From: Michael Anastasio <anastasio262@gmail.com>

Sent: Sunday, January 13, 2019 5:49 PM

To: grenewpc@gmail.com

Cc: Thomas G. Benton; Paul D. Trampe; Gary Skinner; Chris Yakabouski; Kevin Marshall; Timothy J. McLaughlin; David Ross; Aimee Mann; Wanda Parrish; Paulette Mann; Patrick White; concernedcitizensspotsylvania@gmail.com

Subject: sPower Due Diligence

Dear Chairman Newhouse,

My name is Mike Anastasio, I am a county resident and I request that my letter be for the record. I've been doing my best to follow the solar farm issues for the past year. Allow me to begin by saying that I am all-in regarding renewable energy. I am definitely not convinced, however, that the sPower solar plant initiative currently being analyzed is in the best long-term interest our county or its residents.

Please know that I appreciate all that has been done by the Planning Commission, the Board of Supervisors, staff personnel, and by countless county residents who have worked to help all of us better understand this strategic issue.

I am writing because I have not heard specific details regarding the business due diligence process being conducted by our county. More to the point, I'd like to hear from you regarding sPower's current and past business performance record, its predecessor company's business performance record, and its leadership team's current and past business track record. As you continue to conduct your analysis and evaluation, I urge you to leave no stone unturned concerning the legal, regulatory, ethical and performance-based business history of those with whom our county may have a very, very long business relationship.

If it has not already been done, a comprehensive, verifiable and performance-based due diligence process must, in my view, be immediately accomplished by the Planning Commission and reviewed by the BOS. I urge you to make sure that you have complete and unequivocal confidence in the applicant's record of performance (to include predecessor companies) and its leadership team's record of ethical decision making and business practices. Simply put, sPower's past business performance and culture must mirror our county's exemplary Code of Ethics.

Before the Planning Commission makes its final recommendation to the Board of Supervisors, I respectfully request that you cover with the applicant the due diligence

topics I've noted below. I'm confident that our county attorney will agree that these are rudimentary, entry-level questions; but they hopefully are a good start to be expanded upon by the staff.

When asking for information about the twelve topics below, please request that the applicant include detailed and verifiable information pertaining to the sPower leadership team's prior business affiliations over the past ten years. The twelve topics are:

1. All active, pending or threatened civil or criminal cases against any of sPower's officers and leadership team.

2. All unsatisfied judgments, settlements, antitrust issues and tax liens.

3. All documents regarding proceedings, audits, filings and investigations with regulatory agencies at the local, state and national levels. Documents must include, but are not limited to, the SEC, the EPA and the IRS.

4. Certificates of Good Standing from each Secretary of State where the company currently does business and where officers and the leadership team have done business in previous positions.

5. Any Exon-Florio issues for national security and foreign investments.

5.1. List foreign investments in sPower and its parent companies.

6. All articles and press releases (positive and negative) about the company and its leadership team.

7. A list identifying and describing any and all environmental liabilities or contingencies.

8. A list of hazardous materials used in production of the solar panels that will be transported on county roads.

9. A list identifying and describing all previous hazardous material issues involving the company's leadership team, to include biosolids, chemicals, and nuclear waste materials.

10. A list of any superfund exposure presently or with predecessor companies run by the sPower leadership team.

11. A description of the company's disposal methods for all hazardous materials and recyclables.

12. A list of terminated licenses for sPower and predecessor companies.

In closing, thank you Mr. Newhouse for all you've done and will do for our county. I'm confident we all agree that every successful, mutually beneficial business relationship must be built upon a foundation of shared values and that those values must include trust, integrity and ethical conduct by decision makers as espoused in our county's Code of Ethics.

Respectfully submitted for the record on January 14, 2019,

Michael A. Anastasio

11307 Hidden Cove

Spotsylvania, VA 22551

571 217-6324

--
This email was Malware checked by UTM 9. http://www.sophos.com