Exhibit "8"

PRIVILEGE LOG ENTRIES – ATTORNEY-CLIENT PRIVILEGE

Oklahoma Poultry Litigation
ODEQ Revised Privilege Log

	Date	Author	Is Author a Lawyer?	Recipient(s)	Type of Document	General Subject Matter of the Document	Privilege Asserted *FRCP*
1	12-22-2000	Haggins, Ramona, ODEQ Public Water Supply Secretary	Yes	Maisch, Don (cc: Coffey, Kay; McClain, Sandra)	Email	Receipt of the return of the NOV; Dwight Mission Presbyterian Camp P-2006832	Attorney Client Privilege
2	01/04/2001	Haggins, Ramona, ODEQ Public Water Supply Secretary	Yes	Coffey, Kay; Maisch, Don (cc: Sandra McClain	Email	Dan Wells received violation letter; Dwight Mission Presbyterian Camp P-2006832	Attorney Client Privilege
3	03/12/1998	Mark Coleman, ODEQ Executive Director	no	Drew Edmondson	letter	DEQ's concerns with the proposed enforcement action against Simmons Industries, Inc	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
6	06/25/2003	Donald Maisch, ODEQ Attorney	yes	Alvin Gutterman, Counsel For Sequoyah Fuels Corporation	letter	letter from John Ellis to Rahmat Khoda re: Sequoyah Fuels Corp. DEQ dated 06/10/2003	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney clinet privilege
7	07/08/2003	Martha Penisten, Attorney for ODEQ	yes	Barry Stephenson, ODEQ Employee	letter transmitting CD's	9 CD's from Kelly Hunter=Burch relating to the regulation of hazardous waste of Sequoyah Fuels Site in Gore, OK	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
	09/05/2003	Mista Turner, Attorney for ODEQ	yes	Jeanette Postman, ODEQ Employee	letter	Department Response submitted in the lieu of the Standard Liability Incident Report	Attorney client privilege
9	3/13/2003	Materials and Chemistry Laboratory Inc., Retained Consultant for the State	No	Kelly Burch	Report	Review and Evaluation of Sequoyah Fuels Facility Reclamation Plan	attorney work product Fed. R. Civ. P. 26(b)(4) and attorney client privilege
10	7/17/04	Michael Navetta, Retained Consultant for the State	No	Kelly Burch	Report	Sequoyah Fuels Corporation Reclamation Plan, Analysis of Technical Issues	attorney work product Fed. R. Civ. P. 26(b) (4) and Attorney client privilege

11	8/6/04	Trevor Hammons, AAG	Yes	Dave Smit, ODEQ Land Protection Divison	Email	Email re: Sequoyah Fuels discussion	attorney work product Fed. R. Civ. P. 26(b)(3)&(4) and attorney clinet privilege
12	Unknown	James Barwick, OAG Attorney	Yes	Dave Smit, ODEQ Land Protection Divison	Memo	Unresolved Issues re: decomissioning of Sequoyah Fuels	Attorney clinet privilege
13	8/26/04	James Barwick, OAG Attorney	Yes	Dave Smit, ODEQ Land Protection Divison	Email	Email re: Items for Dave Smit re: Sequoyah Fuels Corp.	Attorney clinet privilege
14	?/?/2004	James Barwick, OAG Attorney	Yes	Dave Smit, ODEQ Land Protection Divison	Draft of SFC Actions	SFC Actions for Settlement Issues List for Cell Design and Groundwater	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
15	?/?/2004	James Barwick,OAG Attorney	Yes	Dave Smit, ODEQ Land Protection Divison	Memo	Unresolved Issues re: decomissioning of Sequoyah Fuels	attorney work product Fed. R. Civ. P. 26(b)(3) and Attorney client privilege
16	8/26/04	James Barwick, OAG Attorney	Yes	Dave Smit, ODEQ Land Protection Divison	email	Email re: Radiation Questions/Issues for Discussion and Resolution	Attorney client privilege
	3/16/03	David E. Smit, ODEQ Land Protection Division	No	Trevor Hammons and James Barwick	Memo	Memo re: Review of the Sequoyah Fuels Reclamation Plan	ttorney work product Fed. R. Civ. P. 26(b)(3) and Attorney client privilege
22	10/3/03	Martha Penisten, Attorney for ODEQ	Yes	Mary Jane Calvey,Dave Smit, Ray Roberts, Carl Parrott, Afsaneh Jabbar, Mike Broderick, Don Maisch	Email	Email re: SFC	Attorney Client privilege
23	Unknown	David E. Smit, ODEQ Land Protection Division	No	Trevor Hammons and James Barwick	Memo	Hazardous Constituents in Yellowcake Received at SFC	Attorney client privilege

24	3/13/03	Steven Kopp, Dr. Shin Park, William Krummen, Richard R. Lee, Retained Consultants for the State	No	Kelly Burch	Memo	Review and Evaluation of Sequoyah Fuels Facility Reclamation Plan	attorney work product Fed. R. Civ. P. 26(b)(4) and attorney client privilege
28	Unknown	David E. Smit, ODEQ Land Protection Division	No	Trevor Hammons and James Barwick	Memo	Unresolved Issues re: decomissioning of Sequoyah Fuels	Attorney Client Privilege
29	6/2/04	Kelly Burch, OAG Attorney	Yes	Dave Smit, Don Maisch, Martha Penisten, Mary Jane Calvey, Mike Broderick, Afsaneh Jabbar, Amil Lyon, Carl Parrott, Mark Conley, Don Barrett	Email	Email re: Proposed Plan for Settlement Agreement	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
31	9/4/03	Steven Kopp, Richard R. Lee, Richard H. Ketelle, Retained Consultants for the State	No	Kelly Burch	Memo	Review and Evaluation of Sequoyah Fuels Facility Groundwater Monitoring Plan and Corrective Action Plan Report	attorney work product Fed. R. Civ. P. 26(b)(4) and attorney client privilege
33	Unknown	Dave Smit, ODEQ Land Protection Divison	No	Oklahoma Attorney General's Office	Memo	Review of Groundwater Issues in Sequoyah Fuels	attorney work product Fed. R. Civ. P. 26(b)(3)&(4) and attorney clinet privilege
36	4/15/03	Kelly Burch, AAG	Yes	Dave Smit, Martha Penisten	Draft and Email	Proposed Settlement Agreement Between Oklahoma and Sequoyah Fuels Corporation	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
37	3/25/03	Martha Penisten, Attorney for ODEQ	Yes	Amil Lyon, Scott Thompson	Email	Email re: Sequoyah Fuels	Attorney Client Privilege
38	3/31/03	Martha Penisten, Attorney for ODEQ	Yes	Kelly Burch, Afsaneh Jabbar, Don Maisch, Carl Parrott, Mary Calvey, Mike Broderick	Email	Email re: Sequoyah Fuels	Attorney Client Privilege
39	12/3/03	Kelly Burch AAG	Yes	Dave Smit, ODEQ Land Protection Divison	Email	Email re: Sludge Dewatering License Amendment	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege

40	12/3/03	Kelly Burch AAG	Yes	Dave Smit, ODEQ Land Protection Divison	Email	Email re: Sludge Dewatering License Amendment	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
41	9/4/03	Steven H. Kopp, Richard R. Lee, Richard H. Ketelle, Retained Consultants for the State	Yes	Kelly Burch	Memo	Review and Evaluation of Sequoyah Fuels Facility Groundwater Monitoring Plan and Corrective Action Plan Report	attorney work product Fed. R. Civ. P. 26(b)(4) and attorney client privilege
44	6/1/04	Kelly Burch AAG	Yes	Martha Penisten, Attorney for ODEQ	Memo, Draft of Settelement Negotiations with SFC	Settlement Negotiations	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
47	6/10/04	Kelly Burch AAG	Yes	Martha Penisten	Memo re Settlement Agreement with SFC	Settlement Negotiations	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
48	11/17/03	Kelly Burch AAG	yes	Dave Smit, Don Maisch, Martha Penisten, Mary Jane Calvey, Mike Broderick, Afsaneh Jabbar, Amil Lyon, Carl Parrott, Mark Conley	Email	Email re: Sequoyah Fuels Corp. Commission Memo	Attorney Client Privilege
60	Unknown	Mike Broderick, ODEQ Land Protection Divison	No	Kelly Burch, Trevor Hammons	Memo	Comments on SFC	Attorney Client Privilege
66	12/24/03	Mary Jane Calvey, ODEQ Toxicologist	No	Mark Conley, Kelly Burch	Email	Email re: analysis of dewatered raffinate sludge	Attorney Client Privilege
70	2/23/04	David Smit, ODEQ Land Protection Divison	No	Sarah Penn	Fax	Fax cover sheet with notes re: SFC	Attorney Client Privilege
72	2/4/04	Sarah Penn, OAG Attorney/ODEQ Attorney	No	Martha Penisten	Memo	SFC Questions	Attorney Client Privilege
74	6/11/04	Trevor Hammons AAG	Yes	Dave Smit, Martha Penisten	Memo	Re: Questions to ask about Technical Requirements at SFC regarding Raffinate Sludge	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege

75	2/17/1998	Jon L. Craig, Director of Department of Environmental Quality Water Quality Division	No	Jeannie Hale, Assistant Attorney General - Environment and Natural Resources Division	Letter (Correspondenc ec)	Information concerning Watts Irrigation site	Attorney client privilege
77	5/2/1997	Jeannie Hale, Assistant Attorney General - Environment and Natural Resources Division	Yes	Eric Mitts, General Counsel, Oklahoma Department of Commerce (cc: Ed Fite, OSRC; Jon Craig, DEQ - Water Quality; Vic Bird	Interoffice Memo	Environmental Review Requirements for Community Block Development Grant ("CDBG") Projects and West Siloam Springs' Application	Attorney Client Privilege
78	Unknown	Jon L. Craig, Director of Department of Environmental Quality Water Quality Division	No	Jeannie Hale, Assistant Attorney General - Environment and Natural Resources Division	Fax	West Siloam Springs environmental assessments	Attorney Client Privilege
79	10/24/2005	Glen Jones, Assistant Water Quality Director	No	Edward Dihrberg; Karl Heinzig; Don Maisch; Kendra Foyil	Email Correspondence	RE: Facilities in Jeopardy-Worleys	Attorney Client Privilege
81	11/30/1998	Kendra Foyil, ODEQ Water Quality Division	No	Quang Pham; Glen Jones; Craig Kennamer; Micahel Moe; Jon Craig; Christy Day; Norma Aldridge; Wayne Craney; Paula Albers; Don Maisch; Sam Carter; Duke Newin; Ron McClary (cc: Donald Mooney; Brad Livesay)	Email Correspondence	Re: Worley (facility permits)	Attorney Client Privilege
84	1/14/1999	Kendra Foyil, ODEQ Water Quality Division	No	Carl Parrott; Donald Mooney; Craig Kennamer; Quang Pham; Michael Moe; Ali Taremi; Christy Day; Glen Jones; Jon Craig; Wayne Craney; Mark Derichsweiler	Email Correspondence	Re: Worley's Gravel (permits and possible violations)	Attorney Client Privilege

86	1/13/1999	Quang Pham, ODEQ Engineer	No	Kendra Foyil; Michael Moe; Glen Jones; Donald Mooney; Ali Taremi; Craig Kennamer; Christy Day; Jon Craig; Carl Parrott; Wayne Craney	Email Correspondence	re: Worley's Gravel (permit)	Attorney Client Privilege
87	1/11/1999	Quang Pham, ODEQ Engineer	No	Glen Jones; Ali Taremi; Kendra Foyil (cc: Mark Derichsweiler; Michael Moe)	Email Correspondence	re: Jock Worley	Attorney Client Privilege
88	11/13/1999	Quang Pham, ODEQ Engineer	No	Kendra Foyil; Michael Moe; Glen Jones; Donald Mooney; Ali Taremi; Craig Kennamer; Christy Day; Jon Craig; Carl Parrott; Wayne Craney	Email Correspondence	Re: Worley's Gravel (modifying permit)	Attorney Client Privilege
89	11/30/98	Quang Pham, ODEQ Engineer	No	Michael Moe; Kendra Foyil (cc: Paula Albers; Carl Parrott)	Email Correspondence	Re: Jock Worley/Baron Fork	Attorney Client Privilege
90	12/11/1995	Wayne Craney, Engineering Manager Industrial Wastewater Enforcement	No	Jon Craig (BCC: Mary Arnold; cc: Norma Aldridge)	Email Correspondence	Jock Worley (OKR 2005635)	Attorney Client Privilege
91	12/11/1995	Wayne Craney, Engineering Manager Industrial Wastewater Enforcement	No	Jon Craig (BCC: Mary Arnold; cc: Norma Aldridge)	Email Correspondence	Jock Worley (OKR 2005635)	Attorney Client Privilege
92	11/21/1995	Wayne Craney, Engineering Manager Industrial Wastewater Enforcement	No	Jon Craig (BCC: Mary Arnold; cc: Norma Aldridge)	Email Correspondence	Jock Worley (OKR 2005635)	Attorney Client Privilege
94	12/16/1998	Kendra Foyil, ODEQ Water Quality Division	No	ODEQ Staff, Susan Krug	Site Visit Report	Site Visit of Worley's Gravel, WD-95-015, I-01000110 on Baron Fork Creek	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
95	11/21/1995	Wayne Craney, Engineering Manager Industrial Wastewater Enforcement	No	Jon Craig (BCC: Mary Arnold; cc: Norma Aldridge)	Email Correspondence	Jock Worley (OKR 2005635)	Attorney Client Privilege

97	12/23/1999	Kelly Hunter Burch	Yes	Doug Schooley	Corespondence	Re: Application of Jock Worley: Non-Coal Mining Permit No. 1759	attorney work product Fed. R. Civ. P. 26(b)(3)&(4) and attorney client privilege
98	12/22/1999	Kendra Foyil, ODEQ Water Quality Division	No	Susan Krug	Comments	Comments Relating to Proposed ODOM Permit for Worley's Gravel	Attorney Client Privilege
100	5/19/98	Quang Pham, ODEQ Engineer	no	Wanda Clough, Don Maisch, David Hardgrave	e-mail	Email correspondence regarding meeting with the City of Westville	Attorney Client Privilege
101	5/18/98	Wanda Clough; Donald Maisch ODEQ Attorney; Quang Pham-Environmental Engineer	Yes	Don Maisch, David Hardgrave, Quang Pham; Lloyd Cole; Clyde Ballard	e-mail; letters	Email correspondence regarding Westville meeting; letters regarding permit renewal	Attorney Client Privilege
102	3/10/98	Quang Pham, ODEQ Engineer	No	Don Maisch, Craig Kennamer, Glen Jones, Jon Craig, Wanda Clough, David Hardgrave, Paula Albers, Paul Yue, Carl Parrott	e-mail	Email correspondence regarding Westville contesting permit limits	Attorney Client Privilege
103	8/10/98	Christy Hughes, ODEQ Attorney	No	Kelly Hunter	Fax cover sheet	Fax cover sheet re: Project No. 6758	Attorney Client Privilege
104	3/13/98	Wayne Craney, Engineering Manager Industrial Wastewater Enforcement	No	Kelly Hunter	Fax and confirmation	Fax re: letter to Jock Worley	Attorney Client Privilege
105	12/13/95	Jeannine Hale, AAG	Yes	Wayne Craney	Fax	Fax re: Worley discussion	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
106	3/31/95	Jeannine Hale, AAG	Yes	Wayne Craney	Fax	Fax re: Worley correspondence	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
107	11/5/96	Jeannine Hale, AAG	Yes	Jon Dyer, Jon Craig	Fax	Fax re: DEQ letter	Attorney Client Privilege
108	11/1/96	Jeannine Hale, AAG	Yes	John Dyer	Fax	Fax re: Bryan 401 certification	Attorney Client Privilege

109	8/15/2005	Don Barrett, ODEQ Water Quality Division		Don Maisch; Carl Parrott; Wayne Craney; Steven Gunnels; Glen Jones; David Pruitt; Robert Singletary; Matt Caves; Mark Hildebrand	Email Correspondence	Bids for removal of Adair Co. Dam on Barren Fork	Attorney Client Privilege
112	1/10/2006	J.D. Strong, OSE Chief of Staff	No	Jon Craig, Kelly Burch	Email Correspondence	Re: Removal of Dam on Barron Fork (confidential)	attorney work product Fed. R. Civ. P. 26(b)(3)and attorney client privilege
113	1/26/2006	J.D. Strong, OSE Chief of Staff	No	Kelly Burch; Trevor Hammons (cc: Jon Craig; Miles Tolbert)	Email Correspondence	re: Baron Fork Dam (confidential)	attorney work product Fed. R. Civ. P. 26(b)(3)and attorney client privilege
114	9/30/2006	Ron Suttles, ODWC Natural Resources Section	no	Glen Jones (cc: Jennifer Trotter; J.D. Strong)	Correspondence	Re: Baron Fork Low Water Dam	attorney work product Fed. R. Civ. P. 26(b)(3) and attorney client privilege
120	7-22-2004	Donald D. Maisch, ODEQ Attorney	Yes	James Barwick; Douglas A. Boyd; Carl Parrott; Wayne Craney; Bob Giger; Steve Gunnels;Ed File	Letter	OSRC Hoby Ferrell/Greater Tulsa Investments construction on IR without permit	Attorney Client Privilege
121	7-22-2004	Donald D. Maisch, ODEQ Attorney	Yes	James Barwick; Douglas A. Boyd; Carl Parrott; Wayne Craney; Bob Giger; Steve Gunnels;Ed File	Copy of Letter	OSRC Hoby Ferrell/Greater Tulsa Investments construction on IR without permit	Attorney Client Privilege
122	7-22-2004	Donald D. Maisch, ODEQ Attorney	Yes	James Barwick; Douglas A. Boyd; Carl Parrott; Wayne Craney; Bob Giger; Steve Gunnels;Ed File	Copy of Letter	OSRC Hoby Ferrell/Greater Tulsa Investments construction on IR without permit	Attorney Client Privilege
124	7-18-2001	Kay Coffeey, ODEQ Public Water Supply	no	Don Maisch, atty., Mike S. Harrell, Carl Parrott	Memorandum	Country Place Estates (Prentiss Shelley Addition); memo to atty regarding info for hearing	Attorney Client Privilege

125	c	Larry Gregory, P.E.	No	Carl Parrott, Deborah Wilson, Kelly Hunter, atty.	Memorandum	B&E Resort (Don Eck), Bernice, OK	Attorney Client Privilege
131	12-3-99	Jon Craig, Director Water Quality Divison	no	Glen Jones, Carl Parrott, Craig Kennamer, HJ Thung, Wayne Craney, Sam Carter, Danny Hodges, Don Maisch	Email	Simmons DAF Skimmings as a fertilizer	attorney work product Fed. R. Civ. P. 26(b) (3)and attorney client privilege
132	6-16-1999	Miles Tolbert, AAG	Yes	ODEQ Staff	Settlement Summary	Simmons Settlement June 16, 1999	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
134	4-30-1998	Brian Griffin, J. Ross Kirtley, Mark S. Coleman, Greg Duffy	no	Drew Edmondson	Letter	Potential Settlement	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
136	6-8-1999	Jon Craig, Director Water Quality Divison	no	Glen Jones, Jon Craig	email	Simmons Proceeds	Attorney Client Privilege
137	6-4-1998	Glen Jones, Assistant Water Quality Director	no	Jeannine Hale	Memorandum	DEQ Costs of Sampling Cave Springs	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
138	5-14-1998	J.D. Strong, OSE Chief of Staff	no	Jeannine Hale, Jon Craig	email	Simmons	Attorney Client Privilege
139	5-26-1999	Jon Craig, Director Water Quality Divison	no	Kelly Hunter Burch	Memorandum	Simmons Permit Conditions	Attorney Client Privilege
142	9-17-1998	Miles Tolbert,AAG	yes	Michael Moe	Email	Simmons settlement	Attorney Client Privilege
143	7-19-1998	Michael Moe, ODEQ Water Quality Divison	no	Miles Tolbert	Letter	Simmons Foods permit	Attorney Client Privilege
144	7-13-1998	Jeannine Hale, AAG	yes	Brian Griffin, Drew Edmondson, Mark Coleman, Duane Smith, Greg Duffy, Mike Thralls	Letter	Simmons Foods	Attorney Client Privilege
145	7-10-1998	Jon Craig, Director Water Quality Divison	no	Kelly Hunter, Duane Smith, Brian Griffin	Memorandum	Classification of Cave Springs Branch	Attorney Client Privilege

146	6-1-1998	Jon Craig, Director Water Quality Divison	no	Kelly Hunter, Jeannine Hale, J.D. Strong, Duane Smith	Memorandum	Recommended Discharge Limits for Simmons	Attorney Client Privilege
147	4-30-1998	Brian Griffin, J. Ross Kirtley, Mark S. Coleman, Greg Duffy	no	Drew Edmondson	Letter	Request for Settlement	Attorney Client Privilege
149	3-12-1998	Mark S. Coleman, Executive Director ODEQ	no	W.A. Drew Edmondson	Letter	Proposed Enforcement Action Simmons	Attorney Client Privilege
150	3-13-1998	Jeannine Hale, AAG	yes	Brian Griffin, Mark Coleman, Duane Smith, Greg Duffy	Letter	Simmons Discharge to Cave Springs Branch, Delaware County	Attorney Client Privilege
152	6-16-1999	Miles Tolbert, AAG	yes	ODEQ Staff	Settlement Summary	Simmons Settlement June 16, 1999 and February 3, 1999	Attorney Client Privilege
155	2/27/2004	Glen W. Jones, Assistant Director of Water Quality	No	Susan Krug	Technical Review	Engineering Report, Simmons Foods	Attorney Client Privilege
156	7/3/1997	Jeannine Hale, AAG	Yes	Derek Smithee (cc: Jon Craig)	Fax	Simmons Permit	Attorney Client Privilege
157	8/27/1997	Bob Kellogg	Yes	Jon Craig	Memo forwarding correspondence	Proposed Agreement with Simmons	Attorney Client Privilege
159	7/14/95	Don Maisch, ODEQ Attorney	Yes	Bob Bates	Resolution memo	Investigation of septic system	Attorney Client Privilege
160	11/18/82	Landon L. Westbrook, ODEQ Attorney	Yes	Mike Battles	Office Correspondence	Advice of Counsel	Attorney Client Privilege

Oklahoma Poultry Litigation
OWRB Revised Privilege Log

	Date	Author	Is Author a Lawyer?	Recipient(s)	Type of Document	General Subject Matter of the Document	Privilege Asserted *FRCP*
9	4/13/1981	R.Thomas Lay, OWRB General Counsel	Yes	James R. Barnett, OWRB Director	Memorandum	Pollution Remedies and Jurisdictional Considerations Under AR-OK Compact Commission	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
10	?/?/2005	Nikki Cole, OWRB Administative Assistant	No	Trevor Hammons, AAG	Spread Sheets	Document Indexes of documents produced to OAG	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
18	02/23/06	Ron French, CDM	No	David Page , Roger Olsen, Brian Bennett, Christopher Teaf, Andrew Santini	E-Mail	Lake Tenkiller Information Request	attorney work product Fed. R. Civ. P. 26(b) (3)&(4) and attorney client privilege

21	10/14/2006	Dean Couch, OWRB General Counsel	Yes	Kelly Burch	Memorandum	Ark-Ok. Compact Commission	Attorney Client Privilege
22	Unknown	Dean Couch, OWRB General Counsel	Yes	Kelly Burch	Fax	Document Production	Attorney Client Privilege
23	11/02/04	Dean Couch, OWRB General Counsel	Yes	Dean Couch, OWRB General Counsel	Attorney Notes	Litigation	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
24	07/25/05	Lou Klaver, OWRB Employee	No	Dean Couch, OWRB General Counsel	Memorandum	Open Records Request	Attorney Client Privilege
25	10/14/2005	Kelly Burch,AAG	Yes	Dean Couch, OWRB General Counsel	Memorandum	Document Request	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
26	10/19/2004	Cathy Hoye, Paralegal for Landreth Lawfirm	No	Dean Couch, OWRB General Counsel	Memorandum	Document Request	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
27	09/16/05	Dean Couch, OWRB General Counsel	Yes	Dean Couch, OWRB General Counsel	Attorney Notes	Litigation	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
28	10/20/2004	Dean Couch, OWRB General Counsel	Yes	Derek Smithee, OWRB Chief of Standards	Memorandum	Document Production for Poultry Litigation	Attorney Client Privilege

Oklahoma Poultry Litigation
OCC Revised Privilege Log

Sheet Number	Date	Author	Is Author a Lawyer?	Recipient(s)	Type of Document	General Subject Matter of the Document	Privilege Asserted *FRCP*
1	11-06-2006	Susan Damron Krug, AAG	yes	Mike Thralls, Executive Director OCC	Memo	Funding the Stamper Project	Attorney Client Privilge
2	11-06-2006	Susan Damron Krug, AAG	yes	Mike Thralls, Executive Director OCC	Memo	Funding the Stamper Project	Attorney Client Privilge
4	03-14-2003	J. D. Strong, OSE Chief of Staff	no	Duane Smith, Dean Couch, Jon Craig, Larry Edmison, Ed Fite, III, Teena Gunter, Dan Parrish, Steve Thompson, Mike Thralls, Miles Tolbert, Derek Smithee, Kelly Burch	Email	Update on Meeting with Arkansas and EPA	Attorney Client Privilege
5	04-04-2003	Larry Edmison, Former Water Quality Director	yes	Derek Smithee, Ed Fite, J.D. Strong, Jon Craig, Kelly Burch, Sarah Penn, Mike Thralls, Dan Butler	Email	Monitoring Agreement with Arkansas	AttorneyClient Privilege
6	04-04-2003	Larry Edmison, Former Water Quality Director	yes	J.D. Strong, Larry Edmison, Derek Smithee, Miles Tolbert, Jon Craig, Kelly Burch, Sarah Penn, Dan Butler, Ed Fite	Email	Monitoring Agreement with Arkansas	Attorney Client Privilege
7	1-Nov	Greg Kloxin, OCC Technical Writer	No	Greg Kloxin, OCC Technical Writer	Handwritten notes	Notes Regarding Information Request Regarding Poultry Documents	Attorney Client Privilege
8	8/5/2002	J.D. Strong, OSE Chief of Staff	No	Derek Smithee, Nick Basta, Kelly Burch, Dan Butler, Jon Craig, Mark Derichsweiler, Larry Edmison, Ed Fite, Teena Gunter, Dan Storm, Mike Thralls, Halin Zhang, Stan Koop, Mike Smolen, Brian Griffin, Duane Smith, Dan Parrish, Steve Thompson	E-mail	Framework for Agreement with Arkansas	Attorney Client Privilege
10	10/21/2002	Ben Pollard, OCC Assistant Director	No	Kelly Burch	Memo	Summary of 10/21/02 Meeting on Work Activities	Attorney Client Privilege
11	3/9/2006	Joann Stevenson, General Counsel for OCC	Yes	Mike Thralls, Executive Director OCC	Letter	Letter re: open records act	Attorney Client Privilege
12	7/14/1989	Edward Fite, OSRC Executive Director	No	Trevor Hammons,AAG	Letter	Letter re: Lake Frances as a public nuisance	Attorney Client Privilege
14	4/25/2005	Quality Divison	No	Trevor Hammons,AAG	Letter	Letter re: list of electronic files	Attorney Client Privilege
15	5/10/2005	Mike Thralls, Executive Director of OCC	No	Oklahoma AG's office	Letter & attachment	Letter re: legal advice	Attorney Client Privilege
16	11/6/2002	Susan Damron Krug, AAG	Yes	Mike Thralls, Executive Director OCC	Memo	Memo re: Funding the Stamper Project	Attorney Client Privilege
17	10/14/2004	Kelly Burch AAG	Yes	Mike Thralls, Executive Director OCC	Letter	Letter re: request by OAG as Counsel for State of Oklahoma for Potential Evidence in Poultry Lawsuit	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
18	11/6/2002	Susan Damron Krug AAG	Yes	Mike Thralls, Executive Director OCC	Memo	copy of memo re: funding the Stamper Project	Attorney Client Privilege
20	10/22/2004	Mike Thralls, Executive Director OCC	No	Kelly Burch	Letter	Letter re: information request	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege

Oklahoma Poultry Litigation
OSE Revised Privilege Log

Sheet Number	Date	Author	Is Author a Lawyer?	Recipient(s)	Type of Document	General Subject Matter of the Document	Privilege Asserted *FRCP*
3	7/3/02	Matt Caves, ODEQ Staff Attorney	Yes	Jon Craig, ODEQ Water Quality Divison Director	Memo	Memo re: Arkansas River Basin Compact	Attorney Client Privilege
4	?/?/2006	Trevor Hammons, AAG	Yes	Miles Tolbert, Oklahoma Secretary of Environment	Memo	Memo re: document search instruction	Attorney Client Privilege
5	7/2/02	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	Confidential notes from meeting with counsel re: AR/OK	Attorney Client Privilege
6	9/29/04	Jean Burnett, through Kelly Burch	No	Miles Tolbert, Oklahoma Secretary of Environment	Fax	Fax re: settlement discussion	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
9	12/14/2001	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	Confidential notes with counsel re: poultry litigation	Attorney Client Privilege
10	2/27/2002	Kelly Burch AAG	Yes	J.D. Strong, OSE Chief of Staff	Memo	Memo re: Animal Waste Disposal Policies	Attorney Client Privilege
11	11/21/2003	Kelly Burch AAG	Yes	J.D. Strong, OSE Chief of Staff	Notes	re: confidential draft with attorney notes on statement of joint principals and actions	Attorney Client Privilege
12	5/10/2004	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	notes re: confidential settlement discussion with Tyson Foods with counsel present	Attorney Client Privilege
13	7/22/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	notes re: confidential settlement discussion with cities in Arkansas with counsel present	Attorney Client Privilege
15	12/1/2003	Kelly Burch AAG	Yes	Miles Tolbert, J.D. Strong	Draft	Draft settlement agreement with attorney notes with Arkansas cities	attorney work product Fed.R.Civ. P 26(b) (3) and attorney client privilege
16	Unknown	Kelly Burch AAG	Yes	J.D. Strong, OSE Chief of Staff	Draft	Draft settlement discussion points with cities in Arkansas	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
18	7/8/2002	Miles Tolbert & Drew Edmondson	Yes	Miles Tolbert and Drew Edmondson	outline	outline of talking points regarding Ok/AR Phosphorus Reduction Discussion agande	Attorney Client Privilege
19	8/5/2002	J.D. Strong, OSE Chief of Staff	No	Derek Smithee, Nick Basta, Kelly Burch, Dan Butler, Jon Craig, Mark Derichsweiler, Larry Edmison, Ed Fite, Teena Gunter, Dan Storm, Mike Thralls, Halin Zhang, Stan Koop, Mike Smolen, Brian Griffin, Duane Smith, Dan Parrish, Steve Thompson	email	confidential email re: OK/AR negotiations	Attorney Client Privilege
20	3/7/2003	Quong Pham, ODAFF P.E.	No	J.D. Strong, OSE Chief of Staff	packet	information prepared per Kelly Burch's request re: scenic rivers & IRW	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
21	5/22/2002	J.D. Strong, OSE Chief of Staff	Yes	J.D. Strong, OSE Chief of Staff	Fax	Fax re: confidential notes on poultry litter management	Attorney Client Privilege
22	6/13/2002	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	notes	notes re: meeting with counsel re: poultry issues in IRW	Attorney Client Privilege
23	6/28/2002	Kelly Burch	Yes	Miles Tolbert, J.D. Strong	memo	memo re: draft phosphorus control strategy	Attorney Client Privilege

27	3/27/1997	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	Notes from meeting with Governor's general counsel (Dutchess Bartmass re Poultry litter disposal	Attorney Client Priviliege
28	5/10/2004	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	Confidential Settlement Discussions with Counsel Present re: (meeting with Tyson)	Attorney Client Priviliege
29	7/22/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	Conference settlement negioation with Bentonville, Fayetteville, Rogers & Springdale with Counsel Present	Attorney Client Priviliege
30	8/15/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	draft discussion points for 8-15-03 meeting with agencies and handwritten notes in the margins re: Arkansas	Attorney Client Priviliege
31	Unknown	J.D. Strong, OSE Chief of Staff	Yes	Oklahoma Secretary of the Environment	Notes	draft settlement agreement between state of Oklahoma and cities in NW Arkansas	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
32	11/21/2003	J.D. Strong, OSE Chief of Staff	Yes	J.D. Strong, OSE Chief of Staff	Notes	"Joint Principles and Actions" (EPA Draft: 11/21/03) (Edits to Draft - separate)	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege
34	8/5/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	notes	Conference call - EPA, Arkansas, Oklahoma - attached notes from 6-26-03 meeting with Counsel Present	Attorney Client Priviliege
37	6/17/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	Meeting with Springdale with Counsel Present, Arkansas	Attorney Client Priviliege
38	5/13/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	Notes	Meeting with Fayetteville with Counsel Present	Attorney Client Priviliege
46	unknown	Kelly Burch	Yes	Oklahoma Secretary of Environment	proposed interim agreement	Proposed Interim Agreement for Reduction of Nutrients in IRW	Attorney Client Priviliege
50	2/24/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	notes	notes on 2-24-03 meeting with poultry company with Counsel Present	Attorney Client Priviliege
51	12/9/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	notes	notes re integrator agreement	Attorney Client Priviliege
53	Unknown	Oklahoma AG's Office	Yes	Oklahoma Secretary of Environment	Agenda	Draft Agenda for meeting re Oklahoma/Arkansas discussions	attorney work product Fed. R. Civ. P. 26(b) (3) and attorney client privilege,
56	1/15/2003	J.D. Strong, OSE Chief of Staff	No	Oklahoma Attorney General's Office	memo	memo re Arkansas/Oklahoma Phosphorus Dispute Chronology of Events	Attorny Client Priviliege
59	unknown	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	notes	meeting notes re cities in NW Arkansas with Counsel Present	Attorney Client Priviliege
60	5/7/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	notes	Notes for meeting #2 Siloam Springs with Counsel	Attorney Client Priviliege
61	4/16/2003	J.D. Strong, OSE Chief of Staff	No	J.D. Strong, OSE Chief of Staff	notes	Notes for meeting Siloam Springs with Counsel	Attorney Client Priviliege

Revised Privilege Log 5/4/07

State of Oklahoma, et al. v. Tyson Foods, Inc., et al.

OSRC Document Number	Date	Author	Is Author a Lawyer?	Recipient(s)	Type of Document	General Subject Matter of the Document	Privilege Asserted
1	07/03/02	Matt Caves, DEQ Staff Attorney	Yes	Jon Craig, DEQ WQ Director	Memorandum	Authority of the Arkansas River Basin Compact to address Water Quality Issues	Attorney Client Privilege
2	10/10/02	Matt Caves, DEQ Staff Attorney	Yes	Jon Craig, DEQ WQ Director	Memorandum	Authority of the Arkansas River Basin Compact to Establish Watershed Protection Plans	Attorney Client Privilege
3	08/18/92	Jeannine Hale, OWRB Staff Attorney	Yes	Patricia Eaton, OWRB Director; Dave Dillion, OWRB Assistant Director of Water Quality; Dean Couch, OWRB General Counsel	Memorandum	Authority of the Arkansas River Basin Compact to Address Water Quality Issues	Attorney Client Privilege
4	11/20/96	Jeannine Hale, Assistant Attorney General	Yes	Gary Sherrer, Oklahoma Secretary of Environment; Dean Couch, OWRB General Counsel; Jon Craig, DEQ WQ Director; Craig Kennamer, DEQ Staff Attorney; Greg Duffy, ODWC Director; Ed Fite, OSRC Administrator; Mason Mungle, OCC Executive Director	Memorandum	Cave Springs - Simmons Discharges and Settlement of Related State Claims	Attorney Client Privilege
5	03/16/95	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax and Draft Letter	Draft Comments for the OSRC on City of Fort Smith, Arkansas' Draft Water System Master Plan	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
6	10/02/95	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator; Wayne Craney, WQ Senior Environmental Engineer	Fax with 9/29/95 Fax and Draft Memorandum	Fidler's Bend 401 Water Quality Certification	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
7	05/01/04	Ed Fite, OSRC Administrator	No	Kelly Burch, Assistant Attorney General; Shane Charlson, Lead General Biologist U.S. Army Corps of Engineers	Email	Investigation, Timeline and Request for Assistance on Hoby Ferrell Incident - Chewey Bridge Area	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
8	04/23/04	Kelly Burch, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax and Letter with attached emails	Response to Offer of Assistance from the Oklahoma Attorney General's Office regarding Potential Enforcement Action regarding Hoby Ferrell Incident - Chewey Bridge Area	Attorney Client Privilege
9	06/30/88	Ed Fite, OSRC Administrator	No	Robert Henry, Oklahoma Attorney General	Letter	Request for Assistance with Potential Litigation regarding Lake Frances	Attorney Client Privilege
10	08/03/89	Brita E. Haugland, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Letter	Meeting regarding Potential Litigation regarding Lake Frances	Attorney Client Privilege
11	12/19/89	Brita E. Haugland, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Letter	Legal analysis relating to Potential Litigation regarding Lake Frances	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
12	06/19/90	Brita Haugland Cantrell, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax and Letter to OSRC Commissioners	Legal analysis relating to Potential Litigation regarding Lake Frances	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
13	12/08/92	Brita Haugland Cantrell, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Letter with attached memorandum to Steve Thompson, Department of Pollution Control; Ed Fite, OSRC Administrator; Ron Suttles, ODWC Natural Resource Section; Representative Larry Adair	Ozark Egg Settlement Offer	Attorney Client Privilege

14	12/08/92	Brita Haugland Cantrell, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax with Letter Described in Document 13 and Letter from Martin Eisele, Staff Attorney Arkansas Department of Pollution Control and Ecology to Brian Rosenthal, Esq.	Ozark Egg Settlement Offer	Attorney Client Privilege
15	08/31/92	Ed Fite, OSRC Administrator	No	Brita Haugland Cantrell, Assistant Attorney General	Letter with Photos and Daily Log	Investigation Findings regarding Ozark Egg Incident on 7/4/92	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
16	07/02/97	Ed Fite, OSRC Administrator	No	None	Memorandum to File	Summary of consultation with Kelly Hunter, Assistant Attorney General regarding Ryals Gravel Mining	Attorney Client Privilege
17	07/07/92	Ed Fite, OSRC Administrator	No	Brita Haugland Cantrell, Assistant Attorney General	Letter	Request for legal advice regarding Sparrowhawk Camp low water crossing and Lake Frances Dam	Attorney Client Privilege
18	12/13/93	Ed Fite, OSRC Administrator	No	Brita Haugland Cantrell, Assistant Attorney General	Letter with attached Interrogatories	Request for legal advice regarding Sparrowhawk Camp Case, Cherokee County, Ok	Attorney Client Privilege
19	06/25/02	Ed Fite, OSRC Administrator	No	J.D. Strong, Administrative Director Oklahoma Secretary of Environment	Memo	Shortlist of Important Issues for Arkansas-Oklahoma Negotiations prepared for upcoming meeting.	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
20	04/23/02	Unknown	Unknown	Unknown	Typewritten List	Summary of Potential Impementation Actions from meeting with Oklahoma agencies, Oklahoma Secretary of Environment and Oklahoma Attorney General's Office regarding Arkansas-Oklahoma Negotiations	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
21	10/11/02	Kelly Burch, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Email with attached documents	Forwarding email from J.D. Strong, Administrative Director Oklahoma Secretary of Environment, requesting consultation with Kelly Burch and Stan Koop, Assistant Attorneys General, and attaching Draft Conditions of Agreement with Arkansas	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
22	06/13/02	Ed Fite, OSRC Administrator	No	None	Handwritten Notes	Summary of meeting with Attorney General and other representatives of the state regarding negotiations with Arkansas	Attorney Client Privilege
23	03/29/02	Ed Fite, OSRC Administrator	No	Kelly Burch, Assistant Attorney General	Memorandum with Attachments	Providing Information and Attaching materials related to water quality dispute with Arkansas	Attorney Client Privilege
24	11/19/96	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Memorandum	Communication regarding legislation, West Siloam Springs/Watts Issues, and authority of the Arkansas River Compact Commission	Attorney Client Privilege
25	04/14/97	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax	West Siloams Springs document request related to Watts pipeline	Attorney Client Privilege
26	04/16/97	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax with attached fax and letter from George Thomas	West Siloams Springs documents and Clean Water Act 404 Permits related to Watts pipeline	Attorney Client Privilege
27	04/29/97	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax and Attached Memorandum	Proposed Communication to Oklahoma Department of Commerce and Environmental review requirements for West Siloam Springs related to Watts pipeline	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
28	05/01/97	Kelly Burch, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax and Draft Memorandum	Objections and Deficiencies Relating to CDBG Application of West Siloam Springs relating to Watts pipeline	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
29	04/30/97	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax and Draft Memorandum	Objections and Deficiencies Relating to CDBG Application of West Siloam Springs relating to Watts pipeline	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege

30	04/30/97	Jeannine Hale, Assistant Attorney General	Yes	Vic Bird, Assistant Attorney General; Kelly Burch, Assistant Attorney General; Ed Fite, OSRC Administrator	Fax and Draft Memorandum	Objections and Deficiencies Relating to CDBG Application of West Siloam Springs relating to Watts pipeline	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
31	08/28/97	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax with attachments (Attachments left in file)	Communication regarding strategy to evaluate environmental impacts of West Siloam and Watts proposed pipeline project	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
32	September 1997	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Memorandum	Legal Requirements for Environmental Assessment, West Siloam Springs CDBG Project	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
33	02/06/98	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax with attachments (Attachments left in file)	Communication regarding issues in Watts REAP Grant Application	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
34	03/17/98	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator; Ed Brocksmith, OSRC Commissioner	Fax and Memorandum with attachment (Attachment left in file)	Advice on issues relating to West Siloam Springs/Watts Sewage Project and upcoming meeting	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
35	04/15/98	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax	Advice regarding proposed DEQ consent order with Watts	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
36	04/21/98	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Memorandum	Advice regarding OSRC Meeting and DEQ Hearing relating to the Watts/West Siloam Springs Project	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
37	03/24/98	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax with attachments (Attachments left in file)	Advice regarding proposed action on Westville permit. Noting 303(d) Comments	Attorney Client Privilege
38	Undated	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite; OSRC Administrator	Notebook	Evaluation of Environmental Assessment and Indentification of Significant Impacts associated with Town of West Siloam Springs Proposed CDBG	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
39	11/05/96	Jeannine Hale, Assistant Attorney General	Yes	Jon Dyer, DEQ WQ Senior Environmental Specialist; Jon Craig, DEQ WQ Director; Ed Fite, OSRC Administrator	Fax with attachments	T.L. Byran Sand and Gravel; Draft 401 Certification faxed from Jon Craig to Jeannine Hale and Ed Fite with request for comments; Draft 401 Copy with Comments from Attorney; Also includes 9/26/96 Fax with Draft Comment Letter from Attorney on COE 404	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
40	09/04/96	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax and Draft Comments	Fax with legal advice regarding Williams COE 404 Permit	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
41	12/19/95	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Letter and Attached District Court Petition and Order	Advice regarding Eligibility of Flint Ridge Property Owners Association Members for Election	Attorney Client Privilege
42	07/31/02	J.D. Strong, Administrative Director Oklahoma Secretary of Environment	No	Ed Fite, OSRC Administrator, and Likely Other Unidentified Representatives of the State	Meeting Agenda for Water Quality Negotiations with Arkansas with annotations and list of attendees	Annotated Impressions of Negotiations with Arkansas during Arkansas-Oklahoma Phosphorus Control Nonpoint Source and Point Source Subgroup Meetings, July 31 August 1, 2002	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege

43	08/05/02	J.D. Strong, Administrative Director Oklahoma Secretary of Environment	No	Kelly Burch, Assistant Attorney General; Derek Smithee, OWRB WQ Programs Division Chief; Nick Basta, OSU Professor; Dan Butler, OCC WQ Division Monitoring Coordinator; Jon Craig, DEQ WQ Director; Mark Derichsweiler, DEQ WQ Engineering Manager; Larry Edmison, OCC WQ Director; Ed Fite, OSRC Administrator; Teena Gunter, ODA Attorney and WQ Assistant Director; Dan Storm, OSU Professor; Mike Thralls, OCC Executive Director; Hailin Zhang, OSU Professor; Stan Koop, Assistant Attorney General; Mike Smolen, OSU Professor; Brian Griffin, Oklahoma Secretary of Environment; Duane Smith, OWRB Executive Director; Dan Parrish, ODA WQ Director; Steve Thompson, DEQ Executive Director	Email	Framework for Agreement with Arkansas	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
44	08/07/02	J.D. Strong, Administrative Director Oklahoma Secretary of Environment	No	Kelly Burch, Assistant Attorney General; Derek Smithee, OWRB WQ Programs Division Chief; Nick Basta, OSU Professor; Dan Butler, OCC WQ Division Monitoring Coordinator; Jon Craig, DEQ WQ Director; Mark Derichsweiler, DEQ WQ Engineering Manager; Larry Edmison, OCC WQ Director; Ed Fite, OSRC Administrator; Teena Gunter, ODA Attorney and WQ Assistant Director; Dan Storm, OSU Professor; Mike Thralls, OCC Executive Director; Hailin Zhang, OSU Professor; Stan Koop, Assistant Attorney General; Mike Smolen, OSU Professor; Brian Griffin, Oklahoma Secretary of Environment; Duane Smith, OWRB Executive Director; Dan Parrish, ODA WQ Director; Steve Thompson, DEQ Executive Director	Email	Framework for Agreement with Arkansas and List of Information Needs	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege

45	12/05/03	Miles Tolbert, Oklahoma Secretary of Environment; Kelly Burch, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Letter and Attached Draft Consent Decree	Agreement with Northwest Arkansas Cities regarding Phosphorus Controls	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
46	08/15/05	Ed Fite, OSRC Administrator	No	W.A. Drew Edmondson, Oklahoma Attorney General; Tom Gruber, First Assistant Attorney General; Debra Schwartz, Assistant Attorney General; and Don Maisch, DEQ Staff Attorney	Email	Providing Information regarding Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
47	08/30/05	Ed Fite, OSRC Administrator	No	None	Three pages handwritten notes	Witness Information and Investigatory Notes for Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
48	07/19/05	Ed Fite, OSRC Administrator	No	Wayne Craney, DEQ WQ Environmental Manager; Jonathan Robinson, DEQ ECLS Environmental Programs Specialist; Steve Thompson, DEQ Executive Director; Kelly Burch, Assistant Attorney General; Ellen Phillips, Assistant Attorney General; Derek Smithee, OWRB WQ Programs Division Chief; Jon Craig, DEQ WQ Director; Larry Edmison, OCC WQ Director; W.A. Drew Edmondson, Oklahoma Attorney General; Shane Charlson, Lead General Biologist U.S. Army Corps of Engineers; J.D. Strong, OSE Administrative Director; Miles Tolbert, Oklahoma Secretary of Environment; Steve Gunnels, DEQ WQ Environmental Programs Specialist	Email	Providing Information for Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
49	07/22/05	Ed Fite, OSRC Administrator	No	Kelly Burch, Assistant Attorney General	Email	Meeting with Chairman Stubblefield and Providing Information on Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege

50	07/22/05	Ed Fite, OSRC Administrator	No	W.A. Drew Edmondson, Oklahoma Attorney General; Don Maisch, DEQ Staff Attorney; Kelly Burch, Assistant Attorney General; Ellen Phillips, Assistant Attorney General; Debra Schwartz, Assistant Attorney General; Rod Foster, OSRC Commissioner; Shane Charlson, Lead General Biologist U.S. Army Corps of Engineers; Wayne Craney, DEQ WQ Environmental Manager; Steve Thompson, DEQ Executive Director; Larry Edmison, OCC WQ Director; Derek Smithee, OWRB WQ Programs Division Chief; J.D. Strong, OSE Administrative Director; Miles Tolbert, Oklahoma Secretary of Environment; Bill Blackard, OSRC Commissioner; Gerald Hilshire, OSRC Commissioner; Jan Rucker, OSRC Commissioner; Jeannine Hale, OSRC Commissioner; John Larson, OSRC Commissioner; Larry Clark, OSRC Commissioner; Rick Stubblefield, OSRC Commissioner; Steve Randall, OSRC Commissioner	Email	Providing Information for Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
51	08/01/05	Ed Fite, OSRC Administrator	No	Wayne Craney, DEQ WQ Envionmental Manager; Jonathan Robinson, DEQ ECLS Environmental Program Specialist; Steve Thompson, DEQ Executive Director; Kelly Burch, Assistant Attorney General; Ellen Phillips, Assistant Attorney General; Derek Smithee, OWRB WQ Programs Division Chief; Jon Craig, DEQ WQ Director; Larry Edmison, OCC WQ Director; W.A. Drew Edmondson, Oklahoma Attorney General; Shane Charlson, Lead General Biologist U.S. Army Corps of Engineers; J.D. Strong, OSE Adminstrative Director; Miles Tolbert, Oklahoma Secretary of Environment; Steve Gunnels, DEQ WQ Environmental Program Specialist	Email	Providing Information for Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege

52	08/01/05	Ed Fite, OSRC Administrator	No	Wayne Craney, DEQ WQ Environmental Manager; Jon Craig, DEQ WQ Director; Jennifer Trotter, Assistant Attorney General; Shane Charlson, Lead General Biologist, U.S. Army Corps of Engineers; Steve Gunnels, DEQ WQ Environmental Programs Specialist; Jeannine Hale, OSRC Commissioner; John Larson, OSRC Commissioner, Larry Clark, OSRC Commissioner; Rick Stubblefield, OSRC Commissioner; Rod Foster, OSRC Commissioner; Steve Randall, OSRC Commissioner; Bill Blackard; OSRC Commissioner; Jan Rucker, OSRC Commissioner; Gerald Hilshire, OSRC Commissioner; W.A. Drew Edmondson, Oklahoma Attorney General; J.D. Strong, OSE Administrative Director; Miles Tolbert, Oklahoma Secretary of Environment; Kelly Burch, Assistant Attorney General; Ellen Phillips, Assistant Attorney General; Debra Schwartz, Assistant Attorney General	Email	Providing Information for Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
53	08/14/05	Ed Fite, OSRC Administrator	No	Tom Gruber, First Assistant Attorney General	Email	Discussing Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Client Privilege
54	10/06/05	Jon Craig, DEQ WQ Director	No	Ed Fite, OSRC Administrator	Note with Attached Letter	Letter from Ron Suttles, ODWC, to Glen Jones, DEQ, regarding Investigation of Alleged Illegal Dam in Barren Fork Creek. Summarizing Meeting with Attorney General and Site Visit	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
55	07/22/05	Ed Fite, OSRC Administrator	No	Susan Krug, Assistant Attorney General	Email	Providing Information for Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
56	07/22/05	Ed Fite, OSRC Administrator	No	Susan Krug, Assistant Attorney General	Email	Providing Information for Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
57	08/05/05	Witness Statement	No	Ed Fite, OSRC Administrator; Brian Stanglin, OSRC Ranger	Voluntary Statement	Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3), Attorney Client Privilege and Identity of Informer Privilege
58	08/05/05	Witness Statement	No	Ed Fite, OSRC Administrator; Brian Stanglin, OSRC Ranger	Voluntary Statement	Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3), Attorney Client Privilege and Identity of Informer Privilege
59	08/05/05	Witness Statement	No	Ed Fite, OSRC Administrator; Brian Stanglin, OSRC Ranger	Voluntary Statement	Investigation of Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3), Attorney Client Privilege and Identity of Informer Privilege

60	08/18/05	Steve Thompson, DEQ Executive Director	No	Greg Duffy, ODWC Director	Email forwarding Email from J.D. Strong, OSE, to Greg Duffy, ODWC Director; Richard Hatcher, ODWC Assistant Director; James Barwick, Assistant Attorney General; Ron Suttles, ODWC Natural Resource Chief; Ferrella March, ODWC Natural Resource Biologist; Steve Thompson, DEQ Executive Director; Craig Kennamer, DEQ Deputy Executive Director; Jimmy Givens, DEQ General Counsel; Don Maisch, DEQ Staff Attorney; Jon Craig, DEQ WQ Director; Kelly Burch Assistant Attorney General; Jennifer Trotter, Assistant Attorney General	Discussing Responsibilities and Strategy for Investigation of Alleged Illegal Dam in Barren Fork Creek. Involvement of the Oklahoma Department of Wildlife.	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
61	08/16/05	Ed Fite, OSRC Administrator	No	Jon Craig, DEQ WQ Director	Email forwarding Email referenced in OSRC Document 62	Status of Investigation of Alleged Illegal Dam in Barren Fork Creek and the Involvement of the Oklahoma Department of Wildlife.	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
62	08/16/05	Glen Jones, DEQ WQ Assistant Director	No	Craig Kennamer, DEQ Deputy Executive Director; Steve Thompson, DEQ Executive Director; Jimmy Givens, DEQ General Counsel; Jon Craig, DEQ WQ Director	Email	Status of Investigation of Alleged Illegal Dam in Barren Fork Creek and the Involvement of the Oklahoma Department of Wildlife.	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege

63	08/16/05	Jon Craig, DEQ WQ Director	No	J.D. Strong, OSE forwarding email to Craig Kennamer, DEQ Deputy Executive Director; Jimmy Givens, DEQ General Counsel; Jon Craig, DEQ WQ Director; Don Maisch, DEQ Staff Attorney; Glen Jones, DEQ WQ Director; Kelly Burch, Assistant Attorney General; Ron Suttles, ODWC Natural Resource Section Chief; Ferrella March, ODWC Natural Resource Biologist; Dan Butler, OCC WQ Monitoring Coordinator; Larry Edmison, OCC WQ Director; Derek Smithee, OWRB WQ Programs Division Chief; Bill Cauthron, OWRB WQ Environmental Programs Manager, Jennifer Trotter, Assistant Attorney General, Miles Tolbert, Oklahoma Secretary of Environment; Steve Thomspson, DEQ Executive Director	Email	Coordination and Strategy in Investigation of Alleged Illegal Dam in Barren Fork Creek.	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
64	08/16/05	J.D. Strong, Administrative Director Oklahoma Secretary of Environment	No	Jon Craig, DEQ WQ Director responding to Email described in OSRC Document 63	Email	Coordination and Strategy in Investigation of Alleged Illegal Dam in Barren Fork Creek.	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
65	08/15/05	Jon Craig, DEQ WQ Director	No	Ed Fite, OSRC Administrator	Email	Status of Investigation and Transmitting Information related to Alleged Illegal Dam in Barren Fork Creek	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
66	12/16/93	Ed Fite, OSRC Administrator	No	Brita Haugland Cantrell, Assistant Attorney General	Letter w/ attachments (Attachments left in file)	Request for legal advice on proposed projects for Sparrow Hawk Camp	Attorney Client Privilege
67	02/24/93	Ed Fite, OSRC Administrator	No	Brita Haugland Cantrell, Assistant Attorney General	Letter	Request for legal advice regarding permit for Jet Stream Pipe	Attorney Client Privilege
68	07/30/92	Ed Fite, OSRC Administrator	No	Brita Haugland Cantrell, Assistant Attorney General	Letter	Request for legal advice regarding permit for Tahlequah Waste Water Plant	Attorney Client Privilege
70	08/21/96	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax	Information on Fayetteville WWTP Permit	Attorney Client Privilege
71	12/20/95	Ed Fite, OSRC Administrator	No	Jeannine Hale, Assistant Attorney General	Memorandum	Information on Hanging Rock Camp Hearing	Attorney Client Privilege
72	01/12/98	Jeannine Hale, Assistant Attorney General	Yes	Jon Craig, DEQ WQ Director	Fax	Soliciting comments regarding Tyson & Fayetteville permits	Attorney Client Privilege
73	08/25/95	Jeannine Hale, Assistant Attorney General	Yes	Vic Bird, Assistant Attorney General; Ed Fite, OSRC Administrator	Fax w/ attached memorandum	West Siloam Springs Proposed Sewage Project	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
74	07/03/97	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax w/ attached handwritten notes	Draft comments regarding Northwest Arkansas Recovery	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
75	02/03/98	Ed Fite, OSRC Administrator	No	Kelly Burch, Assistant Attorney General	Memorandum	Transmitting Information on Adair Co. Rural Water Dist. #5 Matter	Attorney Client Privilege
76	02/04/98	Ed Fite, OSRC Administrator	No	Kelly Burch, Assistant Attorney General	Addendum to Memorandum	Transmitting Information on Adair Co. Rural Water Dist. #5 Matter	Attorney Client Privilege
77	01/21/98	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator; Jon Craig, DEQ WQ Director; Ron Suttles, ODWC Natural Resources Chief; Mark Derichsweiler, DEQ WQ Engineering Manager; Kelly Hunter, Assistant Attorney General; Vic Bird, Assistant Attorney General; Sylvia Ritzky, OSE Environmental Program Administrator	Email	Legal Advice on Impact of Changes in Water Quality Standards in Interstate Water Disputes	Attorney Client Privilege
78	04/20/98	Thomas Alexander, Consultant	No	Jeannine Hale, Assistant Attorney General	Letter	Report on Watts Sewage Lagoon	Attorney Work Product Fed. R. Civ. P. 26(b)(3)&(4) and Attorney Client Privilege

84	10/18/90	Brita Haugland Cantrell, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Draft Affidavits	Incomplete statements of Ed Fite & Vickie McCullough in Watts case	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
85	08/09/02	J.D. Strong, Administrative Director Oklahoma Secretary of Environment	No	Derek Smithee, OWRB WQ Programs Division Director; Kelly Burch, Assistant Attorney General; Dan Butler, OCC WQ Monitoring Coordinator; Jon Craig, DEQ WQ Director; Mark Derichsweiler, DEQ WQ Engineering Manager; Larry Edmison, OCC WQ Director; Ed Fite, OSRC Administrator; Teena Gunter, ODA Attorney and WQ Assistant Director; Mike Thralls, OCC Executive Director; Stan Koop, Assistant Attorney General; Dan Parrish, ODA WQ Director; Duane Smith, OWRB Executive Director; Steve Thompson, DEQ Executive Director	Email	Information on Northwest Arkansas Recovery for Coordinating Comments with forwarded Email Described in OSRC Document 44	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
86	02/04/98	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Email with forwarded 1/6/98 email from Jeannine Hale to Jon Craig, DEQ WQ Director(Non-privileged information produced)	Simmons Foods Honey Creek Discharges, Watts/West Siloam Springs Project, and unrelated issues relating to Greg Duffy and Ed Fite	Attorney Client Privilege
87	04/24/98	Jeannine Hale, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Email	OSRC Commissioner's Questions regarding Watts Wastewater Lagoon, Sulphur Springs Permit.	Attorney Client Privilege
88	06/23/97	Kelly Hunter, Assistant Attorney General	Yes	Ed Fite, OSRC Administrator	Fax with Attached Draft Letter	Draft Comments for the OSRC and ODWC on the OWRB Application of Adair County Rural Water District No. 5 No. 94-34	Attorney Work Product Fed. R. Civ. P. 26(b)(3) and Attorney Client Privilege
89	2005 Correspondence to Commissioners	9/19/2005	Debra Schwartz	Yes	Ed Fite, OSRC Administrator	Correspondence	Attorney-Client Communication Concerning 09/20/05 Agenda Item regarding Poultry Contribution	Attorney Client Privilege
90	1994 Out Correspondence #1	1/31/1994	Ed Fite	No	Brita Cantrell, Asst. Attorney General, State of Oklahoma	Correspondence	Attorney-Client Communication Concerning American Nursery Products Bankruptcy - Ballot for Bankruptcy Reorganization	Attorney Client Privilege
91	1994 Out Correspondence #2	5/6/1994	Ed Fite	No	Brita Cantrell, Asst. Attorney General, State of Oklahoma	Correspondence	Attorney-Client Communication Concerning Gravel Removal by Board of Cherokee County Commissioners	Attorney Client Privilege
92	1994 Out Correspondence #2	6/27/1994	Ed Fite	No	Brita Cantrell, Asst. Attorney General, State of Oklahoma	Correspondence	Attorney-Client Communication Concerning Pending Permit Application for Gravel Removal Cherokee County Board of Commissioners	Attorney Client Privilege
93	1994 Out Correspondence #2	7/8/1994	Ed Fite	No	Brita Cantrell, Asst. Attorney General, State of Oklahoma	Memorandum	Attorney-Client Communication Concerning OSRC Gravel Mining Regulations	Attorney Client Privilege
94	1992 Out Correspondence #2	12/13/1993	Ed Fite	No	Brita Cantrell, Asst. Attorney General, State of Oklahoma	Correspondence	Attorney-Client Communication Concerning Defendant's First Interrogatories to Plaintiff in *State of Oklahoma ex rel OSRC vs Carl George dba Sparrow Hawk Camp*, Cherokee County,C-93-735	Attorney Client Privilege
95	1988 Out Correspondence #2	10/25/1988	Ed Fite	No	Sara Drake, Asst. Attorney General, State of Oklahoma	Correspondence	Attorney-Client Communication Concerning Agenda Items discussed Regarding Lake Frances Reservoir and Dam	Attorney Client Privilege
96	1991 Out Correspondence	12/4/1991	Ed Fite	No	Brita Cantrell, Asst. Attorney General, State of Oklahoma	Correspondence	Attorney-Client Communication Concerning Request for Legal Advice in the Course of Investigation of NPDES Permit	Attorney Client Privilege