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April 24, 2015

Rule 408 Settlement Communication
Via E-mail and U.S. Mail

Andrew S. Goldman
Sr. Assistant Regional Counsel
USEPA
1650 Arch Street
Philadelphia, PA 19103

Re: Metro Container Corporation Site -- Removal Action and RI/FS

Dear Andy:

This firm is common counsel to the Metro Container Group (the "Group"), the current members of which are listed in Attachment A to this letter. I am writing to respond on behalf of the Group to EPA's January 23, 2015 Special Notice Letter ("SNL") and to EPA's March 10, 2015 Negotiations for Performance of a Time-Critical Removal Action letter (the "Removal Action Letter"). The Group appreciates the extensions EPA has granted to these two letters.

This letter constitutes both a good faith offer in accordance with the SNL and a good faith proposal concerning performance of a removal action and to pay EPA's Future Response Costs in accordance with the Removal Action Letter.

With respect to the SNL, the Group provides the following information in response to the elements listed on Page 2 of the SNL:

1. The Group is willing to conduct the RI/FS consistent with the terms and provisions set forth in the enclosed Administrative Settlement Agreement and Order on Consent for Remedial Investigation/Feasibility Study (the "RI/FS AOC"). The members of the Group include some of the largest corporations in the world, such that the Group unquestionably has the financial ability to conduct that work.

2. The members of the Group have vast experience and the technical capability to conduct the work. The work will be overseen by the Group's Technical Committee, which is comprised of experienced technical representatives from many members of the Group. The Group has retained Geoffrey Seibel of de maximis, inc. ("dmi") as its Project Coordinator. Mr. Seibel and dmi have significant experience in serving as Project Coordinator and in other roles in CERCLA sites around the country. Mr. Seibel is well known in Region 3 and is the current Project Coordinator for,

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inter alia, the Boarhead Farms Superfund Site, the Blosenski Landfill Superfund Site, the Novak Landfill Superfund Site, and the Revere Chemical Superfund Site. The Group is in the process of interviewing and selecting one or more contractors to conduct the work as well.

3. The Group is willing and has the ability to pay EPA for costs incurred in overseeing the performance of the work.

4. The proposed changes to EPA's draft RI/FS AOC are reflected in the enclosed redline. In order to accomplish a successful remedy based upon sound science and engineering, cooperation and coordination among all of the parties is exceptionally important. It includes undertaking necessary studies and investigations and evaluating thoroughly the data.

5. I will represent the Group in negotiations to finalize the RI/FS AOC.

As you know, the Group believes that a site tour and meeting between its Technical Committee, its Project Coordinator, and EPA's technical team is necessary to give the Group a better understanding of the Site and EPA's thoughts about the work, and to negotiate the final language of the RI/FS AOC with respect to the work and otherwise. We are prepared to have that meeting immediately and to quickly finalize revisions to the "Work to be Performed" section of the RI/FS AOC based on that meeting.

With respect to the Removal Action Letter, the Group provides the following information in response to the elements listed on Page 2 of that letter:

1. The Group is willing to conduct a removal action consistent with the terms and conditions set forth in the enclosed Administrative Settlement Agreement and Order on Consent for Removal Action (the "Removal Action AOC"). As set forth above, the Group has both the financial and technical capability to conduct the work.

2. The Group is willing and has the ability to pay EPA for costs incurred in overseeing the performance of the work.

The Group's draft Removal Action AOC tracks the general provisions of the Group's RI/FS AOC. As with the RI/FS, the Group believes that a site tour and meeting between its Technical Committee, its Project Coordinator, and EPA's technical team is necessary to give the Group a better understanding of EPA's thoughts about the future removal work, and to negotiate the final language of the Removal Action AOC with respect to the work and otherwise. Again, we are prepared to have that meeting immediately, and to quickly finalize the revisions to the "Response Action Plan Development and Implementation" language in the Removal Action AOC.

I and the Group look forward to working with you and EPA to negotiate these agreements and to implement both the RI/FS and the removal action. Please give me a call to discuss our path forward.

Very truly yours,

Glenn A. Harris
GAH/mds

Enclosures

ATTACHMENT A

Exxon Mobil Corporation
ExxonMobil Oil Corporation

BP Products North America Inc.
BP Lubricants USA Inc.
Atlantic Richfield Company

E. I. du Pont de Nemours and Company

Chevron Environmental Management Company, for itself and as Attorney-in-Fact for Chevron U.S.A. Inc.

Superfund Management Operations, a series of Evergreen Resources Group, LLC (for itself and for Sunoco, Inc. (R&M) (f/k/a Sun Refining and Marketing Company) and Sunoco, Inc. (f/k/a Sun Oil Company))

Rohm and Haas Company

Tunnel Barrel and Drum Co., Inc.

Veolia ES Technical Solutions, LLC (itself and for Marisol, Inc.)