UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

April 10, 2014

BY ELECTRONIC MAIL

Robert Law, Ph.D.
demaximis, inc.
186 Center Street, Suite 290
Clinton, NJ 08809

Re: EPA Comments on CPG Revised Data Usability and Data Evaluation Plan, revised draft dated April 13, 2012
Lower Passaic River Study Area

Dear Dr. Law:

In accordance with Section X, Paragraph 44 (c) of the Administrative Settlement Agreement and Order on Consent for Remedial Investigation/Feasibility Study (CERCLA Docket No. 02-2007-2009), the U.S. Environmental Protection Agency ("EPA") is hereby providing comments on the Data Usability and Data Evaluation Plan ("DUR"), revision two, dated April 13, 2012. EPA's comments are enclosed with this letter. Please revise the DUR accordingly and submit the revised DUR to EPA.

Please let me know at your earliest convenience if you wish to discuss any of the comments further.

Sincerely,

Jennifer LaPoma
Remedial Project Manager
U.S. Environmental Protection Agency – Region 2
290 Broadway
New York, NY 10007-1866

Enclosure

Enclosure I

Comments on CPG Revised Data Usability and Data Evaluation Plan for the Lower Passaic River Study Area Risk Assessments, Revised Draft dated April 13, 2012

1. The revised document does not fully address EPA's previous comment number eight. There is no discussion regarding the fact that total results may be reported directly from a laboratory. In such cases there may be sufficient documentation to support how the total result was calculated. To cure this deficiency, total results that cannot be confirmed from individual compounds should also be addressed in the uncertainty section.

2. Section 5.3. – Is the referenced version of ProUCL currently being used in the risk assessment? As you likely aware, an updated version of Pro UCL is currently available. If using the updated version please update the version number in this report. If not, please indicate so in a response back to EPA.

   Additionally, please confirm whether the CPG is using an add-on to ProUCL to address dioxin congeners. This add on is available from EPA-HQs. If CPG is in fact utilizing the add-on, please update the text in this section to reflect its use. If not, please indicate so in a response to EPA.