

February 1, 2008

Via Certified Mail # 7006 0100 0002 7260 3772
Return Receipt Requested

Mr. Robert Casey
Arizona Department of Environmental Quality
Water Quality Enforcement Unit
1110 West Washington Street
Phoenix, Arizona 85007-2935

Re: Status Report Schedule
Phelps Dodge Corporation, Copper Queen Branch – Mitigation Order on Consent,
Docket No. P-121-07

Dear Mr. Casey:

In accordance with Section V.A. of the Mitigation Order, Phelps Dodge Corporation, Copper Queen Branch ("PDCQB") requests that ADEQ approve the submittal of Status Reports on the following fixed calendar dates: February 28, May 31, August 31, and November 30. If approved by ADEQ, this schedule would result in the submittal of the first Status Report on February 28, 2008, rather than February 12, 2008 (i.e., 90 calendar days after the effective date of the Mitigation Order). We request that ADEQ provide written approval of our proposed Status Report submittal schedule by February 5, 2008.

Please do not hesitate to contact Mr. Stuart Brown at (503) 675-5252 or myself at (520) 432-6209 if you have any question regarding our request.

Very truly yours,

Michael Jaworski
Site Manager
Phelps Dodge Copper Queen Branch

cc: Ray Lazuk, Freeport McMoRan Gold & Copper Inc.
Stuart Brown, Bridgewater Group, Inc.