

Professional Archaeologists of New York City Newsletter

Issue 190 | September 2023

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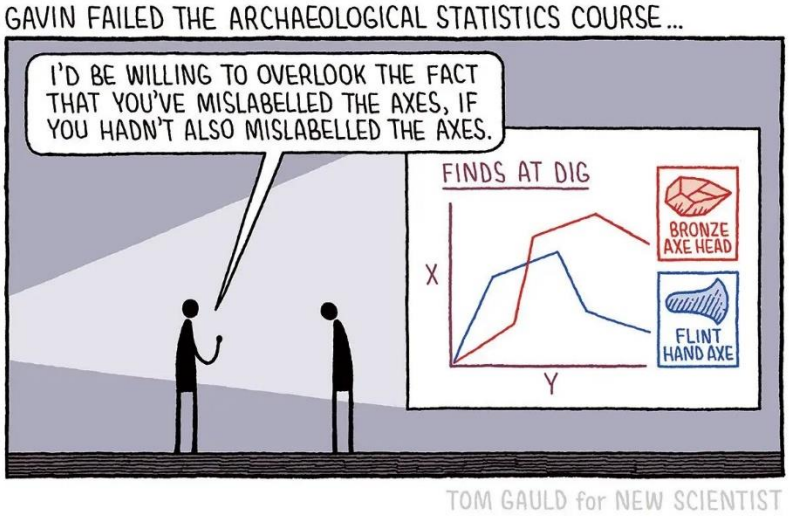


Back to School! As the semester begins, a gentle reminder: please be kind to your students!

President's Message

Hello PANYC Members,

It's been a hot and quiet summer. I hope we've had some time to relax and think and are ready to get back into our routines, including participation in PANYC.

Last May, I mentioned we had formed a committee and were coordinating with our state-wide sister organization NYAC to comment on the then pending Burial Site Protection Act. However, the bill was tacked onto the NYS Budget Bill at the last minute and was signed by Governor Hochul before we could get our comments to her and the Legislature. Although we are glad that NYS now has some protections in place, we did have a number of concerns we wish would have been considered. We were given reason to believe our comments still would have a chance should the powers that be need to make technical changes to the bill, something not uncommon. We sent in our detailed concerns in mid-May; however, we've not heard anymore since then. You can read that memo in this newsletter.

Our upcoming in-person meeting is on **Tuesday September 12, 2023** at the CUNY Grad Center. The meeting format will be a repeat of the small group discussion format we used last fall. We had such great energy in the room then and hope our next meeting will also. It would be great if this could become an annual event. This year we had an ad hoc committee help with the planning to try to systematize our process to make the job of our next PANYC President easier if he/she wishes to continue this annual event.

Speaking of our next president, this is the second year of my two-year term which expires in March of 2024. To that end, I'll be forming a nominations committee at our November meeting. Our bylaws require we have the current president plus two other members on that committee; a board member and a member at large. If you are interested in participating on the committee, please let me know, particularly if you can't make our November 13, 2023 meeting. After the committee is formed, they prepared a nomination form. If you would like to run, please feel free to volunteer and fill out the nomination form with your own name. All positions are open this year – President, President-Elect, Secretary, Treasurer and 5 Board members. PANYC really needs you! Please volunteer, nominate and vote when the time comes.

As always, feel free to reach out via our email info@panycarchaeology.org with ideas or if you're interested in getting more involved. If you're unable to attend meetings, as many are, we'd still like to hear from you and have been talking about how to better connect with you too. All ideas will be appreciated.

I hope to see you all soon.

Well wishes,
Linda Stone
PANYC President (2022-2024)
info@panycarchaeology.org

NOTES and NOTABLES

CONGRATULATIONS

Kelly Britt recently won two prestigous awards acknowledging her teaching and scholarship: the Institute for Citizens and Scholars 2023 Mellon Emerging Faculty Leaders and the 2023 Claire Tow '52 Awards for Excellence in Teaching!

NOTES

Advocacy and Archaeology: Urban Intersections, co-edited by Kelly Britt and Diane F. George, was recently released by Berghahn Books. It addresses how archaeologists can "advocate for not only historic resources, but for the larger social justice issues that threaten the communities in which these resources reside." Many PANYC members contributed to the volume including Joan Geismar, Elizabeth Meade, Meredith Linn, Nan Rothschild, Diana diZerega Wall, and Lizzie Martin.

The New York City Economic Development Corporation and the Harlem African Burial Ground Initiative announced last month the next phase of archaeology at the Harlem African Burial Ground. AKRF will be continue their work on the site.

Across the river in Ramapo, New Jersey, an archaeological-adjacent art exhibit, *Notes on Anarchaeology. Forgery, Iconoclasm, Displacement*, opens this week and runs through November 10. The exhibit "engages critically with how heritage is constructed, cataloged, preserved, and exhibited."

NYAC will host its Fall meeting on Saturday, October 7, 2022 at SUNY-Binghamton (more info below).

NOTES FROM NYAC

NYAC's Fall meeting is set for **October 7, 2023**, at SUNY-Binghamton. There will be Zoom options for both the morning Officer/Board and the afternoon General sessions. If you are planning on attending either the morning or afternoon events via Zoom, please let Dan Mazeau and Carol Weed know before end of the day on Friday, September 29, 2023.

The Officer/Board morning meeting is scheduled for 10 AM to 12:30 PM. The General Membership meeting will start at 1 PM. It will end no later than 5 PM. There will be a break in the afternoon session at some point between 2:30 and 3:30 PM. The afternoon sessions will include discussions of recent agency guidance pertaining to Solar, Wind Power, Hydrogen Energy Siting, and Geothermal Energy Siting. Agency representatives have been invited to discuss these guidance points. The second half of the afternoon program will include a panel presentation on Paleo-Digger. The device is a specialized auger that has been accepted for use by PaDOT for initial deep testing.

What has NYAC been doing this year?
Much of NYAC's focus in the Spring was on New York's Unmarked Burial Site Protection Act revisions. Since the bill passed in May, Carol Weed has been acting as NYAC's representative on the Unmarked Burial Site Committee. The committee is now dealing with both unexpected burial notifications and the development of the committee protocols, budgets, and by-laws.

NYAC completed two rounds of review *of FHWA's Programmatic Agreement Regarding Transportation Undertakings Subject to Section 106 of the National Historic Preservation Act of 1966*. Comments on the final draft were submitted in early August and FHWA's PA committee is now dealing with what is supposed to be the final round of revisions.

In mid-summer NYAC received a request from the Stockbridge-Munsee to provide a letter of support for the final version of the Papscanee Island Historic District Nomination. Located near Troy, this district will include portions of two adjacent islands that host both Indigenous Nation and early Dutch occupations. By consensus, NYAC provided a letter of support. The nomination was scheduled to go before the NY State Review Board for Historic Preservation on September 7th but the Board could not attain a quorum. The votes on this nomination and others scheduled for the 7th have been deferred to the December 4th meeting.



Hit the PANYC Button!!!

Any additional photos? Stories? Info you want to share on the website? Feel free to email with thoughts to: info@panycarchaeology.org

Check out our website:

www.panycarchaeology.org

GENERAL MEETING MINUTES

PANYC General Meeting
CUNY Graduate Center and via Zoom
March 29, 2023. Convened at 6:30 PM

Linda Stone (President)
Elizabeth Meade (Treasurer)
Matthew Spigelman (Secretary)
Meredith Linn
Matthew Reilly
Nan Rothschild
Lynn Rakos
Lizzie Martin
Camille Czerkowicz
Joan Geismar
Diana Wall
Leah Mollin-King
Shelly Spritzer
Anne-Marie Cantwell
Kevin Wiley

Meade – Treasurer's Report
We had a loss but only because we bought a three-year subscription for the website. At the end of 2022 have $6281.63, finished dues $7041.20.

Rothschild motion to accept the report, Geismar second, all in favor, none opposed.

Stone – President's Report

The *Get Stuff Built* initiative by Adams administration looks to streamline / bypass CEQR, but aspects that are to be changed won't affect archaeology so there's not much for us to comment on.

The Ashokan Reservoir is NYC owned property and Vasser professor April Beisaw feels that in the past SHPO has dropped the ball on regulating. PANYC asked LPC who was in charge and they feel that it is SHPO as the lead regulator, and that DEP needs to take the proper steps regarding SHPO engagement. Since there are no proposed actions at present, the DEP has not communicated with SHPO.

Google for nonprofits application is still in prep.

COMMITTEE REPORTS

Advocacy Committee – defunct

Archives Committee – defunct

Linn – Should we make a process for archiving materials on dropbox?

Meade – we no longer have access to dropbox due to two factor authentication.

Stone – we do have access through info@panycarchaeology.org. Meade and/or Spigelman can contact her if/when they want to upload files and she will forward the code. This will have to suffice until we have an alternative.

Awards Committee – Rothschild

There has been a nomination for the Salwen from Reilly, does anyone else have any nominations?

Education Committee – Linn

Would like to have more resources on the website but that effort has stalled.

Landmarks – Stone

Is there still a landmarks committee or does the president just reach out to Amanda when needed?

Membership – Stone on behalf of Jessica MacLean

Meghan DeVito has applied for membership and the board is recommending her for membership. The vote to take place under New Business.

NYSAA MET Chapter – Linn

We partnered with the Louis A. Brennan NYSAA Chapter for a tour of Seneca Village.

Municipal Arts Society – Geismar

Nothing to report.

Newsletter – Stone

Would like to thank Wiley for the newsletter, especially the spotlight section with Rothschild. Would anyone like to become a guest editor or permanent editor?

Wiley accepted an editorship for a year.

Nominations – Stone

None at present, schedule is for next year. The board has been discussing issues around election guidelines. Please email Stone if you are interested in working on this.

NYAC – Meade on behalf of Alison McGovern

The NYS Burial Bill is a current issue that PANYC should be involved in.

Stone – has been working with NYAC on this and it will be discussed further under Old Business

Parks – none

Public Program – Linn

No response from the MCNY and there's been a lot of change there and they're likely revisiting their programing.

Reilly – The NY Academy of Science hosts archaeology events once or twice a year, has been using Roosevelt House a beautiful space, good attendance. Hopefully we can have more partnerships with them.

Linn – In favor of keeping both the MCNY program and partnering with NY Academy of Sciences. Maybe it's time for someone to re-envision what the Public Program is. The 2020 Public Program, which was planned but never executed, should probably be put aside and someone else should take it on.

Spigelman – I would like to see more walking tours as part of the public programing of PANYC.

Rakos – as the MCNY took over the Public Program outreach, so PANYC did not have access to their mailing list. The PANYC mailing list is therefore outdated, but still of some use.

Stone – encouraged any member who is interested in working or has ideas for the Public Program to get involved. It is a committee effort with a new committee formed each year the program is run. There is a standing committee that advises as needed. Membership on either committee is open to all.

Website – Rakos

Nothing to report. It remains static at the moment.

Old Business – Stone

The NYS Burial Bill veto was discussed in an article in the NY Times. The article quoted Lisa Anderson who's chair of the NYAC burial committee, with whom we have discussed coordinating a response between PANYC and NYAC. The PANYC committee is Stone, Linn, Britt, and Meade; we need to meet and discuss the issues. The NY Times article frames the governor's disagreement with the bill as her being more supportive of the rights of private property owners and that there were no time limits. The bill is in revision and now includes some time frames. The decision on the final disposition of burials in the original bill rests with the descendant community and includes keeping the burials in place, which the governor feels would allow people to use burials to stop development. Sending a letter to the governor seems not constructive at this point. Stone feels that PANYC should connect with the decision makers who are crafting the language. There are sponsors of the revised bill so we should get comments ready so we can move quickly when there is movement. The bill creates a committee with a variety of professionals that will include archaeologists, which seems common sense. There is a lot in the bill that the governor shouldn't object to.

Meade – One, I don't know that it's a bad idea to send the governor a letter. Two, the bill doesn't seem to kick in until construction has already disturbed the remains, so PANYC could argue that there should be a layer of protection for sites with known human remains that could kick in earlier in the process.

Stone – the committee will be meeting next week to discuss.

Community board outreach – Britt in absentia, report given by Mollin-Kling

We are in the process of reaching out to Community Board 14 in Brooklyn about a meeting, hopefully for PANYC's May meeting.

Stone – Three community boards were identified; CB 14 because of the Flatbush African Burial Ground, the Manhattan CB that covers Seneca Village and the Elmhurst CB recommended by Sutphin.

New Business – Stone

New Bylaw proposals vote:
1) Clarify the adjunct member category
2) Add missing language about resignation of the president
3) Add the missing fiscal year

The board recommends that all amendments be adopted.

Motion to accept all three by Rothschild, second by Reilly, all in favor, none opposed. Stone will update the bylaws and upload the file to our Dropbox.

New Member vote:
The board recommends that the membership accepts Megan DeVitto.
Linn so moves, Mollin-Kling seconds, all in favor, none opposed.

Old Business

Geismar – award that went to Sybil Young from Parks in 2020 was not yet given because the trowel hasn't been engraved. We need to find an engraver. Rothschild has the trowel. Young got a certificate, Rothschild will try to find someone to do the engraving. Meade will also try to find an engraver.

Rothschild moves to adjourn, Linn second, all in favor, none opposed.

The next PANYC meeting is May 8th with the community board.

PANYC General Meeting
via Zoom
January 26, 2023

Linda Stone (President)
Elizabeth Meade (Treasurer)
Matthew Spigelman (Secretary)
Meredith Linn
Matthew Reilly
Elizabeth Meade
Lynn Rakos
Nan Rothschild
Joan Geismar
Helen Juergens
Leah Mollin-Kling
Lizzie Martin
Anne-Marie Cantwell
Kevin Wiley

Guests:
Vivian James
Carol Weed
Joe Pellrine
Janine Billadello

President's Report - Stone

The last meeting was a planning session. In advance of the meeting people were asked what topics were important to them and the top three topics were: artifact analysis, social equity, and public outreach and education. The current meeting was organized around assemblage culling as part of the artifact analysis topic. The next meeting will be around social action and outreach.

For today's meeting Vivian James, New York Archaeological Council (NYAC), will present the artifact culling standards she is in the process of developing, followed by a discussion and a request for volunteers to help with the project.

PANYC General Meeting
Bard Graduate Center
November 17, 2023

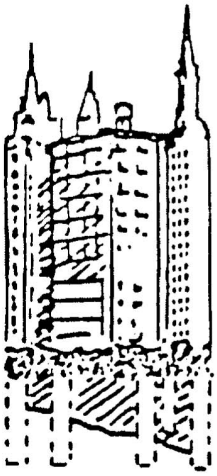
In attendance:
Linda Stone (President)
Matthew Spigelman (Secretary)
Jessica MacLean
Ryan Clark
Leah Mollin-Kling
Kelly Britt
Meredith Linn
Joe Schuldenrein

President's Report – Stone
Moving forward would like to organize meetings differently, explore opportunities for new activities and programing.

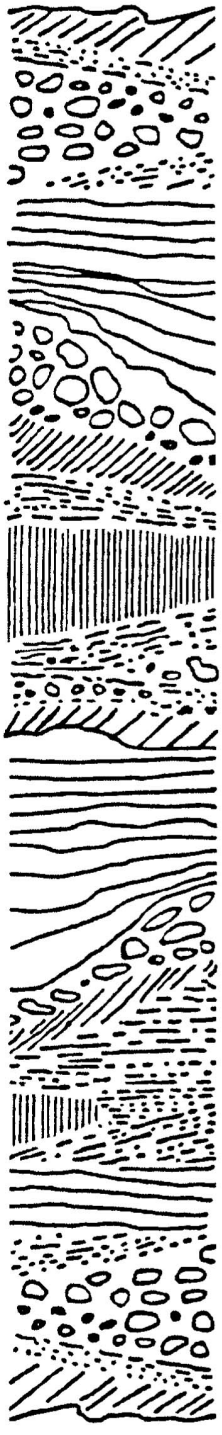
An RSVP form was circulated to solicit ideas for discussion, three topics were arrived at:
1) Artifact Analysis – Spigelman, MacLean, and Stone
2) Social Equity Issues – Clark, Mollin-Kling, Britt
3) Public Outreach and Education – Linn, Schuldenrein

Following a discussion within these groups it was decided that the next meeting, January 2023, will focus on artifact culling and discard, Spigelman and MacLean will organize. Linn will work on public outreach for a future meeting.

Email: info@panycarchaeology.org



PANYC



Professional Archaeologists of New York City, Inc.

May 8, 2023

The Honorable. Kathleen Hochul, Governor
Senator Leroy Comrie
Senator Timothy M. Kennedy
Assemblyman Fred W. Thiele, Jr.

Re: Unmarked Burial Site Protection Act

Dear Governor Hochul, Mr. Comrie, Mr. Kennedy and Mr. Thiele,

I am writing on behalf of Professional Archaeologists of New York City, Inc. (PANYC) about the New York State Unmarked Burial Site Protection Act that was added to the Budget Bill and signed into law on May 3. We are thankful there will now be some level of protection for burial places across New York State. However, given our decades of experience working with communities to reclaim burial places, we have suggestions for revisions to increase the Act's effectiveness. We would be grateful to have the opportunity to offer our comments and see the bill amended in the future so it could improve the way archaeological recovery of burial sites is done, ensuring respect of affected descendants, landowners, and other interested parties alike.

PANYC is an organization of professional archaeologists with an interest in New York City archaeology. Our mission is to protect and preserve the archaeological and historical resources of New York City and to educate and advise agencies and the general public on matters relating to archaeology of the City. We typically defer to our state-wide counterpart, the New York Archaeological Council (NYAC) on matters that affect resources outside of the city. However, in the case of the Unmarked Burial Site Protection Act, there are wide-ranging effects to burial sites, some are specific to our area, as well as to the descendant communities. As a result, the language in the Act is so important that we feel we must share our expertise.

We have reviewed the Act and are compiling both general considerations and specific comments and plan to send them to you in the near future. We thank you for working to protect unmarked burials and hope you will consider our forthcoming comments to improve this important legislation.

Sincerely,
Linda Stone
PANYC President

cc: Brad Hoylman-Sigal
Mario R. Mattera
Shelley B. Mayer
Jessica Ramos
James Skoufis
Bill Weber
Jeffrey Dinowitz
Angelo J. Morinello
Steven Raga
Philip Ramos
Jo Anne Simon
New York Archaeological Council
New York State Archaeological Association

PROFESSIONAL ARCHAEOLOGISTS OF NEW YORK CITY, INC
info@panycarchaeology.org
https://www.panycarchaeology.org/

MEMORANDUM

TO: Honorable. Kathleen Hochul, Governor
Senator Leroy Comrie
Senator Timothy M. Kennedy
Assemblyman Fred W. Thiele, Jr.

FROM: PANYC Unmarked Burial Act Review Committee
Linda Stone, MA, RPA (PANYC President)
Kelly M. Britt, PhD, RPA
Meredith Linn, PhD, RPA
Elizabeth D. Meade, PhD, RPA

DATE: May 19, 2023

SUBJECT: The Unmarked Burial Site Protection Act

This memo has been prepared to follow-up with detailed comments on the New York State Unmarked Burial Site Protection Act, as promised in our May 8, 2023 letter. Once again, thank you for your consideration.

1. We applaud the attention given to unmarked Native American burials in the Act, but we encourage inclusive language that makes it clear throughout that unmarked burials of people of any geographical origin are to be protected. As marginalized groups were often prevented from protecting and preserving their burial places, we think that it is important to emphasize that the bill protects burials of people of African origin or descent, including those who were enslaved, and to account for the need for descendant community consultation for such burial locations.
2. As currently written, the Act only protects burial places after remains are disturbed. The locations of many burial places in danger of disturbance as a result of redevelopment are already well documented, but the Act does not include protections for known burial sites that have not yet been excavated. It seems a shame to have to needlessly disturb graves in order to save documented burial places.
3. We agree that a "Committee" will be needed to make the many complicated decisions necessary for successful and equitable implementation of the Act, but we feel that there are a number of questions about the Committee that will need to be clarified first, including:
    a. How is the "Committee" formed? Should local government entities be involved in forming the Committee and/or have a representative in the Committee? For example, if the property is in New York City, will the New York City Landmarks Preservation Commission (LPC) be included? Currently LPC is not included in the Act.
    b. Is the Committee a permanent appointment, a term appointment or a case-by-case appointment? What is the term of service for Committee members? Should local government entities be involved in forming the Committee?
    c. Some of the language in the Act suggests the Committee only reviews Native American burial sites. If the Committee will review all burial sites, or if the Committee's role will be different in the event that burials of persons of non-Indigenous populations are encountered, this should be clarified.
    d. We strongly recommend including appropriate representatives of all relevant culturally affiliated and/or descendant communities in making decisions related to the implementation of the Act.

4. We are concerned that there are several areas of the current draft of the Act that need greater clarity and detail to ensure that it will be able to be successfully implemented, including:
    a. The bill excludes projects/sites already reviewed under Section 14.09 of the New York State Historic Preservation Act and/or Section 106 of the National Historic Preservation Act, but it is possible properties currently undergoing review or that may be subject to review in the future may benefit from the addition to this Act.
    b. There are a number of other laws that are relevant to burial sites in New York State that will intersect with this Act. We suggest that New York City Environmental Quality Review, the New York State Environmental Quality Review Act, and the National Environmental Policy Act be noted in the Act.
    c. There will be considerable costs associated with implementing this bill. We are concerned that landowners will be burdened with said cost and that this will discourage compliance compared to the fines imposed for not complying with the law. In order to fully protect burials, we believe that the state will need to put aside funds to support the requirements of the Act and that these funds be included in the state budget.
    d. There will undoubtedly be many conflicts and/or disagreements in enacting the requirements set forth by the Act. We encourage the addition of guidelines for how such conflicts will be arbitrated and what time frames will be applied.
5. Regarding Page 58, Line 49: Teeth are considered by bioarchaeologists to be part of the skeleton. Under certain conditions, they may be the only skeletal element that is preserved within a grave or may be the only element that can be used to identify human remains or confirm that they are human. In New York City, a disturbed cemetery associated with a community of free and enslaved people of African descent has been documented through the archaeological discovery of teeth with limited other skeletal material present. As such, we strongly advise that teeth should not be categorically excluded from the definition of human remains. If there is a reason why teeth found in certain contexts should be excluded (e.g., teeth that clearly represent normal antemortem tooth loss), it should be clarified.
6. Regarding Page 60, Lines 4-6: 43(a) "...Any inspection or examination shall be made in situ except as necessary to comply with such article seventeen-A, this section, or to determine the age of the remains." This Act intends to protect both undisturbed burial sites as well as those that have been unearthed during construction excavation. In the case of the latter, there likely will be human remains that were already removed as part of the construction excavation and will already be available for inspection as part of this process.
7. Regarding Page 60, Line 10: 4.(b). "The state archaeologist, or a registered archeologist or registered professional archeologist as may be designated by the state archaeologist." This line indicates that the State Archaeologist can designate an RA/RPA to do the initial site inspection. It would be practical for such a delegation to also apply to many of the roles given to the State Archaeologist (including preparing plans, consulting with the descendant community, etc.). However, the bill as currently written does not allow for the possibility that anyone other than the State Archaeologist could be involved in doing this work.
8. The discussion of the Disposition of Remains in sections 6(a) and 6(b) on Page 61, Lines 26-43 could be more clearly presented. A flow chart showing the time frames and the parties and responsibilities assigned to each would be especially helpful.

9. Section 6(d) on Page 61, Lines 54-56 states: "Only the State Archaeologist, a Registered Archaeologist, or a Registered Professional Archaeologist may touch or handle any remains or funerary objects." It is our understanding that this portion of the bill appears to reflect the expressed wishes presented by Indigenous Nations regarding the handling of remains within Indigenous burial places. For non-Indigenous graves, we recommend that the Act include a provision for other descendant groups to be able to determine who can and cannot handle human remains and funerary objects in a manner consistent with their cultural and spiritual traditions.
10. Page 61, Line 7 refers to photography. Similarly, the photographing of human remains or the distribution of any photographs in reports or other publicly accessible media should be added to the list of prohibited actions, unless permission is specifically granted by the culturally affiliated and/or descendant group.
11. On Page 62, Lines 45-48 state that a burial site must be excavated by: "a registered archeologist or a registered professional archaeologist, registered with the Register of Professional Archaeologists and who practices in the field of bioarchaeology or forensic anthropology." This specification may be impractical because the Register lists very few individuals in New York State who identify bioarchaeology or a related field as their primary specialty. Furthermore, many people specializing in these fields are either affiliated with other accrediting groups (e.g., the Academy of Forensic Sciences) or are not affiliated with the RPA for other reasons (i.e., RPA eligibility is not identified as a requirement for qualifications in their fields; they don't consider themselves to be archaeologists; etc.). Instead of making it a requirement that the investigator be an RPA who is a bioarchaeologist, it would be better to indicate that the investigator must meet or exceed the Secretary of the Interior's Professional Qualifications Standards for cultural resource professionals; to allow for the bioarchaeologist to be "RPA-eligible" (rather than listed); or allowing for there to be two investigators, an RPA-listed archaeologist and a bioarchaeologist or forensic anthropologist. In New York City, the majority of burial sites that are archaeologically excavated are done using a team containing both an RPA-listed archaeologist and a certified bioarchaeologist or forensic archaeologist.
12. Please note that the bill as written uses multiple different spellings of archaeology/archaeologist.

cc: David Perino
Brad Hoylman-Sigal
Mario R. Mattera
Shelley B. Mayer
Jessica Ramos
James Skoufis
Bill Weber
Jeffrey Dinowitz
Angelo J. Morinello
Steven Raga
Philip Ramos
Jo Anne Simon
New York Archaeological Council
New York State Archaeological Association
New York City Landmarks Preservation Commission

Re: Urban archaeology field study with Title I middle/ high school in October?
info panycarchaeology.org
Mon 8/7/2023 11 :24 AM
To:Meredith Hinshaw < meredithhinshaw@rencharter.org >
Bcc:Linda Stone lindastone@juno.com

Hi Meredith,
We're so glad that you are including urban archaeology in your curriculum. I've shared your request with our board and we think the most viable and best option for you and your class would be a visit to the New York City Artifact Repository run by the New York City Landmarks Preservation Commission. The head of the repository staff is one of our board members, Jessica Maclean. You can reach her at jsmaclean@lpc.nyc.gov. When emailing Jessica please copy Amanda Sutphin Jessica's department director.
I'm sure your class would have a great outing to the repository. It will be both fun and educational for all.
Thank you for your inquiry.
All the best,
Linda Stone
PANYC President

From: Meredith Hinshaw <meredithhinshaw@rencharter.org>
Sent: Thursday, August 3, 2023 11:12 AM
To: info panycarchaeology.org <info@panycarchaeology.org>
Subject: Urban archaeology field study with Title I middle / high school in October?

Hello,

I'm organizing an urban archaeology field study unit for students in grades 6-12 in October. We would ***love*** to invite a professional archaeologist to speak to our students about what their field of study is, why it matters in NYC, and what "doing archaeology" looks like. A field site visit or a tour of a seemingly "abandoned" or overlooked site in the city where artifacts have been found or are being excavated would be AMAZING. We will be able to pay an honorarium for their time. Please email or call me at 347-879-4755 if this is something you believe might be able to move forward.

One aspect that might also be really cool is to get to visit a tech lab where artifacts are studied.

Thanks in advance! Hoping to hear from you soon.

Meredith

Meredith Hinshaw-Chaney
Director of Communications
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