



Howard M. Bain

Howard@esb-law.com

Emalfarb,
Swan & Bain

Confidential – Attorney Client Privilege Claimed By Client

June 29, 2018

VIA EMAIL: FOIA@detroitmi.gov

City of Detroit Water and Sewerage Department

Re: Freedom of Information Act Request

Matter: Roberts Water Technologies Inc. - Walsh Construction
Project: Springwells Filter Rehab SP-563
Our File: 7926.0002

Dear FOIA Coordinator:

This is a request for information under the Freedom of Information Act.

This firm is General Counsel to Roberts Water Technologies Inc., a subcontractor on the above-referenced project. Pursuant to the Freedom of Information Act, please provide our office with a copy of the relevant payment bond furnished by your office. On behalf of our client, we routinely gather this information at the commencement of a project. Fax or mail is fine for receipt.

Thank you for your immediate attention to this matter. Should you have questions, please contact the undersigned.

I look forward to hearing from you.

Very truly yours,
Emalfarb, Swan & Bain

Howard M. Bain
HMB/maa

440 Central Avenue
Highland Park, IL 60035
Phone: 847-432-6900
Fax: 847-432-8950

JEROME D. GOLDBERG, PLLC
2727 Second Avenue, Suite 111, Detroit, MI 48201
(313) 393-6001 • Fax (313) 393-6007 • Email: apclawyer@sbcglobal.net

July 3, 2018

Foia Coordinator, City of Detroit
FOIA@detroitmi.gov.
By email

Re: FOIA request to Detroit Water & Sewerage Department

Dear Sir or Madam:

I am requesting the following records from the Detroit Water & Sewerage Department pursuant to the Freedom of Information Act. Feel free to contact me at 313-393-6001 to obtain records or to set up an inspection of records.

Sincerely,
Jerome D. Goldberg, PLLC
/s/ Jerome D. Goldberg

- 1) Produce any and all City of Detroit, Detroit Water and Sewerage Department documents, shutoff orders, computerized printouts and/or other material stating the addresses of **residential customers** from January 1, 2018 to present, where water service was terminated;
- 2) Produce any and all City of Detroit, Detroit Water and Sewerage Department documents, shutoff orders, computerized printouts and/or other material showing the addresses of the **residential customers** restored to service after their water was shut off from January 1, 2018 to present, and the date water service was restored;
- 3) Produce any and all documents, shutoff orders, computerized printouts and/or other material showing the dollar amount owed for each City of Detroit, Detroit Water and Sewerage Department **residential customers** at the time of water termination from January 1, 2018 to present;
- 4) Produce any and all City of Detroit, Detroit Water and Sewerage Department documents, shutoff orders, computerized printouts and/or other material submitted to any and all City of Detroit employees and/or City of Detroit contractors, for the purpose of terminating water services to **residential customers** from January 1, 2018 to present;

5) Produce any and all documents, computer printouts showing City of Detroit, Detroit Water and Sewerage Department payment plans created for **residential customers** in existence on January 1, 2018 to present;

6) Produce any and all City of Detroit and Detroit Water and Sewerage Department policies, procedures, rules, regulations and/or other material from January 1, 2017 to present regarding **residential customers** water shutoff, include all iterations.

7) Produce from January 1, 2014 to present, any and all City of Detroit documents, emails, memos, or other material for the following:

- (a) Any and all federal grants issued under Federal Clean Water Act, 33 USC §1251 et. seq;
- (b) State of Michigan Drinking Water Revolving Fund (DWRf) as authorized under the Federal Safe Drinking Act;
- (c) Any and all federal grants, loans; and any and all State of Michigan grants, loans and/or financial assistance for the City of Detroit, Detroit Water and Sewerage Department;

8) Produce any and all City of Detroit, Detroit Water and Sewerage Department, shutoff orders, computerized printouts and/or other material, stating the addresses of **non-residential customers**, including but not limited to **commercial customers**, from January 1, 2018 to present, where water service was terminated.

9) Produce any and all City of Detroit, Detroit Water and Sewerage Department documents, shutoff orders, computerized printouts and/or other material, showing the addresses of the **non-residential customers**, including but not limited to **commercial customers**, restored to service from January 1, 2018 to present;

10) Produce any and all documents, shutoff orders, computerized printouts and/or other material showing the dollar amount owed for each City of Detroit, Detroit Water and Sewerage Department **non-residential customers**, including but not limited to **commercial customers**, at the time of water termination from January 1, 2018 to present;

11) Produce any and all City of Detroit, Detroit Water and Sewerage Department documents, shutoff orders, computerized printouts and/or other material submitted to any and all City of Detroit employees and/or City of Detroit contractors, for the purpose of terminating water services to **non-residential customers**, including but not limited to **commercial customers**;

12) Any and all City of Detroit contracts, payments, memos and/or other documents and/or material for the termination of Detroit Water Sewerage Department **residential customers** water service from January 1, 2018 to present;

13) Produce any and all City of Detroit contracts, payments, memos and/or other documents and/or material for the termination of Detroit Water Sewerage Department **non-residential customers**, including but not limited to **commercial customers**, water service from January 1, 2014 to present;

14) Produce from January 1, 2014 to present, City of Detroit, Detroit Water and Sewerage Department, any and all documents, emails to and from, studies, reviews, statistical analysis, multiple regression studies and/or other methods showing the City of Detroit, Detroit Water and Sewerage Department utilized for determining whether or not its customer policies, procedures and/or regulations shutoff policy for **residential customers** is/are having a disparate impact on Detroit residents:

- (a) African American;
- (b) Hispanic;
- (c) Disabled;
- (d) Children; or
- (e) Families with household income below the federal poverty level.

15) From January 1, 2014 to present, any and all documents, emails, studies, reviews, statistical analysis, multiple regression studies and/or other methods showing the City of Detroit, Detroit Water and Sewerage Department utilized for determining whether or not its customer policies, procedures and/or regulations shutoff policy for **non-residential customers** is/are having a disparate impact on Detroiters:

- (a) African American citizens;
- (b) Hispanic citizens;
- (c) Disabled citizens;
- (d) Children; or
- (e) Families with household income below the federal poverty level.

16) Produce any and all City of Detroit, Detroit Water Sewerage Department documents, emails to and from, memos, referrals, payments and/or rejection of assistance forms and/or other material related to the City of Detroit, Detroit Water Sewerage Department residential water customers referral to Wayne Metropolitan Community Action Agency (WMCAA) from January 1, 2018 to present;

17) Produce any and all City of Detroit, Detroit Water Sewerage Department documents, emails, memos, referrals, payments and/or rejection of assistance forms and/or other material related to the City of Detroit, Detroit Water Sewerage Department

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April 1, 2008

Page 2

residential water customers referral to any and all other governmental, non-profit and/or private organizations and/or individuals from January 1, 2018 to present;

18) Produce any and all documents, emails to and from, and/or other materials regarding the City of Detroit's, Detroit Water and Sewerage Department, 2007 Detroit Residential Water Assistance Program (DRWAP); include all amendments to present.

19) Any and all emails, financial reports, audits; and/or other material for funds collected from Detroit Water Sewerage Department customers for each DRWAP billing cycle, fifty cents (.50¢) for both **residential** and non-**residential customers** from January 1, 2007 to present; include all documents regarding the location of such funds to present; financial institutions and/or City of Detroit accounts holding such funds.

20) Produce any and all City of Detroit, Detroit Water and Sewerage Department programs and/or referral sources in existence for **residential customers** from July 18, 2016 to present; include any and all copies of documents and/or material provided to residential customers.

21) Produce any and all City of Detroit, Detroit Water and Sewerage Department, "shutoff" notice, mail given and/or phone calls to each **residential** Detroit Water and Sewerage **customer** whose water service was scheduled for shutoff from January 1, 2018 to present.

22) Produce a list by address of all City of Detroit homes subject to water shutoff from January 1, 2018 to present.

23) From January 1, 2018 to present, produce any and all documents, emails to and from, materials, orders and/or other material showing a City of Detroit, Detroit Water and Sewerage Department bill was in error and was corrected to an amount less than originally billed, due to error, faulty meter(s), water main break, and/or other incorrect billing.

24) Produce any and all City of Detroit, Detroit Water and Sewerage Department shutoff notices for the termination of water at vacant homes, schools, commercial sites and/or any location in Detroit from January 1, 2018 to present.

25) Produce any and all City of Detroit, Detroit Water and Sewerage Department documents, shutoff orders, computerized printouts and/or other material stating the addresses of **residential customers** from January 1, 2017 to January 1, 2018, where water service was terminated;

26) Produce any and all City of Detroit, Detroit Water and Sewerage Department documents, shutoff orders, computerized printouts and/or other material

[REDACTED]
[REDACTED]
April 1, 2008

Page 2

showing the addresses of the **residential customers** restored to service after their water was shut off from January 1, 2017 to January 1, 2018 and the date water was restored.

27) Produce any and all documents, shutoff orders, computerized printouts and/or other material showing the dollar amount owed for each City of Detroit, Detroit Water and Sewerage Department **residential customers**, including but not limited to at the time of water termination from January 1, 2018 to present.

July 5, 2018

FOIA COORDINATOR

Detroit Water and Sewerage Department

Water Board Building

735 Randolph

Detroit, MI 48226

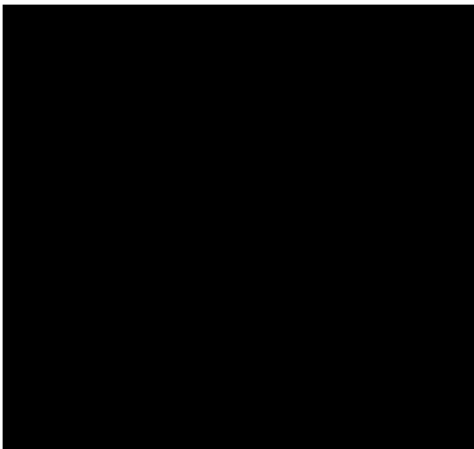
RE: FOIA Request

RFP#CS-1812 Capital Improvement Program Management Organization

Dear Sir/Madam;

I am requesting copies of the AECOM proposal, follow-up responses, and contract for the above solicitation. Either paper or electronic copies are acceptable.

Thank you;



D.I.S.

Dwsd

DIVERSIFIED INVESTIGATIVE SERVICES



P.O. BOX 930795
WIXOM, MICHIGAN 48393

(248) 669-1930
FAX (248) 896-2401
disjim@ameritech.net

July 10, 2018

City of Detroit Law Department
2 Woodward Avenue, Suite 500
Detroit, MI 48226

RE: 

Our company is working for Michigan Basic Property Insurance Association on a property claim made for the address of . Under the Freedom of Information Act, we would like to obtain account information from the Detroit Water & Sewerage Department for the  address. Information we need is the account number, the amount currently owed, if the water is still on, and if it is not still on, when it was shut off. We would also like the water usage history from June 2017 to June 2018.

If there are any costs involved with this request, please call and the fees will be paid when copies are either mailed, e-mailed or picked up. If you have any questions, please call. In advance, thank you for your continued assistance.

Sincerely,


Jim McNeff
Investigator 



Applied *Eco*Systems, Inc.

Environmental Management, Consulting, and Field Services
G-4300 South Saginaw Street, Burton, Michigan 48529
Phone: (810) 715-2525 FAX: 844-368-3642

FACSIMILE COVER PAGE

To: City of Detroit Water & Sewer FOIA Coordinator From: Heather Dean

FAX: wadej818@detroitmi.gov Date: July 13, 2018

Phone: 313-965-9775 Number of pages (including cover): 2

RE: Freedom of Information Act Request (FOIA)

Applied *Eco*Systems is conducting an environmental investigation of the following site:

**14820 Kercheval Avenue (PID: 21000620)
Detroit, Michigan**

We are requesting copies of any records or any known information that you may have relating to the known or possible past occurrence on the site of the following:

- Original water and sewer connection dates
- Date water and sewer were available to the area
- If the above is not available, does current city ordinance require new construction to be connected to water and sewer at the time of construction?

We appreciate your time and attention to this request. Please fax/email your response to the person below to expedite processing if possible. Your response should indicate whether you have or do not have any requested information. If you have questions, or do not receive this document in its entirety, please contact us immediately.

Thank you very much,

Heather Dean & Joshua Hendrickson

Applied *Eco*Systems, Inc.

hdean@appliedecosystems.com

jhendrickson@appliedecosystems.com

Phone: (810) 715-2525

Fax: (844) 368-3642

CONFIDENTIALITY NOTICE

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message solely to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately.

July 17, 2018

JUL 31 2018

Board of Water Commissioners
City of Detroit
PO Box 32711
Detroit MI 48232

State Farm Claims
PO Box 52258
Phoenix AZ 85072-2258

RE: Claim Number: [REDACTED]
Date of Loss: May 15, 2018
Our Insured: [REDACTED]

To Whom It May Concern:

I am requesting the billing and usage records for account holder; [REDACTED]
[REDACTED] Detroit MI [REDACTED] and/or any other location and last four digits of social security
number as you requested in your July 3, 2018 letter; [REDACTED]. Please see the enclosed
authorization signed by [REDACTED]. Please enclose records from May 1, 2017 through May 3,
2018.

Please send the requested information to PO Box 52258, Phoenix, AZ 85072-2258 and please
reference claim number [REDACTED] with your response. If convenient, you may email the
information to me at kristen.braun.iz5L@statefarm.com.

If you have any questions or need further assistance, please call us at (800) 331-1169 Ext.
2534391329.

Sincerely,

Kristen Braun
Claim Specialist
(800) 331-1169 Ext. 2534391329
Fax: (844) 236-3646

State Farm Fire and Casualty Company

Enclosure(s): Authorization




Authorization



I / We, the undersigned, authorize the release of any financial, employment, claim, credit, indebtedness, or telephone documents and/or records, either originals or photocopies, by any employer, bank, savings institution, creditor, credit bureau, financial institution, consumer reporting agency as defined in the Fair Credit Reporting Act (15 U.S.C. Section 1681 et seq.), insurance company, mortgagee, real estate agent, utility company, pawn shop, pawn dealer or broker, retail/wholesale business, or governmental agency to State Farm Fire and Casualty Company, its subsidiaries and affiliates, or their authorized claim or legal representatives, pertaining to:

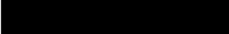
Name: 

Social Security Number:

Address: 

Former Address:

Business Address:

Name: 

Social Security Number:

Address: 

Former Address:

Business Address:

This authorization includes releasing, on behalf of the individuals listed above, records contained in any automated or electronic system maintained by a financial institution, business, or other organization for the purpose of investigating the claim presented.

X When this authorization is used to obtain a "consumer credit report" for the above listed person(s), it is intended by the undersigned to comply with the consent requirement of the Fair Credit Reporting Act (15 U.S.C. Section 1681 et seq.).

The undersigned authorizes to State Farm Fire and Casualty Company, its subsidiaries and affiliates, or their authorized claim or legal representatives, to obtain and use this information and/or a "consumer credit report" for the purpose of processing a claim submitted to State Farm Fire and Casualty Company, and / or its subsidiaries and / or affiliates, arising out of any loss on May 15, 2018.

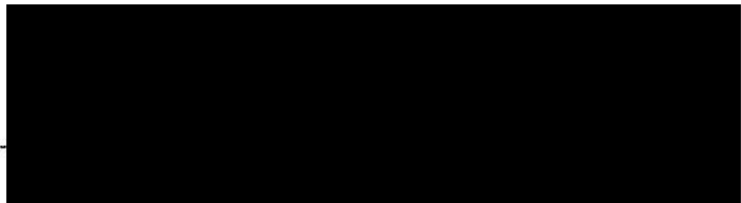
This authorization is valid for the duration of the claim, and a photocopy is as valid as the original.

I / We have read this authorization and acknowledge that I / we or my / our authorized representative may receive a copy of material obtained pursuant to this authorization upon request.

Date

05-24-2018

Year



Signature(s) of Above Named

July 17, 2018

Via Email

Detroit Water & Sewerage Department
Office of General Counsel
Attn: Jackie Wade
735 Randolph Street, 9th Floor
Detroit, MI 48226

Re: Freedom of Information Act Request
Re: Service Address: 13825 Fenkell Street, Detroit, MI 48227
Our File No: 314.33228

Dear Ms. Wade:

Pursuant to the Freedom of Information Act, as adopted in Michigan, M.C.L.A. 15.232 § 3 (1), I respectfully request that you provide our office with the following: **any and all records relating to usage, billing, payments, liens and collections for the following service address: 13825 Fenkell Street, Detroit, MI 48227 for the years 2013 through the present.**

Thank you for your assistance. If you have any questions, or need additional information, please do not hesitate to contact me at (248) 689-3920.

Very truly yours,

GREGORY AND MEYER, P.C.



Lisa M. Zotos
Paralegal to Kurt D. Meyer

lmz

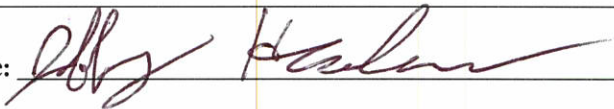
CITY OF DETROIT

Michigan Freedom of Information Act (FOIA) Request for NON-POLICE RECORDS

Please note that failure to complete certain fields on this form may result in a denial of your request.

1. Today's date: 7-18-18
2. Individual making this request: Jeffrey Hanselman
3. Street Address: 14933 Commercial Drive
4. City/State/Zip: Shelby Township, MI 48315
5. Telephone number: 586-254-9577 Fax number: _____
6. Your client or insured (optional): _____
7. Description of the record: Sanitary , Storm, and watermain as-builts for area surrounding 830 Peterboro St. And as-built for the leads or wyes to the existing building at 830 Peterboro Street.
8. Date and time or time period, if applicable: _____
9. Identify City department or agency: DWSD
10. Any other information that will assist the department/agency in locating the requested record:


Signature: _____



- NOTE:**
- 1) Failure to complete this form may result in a denial of your request.
 - 2) For Buildings, Safety Engineering and Environmental Department record, please identify the address.
 - 3) For contract or RFP/RFQ, please identify contract number or RFP/RFQ number and a description.
 - 4) If the requested record pertains to an individual other than the requestor, a notarized authorization to release the record may be required from the person who is the subject of the request.
 - 5) If the request is too broad, depending on the description of your request, we may deny your request; or request that you submit a deposit payment, prior to searching for the requested record.
 - 6) Medical record requests (e.g., EMS run sheets or billings) must comply with HIPAA and the Michigan Medical Records Access Act.

HAND-DELIVER OR MAIL THIS REQUEST TO:

City of Detroit FOIA Coordinator
City of Detroit Law Department
Coleman A. Young Municipal Center
2 Woodward Avenue, Suite 500
Detroit, Michigan 48226-3437



July 20, 2018

Debra Pospiech, Office of General Counsel/FOIA Coordinator
Detroit Water and Sewerage Department
735 Randolph Street
Detroit MI 48226
Via email -- pospiechd@detroitmi.gov

Dear Ms. Pospiech,

Under the Michigan Freedom of Information Act 15.231 et seq., I am requesting an opportunity to obtain 1) a copy of the new discharge permit between US Ecology (Georgia St.) and either the GLWA or DWSD and 2) an electronic copy of public records on discharge violations for US Ecology hazardous waste plant at 6520 Georgia Street, Detroit MI 48211. I'm requesting a list of all the violations including date, substance, amount, compared with EPA allowable limits for 2016 and 2017 and up through the present.

If there are any fees for searching or copying these records, please inform me if the cost will exceed \$50. However, I would like to request a waiver of all fees in that the disclosure of the requested information is in the public interest and will contribute significantly to the public's understanding of what the pending permit will mean for residents and those who drink from the water supply in Southeast Michigan. This information is not being sought for commercial purposes.

The Michigan Freedom of Information Act requires a response to this request within five days. If access to the records I am requesting will take longer than this amount of time, please contact me with information about when I might expect the information.

If you deny any or all of this request, please cite each specific exemption you feel justifies the refusal to release the information and notify me of the appeal procedures available to me under the law.

Thank you for considering my request.

Sincerely,

/s/ 



Applied EcoSystems, Inc.

Environmental Management, Consulting, and Field Services
G-4300 South Saginaw Street, Burton, Michigan 48529
Phone: (810) 715-2525 FAX: 844-368-3642

FACSIMILE COVER PAGE

To: City of Detroit Water & Sewer FOIA Coordinator From: Heather Dean
FAX: wadej818@detroitmi.gov Date: July 20, 2018
Phone: 313-965-9775 Number of pages (including cover): 2

RE: Freedom of Information Act Request (FOIA)

Applied EcoSystems is conducting an environmental investigation of the following site:

Detroit, Michigan

We are requesting copies of any records or any known information that you may have relating to the known or possible past occurrence on the site of the following:

- Original water and sewer connection dates
- Date water and sewer were available to the area
- If the above is not available, does current city ordinance require new construction to be connected to water and sewer at the time of construction?

We appreciate your time and attention to this request. Please fax/email your response to the person below to expedite processing if possible. Your response should indicate whether you have or do not have any requested information. If you have questions, or do not receive this document in its entirety, please contact us immediately.

Thank you very much,

Heather Dean & Joshua Hendrickson
Applied EcoSystems, Inc.
hdean@appliedecosystems.com
jhendrickson@appliedecosystems.com
Phone: (810) 715-2525
Fax: (844) 368-3642

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Applied EcoSystems, Inc.

Environmental Management, Consulting, and Field Services
G-4300 South Saginaw Street, Burton, Michigan 48529
Phone: (810) 715-2525 FAX: 844-368-3642

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Thank you very much,

Heather Dean & Joshua Hendrickson
Applied EcoSystems, Inc.
hdean@appliedecosystems.com
jhendrickson@appliedecosystems.com
Phone: (810) 715-2525
Fax: (844) 368-3642

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