



Facsimile Transmission

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LEGAL

To: Jerry Hapka, Loc. D-8065-2

Date: 8-23-94

From: M. D. Scott & L. T. Bolognini

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Following are the questions for the toll manufacturers. If you have any questions, we will be in the office on Wednesday, August 24.

1. IS THE PLANT ON EITHER THE NATIONAL PRIORITIES LIST ("NPL") [I.E., A SUPERFUND SITE] OR ON A STATE SUPERFUND CLEANUP LIST?
 - a. HAS THE PLANT OR ITS OPERATOR EVER SENT ANY WASTES TO ANY SITE ON THE NPL?
 - b. HAS THE PLANT OR ITS OPERATOR EVER RECEIVED ANY REQUESTS FOR INFORMATION OR ANY "NOTICE LETTERS" FROM STATE OR FEDERAL AUTHORITIES CONCERNING PAST OR CURRENT HAZARDOUS WASTE DISPOSAL PRACTICES? IS THE PLANT SUBJECT TO ANY ENFORCEMENT ORDERS, FEDERAL OR STATE?
2. WAS THERE EVER ANY INTENTIONAL OR UNINTENTIONAL OFF-SITE DISPOSAL OF ANY WASTES - SOLID OR HAZARDOUS - BY THE PLANT OR ITS OPERATOR? ARE YOU AWARE OF ANY CLEAN-UPS OF WASTE MATERIALS OR SPILLS THAT HAVE EVER BEEN CONDUCTED OFF-SITE?
3. HOW LONG HAS THE SAME OPERATION(S) BEEN CARRIED OUT AT THIS FACILITY?
 - a. WHAT IS THE PAST HISTORY OF THE SITE?
 - b. ARE ANY OF THE WASTES CONSIDERED HAZARDOUS WASTES?
 - c. WHAT IS THE FACILITY'S STATUS UNDER RCRA?
 - d. HAS A PART A APPLICATION BEEN FILED OR RESCINDED?
 - e. HAS A PART B APPLICATION BEEN REQUESTED OR SUBMITTED?
4. LIST ALL ENVIRONMENTAL PERMITS THE PLANT HAS.

5. IS THE PLANT AND ITS OPERATOR IN COMPLIANCE WITH ALL FEDERAL, STATE AND LOCAL ENVIRONMENTAL LAWS AND REGULATIONS? HAS THE PLANT EVER RECEIVED NOTICE THAT IT IS NOT IN COMPLIANCE WITH ANY ENVIRONMENTAL LAWS, REGULATIONS, PERMITS? IF SO, WHAT WERE THE SPECIFIC ALLEGATIONS AND HOW HAVE THEY BEEN RESOLVED? DOES THE PLANT NEED TO UPGRADE ANY OF ITS PRODUCTIONS OR TREATMENT FACILITIES TO COMPLY WITH ANY EXISTING ENVIRONMENTAL LAWS OR REGULATIONS? HOW MUCH WILL IT COST?
6. HAS THE PLANT OR ITS OPERATOR EVER BEEN THE SUBJECT OF ANY CIVIL (INCLUDING PRIVATE ACTIONS), CRIMINAL, OR ADMINISTRATIVE PROCEEDINGS RELATING TO ENVIRONMENTAL, HEALTH, SAFETY MATTERS? ARE THERE ANY OUTSTANDING LAWSUITS, FINES OR PENALTIES? ARE THERE ANY PENDING COMPLAINTS INVOLVING ENVIRONMENTAL, HEALTH AND/OR SAFETY MATTERS BY EMPLOYEES, THE COMMUNITY OR CUSTOMERS?
7. ARE THERE ANY ONGOING ENVIRONMENTAL INVESTIGATIONS OF WHICH THE COMPANY IS AWARE OF INVOLVING FEDERAL, STATE OR LOCAL GOVERNMENTAL AUTHORITIES IN THE VICINITY OF THE FACILITY?
8. HAS THE COMPANY MADE (OR DOES IT PLAN TO MAKE) ANY DISCLOSURES TO THE SEC REGARDING ENVIRONMENTAL MATTERS?
9. DOES THE COMPANY HAVE AN ENVIRONMENTAL, HEALTH, SAFETY DEPARTMENT POLICY? AUDIT PROGRAM?