



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II
EDISON, NEW JERSEY 08837

November 4, 2008

Mr. Ted Frey
c/o Abrachem Group, LLC.
2 Peekay Drive
Clifton, NJ 07014

Dear Mr. Frey:

This will acknowledge receipt of your letter of this date in which you committed money and resources to initiate a response action regarding chemicals in the intermodal shipping containers (ISCs) on your property at the above address.

The United States Environmental Protection Agency (USEPA) is willing to allow you to proceed with this response action, and will monitor your progress on a regular and frequent basis. I will be in contact with your consultant, Mr. Edward Russick of GTI to fine-tune the draft work plan he provided us today. The USEPA will provide guidance and recommendations to your contractor on an as-needed basis, and you may be held financially liable for any or all of the oversight costs that the USEPA incurs.

I would like to reiterate that the USEPA is prepared to allow you to proceed with the removal action insofar as progress towards the timely completion of this project is evident. If the circumstances change and I determine that you are unable or unwilling to complete the response action, EPA reserves the right to invoke its statutory and regulatory authorities and assume jurisdiction over this response action. If this should happen, you may be liable for all costs associated with the government's efforts to complete the necessary work. I urge you to confer with your legal counsel to be sure that you are fully aware of all the legal implications involved, including, but not limited to, your responsibility and liability under the relevant federal statutes and regulations.

Thank you for your cooperation and efforts to date, and we look forward to a timely and successful removal action at your facility.

Sincerely yours,

A handwritten signature in black ink that reads "Paul L. Kahn".

Paul L. Kahn
On-Scene Coordinator
Response and Prevention Branch

cc: Clifton Fire Department