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February 21, 2002

Mr. Michael Baker
Chief of Drinking and Ground Waters Section
Ohio Environmental Protection Agency
P. O. Box 1049
Columbus, OH 43216-1049

Re: The Little Hocking Water Association, Inc.
Washington County

Dear Mr. Baker:

The purpose of this letter is to advise you that I have been retained as environmental counsel by The Little Hocking Water Association, Inc. to represent them in matters associated with the potential contamination of their wells by a certain organic chemical, ammonium perfluorooctanoate, (hereinafter "C-8") (CAS No. 3825-26-1) utilized by DuPont.

It is my understanding that you hosted a meeting at the Ohio Environmental Protection Agency ("OEPA") in January, 2002, to discuss this issue with representatives DuPont and their counsel. You also invited The Little Hocking Water Association, Inc. to attend this meeting.

Since that meeting, DuPont did perform additional sampling of not only the production wells of The Little Hocking Water Association, Inc., but also the test wells located within the wellfield property, and within the distribution system. I am enclosing a copy of those results for your reference and use. Please note that the distribution system samples were between 1 and 2 ppb, but the test wells and production wells were significantly higher.

I noted from the attendance sheet for the meeting at the OEPA that a representative of the West Virginia Department of Environmental Protection ("WVDEP") was not present. I am, therefore enclosing a copy of the Consent Order which was entered into by and between WVDEP and DuPont on November 14, 2001.

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Requested Next Steps for OEPA.

1. Enter Into Administrative Order on Consent, or in the Alternative Issue a Unilateral Order. I would like to request that the OEPA proceed to a similar Administrative Order on Consent ("AOC"), or in the alternative a unilateral Order against DuPont for the purpose of establishing the nature and scope of the contamination of the "waters of the State" by C-8 in the vicinity of not only The Little Hocking Water Association, Inc. wellfield, but also potentially impacted aquifers in Ohio.
2. Participate in WVDEP Committees as an Ex Officio Member. There are two "teams" that are established under the WVDEP Order. The first is a ground water investigation steering team ("GIST"), which is discussed in Article VII on page 6 of the Order. This team includes the United States Environmental Protection Agency ("USEPA"), WVDEP and DuPont representatives. The purpose of this team is to "...issue reports setting forth findings of fact and conclusions regarding background data, ground water monitoring, and plume identification...". This should be expanded to include plume migration into the State of Ohio.

The second team established pursuant to the WVDEP Order is the "C-8 assessment and toxicity team" ("CAT"), which is established in Article VII(C)(2) on page 8 of the Order. The purpose of this team is to "...issue a final report setting forth findings of fact and conclusions as to what extent there may be health risks associated with C-8 at the Facilities.". The task as described on page C-4 of this team is the "development of screening levels based on protection of human health". This would allow the OEPA to development human health risk base screening levels for C-8 in air, water and soil. Also, a determination of the potential carcinogenicity of C-8 should be included. Participation by the OEPA in this team so as to properly advise The Little Hocking Water Association, Inc. and other water districts on the toxicity of C-8 would be logical.

It is requested that the OEPA participate in these activities with DuPont and WVDEP so that the OEPA may establish guidelines for the maximum contaminant levels ("MCLs") of C-8 as safe levels for The Little Hocking Water Association, Inc. drinking water.

In order to provide background information to you on discharges of C-8 from the DuPont facility in Parkersburg, West Virginia (Wood County), I am enclosing a copy of correspondence dated March 6, 2001, prepared by Robert A. Bilott, Esq. at Taft, Stettinius & Hollister in Cincinnati, Ohio, acting as counsel for several adjacent property owners to the DuPont facility. I do not

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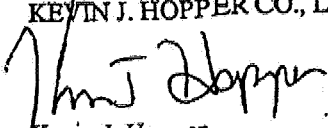
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have the Exhibits which are referenced in Mr. Bilott's correspondence, however I shall be pleased to request them through the offices of Mr. Bilott. After reviewing Mr. Bilott's correspondence you will note that the regulation of C-8 has passed "under the radar screen" of the USEPA, as such it is not a regulated substance. Mr. Bilott has in excess of 110,000 pages of documents produced by DuPont on the subject of C-8.

After reviewing the above and the enclosures, I request that you contact me so that we may discuss the next steps of the OEPA in this matter.

Very truly yours,

KEVIN J. HOPPER CO., LPA



Kevin J. Hopper

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Enclosures

CC: The Little Hocking Water Association, Inc.
Christopher Jones, Esq., Director/OEPA
Sarah Wallace/OEPA Southeast District Office, Division of Drinking & Ground Waters
Janet Welch, Esq./General Counsel for Little Hocking Water Association, Inc.
Kim Mays/Ohio River Valley Water Sanitation Commission

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