SheppardMullin

Sheppard, Mullin, Richter & Hampton LLP
Four Embarcadero Center, 17th Floor
San Francisco, California 94111-4109
415.434.9100 main
415.434.3947 fax
www.sheppardmullin.com

415.774.3278 direct
mjonesmckeown@sheppardmullin.com

File Number: 0KRT-135688

May 10, 2016

VIA E-MAIL

Lori Cora, Esq.
United States Environmental Protection Agency
1200 Sixth Avenue
#ORC-113
Seattle, WA 98101

Re: Portland Harbor Superfund Site
Public Comment Period for the Proposed Plan

Dear Ms. Cora:

We represent ESCO Corporation ("ESCO") with regards to the Portland Harbor Superfund Site (the "Site"). On March 12, 2010, ESCO received a General Notice letter from the United States Environmental Protection Agency ("EPA") regarding the Site. Since that time, ESCO has been diligently monitoring EPA's process with LWG in drafting the Remedial Investigation and Feasibility Study. We understand that after this complex, multi-year process, EPA intends to issue a Proposed Plan at some point in May 2016, after which it intends to allow for a sixty-day comment period on that Proposed Plan before issuing its Record of Decision.

This would allow only 60 days for interested parties and other members of the public, including ESCO, to submit comments. Given that EPA has had sixteen years to develop the information underlying the selected alternative in its forthcoming Proposed Plan, the complexity of the Site, the voluminous documents generated by this process, and highly technical analysis required to understand EPA's decisions, ESCO does not believe it will be able to meaningfully comment on the Proposed Plan within a 60-day period. ESCO requests that this process honor the mandate in CERCLA Section 117(a) that, before adoption of any proposed plan, EPA shall "[p]rovide a reasonable opportunity for submission of written and oral comments . . ." Accordingly, ESCO requests that EPA extend the public comment period to 120 days.

Feel free to contact me to discuss this issue.

Regards,

Meredith A. Jones-McKeown
for SHEPPARD, MULLIN, RICHTER & HAMPTON LLP
ATTORNEYS FOR ESCO CORPORATION

SMRH:477099343.2