



From: [Martin, Kevin](#)
To: MDENBOW@maine.rr.com
Subject: Martin, Kevin shared the folder "FOAA 837 DENBOW_Responsive Records" with you.
Date: Monday, June 29, 2020 2:52:34 PM
Attachments: [AttachedImage](#)
[AttachedImage](#)
[AttachedImage](#)

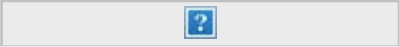
Martin, Kevin shared the folder "FOAA 837 DENBOW_Responsive Records" with you.

 This link only works for the direct recipients of this message.



FOAA 837 DENBOW_Responsive Records

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From: [DEP, FOAA Request](#)
To: MDENBOW@maine.rr.com
Subject: RE: Fallbrook FOA L-11219-TE-H-N
Date: Monday, June 29, 2020 3:15:00 PM

Hi Mike:

You should be receiving an email granting access to a OneDrive folder containing responsive documents to your request. In the interest of giving you the most time possible I am providing you access now. This should be the bulk of, if not all, the responsive file but its possible additional records may come in after the accelerated deadline I set for staff. Should this be the case, I'll let you know. I'd anticipate all major substantive records are likely to be in this set.

A couple of notes:

One record is actually from a different project (email #00110). Staff kept the email, which was organized and numbered, to avoid the impression of a gap/missing records in the numbering system. You may disregard that email.

In addition, this access is limited to your email address. Should any other persons need access to these records they will need to be individually granted access. Please let me know if this is the case and provide any additional email address you wish to provide access.

Thank you,

Kevin Martin

Compliance & Procedures Specialist

Maine Department of Environmental Protection

(207) 287-4305

kevin.martin@maine.gov

From: MDENBOW@maine.rr.com <MDENBOW@maine.rr.com>

Sent: Friday, June 19, 2020 10:56 AM

To: Martin, Kevin <Kevin.Martin@maine.gov>

Subject: Fallbrook FOA L-11219-TE-H-N

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Kevin,

Just following up on the progress of the FOA request I had made and determine the possible time of obtaining it...Sorry to bother you, just want to make sure that all of the information I put into the appeal to DEP is updated and correct. Thanks for your help in this.

Mike Denbow

69 Florida Ave, Portland, Maine 04103

207-899-0053

From: [Martin, Kevin](mailto:Kevin.Martin@maine.gov)
To: MDENBOW@maine.rr.com
Subject: RE: FOA request L-11219-TE-H-N
Date: Thursday, June 11, 2020 12:32:00 PM

Hi Mike,

Thank you for the clarification. I wasn't intending to narrow your request.

The easiest answer to your timeframe question is to distinguish between the our licensing file and everything else. Our licensing files will typically capture much of what you are looking for including all photos and important correspondence, the application and any changes or revisions to the project. That material is relatively simple to compile, convert to electronic form for review, and provide access. I'd estimate, about a week for that.

Materials that requires additional compiling will take longer. We understand the urgency of your request, given the limited appeal window, and will expedite our response in any way possible, including providing records on a rolling basis as they become available. I don't anticipate material such as notes or additional emails to take much more time; however, usually requests for "all records" or "all communications" take anywhere from 1 - 6 months to ensure the response is comprehensive and doesn't miss anything. This project would certainly be on the lower end of that time frame. I'm working with staff currently and am hoping we can reduce that estimate closer to 2 weeks.

Kevin Martin

Compliance & Procedures Specialist

Maine Department of Environmental Protection

(207) 287-4305

kevin.martin@maine.gov

From: MDENBOW@maine.rr.com <MDENBOW@maine.rr.com>

Sent: Thursday, June 11, 2020 11:56 AM

To: Martin, Kevin <Kevin.Martin@maine.gov>; Hallowell, Dawn <Dawn.Hallowell@maine.gov>

Subject: RE: FOA request L-11219-TE-H-N

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Kevin,

Sorry. I read your e-mail a little more closely. I do not want just what is in the licensing file. Please forward any and all information regarding this particular case to me. This includes but is not limited to notes, files digital or written, e-mails, documents, recordings, pictures digital or other that concern this case and were not placed in the licensing file. Having worked in government, I know that not all information, written, recorded or otherwise will make it to the file process and they still fall under FOIA. Thanks for your anticipated assistance. Also, could we get the name of the project manager you will be working with.

Mike Denbow

From: MDENBOW@maine.rr.com

To: Kevin"

Cc:

Sent: Thursday June 11 2020 11:16:33AM
 Subject: RE: FOA request L-11219-TE-H-N

Thank you Kevin I appreciate it. Would you give me an approximate time when I will receive this material. I as well as others in our neighborhood do not want to miss the closing date for appeal. We will need time to review all material to compose our appeal and if necessary request additional information.

Mike Denbow

 From: "Martin, Kevin"
 To: "mdenbow@maine.rr.com"
 Cc: Dawn"
 Sent: Thursday June 11 2020 10:17:18AM
 Subject: RE: FOA request L-11219-TE-H-N

Hi Mike,

I received your message yesterday. I had some questions about the specifics of the request but Dawn's email below answers those. I'll work with the project manager to compile records from the licensing file as soon as possible.

Kevin Martin
 Compliance & Procedures Specialist
 Maine Department of Environmental Protection
 (207) 287-4305
kevin.martin@maine.gov

From: Hallowell, Dawn <Dawn.Hallowell@maine.gov>
Sent: Thursday, June 11, 2020 9:47 AM
To: Martin, Kevin <Kevin.Martin@maine.gov>; mdenbow@maine.rr.com
Cc: Green, Robert L <Robert.L.Green@maine.gov>
Subject: FOA request L-11219-TE-H-N
Importance: High

Kevin,

I spoke with Mike Denbow today. He indicated that he left you a message on your cell phone yesterday. He would like to request information under the Freedom of Information Act regarding DEP #L-11219-TE-H-N, Fallbrook Commons Development LLC. He requests:

1. All information submitted by the applicant, including permit application
2. All notes, communications between the parties
3. Any reports made by Dep staff

Based on our conversation, he's looking for a complete copy of the file, and he requests this information in an amount of time that is adequate so that he may use it as a basis to form an appeal of the license issued. The license was issued June 4, 2020 and an appeal deadline would be July 6 (since July 4 falls on a Saturday).

I've copied Mr. Denbow here so that you can ask any questions and communicate any fees

associated with the request. His phone # is 899-0053.

Thank you,

Dawn Hollowell

Regional Licensing & Compliance Manager, Land Bureau
Maine Department of Environmental Protection

(207) 557-2624

www.maine.gov/dep

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