



# Wedotanks.com, L.L.C.

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December 20, 2017

Ken Ellsworth, P.E.  
Keystone Associates  
58 Exchange Street  
Binghamton, NY 13901

## **RE: REQUEST FOR RELEASE OF LETTER OF CREDIT THE ORCHARDS, LLC**

Dear Mr. Ellsworth:

Carol (Haag) and I met with Mollie Messenger this morning and she counseled us to do this request to you directly. We understand that Mr. Illing is gone until January 2.

I sent a video of the progress at the wastewater treatment plant (WWTP). Please feel free to go to the job site at any time to verify my comments.

This project basically has been paid in full with the exception of the general contractor who receives progress payments. He is working through December at a fast pace.

All equipment has been enclosed within the wastewater treatment plant structure. The only thing left to complete is the piping and installation of the equipment.

When the project is completed we provide The Orchards a 5-year warranty against leakage after a one-year post-project insurance certificate with subrogation rights.

Isaac Oberlander is asking for all funds to be released except \$35,000. I, however, would like it all released because

1. The Orchards has paid us in full for our work and throughout the project has been extremely diligent about paying bills on time. When we have to pay for deliveries The Orchards places the funds in wedotanks' Chase account and I pay these charges. No one working on this project can nor have they ever complained about late payments.
2. There are deposits on the homes; this project will not be abandoned.
3. wedotanks holds a \$1,000,000 professional liability/errors & omissions policy which covers my engineering and the construction management of the project. We would propose in lieu of the Letter of Credit that you accept a subrogation right insurance certificate from us to make sure WE fulfill our obligations. The Orchards throughout this project has consistently fulfilled their obligations to us and to our contractors and suppliers.

If you have any questions do not hesitate to give me a call on my mobile, which is 520-465-6412.

Sincerely,

WEDOTANKS.COM, LLC and ROGER HAAG, P.E., AN INDIVIDUAL

A handwritten signature in black ink, appearing to read "R Haag", written over a faint background watermark of a house.

Roger Haag, P.E., President