all other provisions of the ESPCP(s);

2. Initiating clearing, grubbing, grading, and/or other land disturbing activities at the North Campus before completing initial sediment storage requirements (e.g., establishing permanent sediment ponds as required by Phase I ESPCP);
3. Failure to timely perform stabilization activities in areas where construction has temporarily and permanently ceased (at various locations and times throughout your development activities, including without limitation all such locations and times identified in NPDES inspection reports prepared for the Data Center Site);
4. Failing to include all required information and/or providing incorrect information on Notices of Intent submitted to effect Permit coverage for certain areas of the Data Center Site, including without limitation those areas known as the “East Campus” and “DC-4;”
5. Discharging pollutants (including without limitation silt, sediment, fill material, and other pollutants) from ditches; runnels; rills; gullies; outlets and outfalls, including outfalls from “Pond 1” and “Pond 2”; unmaintained BMPs in the areas of “DC-10,” “DC-9,” “DC-8,” and “DC-7,” including retention ponds (Rt-P), retention basins (Rt-B), inlet protection (Sd2), sediment traps (Sd4), sediment basins (Sd3), filter rings (Fr), check dams (Cd), surface skimmers (Sk), outlet protection (St), and other BMPs; stormwater management facilities; construction equipment and debris piles; unmaintained and failing silt fences (Sd1) near the Marschall Property boundary; breached or failing retaining walls, including the retaining wall between the building at “DC-10” and the Stream (referenced in documents as “Wall H”); pumps and/or hoses, including pumps and/or hoses connected to Pond 1; and other point sources into the Stream, its tributaries (including without limitation Sandy Creek), and wetlands directly connected to each of them, without and/or in violation of your permit(s), if any, during and following rain events, such rain events including without limitation the following approximate dates (on which portions of the Stream immediately downstream of outfalls at the Data Center Site exhibited turbidity readings above 50 NTU):
 - a. February 12, 2024;
 - b. March 7, 2024;
 - c. March 9, 2024;
 - d. April 3, 2024;
 - e. April 21, 2024;
 - f. May 9, 2024;
 - g. May 27, 2024;
 - h. June 27, 2024;
 - i. July 5, 2024;
 - j. July 9, 2024;
 - k. July 20, 2024;

- l. July 23, 2024;
- m. July 24, 2024;
- n. July 28, 2024;
- o. July 31, 2024;
- p. September 25, 2024;
- q. September 26, 2024;
- r. November 19, 2024;
- s. December 10, 2024;
- t. February 12, 2025;
- u. March 5, 2025;
- v. March 16, 2025;
- w. April 6, 2025;
- x. April 7, 2025;
- y. April 24, 2025;
- z. May 7, 2025;
- aa. May 11, 2025;
- bb. May 17, 2025;
- cc. May 21, 2025;
- dd. May 26, 2025;
- ee. May 27, 2025;
- ff. May 29, 2025;
- gg. June 10, 2025;
- hh. July 23, 2025;
- ii. August 3, 2025;
- jj. August 15, 2025;
- kk. August 19, 2025;
- ll. October 27, 2025;
- mm. January 3, 2026;
- nn. January 25, 2026;
- oo. February 15, 2026;
- pp. February 21, 2026;
- qq. February 27, 2026;
- rr. March 10, 2026;
- ss. March 12, 2026;
- tt. April 10, 2026;
- uu. April 29, 2026;
- vv. May 6, 2026;
- ww. May 20, 2026;
- xx. May 23, 2026; and,
- yy. May 25, 2026.

6. Intentionally discharging pollutants (including without limitation silt, sediment, fill material, and other pollutants) from pump(s) and/or hose(s) into the Stream, its tributaries (including without limitation Sandy Creek), and wetlands directly connected to each of them, without and/or in violation of your permit(s), if any, including without limitation on the following dates⁷:
 - a. November 6, 2024;
 - b. December 3, 2025; and,
 - c. December 9, 2025.
7. Discharging non-stormwater pollutants (e.g., flocculant) to the Stream during the rain discharge and intentional discharge events referenced above;
8. Causing turbidity, color, or other objectionable conditions that have interfered and continue to interfere with the use of the Stream, Sandy Creek, and their tributaries;
9. Discharging dredged and/or fill material into the Stream and wetlands adjacent thereto (including the Marschall Wetlands) without a permit issued under Section 404 of the Clean Water Act, by adding and/or redepositing excavated material from your clearing and grading activities into the Stream and the Marschall Wetlands during the illegal discharge events referenced above; and,
10. Discharging stormwater containing sediment and other pollutants in excess of applicable In-Stream Water Quality Standards.

Figure 9 below depicts point source discharge sources identified to date, with associated GPS coordinates of certain identified sources listed below the Figure to assist with identifying the locations. Claimants reserve the right to amend or supplement this notice to identify additional discharge sources as development progresses and additional information is learned.

⁷ The listed dates are limited to when discharges from the area of Pond 1 were actually observed on a dry day. On information and belief, your pumping activities have occurred more often and more recently than the listed dates.

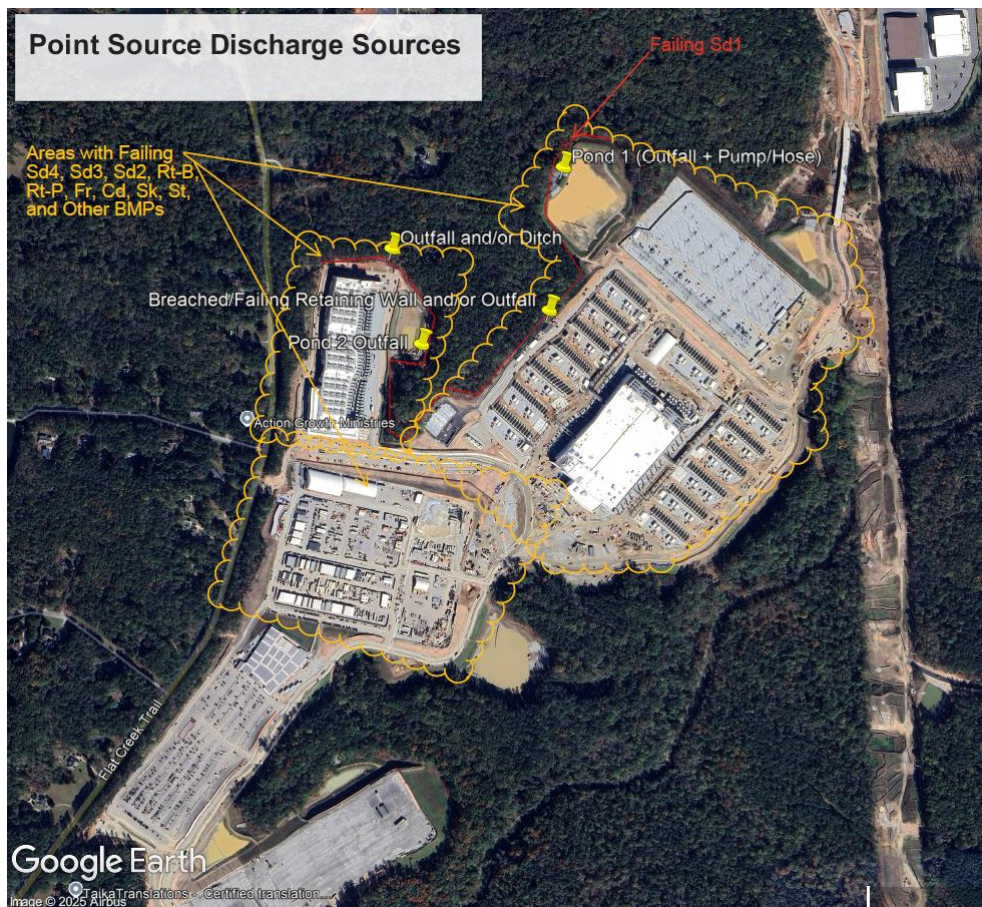


Figure 9 - Prepared with Google Earth

- Outfall and/or Ditch: 33°27'55.96"N; 84°31'41.23"W
- Pond 2 Outfall: 33°27'50.05"N; 84°31'39.49"W
- Breached/Failing Retaining Wall and/or Outfall: 33°27'51.69"N; 84°31'30.11"W
- Pond 1 (Outfall + Pump/Hose): 33°28'0.38"N; 84°31'28.46"W

Within the next sixty (60) days, Claimants request that you please cease the above-described discharges and remediate the Stream, Sandy Creek, their respective tributaries, and wetlands connected to each of them. Unless the violations discussed in this letter are rectified on terms acceptable to Claimants, then Claimants intend to proceed with their Clean Water Act claim following sixty (60) days from the date of this letter.

Demand to Abate Nuisance and Trespass

In addition to Claimants' notice letter, this letter serves as the Marschalls' demand that you abate the trespass and nuisance arising from the discharges described above. This letter shall further demand that you abate all other nuisances arising from the construction and operation of the Data Center Site, including construction and operating noise, vibrations, and light pollution that interfere with the Marschalls' use and enjoyment of their property.

If you do not stop the polluted discharges, noise, vibrations, and light pollution emanating from the Data Center Site, remediate the impaired properties, stabilize the Data Center Site, and resolve the Marschalls' claim for damages within the next thirty (30) days, the Marschalls will have no reasonable alternative but to proceed with filing a lawsuit for violations of well-settled state law. The Marschalls will, as appropriate, set forth claims of nuisance, trespass, negligence, negligence *per se*, and attorneys' fees, costs, and expenses.

Notice to Preserve Evidence and/or Spoliation Notice

Finally, we are also formally notifying you of your legal obligation to preserve all evidence relevant to this matter. If you fail to properly secure and preserve this evidence, it will constitute spoliation and give rise to a legal presumption that the evidence would have been harmful to your side of the case. This includes any data, photos and video, hydrologic studies, water quality sampling, testing and results, topographic studies, all investigative records, and any e-mails/text messages relating to the hydrology and/or topography of the Data Center Site and its vicinity (including without limitation the Marschall Property, the Marschall Wetlands, the Stream, Sandy Creek, and their respective tributaries).

If you believe that this notice is incorrect in any respect, if you have questions about this notice letter, or if you are otherwise interested in discussing this letter, please contact the undersigned counsel. As counsel for Claimants, we respectfully request that you immediately respond to this notice and demand. Kindly be advised that you are not permitted to contact Claimants directly nor are you permitted to enter upon the Marschall Property without the presence of undersigned counsel.

We remain open and committed to discussing this matter within the next sixty (60) days. If any of Claimants' claims remain unresolved upon expiration of this period, we plan to promptly file an action in court.

Sincerely,



George Lott

May 28, 2026

Page 17

CC:

Via Certified Mail (RRR)

9589 0710 5270 4052 0808 71

The Hon. Todd Blanche
Acting U.S. Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NE
Washington, D.C. 20530-0001

Via Certified Mail (RRR)

9589 0710 5270 4052 0808 88

The Hon. Lee Zeldin, Administrator, U.S. EPA
Environmental Protection Agency
USEPA William Jefferson Clinton Building North
Office of the Administrator – 1101A
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

Via Certified Mail (RRR)

9589 0710 5270 4052 0808 95

Kevin J. McOmber, P.E., Regional Administrator
U.S. EPA, Region 4
Atlanta Federal Center
61 Forsyth Street, SW
Atlanta, GA 30303-3104

Via Certified Mail (RRR)

9589 0710 5270 4052 0809 01

Jeff Cown, Director
Georgia Environmental Protection Division
2 Martin Luther King, Jr. Drive, SE
Suite 1456, East Tower
Atlanta, GA 30334-9000