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October 4, 2005

Tom Turner, Esq.
Associate Regional Counsel
USEPA - Regions 5
Office of Regional Counsel (C-14J)
77 West Jackson Boulevard
Chicago, IL 60604-3590

Re: Insured: RRG/Clayton Chemical Site (Soil Removal)
Our File No.: 176706

Dear Mr. Turner:

Our firm represents Fort Transfer with regard to the captioned matter. Our client is in receipt of Linda Nachowicz's September 27, 2005 letter asserting USEPA's documentation of release or threatened release of hazardous substances, pollutants and contaminants at the RRG/Clayton Chemical Site, and setting forth USEPA's stated plan to spend public funds to control and investigate those releases pursuant to 42 USC 9601, et seq., (CERCLA), as amended by SARA, absent action being undertaken by a responsible party.

That letter further sets forth USEPA's planned activities at the site, the prior history of having placed on notice 72 PRP's determined to have contributed 75,000 gallons or more to the site, and the further determination to send notice to a list of additional PRP's who have been identified, at least in part by actions of the original 72 PRP's, as having contributed 10,000 gallons to 74,999 gallons of waste to the site. The letter further states that Fort Transfer has been identified as one of the parties who have contributed 10,000 to 74,999 gallons of waste to the site.

This will advise you that Fort Transfer has never been an operator of the RRG/Clayton Chemical Site nor of any other hazardous waste site. Moreover, Fort Transfer has never generated any wastes, which may have been deposited at the RRG/Clayton site or any other waste disposal site. Fort Transfer is in the trucking business. However, Fort Transfer presently

has no record of having deposited wastes at the RRG/Clayton Chemical Site, in an amount in excess of 10,000 gallons, or in any amount whatsoever. Fort Transfer is currently attempting to investigate whether in fact it was a transporter to that site. In that regard, Fort Transfer welcomes the provision of any evidence that you may have that indicates that Fort Transfer was a transporter of wastes to the RRG/Clayton Chemical Site, and the volumes of such depositions of wastes, to the extent you may have any such records. Fort Transfer cannot fully respond to your inquiry absent evidence that it was indeed a contributor to the site.

In response to a further request contained in Ms. Nachowicz's September 27 letter, this will confirm that we have had correspondence from representatives of the major PRP group. I enclose a copy of my letter of August 19, 2005 to Ms. Sharon R. Newlon of the Dickinson Wright law firm responding to a communication which her office previously sent us regarding this site.

Please direct any and all future correspondence regarding this matter to the undersigned on behalf of Fort Transfer.

Very truly yours,

COZEN O'CONNOR

By: Larry R. Eaton

LRE/pjm
cc: John Brand
Linda Nachowicz
Roger Koehler

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