To: Lauren Charney/R2/USEPA/US@EPA[]
Cc: LuisMendez@ongov.net[LuisMendez@ongov.net]
From: "Kevin C. Murphy"
Sent: Thur 10/13/2011 7:40:51 PM
Subject: RE: Lower Ley Creek
Draft Ley Creek FOIA (11 13 11).docx
kmurphy@wladislawfirm.com
kmurphy@wladislawfirm.com

Lauren:

Luis Mendez and I want to thank you for your quick response last week to our questions re: Lower Ley Creek. I have been meaning to acknowledge receipt of your reply since last week but things have been hectic.

Luis and I also want to give you a heads up on the County's decision to submit a FOIA request to EPA w/ respect to matters related to Ley Creek in general and Lower Ley Creek in particular. I have attached a copy of the working draft of that request. It will not be finalized until next week some time. If there are requests that you think we should discuss before the formal request is made or information that is available because Onondaga County is an identified PRP and a request is not needed, please send me and e-mail or give me a call and we can arrange to discuss those issues before any request is formally made.

If you see no issues or have no concerns, the County will finalize and submit the request within the next week to 10 days.

Thank you.

Kevin C. Murphy

The Wladis Law Firm, P.C.

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OnondagaLake_0000691_0001

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From: Charney.Lauren@epamail.epa.gov [mailto:Charney.Lauren@epamail.epa.gov]
Sent: Thursday, October 06, 2011 3:19 PM
To: Kevin C. Murphy
Subject: Re: Lower Ley Creek

Kevin and Luis,
EPA has been conducting additional sampling this week and last week. I do not have any additional finalized data for you at this point. I also do not have an estimated date as to the completion of the RI, because it depends on the results of this sampling event.

Regarding your inquiry about additional PRP information submittals: are you asking if EPA would be interested in receiving information about the operations of noticed and non-noticed PRPs at this subsite? EPA would accept such information, but to date (to my knowledge) has not received anything from any of the noticed PRPs.

Lauren P. Charney
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New York/Caribbean Superfund Branch
Office of Regional Counsel, EPA Region 2
290 Broadway, 17th Floor
New York, NY 10007
Tel: 212-637-3181
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From: "Kevin C. Murphy" <KMurphy@WladisLawFirm.com>
To: Lauren Charney/R2/USEPA/US@EPA
Cc: <LuisMendez@ongov.net>
Date: 10/06/2011 10:08 AM

Subject: Lower Ley Creek

Lauren:

I am writing on behalf of Onondaga County seeking an update on the status of Lower Ley Creek, Old Ley Creek, the swale and flood plain RI investigation. The County understands sampling is on-going or only recently completed. Is the County's understanding correct? Regardless of the answer, does EPA expect to have an RI completed by the end of 2011 or is spring 2012 more likely?

I am also writing to inquire as to the date by which any additional PRP information submittals would need to be made to EPA so as to be of assistance in the on-going RI process. The County is actively investigating/inquiring if such information exists, but does not have any such information in its possession at this time.

Thank you.

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