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*ALSO ADMITTED IN NEW YORK
+ALSO ADMITTED IN PENNSYLVANIA
-ONLY ADMITTED IN NEW YORK
PLEASE REPLY TO ROSELAND, NJ

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Writer's Email Address: AIuso@connellfoley.com

May 4, 2012

Via Regular Mail and Federal Express
William J. Reilly, Jr.
Office of Regional Counsel
U.S. Environmental Protection Agency
Region II
290 Broadway, 17th Floor
New York, NY 10007

Re: Riverside Avenue site, Newark, Essex County, New Jersey
Request for Information pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 USC, § 9601 et seq. directed to Brown Chemical Co.

Dear Mr. Reilly:

This will acknowledge receipt of your correspondence of February 28, 2012 to Brown Chemical. On behalf of Brown Chemical, attached please find the responses of Brown Chemical to Attachment B-Request for Information related to your inquiry.

Very truly yours,

ANGELA A. IUSO

AAI/sw
Enclosures

RECEIVED
MAY 7 2012

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ATTACHMENT B-

RESPONSE OF BROWN CHEMICAL TO REQUEST FOR INFORMATION RE: RIVERSIDE AVENUE SITE, NEWARK, ESSEX COUNTY, NEW JERSEY, REQUEST FOR INFORMATION PURSUANT TO THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND LIABILITY ACT, 42 USC, § 9601 ET SEQ. DIRECTED TO BROWN CHEMICAL

1. a. Brown Chemical Co. 181 Warren Street, Paterson, NJ 07524
Brown Chemical Co.PO Box 440, 302 West Oakland Avenue, Oakland, NJ 07436

b. Douglas A. Brown
President & CEO
Brown Chemical Co., Inc.
PO Box 440
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Patrick Brown
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David Lyle
Vice President
Brown Chemical Co., Inc.
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c. Incorporated 1936, State of New Jersey
Agent:

Mr. Kenneth Kunzman, Esq.
Connell Foley LLP
85 Livingston Avenue
Roseland, NJ 07068
T: 973-535-0500

d. None

2. a. During the period from January 1, 1970 to December 31, 1999. Brown Chemical entered into business transactions with Frey Industries, Inc. and Mr. Tilghman Frey as a representative of Frey Industries.

1. Universal International Industries, Inc.-No.
2. Jobar Industries, Inc.-No.
3. Jobar Packaging, Inc.-No.
4. Frey Industries, Inc.-Yes.***
5. Mr. Tilghman Frey-Yes, in his capacity at Frey Industries, Inc.

*** Brown Chemical is in the business of chemical distribution. At various times in the 1990's, Brown did business with Frey Industries in Newark New Jersey. Frey was used to package various bulk liquid virgin products for Brown as Brown did not have the ability to package certain products. Brown would arrange to have Products shipped from a manufacturer to Frey to be packaged. Brown would then pick up the product from Frey's location to be returned to Brown's site to be delivered to Brown's ultimate customers. In so doing, Brown would have supplied certain labels that said "Brown" and/or Brown drums that were already labeled as such. Therefore, on behalf of Brown, the only products that would have been packaged and transported would have been the product that Brown was selling/supplying in the quantities that Brown was selling.

b.
1. Universal International Industries, Inc.-No.
2. Jobar Industries, Inc.-No.
3. Jobar Packaging, Inc.-No.
4. Frey Industries, Inc.-No.
5. Mr. Tilghman Frey-No.

c.
1. Universal International Industries, Inc.-No.
2. Jobar Industries, Inc.-No.
3. Jobar Packaging, Inc.-No.
4. Frey Industries, Inc.-No.

d.
1. Universal International Industries, Inc.-No.
2. Jobar Industries, Inc.-No.
3. Jobar Packaging, Inc.-No.
4. Frey Industries, Inc.-No.

3. a. No.
   b. No.
   c. No.
   d. No.
   e. No.
   f. Yes assuming a container may be a truck or tanker.
   g. Yes.

4. a. Universal International Industries, Inc.-No.
   b. Jobar Industries, Inc.-No.
   c.. Jobar Packaging, Inc.-No.
   d. Frey Industries, Inc.-No.

5. No.

6. Douglas A. Brown of Brown Chemical and Angela A. Iuso, Esq. of Connell Foley, LLP, 85 Livingston Avenue, Roseland, NJ .

7. B. REQUEST FOR RECORDS

a. Brown only dealt with Mr. Frey in his capacity at Frey Industries. Brown had a business relationship with Frey as indicated above. After conducting a diligent search for documents, brown does not have any documents related to that business relationship other than the documents attached here to and bates stamped Brown0001 to Brown0004. These documents consist of screen printouts of computer records and are the only remaining records currently discoverable for Frey Industries.

b. See response to 7a.
c. None.
d. None.
e. See response to 7 and b.
f. None.
g. None.
h. None.
g.[sic] None, other than as set forth herein. The only drums ever taken to the Frey site was on behalf of Brown as described herein. The expectation was that the drums were to be utilized for the purpose of packaging the products of Brown only for the services being provided by Frey as described herein. Brown does not have any records related to the drums that may have been utilized.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of New Jersey

County of Bergen :

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that I am under a continuing obligation to supplement my response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or my response thereto should become known or available to me.

Douglas A. Brown
NAME (print or type)

President & CEO
TITLE (print or type)

Douglas A. Brown
SIGNATURE

Sworn to before me this 4th
day of May, 2012

Notary Public

KARINA SENTE
NOTARY PUBLIC OF NEW JERSEY
I.D. # [illegible]3
Commission Expires 8/9/2015

Supplier File Maintenance INQUIRE
Payment History

Vendor Name FREY INDUSTRIES, INC. Vendor Number 2472

	DOLLAR VOLUME		NUMBER OF INVOICES		AVERAGE SETTLE DAYS	
MTH	THIS YEAR	LAST YEAR	THIS YR	LAST YR	THIS YR	LAST YR
JAN	1889	0	3	0	30	0
FEB	1331	0	3	0	28	0
MAR	3946	0	6	0	28	0
APR	3010	2266	6	4	31	24
MAY	1645	658	2	2	31	27
JUN	3397	2811	6	7	31	26
JUL	1398	2348	3	5	25	23
AUG	3617	1609	6	5	28	20
SEP	1854	2324	3	4	32	28
OCT	3208	2290	5	4	27	26
NOV	1759	701	3	2	26	24
DEC	4306	0	7	0	27	0
TOTAL	31360	15007	53	33	28	25

F4=Previous Screen F7=Exit

BROWN0001

Supplier File Maintenance INQUIRE
Payment History

Vendor Name FREY INDUSTRIES, INC. Vendor Number 2472

	DOLLAR VOLUME		NUMBER OF INVOICES		AVERAGE SETTLE DAYS	
MTH	THIS YEAR	LAST YEAR	THIS YR	LAST YR	THIS YR	LAST YR
JAN	987	1701	2	4	26	32
FEB	820	1173	2	2	28	32
MAR	841	1925	2	5	21	27
APR	1345	2521	3	4	26	27
MAY	977	2423	2	4	28	27
JUN	995	1829	4	3	31	26
JUL	2199	2598	4	4	27	30
AUG	1957	0	4	0	27	0
SEP	2249	3471	5	8	28	28
OCT	481	2418	1	4	48	26
NOV	1276	0	3	0	25	0
DEC	823	0	1	0	27	0
TOTAL	14950	20059	33	38	29	29

F4=Previous Screen F7=Exit

BROWN0002

Supplier File Maintenance INQUIRE
Payment History

Vendor Name FREY INDUSTRIES, INC. Vendor Number 2472

MTH	DOLLAR VOLUME THIS YEAR	DOLLAR VOLUME LAST YEAR	NUMBER OF INVOICES THIS YR	NUMBER OF INVOICES LAST YR	AVERAGE SETTLE DAYS THIS YR	AVERAGE SETTLE DAYS LAST YR
JAN	595	1675	1	6	27	36
FEB	1133	1799	1	4	26	26
MAR	3191	1717	6	4	58	27
APR	1407	369	2	1	25	29
MAY	1603	694	1	3	27	33
JUN	1075	1707	2	2	31	50
JUL	1385	768	2	2	28	25
AUG	1091	763	2	1	34	28
SEP	1041	0	2	0	34	0
OCT	2874	972	4	2	27	31
NOV	518	3947	2	6	33	84
DEC	1117	2827	2	4	26	44
TOTAL	17030	17238	27	35	36	43

F4=Previous Screen F7=Exit

BROWN0003

Supplier File Maintenance INQUIRE
Payment History

Vendor Name FREY INDUSTRIES, INC. Vendor Number 2472

MTH	DOLLAR VOLUME THIS YEAR	DOLLAR VOLUME LAST YEAR	NUMBER OF INVOICES THIS YR	NUMBER OF INVOICES LAST YR	AVERAGE SETTLE DAYS THIS YR	AVERAGE SETTLE DAYS LAST YR
JAN	2738	595	4	1	47	27
FEB	2121	1133	4	1	27	26
MAR	1065	3191	1	6	21	58
APR	1057	1407	2	2	26	25
MAY	2117	1603	3	1	26	27
JUN	0	1075	0	2	0	31
JUL	1070	1385	1	2	31	28
AUG	2351	1091	5	2	24	34
SEP	0	1041	0	2	0	34
OCT	0	2874	0	4	0	27
NOV	0	518	0	2	0	33
DEC	0	1117	0	2	0	26
TOTAL	12519	17030	20	27	29	36

F4=Previous Screen F7=Exit

BROWN0004