NUS CORPORATION AND SUBSIDIARIES — **TELECON NOTE**

CONTROL NO:	DATE:	TIME:
F3-8701-63	3/26/87	1430

ORIGINAL (Red)

DISTRIBUTION:

TDD file

SEMS DocID 2334344

BETWEEN:	OF:	PHONE:
Corporate Attorney, Daniel Garber	Bil Dry Corporation	(517) 546-8330

AND: [redacted] (b) (4) (NUS FIT III)

DISCUSSION:

Dan Garber outlined a proposal for removal of on site wastes and sent to D.E.R. Inspectors from five or six different agencies have inspected the site. Bil Dry purchased the property from Chemical Compounds Ltd. in October 1985. Bil Dry found conditions at the facility to be contrary to stated warranties and representations. Document contained standard statement of indemnification for environmental damage. Bil Dry is working with Mark Bonenberger at DER - 565-1687. DER is keeping manifest. Bil Dry was cited by the City with a health and nuisance violation. A court hearing in Philadelphia Municipal Court has resulted in an order to have the property cleaned up by June 10th, 1987. Court hearing was last week. Bil Dry is seeking indemnification from the prior owner. Mr. Garber was left with the impression that DER is maintaining responsibility for monitoring clean up. There are barrels of saleable raw materials inside the plant as well as barrels of paint solvent inside (~~Drums filled~~ P.O.D.) Any drums outdoors will be stored inside, apart from the barrels, and analyzed to determine the contents. Bil Dry has a contract with a licensed waste hauler to remove empty drums.

~~ACTION ITEMS:~~

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ORIGINAL (Red)

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BETWEEN:	OF:	PHONE:
Corporate attorney Daniel Garber	Bil Dry Corporation	(517) 546-8376

AND: [redacted] (b) (4) (NUS FIT III)

DISCUSSION:

Plant has no RCRA permits. No hazardous materials generated at the facility. Bil Dry manufactures concrete products, wall coatings, wall plaster, glue, fiberglas "fiber bond", and concrete. They do not have any permits or manifest of the former owner Henry Harad. Henry Harads address is [redacted] (b) (6) [redacted] (b) (6) avenue, Philadelphia. His phone number is [redacted] (b) (6) Bil-Dry anticipates litigation against Harad due to the fact that Harad is not cooperating or working with them. A number of years ago a fire occurred in one of the buildings containing drums with material in them. (~~Mr. Garber assumes~~ JDO 3/30/87) the drums were taken to the open lot adjacent to the building and put in a heap. Mr. Garber assumes the contents of the drums burned in the fire. J&B Bil Dry a Michigan co-partnership purchased the assets of the plant. Bil Dry however is equitable owner of the property. The property is 4 or 5 acres in size. An attorney with the State DER representing potential civil investigation decided the site was a civil case and performed an initial investigation. The site was then taken over by Mark Bonenberger, Waste Management Specialist with DER. The site was originally investigated by Tony Masiola, DER attorney general, who represented potential criminal investigation.

~~ACTION ITEMS:~~

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