UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1 – NEW ENGLAND
5 POST OFFICE SQUARE – SUITE 100
BOSTON, MASSACHUSETTS 02109-3912

URGENT LEGAL MATTER -- PROMPT REPLY NECESSARY
CERTIFIED MAIL: RETURN RECEIPT REQUESTED

August 28, 2019

725 Bank Street Development Inc.
c/o Mr. Robert Hunt
8315 E. Bronco Trail
Scottsdale, AZ 85255

Re: **Request for Information** Pursuant to Section 104 of CERCLA
Ansonia Copper & Brass Site, Waterbury, CT

Dear Mr. Hunt:

This letter seeks your cooperation in providing information and documents relating to environmental conditions at, and cleanup of, the Ansonia Copper & Brass Site located in Waterbury, Connecticut (the "Site") which is further described in Attachment 1.

The United States Environmental Protection Agency ("EPA") conducted a removal action at the Site and is continuing its investigation into the release or threatened release of hazardous substances, pollutants and contaminants at the Site. This investigation includes an inquiry into the identification, nature, source and quantity of materials transported to or generated, treated, stored or disposed of at the Site. EPA is also seeking information concerning those persons responsible for the cleanup of the Site and their ability to finance that cleanup.

Pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. § 9604(e), you are hereby requested to respond to the Information Request set forth in the Enclosures to this letter.

While EPA seeks your voluntary cooperation in this investigation, compliance with the Information Request is required by law. Failure to provide a complete truthful response to this Information Request within **thirty (30) days** of your receipt of this letter, or to adequately justify such failure to respond, may subject you to an enforcement action by EPA pursuant to Section 104(e) of CERCLA. This provision permits EPA to seek the imposition of penalties of up to fifty-seven thousand three hundred seventeen dollars ($57,317) for each day of non-compliance.

Please note that responses which are incomplete, ambiguous, or evasive will be treated as complete non-compliance with this Information Request. Also be further advised that

provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 *et seq.*

Your response to this Information Request should be mailed to:

Tina Hennessy, Enforcement Coordinator
U.S. Environmental Protection Agency
Office of Site Remediation & Restoration
5 Post Office Square, Suite 100 (02-2)
Boston, MA 02109-3912

If you have general questions concerning the Site or this Information Request, please contact Tina Hennessy at hennessy.tina@epa.gov or (617) 918-1216. If you have any legal questions, please contact Eve Vaudo, Senior Enforcement Counsel, at U.S. Environmental Protection Agency, Office of Environmental Stewardship, 5 Post Office Square, Suite 100 (04-4), Boston, MA 02109-3912, or at vaudo.eve@epa.gov or (617) 918-1089.

Due to the seriousness of the problem at the Site and the legal ramifications of your failure to respond properly, EPA strongly encourages you to give this matter your immediate attention and to respond to this Information Request within the time specified above.

Thank you for your cooperation in this matter.

Sincerely,

William Lovely

William Lovely, Chief
Emergency Response & Removal Section II

Enclosures

cc: Tina Hennessy, EPA Enforcement Coordinator
Eve Vaudo, EPA Senior Enforcement Counsel

ENCLOSURE A

INFORMATION REQUEST FOR 725 BANK STREET DEVELOPMENT INC. ANSONIA COPPER & BRASS SUPERFUND SITE, WATERBURY, CONNECTICUT

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Period Being Investigated: January 1, 2015 to the Present

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In addition to the questions which follow, this enclosure includes a declaration, a site description, detailed instructions for responding to this request, and definitions of words such as "Respondent," "identify," and "waste" used in the questions. These materials appear at the end of the questions; please refer to them in answering all questions. Of particular importance:

- Answer each question with respect to the period being investigated noted above unless the question indicates otherwise.
- Answer all questions completely in accordance with the definitions and instructions.
- Complete the enclosed declaration.
- For each question, identify all persons and documents relied upon in the preparation of the answer.
- All information provided for which you are making a claim of business confidentiality or which contains personal privacy information should be contained on separate sheets and clearly marked as confidential or private.
- This request imposes a **continuing obligation** upon you to submit responsive information discovered after your original response is submitted to EPA.

1. Information Request Questions

NOTE: All questions in this section refer to the present time unless otherwise indicated.

a. Provide the full legal name, mailing address, and email address of Respondent.

b. For each person answering these questions on behalf of Respondent, provide:

   i. full name;
   ii. title;
   iii. business address; and
   iv. business telephone number, email address and FAX machine number.

c. If Respondent wishes to designate an individual for all future correspondence concerning the Site, including any legal notices, please provide that individual's name, address, telephone number, email address and FAX number, and the designated individual's relationship to the Respondent.

2. Legal and Financial Information for Respondent, 725 Bank Street Development Inc.

NOTE: All questions in this section refer to the time period being investigated unless otherwise specifically indicated below. EPA requests that you provide a complete response and documents for each of these questions below.

a. Complete, fully, the attached Financial Statement for Businesses (Enclosure B) for Respondent and provide all supporting documentation.

b. Provide complete copies of all federal and state tax returns (income tax, gift tax, estate tax, or other), including all complete schedules, for Respondent from 2015 to the Present, as submitted to the Internal Revenue Service.

c. Provide audited financial statements for Respondent from 2015 to the present, including income statements, balance sheets, cash flow reports, shareholder's equity reports, financial audits or other financial reports showing Respondent's assets, profits, liabilities and current financial status.

d. Provide all signed and dated loan applications filed by Respondent from 2015 to the present.

e. If Respondent is, or was at any time, a corporation provide:

   i. the date of incorporation;
   ii. state of incorporation;

iii. the names of all officers from 2015 to the present, including their titles and dates of office;
iv. the names of all directors from 2015 to the present including their titles and dates of office;
v. the names of all shareholders owning the company's stock at any time from 2015 to the present; including the name, current or most recent address and phone number of each shareholder; and the number of shares held by each shareholder; and
vi. the names and addresses of all parent and subsidiary entities affiliated with the company.

f. If Respondent has filed for bankruptcy, provide:

i. the U.S. Bankruptcy Court in which the petition was filed;
ii. the docket numbers of such petition;
iii. the date the bankruptcy petition was filed;
iv. whether the petition is under Chapter 7 (liquidation), Chapter 11 (reorganization), or other provision; and
v. a brief description of the current status of the petition.

g. On November 8, 2017, the Secretary of State of Ohio cancelled Respondent's corporate status. Please provide the following information:

i. a brief description of the nature and reason for cancellation;
ii. provide the identity of all shareholders at the time of cancellation;
iii. provide the identity of any individuals or entities to whom Respondent transferred its liabilities;
iv. provide the identity of any individuals or entities responsible for liquidating Respondent's affairs;
v. provide the identity of any individuals or entities indemnified by Respondent related to Respondent's activities at the Site;
vi. a statement of the net worth of Respondent at the time of cancellation;
vii. a statement of how and to whom Respondent's assets were distributed and the value of such assets; and
viii. a statement of whether any cash reserves were created to meet contingent liabilities following Respondent's cancellation, and if such cash reserves were created, a statement of their current status.

h. If Respondent no longer exists as the same legal entity it was during the period being investigated because of transactions involving asset purchases or mergers, provide:

i. a brief statement describing the nature of the asset purchases or mergers;

ii. the titles and dates of the documents that embody the terms of such transactions;
iii. the identities of the seller, buyer and any other parties to such transactions; and
iv. copies of the documents that embody the terms of such transactions (*e.g.*, purchase agreements, merger and dissolution agreements).

i. Identify each of Respondent's predecessors and/or successors-in-interest and provide a description of the relationship between Respondent and each of those predecessors and/or successors-in-interest.

j. If Respondent has ever done business under any other name;

i. list each such name; and
ii. list the dates during which such name was used by the company.

k. Provide name and address of the person and/or accountant in charge of preparing or reviewing Respondent's annual report and provide a copy of the most recent annual report.

l. Provide copies of all UCC filings filed by Respondent and against Respondent from 2015 to the Present.

m. Provide copies of Respondent's corporate minute books from 2015 to the Present, and any related corporations.

3. Ownership History

NOTE: All questions in this section refer to the period being investigated (2015 to the Present) unless otherwise indicated.

a. Provide a signed copy of the Asset Purchase Agreement between Respondent and Ansonia Specialty Metals, LLC, including all exhibits.

b. Describe all investigations of the Site you undertook prior to acquiring the Site.

c. Describe all activities undertaken at the Site by the Respondent for the full period being investigated, including but not limited to:

i. a brief narrative of the day to day operation of the Site for every two year period of ownership;
ii. a description of the Respondent's activities at the Site by date;
iii. a description of the generation, storage, placement, disposal or treatment of wastes at the Site by date;

iv. the identification of (see Definitions) contractors, tenants, or others who carried out operations at the Site;
v. a description of the activities each contractor or other entity took at the Site by date;
vi. a description of the collection of monies or other compensation for use of the Site by others;
vii. a description of the construction and/or demolition of any surface or subsurface structures at the Site (including but not limited to the dates such activities took place); and
viii. a description of any other significant operations or activities at the Site.

d. For each person, including but not limited to Respondent's employees, responsible for carrying out any activities at the Site during the period under investigation:

i. identify (see Definitions) each such employee or other person;
ii. identify (see Definitions) his or her employer;
iii. identify (see Definitions) his or her supervisor;
iv. specify the dates of his or her activities at the Site;
v. specify his or her job title;
vi. describe his or her duties; and
vii. describe his or her activities at the Site.

e. Identify all lease(s), sublease(s), and all other written or oral agreements for the use and/or occupancy of the property within the Site boundaries, including:

i. each lessor or landlord and each lessee or tenant of property within the Site;
ii. the beginning and ending dates of each such arrangement; and
iii. describe the specific real estate and/or buildings to which each such arrangement relates.

f. Provide copies of all documents related to each lease, sublease, or similar property interest of property within the Site boundaries, including but not limited to all documents reflecting the purpose or terms of each lease, sublease or similar property interest.

g. Describe all activities undertaken at the Site by each lessee/tenant including, but not limited to:

i . a brief narrative of the day to day operation of the Site for every three year period during the period being investigated;
ii. a description of the activities at the Site by date;
iii. a description of the generation, storage, placement, disposal or treatment of wastes at the Site; and

iv. a description of all hazardous materials used at the Site.

4. Relationship(s) to Other Entities

NOTE: All questions in this section refer to the period being investigated (2015 to the Present).

a. Please describe, and provide any and all documentation in your custody, control or possession for each and every contract, agreement, or other relationship Respondent had or has with Enso Steel Company LLC ("Enso Steel") relating to, referring to, or affecting the Site, including but not limited to:

   i. a general statement of the nature of such contract(s), agreement(s) or relationship(s);
   ii. the dates such contract(s), agreement(s) or relationship(s) existed;
   iii. a detailed description of the activities conducted by Enso Steel at the Site;
   iv. the beginning and ending date of Enso Steel's operations at the Site; and
   v. the location of Enso Steel's operations at the Site.

b. Please describe, and provide any and all documentation in your custody, control or possession for each and every contract, agreement, or other relationship Respondent had or has with TD Development Inc. relating to, referring to, or affecting the Site, including but not limited to:

   i. a general statement of the nature of such contract(s), agreement(s) or relationship(s);
   ii. the dates such contract(s), agreement(s) or relationship(s) existed;
   iii. a detailed description of the activities conducted by TD Development Inc. at the Site;
   iv. the beginning and ending date of TD Development Inc.'s operations at the Site; and
   v. the location of TD Development Inc.'s operations at the Site.

c. Please describe, and provide any and all documentation in your custody, control or possession for each and every contract, agreement, or other relationship Respondent had or has with TD Development LLC relating to, referring to, or affecting the Site, including but not limited to:

   i. a general statement of the nature of such contract(s), agreement(s) or relationship(s);
   ii. the dates such contract(s), agreement(s) or relationship(s) existed;
   iii. a detailed description of the activities conducted by TD Development LLC at the Site;

iv. the beginning and ending date of TD Development LLC's operations at the Site; and

v. the location of TD Development LLC's operations at the Site.

d. Please describe, and provide any and all documentation in your custody, control or possession for each and every contract, agreement, or other relationship Respondent had or has with any other entity relating to, referring to, or affecting any demolition, salvaging or redevelopment activities at the Site, including but not limited to:

i. a general statement of the nature of each such contract(s), agreement(s) or relationship(s);

ii. the dates each such contract(s), agreement(s) or relationship(s) existed;

iii. a detailed description of the activities conducted by each such entity at the Site;

iv. the beginning and ending date of each such entity's operations at the Site; and

v. the location of each such entity's operations at the Site.

5. Insurance

NOTE: All questions in this section refer to the time period (2015 to the Present).

a. Provide copies of all property, casualty and/or liability insurance policies, and any other insurance contracts referencing the Site (including, but not limited to, Environmental Impairment Liability, Pollution Legal Liability, Cleanup Cost Cap or Stop Loss Policies, Institutional Controls and Post Remediation Care Insurance). Include any and all policies providing the Respondent with insurance for loss or damage to the Site property.

b. To the extent not provided in Question a. above, provide copies of all insurance policies that may potentially provide the Respondent with insurance for bodily injury or property damage in connection with the Site and/or Respondent's business operations (including, but not limited to, Comprehensive General Liability). Include, without limitation, all primary, excess, and umbrella policies.

c. To the extent not identified in Questions a. or b. above, provide all other evidence of casualty, liability and/or pollution insurance issued to Respondent for the period being investigated.

d. If there are any such policies of which you are aware but neither possess copies, nor are able to obtain copies, identify each such policy to the best of your ability by identifying:

i. the name and address of each insurer and of the insured;

ii. the type of policy and policy numbers;
iii. the per occurrence policy limits of each policy; and
iv. the effective dates for each policy.

e. Identify all previous settlements by Respondent with any insurer which relates in any way to environmental liabilities and/or to the policies referenced above, including:

i. the date of the settlement;
ii. the scope of release provided under each settlement;
iii. the amount of money paid by the insurer pursuant to such settlement; and
iv. provide copies of all such settlement agreements.

f. Identify all communications and provide all documents that evidence, refer, or relate to claims made by or on behalf of the Respondent under any insurance policy in connection with the Site. Include any responses from the insurer with respect to any claims.

g. Identify any and all insurance, accounts paid or accounting files that identify Respondent's insurance policies.

h. List all named insureds on property, pollution and/or casualty liability insurance providing coverage to Respondent during the period being investigated including the nature of the insurance requirement and the years when the evidence was required.

6. Respondent's Operations

NOTE: All questions in this section refer to the period being investigated (2015 to the Present).

a. State the beginning and ending dates of Respondent's activities and/or operations at the Site.

b. Describe in detail the nature of Respondent's activities and/or operations at the Site by date.

c. Provide copies of all local, state, and federal permits or licenses for the activities and/or operations at the Site.

d. For any legal action brought against current or prior owners, tenants, or site operators/managers of the Site regarding any Site activities, provide:

i. the caption name, jurisdiction, and docket number (*e.g.*, U.S. v. Owner (D.N.H. 92-003));
ii. the date such action was initiated;

iii. the names of parties to the action; and
iv. the final disposition or current status of the action.

e. If not already provided in response to previous questions, identify (see Definitions) all contractors, site managers, or other entities or individuals who performed any work at the Site.

f. List the dates of each such entity's or person's work at the Site.

g. Provide a detailed description of all activities of each such entity or person at the Site including but not limited to:

i. the nature of the activity;
ii. the identities of (see Definitions) the persons managing the activity;
iii. the identities of (see Definitions) the persons performing that activity;
iv. the dates of that activity; and
v. the specific location on the Site of that activity.

h. Describe the nature of the relationship between each such entity or person and the owner of the Site.

i. Identify (see Definitions) all documents specifying or memorializing the relationship between each such entity or person and the owner of the Site.

j. Identify (see Definitions) all documents produced by each such entity or person concerning the Site, including but not limited to all work reports, time cards, personnel information, site analyses, surveys, and studies.

7. Respondent's Disposal/Treatment/Storage/Recycling/Sale of Waste (including By-Products)

NOTE: All questions in this section refer to the period being investigated (2015 to the Present).

a. Identify (see Definitions) all individuals who had responsibility for the disposal, treatment, storage, recycling or sale of wastes at the Site.

b. Identify (see Definitions) all individuals who had knowledge of the disposal, treatment, storage, recycling or sale of wastes at the Site.

c. Identify (see Definitions) all individuals who currently have and those who have had knowledge of, or responsibility for, Respondent's environmental matters.

d. Identify (see Definitions) all individuals who currently have and those who have had knowledge of, or responsibility for, any demolition, salvaging and/or redevelopment activities at the Site.

e. For the previous four responses, also provide each individual's:

   i. job title;
   ii. duties;
   iii. dates performing those duties;
   iv. supervisors for those duties;
   v. current position or, if such individual is no longer employed by Respondent, the date of the individual's resignation;
   vi. the nature of the information possessed by such individuals; and
   vii. the current address and telephone number of each such individual.

8. Site Characteristics

NOTE: All questions in this section refer to the period being investigated (2015 to the Present).

a. Describe all leaks, spills, or releases at or from the property of materials that were or may have been hazardous, toxic, flammable, reactive, or corrosive, or may have contained hazardous substances, including, but not limited to:

   i. the date of each such occurrence;
   ii. the specific location of each such occurrence; and
   iii. the materials that were involved in each such occurrence in terms of the nature, composition, color, smell, and physical state (solid or liquid) of such material.

b. Describe and provide the dates of all activities undertaken by Respondent and others to:

   i. address all leaks, spills, or releases of materials at or from the property; and
   ii. to prevent a threatened leak, spill, or release at or from the property.

c. Provide all documents related to government inspections of the Site during the period being investigated, including but not limited to inspection reports and communications between the Site operators or owners and the government entity concerning the operation or activities at the Site.

d. Describe the condition of the property at the beginning and during Respondent's activities and operations. Identify and provide copies of any and all environmental

studies, sampling and/or analysis, notes, correspondence and memoranda pertaining to the condition and contents of the property.

e. Describe the condition of the property at the time Respondent's activities and/or operations ended. Identify and provide copies of any and all environmental studies, sampling and/or analysis, notes, correspondence and memoranda pertaining to the condition and contents of the property.

9. Information From Others

a. If not already included in your response, if you have reason to believe that there may be persons able to provide a more detailed or complete response to any of these questions or who may be able to provide additional responsive documents, (including but not limited to information about current and past uses of the Site) identify such persons and the additional information or documents that they may have.

10. Compliance With This Request

a. Describe all sources reviewed or consulted in responding to this request, including but not limited to:

i. the names of all individuals consulted;
ii. the current job title, job description, address and telephone number of each individual consulted;
iii. the job title and job description during the period being investigated of each individual consulted;
iv. whether each individual consulted is a past employee of Respondent;
vi. the nature of all documents reviewed;
vii. the locations where those documents reviewed were kept prior to review; and
viii. the location where those documents reviewed are currently kept.

11. Document Retention

a. If any of the documents solicited in this information request are no longer available, please indicate the reason why they are no longer available. If the records were destroyed, provide us with the following:

i. your document retention policy;
ii. a description of how the records were destroyed (*e.g.*, burned, archived, trashed) and the approximate date of destruction;
iii. a description of the type of information that would have been contained in the documents; and

iv. the name, job title and most current address known by you of the person(s) who would have produced these documents; the person(s) who would have been responsible for the retention of these documents; and the person(s) who would have been responsible for the destruction of these documents.

The following form of declaration must accompany all information submitted by Respondent in response to the Information Request:

DECLARATION

I declare under penalty of perjury that I am authorized to respond on behalf of

_____ and that the foregoing is complete, true, and correct.
Respondent

Executed on _____, 20__

_____
Signature

_____
Type Name

_____
Title

INFORMATION REQUEST INSTRUCTIONS

1. Answer Every Question Completely. You are required to provide a separate answer to each and every question and subpart of a question set forth in this Information Request. Incomplete, evasive, or ambiguous answers shall constitute failure to respond to this Information Request and may subject you to the penalties set out in the cover letter.

2. Number Each Answer. Number each answer with the number of the question to which it corresponds.

3. Provide Information about the Period Being Investigated. You are required to answer each question with respect to the period being investigated. If the response fails to address the period being investigated, EPA will consider this a failure to comply with the request and may take action against you for this noncompliance.

4. Provide the Best Information Available. You must provide responses to the best of Respondent's ability, even if the information sought was never put down in writing or if the written documents are no longer available. You should seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available to the Respondent will be considered non-compliance with this Information Request.

5. Identify Sources of Answer. For each question, identify (see Definitions) all the persons and documents that you relied on in producing your answer.

6. Submit Documents with Labels Keyed to Question. For each document produced in response to this Information Request, indicate on the document (or in some other reasonable manner) the number of the question to which it responds.

7. Continuing Obligation to Provide/Correct Information. If additional information or documents responsive to this Request become known or available to you after you respond to this Request, EPA hereby requests pursuant to CERCLA Section 104(e) that you supplement your response to EPA. Failure to supplement your response within thirty (30) days of discovering such responsive information may subject you to $54,789 per day penalties. If at any time after the submission of this response, you discover or believe that any portion of the submitted information is false or misrepresents the truth, you must notify EPA of this fact as soon as possible and provide EPA with a corrected response. If any part of the response to this Information Request is found to be false, the signatory to the response and the Respondent may be subject to criminal prosecution.

8. Complete the Enclosed Declaration. You are required to complete the enclosed declaration which certifies that the information you are providing in response to this Information Request is true, accurate, and complete.

9. Confidential Information. The information requested herein must be provided even though you may contend that it includes confidential information or trade secrets. You may assert a confidentiality claim covering part or all of the information requested pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. §§ 9604(e)(7)(E) and (F), and Section 3007(b) of RCRA, 42 U.S.C. § 6927(b), and 40 C.F.R. § 2.203(b). All information claimed to be confidential should be contained on separate sheet(s) and should be clearly identified as "trade secret" or "proprietary" or "company confidential." These separate marked sheets should be submitted to EPA by hard copy or compact disc, and not by email. Personal financial information, including individual tax returns, may also be claimed as confidential. In addition, please note that you bear the burden of substantiating your confidentiality claim. Your claim of confidentiality should be supported by the submission of information supporting such a claim; the type of information to be submitted is set out in 40 C.F.R. Part 2. Information covered by a claim of confidentiality will be disclosed by EPA only to the extent, and only by means of the procedures, provided in 40 C.F.R. §§ 2.201-2.311. **If no such claim accompanies the information when it is received by EPA, or if you do not assert such claim on the information, it may be made available to the public by EPA without further notice to you**. You should read the above cited regulations carefully before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim.

10. Disclosure to EPA Contractor. Information which you submit in response to this Information Request will be disclosed by EPA to authorized representatives of the United States, pursuant to 40 C.F.R. 2.310(h), even if you assert that all or part of it is confidential business information. Please be advised that EPA intends to disclose all responses to this Information Request to one or more of its private contractors listed in the attached EPA Contractor List for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request. If you are submitting information which you assert is entitled to treatment as confidential business information, you may comment on this intended disclosure within fourteen (14) days of receiving this Information Request.

11. Personal Privacy Information. Personnel and medical files, and similar files the disclosure of which to the general public may constitute an invasion of privacy should be segregated from your responses, included on separate sheet(s), and marked as "Personal Privacy Information." You should note however, that unless prohibited by law, EPA may disclose this information to the general public without further notice to you. (Please see Instruction 9 for information concerning treatment of individual tax returns.)

12. Objections to Questions. While the Respondent may indicate that it objects to certain questions in this Information Request, it must provide responsive information notwithstanding those objections. To object without providing responsive information may subject Respondent to the penalties set out in the cover letter.

13. Claims of Privilege. If you claim that any document responsive to this Information Request is a communication for which you assert that a privilege exists for the entire document, identify (see Definitions) the document and provide the basis for asserting the privilege. For any

document for which you assert that a privilege exists for a portion of it, provide the portion of the document for which you are not asserting a privilege, identify the portion of the document for which you are asserting the privilege, and provide the basis for such an assertion. Please note that regardless of the assertion of any privilege, any facts contained in the document which are responsive to the Information Request must be disclosed in your response.

EPA CONTRACTOR LIST

Updated April, 2017

CONTRACTOR	CONTRACT NUMBER
ASRC Federal Mission Services Effective: February 15, 2017 Subcontractor: Booz Allen Hamilton	Contract # EP-W-17-011
Eisenstein Malanchuk LLP Effective: March 1, 2013	Contract # EP-W-013-006
KGSNE JV, LLC Effective: April 5, 2017 Subcontractor: TechLaw, Inc.	START 8(a) Contract # EP-S-11701
Industrial Economics, Inc. Effective: 2016	Contract # EP EP-W-16-023

INFORMATION REQUEST DEFINITIONS

All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA, 42 U.S.C. Section 9601 et seq., RCRA, 42 U.S.C. Section 6901 et seq., or Volume 40 of the Code of Federal Regulations (CFR), in which case such statutory or regulatory definitions shall apply.

The following definitions shall apply to the following words as they appear in this Information Request and related Enclosures:

1. The term "you" or "Respondent" shall mean the addressee of this Request (725 Bank Street Development Inc.), the addressee's officers, managers, employees, contractors, trustees, partners, successors, assigns, and agents, and any predecessor or successor corporations or companies, and/or any subsidiaries thereof.

2. The terms "document" and "documents" shall mean any method of recording, storing, or transmitting information. "Document" shall include but not be limited to:

(a) writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including (by way of illustration and not by way of limitation) any of the following:

1. invoice, receipt, endorsement, check, bank draft, cancelled check, deposit slip, withdrawal slip, order;
2. letter, correspondence, fax, telegram, telex, Email;
3. minutes, memorandum of meetings and telephone and other conversations, telephone messages;
4. agreement, contract, and the like;
5. log book, diary, calendar, desk pad, journal;
6. bulletin, circular, form, pamphlet, statement;
7. report, notice, analysis, notebook;
8. graph or chart; or
9. copy of any document.

(b) microfilm or other film record, photograph, or sound recording on any type of device;

(c) any tape, disc, or other type of memory generally associated with computers and data processing, together with:

1. the programming instructions and other written material necessary to use such punch card, disc, or disc pack, tape or other type of memory; and

2. printouts of such punch card, disc, or disc pack, tape or other type of memory; and

(d) attachments to or enclosures with any document as well as any document referred to in any other document.

3. The term "identify" or "provide the identity of" means, with respect to a natural person, to set forth: (a) the person's full name, (b) present or last known business and home addresses and telephone numbers; (c) present or last known employer (include full name and address) with job title, position or business; and (d) the person's social security number.

4. The term "identify" or "provide the identity of" means, with respect to a corporation, partnership, business trust, government office or division, or other entity (including a sole proprietorship), to set forth: (a) its full name; (b) complete street address and telephone number; (c) legal form (e.g. corporation, partnership, etc.); (d) the state under whose laws the entity was organized; and (e) a brief description of its business.

5. The term "identify" or "provide the identity of" means, with respect to a document, to provide: (a) its customary business description (e.g., letter, invoice); (b) its date; (c) its number, if any (e.g., invoice or purchase order number); (d) the identity of the author, addressor, addressee and/or recipient; (e) and a summary of the substance or the subject matter. Alternatively, Respondent may provide a copy of the document.

6. The term "material" or "materials" shall mean any and all objects, goods, substances, or matter of any kind, including but not limited to wastes.

7. The terms "the period being investigated" and "the relevant time period" shall mean the period being investigated as specified on the first page of the Information Request Questions.

8. The terms "the Site" or "the facility" shall mean and include the property located at 725 Bank Street in Waterbury, Connecticut, currently identified by EPA as the Ansonia Copper & Brass Superfund Site and listed as Washington Avenue by the City of Waterbury Tax Assessor, which is more fully described in the enclosed Site Description.

9. The term "waste" or "wastes" shall mean and include trash, garbage, refuse, by-products, solid waste, hazardous waste, hazardous substances, and pollutants or contaminants, whether solid, liquid, or sludge, including but not limited to containers for temporary or permanent holding of such wastes.

10. The term "asset" shall mean and include but not be limited to the following: cash, commodities, personal property, collectibles, real estate, equipment, vehicles, furniture, inventory, supplies, customer lists, accounts receivable, interest in insurance policies,

interests in partnerships, corporations, and unincorporated companies, whether foreign or domestic, securities, patents, stocks, bonds, and other tangible as well as intangible property.

11. The term "real estate" shall mean and include, but not be limited to the following: land, buildings, a house, dwelling place, condominium, cooperative apartment, office or commercial building, including those located outside the United States.

Enclosure B

EPA

U.S. Environmental Protection Agency, Region IX

Financial Statement for Businesses *

(If additional space is needed, attach a separate sheet)

1. Your name and address *(including zipcode and county)*

1a. Business name and address *(including zipcode and county)*

2. Business phone number ( )

3. Name and address of registered agent *(including zipcode and county)*

4. *(Check appropriate box)*

☐ Sole proprietor ☐ Trust

☐ Partnership ☐ Other (specify) _____

☐ Corporation _____

5. State of Incorporation (or country if foreign)

5a. Employer Identification Number

6. Date of Incorporation

7a. Type of business

7b. SIC Code

8. Information about owner, partners, officers, directors, major shareholder (5% or more stock ownership), other holders of more than 5% equity interest, holders of rights to purchase more than equity interest and other persons with an ability to control.

Name and Title	Effective Date	Home Address	Social Security Number (optional)	Phone Number	Total Shares or Interest

Section I — General Financial Information

9. Last three years Federal and state income tax returns ▶	Forms Filed	Tax Years ended	Net income before taxes

10. Bank accounts *(List all types of accounts including checking, savings, certificates of deposit, etc.)*

Name of Institution	Address	Type of Account	Account No.	Balance
		Total *(Enter in Item 19)* ▶		

11. Bank Credit available *(Lines of credit, etc.)*

Name of Institution	Address	Credit Limit	Amount Owed	Credit Available	Monthly
Totals		▶			

12. Location, box number, and contents of all safe deposit boxes rented or accessed

* This information is requested pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9604, and is not subject to approval of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501, et seq.

Section I - *continued* General Financial Information

13. Real property

Brief Description and Type of Ownership	Address *(include county, state and parcel number)*
a.	
b.	
c.	

14. Insurance policies owned with business as beneficiary

Name Insured	Company	Policy Number	Type	Face Amount	Available Loan Value
		Total *(Enter in Item 21)*			

15. Additional Information *(Court and administrative proceedings by or against the business, settlement agreements, agreements to purchase or sell tangible or financial assets other than in the ordinary course of business, legal claims [whether asserted or not], bankruptcies, repossessions, recent transfers of assets for less than full value, anticipated increases in income, options to buy or sell real or personal property, real or personal property being purchased under contract, real or personal property being held on behalf of the business).*

15a. List all subsidiaries owned, joint ventures, partnerships and other entities controlled by the business. Provide current market value of the business' interest in such subsidiary or other entity.

16. Federal government departments or agencies with whom you have a contract for payment of goods or services

Agency Name	Address	Contract No.	Amount to be Received	Payment Due Date

16a. Federal government departments or agencies that have extended or given the business loans, grants or assistance, or to which you have applied (or anticipate applying for any loan, grant, or assistance) in the past 5 years.

17. Accounts/Notes receivable *(Include loans to stockholders, officers, partners, etc.)*

Agency Name	Address	Amount Due	Due Date	Status
	Total *(Enter in Item 20)*			

Section II. Asset and Liability Analysis

Description (a)			Cur. Mkt Value (b)	Liabilities Bal. Due (c)	Equity in Asset (d)	Amount of Mo. Pymt. (e)	Name and Address of Lien/Note Holder/Obligee (f)	Date Pledged (g)	Date of Final Pymt. (h)
18. Cash on hand									
19. Bank accounts									
19a. Securities and other financial assets owned									
20. Accounts/Notes receivable									
21. Insurance Loan Value									
22. Real property *(from item 13)*		a.							
		b.							
		c.							
		d.							
23. Vehicles *(Model, year, license)*	a.								
	b.								
	c.								
24. Machinery and equipment *(Specify)*	a.								
	b.								
	c.								
25. Merchandise inventory *(Specify)*	a.								
	b.								
26. Other Assets (including permits, licenses, tax loss carry forwards, agreements not to compete, other contracts) *(Specify)*	a.								
	b.								
	c.								
	d.								
27. Other Liabilities *(Include judgements, notes, tax liens, etc.)*	a.								
	b.								
	c.								
	d.								
	e.								
28. Federal & State Taxes Owed									
29. **Totals**									

Section III. Income and Expense Analysis

The following information applies to income and expenses during a one year period:

_____ to _____

Accounting method used

Income		Expenses	
30. Gross receipts from sales, services, etc.	$	36. Materials purchased	$
31. Gross rental income		37. Wages and salaries of employees	
32. Interest		38. Wages/salaries/bonuses for officers, directors and stockholders	
33. Dividends		39. Rent	
34. Other income *(Specify)*		40. Installment payments *(from line 29)*	
		41. Supplies	
		42. Utilities / Telephone	
		43. Gasoline / Oil	
		44. Repairs and maintenance	
		45. Insurance	
		46. Current taxes	
		47. Other , including fees paid for services *(Specify)*	
35. **Total** ▶	$	48. **Total** ▶	$
		49. **Net difference** ▶	$

50. List all transferred real & personal property, including cash (by gift; by loan that was not at fair market terms; by sale for less than fair market value or made outside the normal course of business, etc.) that was made within the last 3 years (items of $3,000.00 or more):

Date	Amount	Property Transferred	To Whom	Conditions of Transfer
			(Indicate any relationship to business or its partners, directors, stockholders, or other controlling persons	

Certification

Under penalties of perjury, I declare that to the best of my knowledge and belief this statement of assets, liabilities, and other information is true, correct, and complete.

51. Signature	52. Print Name / Title	53. Date

ATTACHMENT 1

SITE DESCRIPTION

The Ansonia Copper and Brass Site (the "Site") is located at 725 Bank Street in Waterbury, Connecticut (identified by the City Assessor's Office as Parcel ID # 03602820003). The four-acre Site abuts the Naugatuck River to the north and east, an electrical supply business and residential properties to the west, and a power generation facility that is located at the southern end of the main facility building. The Site, which was previously used to manufacture and sell semi-finished copper and brass alloys to the specialty metals industry, consists of three buildings totaling approximately 155,000 square feet. The facility is no longer operational and closed its doors in approximately 2014.

In June 2015, the Connecticut Department of Energy and Environmental Protection (CTDEEP) responded to notice of a petroleum release at the Site and conducted a visual inspection noting several areas of concern including open pits containing oil and debris and numerous drums and tanks containing unknown materials. The U.S. Environmental Protection Agency (EPA) met with CTDEEP to discuss site conditions and, subsequently, CTDEEP formally referred the Site to EPA's Emergency Planning and Response Branch for further investigation and possible removal action.

In April 2016, EPA conducted a Preliminary Assessment and Site Investigation and identified the following environmental hazards throughout the Site: the manufacturing building was in a dilapidated state with a structurally poor roof; there were open pits and troughs in the building containing oils and/or sludges which collected precipitation as a result of the damaged roof; there were several hundred containers/drums/tanks throughout the Site; and suspected asbestos containing insulation pipe wrap. Laboratory analysis revealed polychlorinated biphenyl (PCB) levels as high as 1,300 mg/kg and lead as high as 747 mg/kg. The pipe insulation revealed samples containing amosite at a 15% concentration. EPA subsequently determined that a removal action was necessary.

From September 2016 to April 2017, EPA performed a time-critical removal action at the Site including but not limited to: consolidating, segregating, and staging all hazardous materials; performing hazardous categorization of the contents of drums, containers, pits, and troughs; sampling all drums and containers to facilitate transportation and disposal; overpacking all containers and materials; removing friable asbestos and other asbestos-containing material from inside the main building; coordinating transportation and disposal of collected wastes; excavating and disposing of contaminated soil and backfilling excavated area with clean soil; pumping oil and sludge from pits and trenches inside the main building; filtering and discharging water from the wastewater treatment plant tanks; removing remaining sludge from wastewater treatment plant tanks; demolishing the wastewater treatment plant tanks; and backfilling the wastewater treatment plant tank footprints with crushed stone

END OF INFORMATION REQUEST
THANK YOU FOR YOUR COOPERATION

Office of Enforcement and Compliance Assurance
EPA-300-B-17-001 June 2017

U.S. EPA Small Business Resources Information Sheet

The United States Environmental Protection Agency provides an array of resources to help small businesses understand and comply with federal and state environmental laws. In addition to helping small businesses understand their environmental obligations and improve compliance, these resources will also help such businesses find cost-effective ways to comply through pollution prevention techniques and innovative technologies.

Office of Small and Disadvantaged Business Utilization (OSDBU)
www.epa.gov/aboutepa/about-office-small-and-disadvantaged-business-utilization-osdbu

EPA's OSBBU advocates and advances business, regulatory, and environmental compliance concerns of small and socio-economically disadvantaged businesses.

EPA's Asbestos Small Business Ombudsman (ASBO)
www.epa.gov/resources-small-businesses/asbestos-small-business-ombudsman or 1-800-368-5888

The EPA ASBO serves as a conduit for small businesses to access EPA and facilitates communications between the small business community and the Agency.

Small Business Environmental Assistance Program
https://nationalsbeap.org

This program provides a "one-stop shop" for small businesses and assistance providers seeking information on a wide range of environmental topics and state-specific environmental compliance assistance resources.

EPA's Compliance Assistance Homepage
www.epa.gov/compliance

This page is a gateway to industry and statute-specific environmental resources, from extensive web-based information to hotlines and compliance assistance specialists.

Compliance Assistance Centers
www.complianceassistance.net

EPA sponsored Compliance Assistance Centers provide information targeted to industries with many small businesses. They were developed in partnership with industry, universities and other federal and state agencies.

Agriculture
www.epa.gov/agriculture

Automotive Recycling
www.ecarcenter.org

Automotive Service and Repair
www.ccar-greenlink.org or 1-888-GRN-LINK

Chemical Manufacturing
www.chemalliance.org

Construction
www.cicacenter.org

Education
www.campuserc.org

Food Processing
www.fpeac.org

Healthcare
www.hercenter.org

Local Government
www.lgean.org

Surface Finishing
http://www.sterc.org

Paints and Coatings
www.paintcenter.org

Printing
www.pneac.org

Ports
www.portcompliance.org

Transportation
www.tercenter.org

U.S. Border Compliance and Import/Export Issues
www.bordercenter.org

EPA Hotlines and Clearinghouses
www.epa.gov/home/epa-hotlines

EPA sponsors many free hotlines and clearinghouses that provide convenient assistance regarding environmental requirements. Examples include:

Clean Air Technology Center (CATC) Info-line
www.epa.gov/catc or 1-919-541-0800

Superfund, TRI, EPCRA, RMP, and Oil Information Center
1-800-424-9346

EPA Imported Vehicles and Engines Public Helpline
www.epa.gov/otaq/imports or 1-734-214-4100

National Pesticide Information Center
www.npic.orst.edu or 1-800-858-7378

National Response Center Hotline to report oil and hazardous substance spills - http://nrc.uscg.mil or 1-800-424-8802

Pollution Prevention Information Clearinghouse (PPIC) - www.epa.gov/p2/pollution-prevention-resources#ppic or 1-202-566-0799

Safe Drinking Water Hotline - www.epa.gov/ground-water-and-drinking-water/safe-drinking-water-hotline or 1-800-426-4791

Toxic Substances Control Act (TSCA) Hotline
tsca-hotline@epa.gov or 1-202-554-1404

Small Entity Compliance Guides
https://www.epa.gov/reg-flex/small-entity-compliance-guides

EPA publishes a Small Entity Compliance Guide (SECG) for every rule for which the Agency has prepared a final regulatory flexibility analysis, in accordance with Section 604 of the Regulatory Flexibility Act (RFA).

Regional Small Business Liaisons
www.epa.gov/resources-small-businesses/epa-regional-office-small-business-liaisons

The U.S. Environmental Protection Agency (EPA) Regional Small Business Liaison (RSBL) is the primary regional contact and often the expert on small business assistance, advocacy, and outreach. The RSBL is the regional voice for the EPA Asbestos and Small Business Ombudsman (ASBO).

State Resource Locators
www.envcap.org/statetools

The Locators provide state-specific contacts, regulations and resources covering the major environmental laws.

State Small Business Environmental Assistance Programs (SBEAPs)
https://nationalsbeap.org/states/list

State SBEAPs help small businesses and assistance providers understand environmental requirements and sustainable business practices through workshops, trainings and site visits.

EPA's Tribal Portal
www.epa.gov/tribalportal

The Portal helps users locate tribal-related information within EPA and other federal agencies.

EPA Compliance Incentives
EPA provides incentives for environmental compliance. By participating in compliance assistance programs or voluntarily disclosing and promptly correcting violations before an enforcement action has been initiated, businesses may be eligible for penalty waivers or reductions. EPA has two such policies that may apply to small businesses:

EPA's Small Business Compliance Policy
www.epa.gov/enforcement/small-businesses-and-enforcement

EPA's Audit Policy
www.epa.gov/compliance/epas-audit-policy

Commenting on Federal Enforcement Actions and Compliance Activities

The Small Business Regulatory Enforcement Fairness Act (SBREFA) established a SBREFA Ombudsman and 10 Regional Fairness Boards to receive comments from small businesses about federal agency enforcement actions. If you believe that you fall within the Small Business Administration's definition of a small business (based on your North American Industry Classification System designation, number of employees or annual receipts, as defined at 13 C.F.R. 121.201; in most cases, this means a business with 500 or fewer employees), and wish to comment on federal enforcement and compliance activities, call the SBREFA Ombudsman's toll-free number at 1-888-REG-FAIR (1-888-734-3247).

Every small business that is the subject of an enforcement or compliance action is entitled to comment on the Agency's actions without fear of retaliation. EPA employees are prohibited from using enforcement or any other means of retaliation against any member of the regulated community in response to comments made under SBREFA.

Your Duty to Comply

If you receive compliance assistance or submit a comment to the SBREFA Ombudsman or Regional Fairness Boards, you still have the duty to comply with the law, including providing timely responses to EPA information requests, administrative or civil complaints, other enforcement actions or communications. The assistance information and comment processes do not give you any new rights or defenses in any enforcement action. These processes also do not affect EPA's obligation to protect public health or the environment under any of the environmental statutes it enforces, including the right to take emergency remedial or emergency response actions when appropriate. Those decisions will be based on the facts in each situation. The SBREFA Ombudsman and Fairness Boards do not participate in resolving EPA's enforcement actions. Also, remember that to preserve your rights, you need to comply with all rules governing the enforcement process.

EPA is disseminating this information to you without making a determination that your business or organization is a small business as defined by Section 222 of the Small Business Regulatory Enforcement Fairness Act or related provisions.