

From: Bill Stephens <wstephens@sparrowhawk.org>
To: mlett@thestate.commlett@thestate.com
sbrook@thestate.comsbrook@thestate.com
sfretwell@thestate.comsfretwell@thestate.com
rick@theitem.comrick@theitem.com
Jim Hilleyjim@theitem.com
bfox@greenvillenews.combfox@greenvillenews.com
Barnett, RonRBARNETT@greenvillenews.com
rnelson@postandcourier.comrnelson@postandcourier.com
tbartelme@postandcourier.comtbartelme@postandcourier.com
bopete@postandcourier.combopete@postandcourier.com
jhawes@postandcourier.comjhawes@postandcourier.com
CC: 'editorial@thedailybeast.com'editorial@thedailybeast.com'
'nytnews@nytimes.com'nytnews@nytimes.com'
'news-tips@nytimes.com'news-tips@nytimes.com'
letters@washpost.comletters@washpost.com
newsrelease@politico.comnewsrelease@politico.com
ecampaign@gop.comecampaign@gop.com
contact@marcorubio.comcontact@marcorubio.com
holly@pisariklawfirm.comholly@pisariklawfirm.com
Taylor, RicheleRicheleTaylor@gov.sc.gov
Schimsa, RebeccaRebeccaSchimsa@gov.sc.gov
Heigel, Catherine E.heigelce@dhec.sc.gov
Taylor, Marshalltaylorwm@dhec.sc.gov
holly@pisariklawfirm.comholly@pisariklawfirm.com
Phil Leventis (leventis@ftc-i.net)leventis@ftc-i.net
ehwarner@santeecooper.comehwarner@santeecooper.com
PerryB@dnr.sc.govPerryB@dnr.sc.gov
Robert Kerrrobertkerr@mvalaw.com
pconner@williamsmullen.compconner@williamsmullen.com
'Pat Sears'psears@sumtertransport.com
amy@scelp.orgamy@scelp.org
Luke Lukensllukens@sumtercountysc.org
Date: 8/23/2016 6:13:45 PM
Subject: PSCT Audit Results Closure

All - I received this letter today regarding the comprehensive audit of the Pinewood site Custodial Trust financials for the period of December 24, 2003 and October 31, 2014 – the term of Kestrel Horizons' service as public Trustee. I appreciate the efforts of Rob Kerr and Marshall Taylor to bring closure to the extent of their authorities. As I have said, Kestrel Horizons, LLC insisted on the audit as a term of the July 25, 2014 "Transition Agreement" between DHEC, as

Beneficiary, and Kestrel Horizons, LLC, as Trustee.

I insisted on the audit because of inferences and veiled intimidation made by then-director Catherine Templeton as part of the effort to induce Kestrel Horizons to sign and certify as “true, accurate, and complete” an incomplete, misleading and deceptive set of hazardous waste facility post-closure permit application documents culled, shaped and framed by DHEC managers. One of the real rubs has always been that DHEC is both Trust Beneficiary and Regulatory Agency; that’s what a Trust with very strong Trustee authorities and direct responsibility to the citizens of South Carolina was set up in the first place.

The Trustee of the Pinewood Site Custodial Trust acts for the sole benefit of the citizens of South Carolina and has very substantial powers and authorities – that is unless DHEC, as beneficiary, denies access to funding. The way DHEC can rationalize denying access to funding is hiding the ugly truths – or accusing the Trustee of inappropriate or imprudent use of Trust funds; if the Trustee will not conspire to hide the ugly truths, DHEC management is between a rock and a hard place. That is, between a Governor who reigns as the Fairy Princess of Frugality Fantasy Land - counting paper clips in her stretch limo with her ladies in waiting - and the harsh realities of legal and ethical responsibilities of *bona fide* public servants.

Acquiescing to the charms and persuasions of courtesans Templeton and Dieck (both now departed DHEC) would have clearly entailed Kestrel Horizons and me committing a set of major felonies under the federal Resource Conservation and Recovery Act (RCRA) laws and regulations, which are adopted verbatim by South Carolina as a condition of implementing the federal laws and regulations. SC DHEC is the agency tasked with implementing the RCRA hazardous waste law and regulations. The violations DHEC management at the time were beseeching us to commit were major felonies that created the likelihood of me spending the rest of my life in federal prison – not to mention the fact the desired actions would have been patently unethical, clear breaches of public fiduciary duties, and a breach of regulations governing professional engineers and professional engineering firms.

What was held over my head by a thread was the thinly veiled threat that “someone” in the management of DHEC may allege or infer some wrongdoing (“fraud”) if I were not to comply: *“Bill, some people might accuse you of fraud, but we will only look forward, not back..... Now, what was that you were wanting to say?...”*

Really, is it any wonder citizens’ trust in government is low? And these folks just keep getting great jobs and climbing the political ladder. I have no clue how this ship gets righted. All we have to do is look at the two major party candidates we have for President of the United States and realize it will naturally all flow downhill from there. Makes me throw up in my mouth several times a day.

I applaud Director Catherine Heigel for her integrity in bringing financial stewardship aspects of Kestrel Horizons’ service to the Citizens of South Carolina to a clear, positive, and professional closure. This is as close as the State of South Carolina Executive Branch may come to righting the egregious

wrongs done to Kestrel Horizons and to me. I guess that remains to be seen.

Will Stephens

P.S. I checked the spelling of “egregious”. I picked it over “horse shit” because it sounds more professional. So, how do you like them apples, Guvnah? Cat still got your tongue? Maybe we need that little tool Trey Gowdy to do a Benghazi-style investigation. That moron took us on a three year side tour rather than tenaciously investigate Hillary Clinton and the Clinton Foundation – or the whole email and server. Nice going, little buddy. Little steps for little feet.

Your side show may have taken the focus off the real issues long enough to enable Hillary Clinton to get away unscathed and ascend to the throne. But then, you just followed the example of the your forbears who had a perverted preoccupation with documenting the ballistics of the crusty stain on a blue dress. Of course, if Donald Trump ascends to the throne, we’ll have to throw the furniture in the Oval Office away and get new. Those grease spots will never come out.



Pinewood Interim Administrator, Inc.
As Interim Administrator of the
Pinewood Site Custodial Trust
c/o Moore & Van Allen, PLLC
78 Wentworth Street
Charleston, SC 29401
Phone: (843) 579-7000

August 17, 2016

William A. Stephens, P.E.
Sparrow Hawk
121 Upcountry Lane
Travelers Rest, South Carolina 29690

Re: Pinewood Site Custodial Trust

Dear Bill:

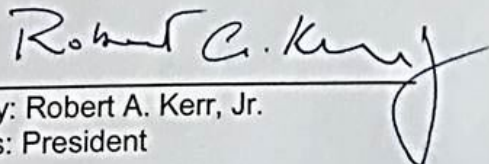
I have had an opportunity to discuss the Trustee Audit with W. Marshall Taylor, Jr., General Counsel for the SC DHEC. As you know, this audit was completed by Elliott Davis DeCosimo under the supervision of Pinewood Interim Administrator, Inc., in its role as Interim Administrator of the Pinewood Site Custodial Trust and pursuant to Paragraph 13 of The Agreement for Transition of Pinewood Site Custodial Trust Trustee Duties to Interim Administrator, an agreement dated July 25, 2014 between Kestrel Horizons, LLC and SC DHEC.

This letter is to advise you that neither SC DHEC nor the Interim Administrator have any questions or issues concerning the Elliot Davis DeCosimo audit. Therefore, a meeting among the parties will not be necessary. Additionally, with the issuance of the audit, SC DHEC and the Interim Administrator consider Paragraph 13 of the Transition Agreement as completed and consider the matter closed.

Sincerely,

Pinewood Site Custodial Trust

By Pinewood Interim Administrator, Inc.
A South Carolina Non Profit Corporation,
As Article 8 Interim Administrator of the
Pinewood Site Custodial Trust under
Trust Instrument Dated December 24, 2003:



By: Robert A. Kerr, Jr.
Its: President

cc: W. Marshall Taylor, Jr., Esquire