Second Addendum to the 2010 Memorandum of Understanding

This Second Addendum to the October 7th, 2010 Memorandum of Understanding between the Wisconsin Department of Natural Resources and Forest County Potawatomi Community to Implement Forest County Potawatomi Class I Air Redesignation (the "2010 MOU"), is effective as of November 7, 2013 (the "Effective Date").

I. Extension of Review Period

The Parties agree that the Review Period established in section III of the First Addendum to the 2010 MOU (the "First Addendum") is extended and shall conclude either nine months from the Effective Date of this Second Addendum or individually for any New AQRV and/or TEL if the Department takes action seeking to invoke Scientific Review Panel dispute resolution in accordance with Section VI of the 1999 Agreement (the "SRP Process") for that New AQRV and/or TEL, whichever occurs earlier.

II. New AQRVs and TEL Effectiveness

The Review Period established in this Second Addendum shall be the applicable Review Period for purposes of section IV of the First Addendum.

III. Remaining Terms

Except as expressly modified by this Second Addendum, the remaining terms in the 2010 MOU and the First Addendum shall remain unchanged.

IV. Termination

Should either party believe the other party is not acting in good faith, it may terminate this Second Addendum upon forty five (45) days' written notice to the other party (sent by certified priority mail to the signatory of this Second Addendum and by electronic mail to the signatory party's air program director and legal counsel). The party issuing notice shall provide in its notice its concerns and why it believes the other party is not acting in good faith and the party receiving notice shall be given an opportunity to respond to the concerns. If the response is acceptable to the issuing party, the notice can be rescinded. If the response is not acceptable then this Second Addendum shall be terminated effective on the forty-fifth day following the date the written notice was sent by certified priority mail (the "Termination Date"). For the avoidance of doubt, nothing in this paragraph shall limit a party's right to invoke the SRP Process for the New AQRVs and TELs prior to the Termination Date.

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IN WITNESS THEREOF, the Parties hereto have caused this Second Addendum, which shall be effective as of the date set forth above when signed by both Parties, to be executed as follows:

FOREST COUNTY POTAWATOMI COMMUNITY

By: _____

Title: FCPC Attorney General

WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By: _____

Title: Deputy Secretary