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November 13, 2007

Via Federal Express Overnight Delivery

(Tracking # 7908 7249 7609)

Mr. Ted Bazanas
On Scene Coordinator
US EPA – Region 1
1 Congress Street
Boston, Massachusetts 02114

Re: Notification of Federal Interest
Vermont Railway Mainline in Middlebury Vermont, adjacent to Otter Creek

Dear Mr. Bazanas:

Global Companies LLC (Global) has prepared the following letter to clarify our position with respect to the above mentioned Notification of Federal Interest (Notification) received from EPA and executed by Global on October 24, 2007.

The Notification specifically states that EPA has initially determined Global to be “the owner, operator or person in charge of the facility” which is the source of the subject discharge. Although Global leased the rail cars for the transport of gasoline, it turned over custody of the leased rail cars and its product to Vermont Railroad while in transit from our Albany, NY Terminal to the Burlington, VT Terminal. During the time the product is being transported, the rail carrier is solely responsible for the shipment. Based on the information currently available, the reason for the derailment was failure of the track. There is no evidence whatsoever that the derailment was in any way related to any failure associated with the rail cars leased by Global. Therefore, Global contends that Vermont Rail, and if different, the owner of the tracks are solely responsible for the subject discharge of product. While Global had leased the rail cars, Global was not the owner, operator or person actually in charge of the rail cars at the time of the derailment.

Immediately upon receiving knowledge of the incident, Global mobilized internal personnel and external response contractors, and conducted notifications to the National Response Center and the Vermont Department of Environmental Conservation. Although not required, Global conducted these actions as voluntary measures in an effort to ensure that all necessary resources were deployed as quickly as possible to mitigate environmental damages and to provide knowledgeable personnel to offload product from the rail cars.

If you have any questions or require any additional information, please contact me at (781) 398-4132.

Sincerely,

Thomas F. Keefe
Director of Environmental, Health and Safety Operations

cc. Edward Faneuil – Global Companies LLC
Ron Kenny – Global Companies LLC
Mark Roberts - Roberts, McRoberts & Rainer, LLP

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