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3/5/22 2300

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
CINCINNATI, OHIO 45268

ATTENTION R&L CARRIERS
STAN RICHARDS

NOTICE OF FEDERAL INTEREST IN AN OIL POLLUTION INCIDENT

This is to inform you that on or about 3/5/22 a pollution incident has occurred or threatens to occur at DUTCH CREEK at 600 GILLAM ROAD, WILMINGTON, for which you may be financially responsible. Under the Clean Water Act, 33 U.S.C. § 1251 et seq., the United States Government has an interest in this incident and may take appropriate action to minimize damages which are threatened or which may be caused by this incident.

The discharge or the threat of discharge of a prohibited quantity of oil or a hazardous substance is a violation of the Clean Water Act, as amended, by the Oil Pollution Act of 1990. Under this Act, the owner/operator of a facility may undertake removal actions. If the owner/operator refuses to take adequate removal action, that person may be financially responsible for actions taken by the Federal Government to remove the pollutant and adequately mitigate its effects. Removal is being done properly if it is done in accordance with Federal and State statutes and regulations and the criteria of the National Contingency Plan. If you undertake removal actions, the adequacy of such actions shall be determined by the Federal On-Scene Coordinator.

As long as you are taking adequate actions in this matter, Federal action will be limited to monitoring of the progress of your actions and provision of guidance, as necessary. If it is determined that you are not taking prompt and appropriate actions to clean up, contain, and remove the pollutant(s), Federal Response may be initiated. You may then be held responsible for an amount up to three times the costs incurred by the Federal Government.

Should you require further information concerning this matter, you should contact the On-Scene Coordinator for the U.S. Environmental Protection Agency, at the above address, or call (513)-569-7539.

Sincerely,

Steven L. Renninger
On-Scene Coordinator

Received and Acknowledged:

STAN RICHARDS

Witness:

Ron Styler

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