UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 Renner Boulevard
Lenexa, Kansas 66219

NOV 17 2016

ADVANCE COPY VIA ELECTRONIC MAIL

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RE: Request for Data

Dear Counsel:

On November 15, 2016, the U.S. Environmental Protection Agency (EPA) was provided a copy of a Petition filed by you on behalf of your clients, Michael and Robbin Dailey. This Petition contains certain allegations regarding radioactive contamination at the Dailey's property, some of which include the following:

- Paragraph 7: "Dusts inside the Dailey Home were shown to contain radioactive Th-230 at levels at least two hundred times higher than Background levels…"
- Paragraph 12: "Plaintiffs first learned that the Dailey Property was contaminated with radioactive material in 2016."
- Paragraph 90: "The Dailey Property is contaminated by radioactive material."
- Paragraph 91: "Samples taken on and around the Dailey Property confirm a highly elevated presence of radioactive particles in the soil and dust."
- Paragraph 92: "Dust samples from inside the Dailey Home contain decay products of radioactive isotopes U-238…"

We have also received your November 16, 2016 letter to EPA Region 7 Regional Administrator Mark Hague providing the December 2015 published journal article, map and summary data table. As a public health agency, EPA takes very seriously any information that relates to the actual or potential exposure to hazardous substances, pollutants or contaminants. EPA notes that the samples identified in the summary table were collected in July 2016, but this information is only now being provided to EPA several months later.

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Out of an abundance of caution, EPA is developing a plan for sampling of dusts and soils at the Dailey home and other areas in Bridgeton. In order for us to develop a scientifically sound plan, as well as fully assess the potential for unacceptable exposure to radioactive contaminants, EPA needs the relevant data that you have. We ask that you immediately provide the soil and dust data not just from the Dailey residence associated with the allegations referenced by you in the Petition, but also any other similar data you possess from nearby residences, businesses and publicly accessible locations in that area. EPA will utilize this data to inform the development of a sampling plan.

Specifically, EPA requests all laboratory data, laboratory reports, and any Quality Assurance Project Plan or other written procedures that describe how the samples were collected, analyzed and validated. Further, EPA asks that you provide documentation identifying the specific locations where samples were collected. Once EPA has an opportunity to review this data and methods employed to collect and analyze these samples our Agency will determine the appropriate next steps.

EPA continues to emphasize that our Agency will evaluate all scientifically valid data, and we greatly appreciate your expedited attention in providing this information. We understand that the allegations in the Petition have caused great concern for your client and others in the Bridgeton community, and we take these concerns seriously. Please do not hesitate to contact me at (913) 551-7826 if you have any questions.

Sincerely,

Alyse Stoy,
Associate Deputy Regional Counsel