RICHARD F. BERGNER & ASSOCIATES
ATTORNEYS AT LAW
5151 SAN FELIPE, SUITE 1950
HOUSTON, TEXAS 77056-3607

RICHARD F. BERGNER
rbergner@rfblaw.net

TELEPHONE (713) 783-4832
FACSIMILE (713) 783-2502

May 2, 2011

Gloria Moran, Esq.
Assistant Regional Counsel
U.S. Environmental Protection Agency
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

Via Certified Mail/Return Receipt Requested
& E-mail to Moran.Gloria-Small@epamail.epa.gov

In Re: Falcon Refinery Superfund Site/2725 Bishop Road, Ingleside, San Patricio County, Texas

Dear Ms. Moran:

I am pleased to enclose herewith original of Agreed Order ("Agreed Order") For Resumption Of Removal Work At The Falcon Refinery Superfund Site, Ingleside, San Patricio County, Texas, dated May 2, 2011, and signed by me as the attorney for National Oil Recovery Corporation ("Norco").

Pursuant to paragraph C1 of the Agreed Order, Norco has established a $500,000.00 escrow account to be "used only to pay TRC Companies, Inc. and other designated contractors for conduct of work associated with the removal action and to fully monitor payments to such contractors."

My office will advise you as to online banking access to the account for Mr. Gary Moore, the On-Scene Coordinator.

In paragraph C of the Agreed Order, the EPA has advised Norco that the "EPA shall withdraw <u>only</u> the Work Takeover of the Removal Action . . . ." Will there be a formal follow-up document from the EPA withdrawing the Work Takeover of the Removal Action, or will paragraph C suffice for that purpose?

Thank you for your cooperation in this matter.

Very truly yours,

Richard F. Bergner
Attorney for National Oil Recovery Corporation

RFB:sjh
Enclosure

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