

[REDACTED]

From: Joel Frank <jfrank@lambmcerlane.com>
Sent: Thursday, July 23, 2020 9:48 AM
To: 'greenbergk@gtlaw.com' <greenbergk@gtlaw.com>; 'ken@schusterlaw.com' <ken@schusterlaw.com>
Cc: Doweary, Michael <mdoweary@pa.gov>
Subject: [External] APA

ATTENTION: This email message is from an external sender. Do not open links or attachments from unknown sources. To report suspicious email, forward the message as an attachment to CWOPA_SPAM@pa.gov.

Good morning. In an effort to keep this process moving along, we thought it prudent to provide you with Aqua's suggested draft of the Asset Purchase Agreement. It should be helpful in crystallizing the exact and comprehensive terms of what Aqua is proposing. We ask that you treat it and the terms thereof as confidential. Further, while we're not being presumptuous, hopefully if/when Aqua is formally soon selected as the winning bidder, having this document now will allow for a quicker negotiation and execution thereof which in turn will result in the City sooner receiving and being able to utilize the committed deposit monies. Aqua's next board meeting is on August 5th so if we could use these next two weeks to hammer out the final details of the deal, any additional "asks" by the City/Receiver could be presented to the board for its' consideration and approval at that time, so we could then promptly execute the APA. Lastly, you'll note that I copied Michael directly as I'm unsure of the current status of the City's/Receiver's legal representation. We look forward to your timely response and appreciate your consideration of this submission.

Joel L. Frank
Chairman / Managing Partner

L A M B | M c E R L A N E ^{PC}
ATTORNEYS AT LAW

Main: 610.430.8000
Direct: 610.701.4409
Fax: 610.692.0877
24 E. Market St. PO Box 565
West Chester, PA 19381

West Chester | Philadelphia | Newtown Square

www.lambmcerlane.com

[vCard](#) [Bio](#)

This e-mail contains PRIVILEGED AND CONFIDENTIAL INFORMATION intended only for the use of the Individual(s) named above. If you are not the intended recipient of this e-mail, or the employee or agent responsible for delivering this to the intended recipient, you are hereby notified that any dissemination or copying of this e-mail is strictly prohibited. If you have received this e-mail in error, please immediately notify us by telephone at 610.430.8000 or notify us by e-mail at info@lambmcerlane.com.