

AUGUST 2003

2003.08.14-18: CASELLA'S BID ACCEPTED BY SPO

Two letters of acceptance were issued, the first apparently rejected by Casella.

[NB Why was the first acceptance letter refused? Some clue to this is given in Michael High (Drummond Woodsum, representing SPO) memo of October 8, who refers to outstanding issues related to a \$50,000,000 bond. See 2003.10.08 for critical points. The first acceptance letter was received by fax from George MacDonald at WtP request. The provision of interest reads: "(2) Casella Waste Systems, Inc. will obtain in a form acceptable to the State a performance bond of not less than \$50,000,000, to secure performance of Casella's obligations under the contract. Upon hearing from you that you accept this decision, the process of drafting such a contract may begin." See especially MacDonald's comments in message to High of 2003.10.08, "... the first award letter was refused by Casella, and they refused to talk about the need for a performance bond until they received an award letter that did not reference that (meeting that Betty and I had with Casella et al after they refused the first award letter)... (ellipses in original) it was based upon Casella's stance that the performance bond could not be discussed until an award had been made.... (ellipses in original) That led to the second award letter and now they say this????]