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July 22, 2002

TELECOPY

Janet E. Sharke, Esq. (3EC00)
U.S. Environmental Protection Agency-Region III
Office Of Enforcement, Compliance and
Environment Justice (Mail Code 3EC00)
1650 Arch Street
Philadelphia, PA 19103-2029

Lillian Pinzon, Esq. (C-14J)
U.S. Environmental Protection Agency
Region V
77 West Jackson Blvd.
Chicago, IL 60604-3590

Re: Request To Speak With USEPA/ATSDR Members Of CAT Team
Regarding C-8 Issues

Dear Ms. Sharke and Ms. Pinzon:

As you are aware, we have asked on several occasions for the opportunity to speak with USEPA's and ATSDR's representatives to the C-8 Assessment of Toxicity Team ("CAT Team") established under the Consent Order between E.I. duPont de Nemours and Company ("DuPont") and the State of West Virginia. The CAT Team met in Cincinnati on May 6-7, 2002, for the purposes of selecting "screening levels" for C-8 in environmental media and announced "screening levels" for C-8 in air and soil later that week.

As of today's date, we have not received any confirmation from you that we may proceed with discussions with any of USEPA's or ATSDR's representatives to the CAT Team. We now understand, based upon recent communications from USEPA, that it has not yet approved any such informal discussions between our law firm and any of the USEPA or ATSDR representatives, given that our law firm currently represents Plaintiffs in litigation against DuPont on C-8 issues. We also understand that there has been no decision yet as to whether the USEPA

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Janet E. Sharke, Esq.
Lillian Pinzon, Esq.

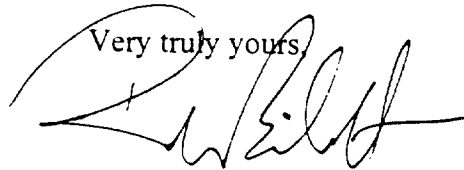
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or ATSDR will agree to comply with any subpoena issued to obtain the testimony of the USEPA or ATSDR CAT Team members on these issues in connection with the litigation now pending in State Court in West Virginia.

Please confirm as soon as possible, in writing, whether USEPA or ATSDR will agree to either: (1) allow us to speak informally with any of the USEPA or ATSDR members of the CAT Team with respect to C-8 issues; or (2) agree to produce any of the USEPA or ATSDR CAT Team members for a formal deposition to discuss such matters, in addition to agreeing to respond to a subpoena for documents possessed in connection with the C-8 issues. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read 'R. Bilott', written over the closing 'Very truly yours,'.

Robert A. Bilott

RAB/mdm

cc: R. Edison Hill, Esq.
Larry A. Winter, Esq.

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