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**Carol A. Bynoe, Esq.**

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**Senior Attorney  
Stepan Company**

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Northfield, IL 60093**

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
EPA NEW ENGLAND  
1 CONGRESS STREET, SUITE 1100  
BOSTON, MA 02114-2023

Superfund Records  
Site: Wells G & H  
Date: 11.9  
Number: 283481

**URGENT LEGAL MATTER – PROMPT REPLY NECESSARY**  
**CERTIFIED MAIL: RETURN RECEIPT REQUESTED**

August 16, 2005

Carol A. Bynoe, Esq.  
Senior Attorney  
Stepan Company  
22 West Frontage Road  
Northfield, IL 60093

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA in relation to the former Whitney Barrel Company at the Wells G & H Superfund Site in Woburn, Massachusetts, hereinafter referred to as the "Site"

Dear Ms. Bynoe:

The United States Environmental Protection Agency (EPA) is investigating the source, extent and nature of the release or threatened release of any hazardous substance, pollutant or contaminant, or hazardous waste at the Whitney Barrel Company, 256 Salem Street, Woburn, Massachusetts, situated within the Wells G & H Superfund Site in Woburn, Massachusetts (the "Site"). This investigation includes an inquiry into the identification, nature, source, and quantity of materials transported to the Site and/or generated, treated, stored, or disposed of at the Site. This letter seeks your cooperation in providing information and documents relating to the environmental conditions at, and cleanup of, the Site.

Specifically, EPA is seeking additional details regarding some of the information you provided in your, March 18, 2004, response to EPA's Section 104(e) Request For Information dated December 15, 2003. This letter requests your cooperation in providing information and documents to EPA clarifying your relationship to the Whitney Barrel Company and thereby your relationship to the Site.

Pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9604(e), you are hereby requested to respond to the Information Request set forth in the Enclosure to this letter.

While EPA seeks your voluntary cooperation in this investigation, compliance with the Information Request is required by law. Failure to provide a complete truthful response to this Information Request **within thirty (30) days** of your receipt of this letter, or to adequately justify

such failure to respond, may subject you to an enforcement action by EPA pursuant to Section 104(e) of CERCLA. This provision permits EPA to seek the imposition of penalties of up to thirty-two thousand five hundred dollars (\$32,500) for each day of non-compliance.

Please note that responses which are incomplete, ambiguous, or evasive will be treated as complete non-compliance with this Information Request. Also, be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq. Your response to this Information Request should be mailed to:

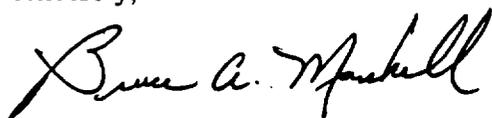
U.S. Environmental Protection Agency  
Martha Bosworth, Enforcement Coordinator  
Office of Site Remediation and Restoration (HBS)  
One Congress Street, Suite 1100  
Boston, MA 02114

ATTN: Wells G&H Case Team

If you have questions concerning the this Information Request, you may contact Martha Bosworth, Enforcement Coordinator at 617-918-1407. Technical questions concerning the Site should be referred to Joseph LeMay, the Remedial Project Manager at 617-918-1323. If you have legal questions, or if your attorney wishes to communicate with EPA on your behalf, please contact Susan Scott, Enforcement Counsel at (617) 918-1778.

Due to the seriousness of the problem at the Site and the legal ramifications of your failure to respond properly, EPA strongly encourages you to give this matter your immediate attention and to respond to this Information Request within the time specified above. Thank you for your cooperation in this matter.

Sincerely,



Bruce A. Marshall, Chief  
Search and Cost Recovery Section, Technical & Support Branch  
Office of Site Remediation and Restoration  
Enclosures

**WELLS G & H SUPERFUND SITE  
SUPPLEMENTAL 104(E) QUESTIONS FOR  
OLIN CORPORATION**

**Period Being Investigated:** 1973 to 1986

Note: All questions refer to the period being investigated unless otherwise indicated.

**Information Request Definitions**

All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA, 42 U.S.C. Section 9601 et seq., RCRA, 42 U.S.C. Section 6901 et seq., or Volume 40 of the Code of Federal Regulations (CFR), in which case such statutory or regulatory definitions shall apply.

The following definitions shall apply to the following words as they appear herein:

1. The term “you,” “your,” “Olin,” and “Respondent” shall mean Olin Corporation (formerly known as Olin Mathieson Chemical Corporation), its officers, managers, employees, contractors, trustees, successors, and agents, and any predecessor, parent or successor corporations or companies.
2. The terms “document” and “documents” shall mean any method of recording, storing, or transmitting information. “Document” shall include but not be limited to:
  - a. Writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including (by way of illustration and not by way of limitation) any of the following:
    - i. invoice, receipt, endorsement, check, bank draft, canceled check, deposit slip, withdrawal slip, order;
    - ii. letter, correspondence, fax, telegram, telex;
    - iii. minutes, memorandum of meetings and telephone and other conversations, telephone messages;
    - iv. agreement, contract, and the like;
    - v. log book, diary, calendar, desk pad, journal;
    - vi. bulletin, circular, form, pamphlet, statement;
    - vii. report, notice, analysis, notebook;
    - viii. graph or chart; or
    - ix. copy of any document.
  - b. Microfilm or other film record, photograph, or sound recording on any type of device;
  - c. Any tape, disc, or other type of memory generally associated with computers and data processing, together with:
    - i. the programming instructions and other written material necessary to use

- ii. such punch card, disc, or disc pack, tape or other type of memory; and printouts of such punch card, disc, or disc pack, tape or other type of memory; and
  - d. Attachments to or enclosures with any document as well as any document referred to in any other document.
- 3. The term “identify” means, with respect to a natural person, to set forth:
  - a. The person’s full name;
  - b. Present or last known business and home addresses and telephone numbers;
  - c. Present or last known employer (include full name and address) with job title, position or business; and
  - d. The person’s social security number.
- 4. The term “identify” means, with respect to a corporation, partnership, business trust, government office or division, or other entity (including a sole proprietorship), to set forth:
  - a. Its full name;
  - b. Complete street address;
  - c. Legal form (e.g., corporation, partnership, etc.);
  - d. The state under whose laws entity was organized; and
  - e. A brief description of its business.
- 5. The term “identify” means, with respect to a document, to provide:
  - a. Its customary business description (e.g., letter, invoice);
  - b. Its date;
  - c. Its number if any (e.g., invoice or purchase order number);
  - d. The identity of the author, addressor, addressee and/or recipient; and
  - e. A summary of the substance or the subject matter. Alternatively, Respondent may provide a copy of the document.
- 6. The terms “the period being investigated” and “the relevant time period” shall mean the period being investigated as specified on the first page of the Information Request Questions.
- 7. The term “the Site” shall mean and include the property on or about the 330 acres of land in Woburn, Massachusetts currently identified by the U.S. EPA as the Wells G & H Superfund Site.
- 8. The term “material” or “materials” shall mean any and all objects, goods, substances, or matter of any kind, including but not limited to wastes.

9. The term “waste” or “wastes” shall mean and include trash, garbage, refuse, by-products, solid waste, hazardous waste, hazardous substances, and pollutants or contaminants, whether solid, liquid, or sludge, including but not limited to containers for temporary or permanent holding of such wastes.
10. The term “container” shall mean any metal or plastic vessel, including but not limited to, drums, barrels, tins, and tanks.
11. The term “Whitney Barrel” shall mean Whitney Barrel Co., Inc., its officers, managers, employees, trustees, successors, and agents, and any predecessor, parent, or successor corporations or companies.
12. The term “E. C. Whitney” shall mean Edward C. Whitney & Son, Inc., its officers, managers, employees, trustees, successors, assigns, and agents, and any predecessor, parent, or successor corporations or companies.
13. The term “104(e) response” shall mean Olin Corporation’s response dated March 15, 2004 to the CERCLA 104(e) Information Request dated December 15, 2003.

### **INFORMATION REQUEST QUESTIONS**

#### **Information Concerning Olin’s Waste Disposal and Facility Closure Activities**

1. In your 104(e) response you stated that Olin disposed of 193 barrels of material between 1981 and 1982 which were left at the Wilmington facility by the prior owner. Please identify all of the waste carriers, companies, and/or facilities used to dispose of these barrels.
2. For each company, please provide:
  - a. The dates of each pickup and delivery;
  - b. The number of containers;
  - c. The type(s) of containers
  - d. The size(s) of the containers;
  - e. The condition of each container;
  - f. The original and any subsequently added contents (i.e., bulk raw material storage, finished product packaging, and/or waste storage), including but not limited to empty barrel residues, of each container including:
    - i. The name of each material;
    - ii. The chemical composition of each material;
    - iii. The physical state of each material (e.g., solid, sludge, liquid);
    - iv. The volume of each material; and
  - g. All documentation or additional information related to these transactions.

3. According to facility closure plan documents provided with your 104(e) response, Respondent hired a contractor to provide disposal of four process tanks to a scrap dealer in 1986. According to the agreement between Olin and the Contractor, "all methods of disposal and disposal sites [were] subject to Olin's approval." For each of these tanks, please identify the contractor(s), scrap dealer(s), and disposal location(s) used.

**Information Concerning Respondent's Association with E. C. Whitney & Son**

1. In your 104(e) response, you provided invoices documenting transactions with E.C. Whitney that reference "empty drums," "triple-rinsed empty drums," "mixed empty drums," "triple wash empty steel drum[s]," and "regular empty steel drums." Please describe the difference between each of these types of drums, including the processes used for each drum type.
2. In your 104(e) response you stated that, pursuant to RCRA regulations, all drums were required to be "thoroughly cleaned before being transported off-site." Please describe the procedures you employed to "thoroughly clean" all the drums you sold or otherwise sent/delivered off-site for recycling and/or disposal. Please describe how you disposed of any emptied materials and/or rinse water from these drums.
3. Documentation regarding shipment of drums to E. C. Whitney was included in your 104(e) response. For each transaction, please provide:
  - a. The dates of each pickup and delivery;
  - b. The type(s) of containers;
  - c. The size(s) of the containers;
  - d. The condition of each container;
  - e. The original and any subsequently added contents (i.e., bulk raw material storage, finished product packaging, and/or waste storage), including but not limited to empty barrel residues, of each container including:
    - i. the name of each material;
    - ii. the chemical composition of each material;
    - iii. the physical state of each material (e.g., solid, sludge, liquid);
    - iv. the volume of each material;
  - f. A description of the process Respondent used to empty, rinse, and/or clean the containers prior to pick-up/delivery;
  - g. A description of how Respondent disposed of any emptied materials and/or rinse water; and
  - h. Any documentation or additional information regarding these transactions.

**Information Concerning Respondent's Association with any other Drum Reconditioning and/or Recycling Companies**

1. State whether you sent/delivered containers to any other drum reconditioning/recycling

company, including but not limited to, Kingston Steel Drum/Great Lakes Container Corporation (now known as Mallinckrodt, Inc.), Kingsland Drum Company, Roche Brothers Barrel & Drum Co., Roy Brothers, Inc., Ryan Barrel Company, Inc., and Woburn Barrel.

2. For each company identified above, please provide:
  - a. The full name of each company or individual;
  - b. The full address for each company or individual;
  - c. How frequently you sent/delivered tanks to each company;
  - d. The time period during which tanks were sent/delivered;
  - e. The original and any subsequently added contents (i.e., bulk raw material storage, finished product packaging, and/or waste storage), including but not limited to empty barrel residues, of each container including:
    - i. the name of each material;
    - ii. the chemical composition of each material;
    - iii. the physical state of each material (e.g., solid, sludge, liquid);
    - iv. the volume of each material;
  - f. A description of the process Respondent used to empty, rinse, and/or clean the containers and/or tanks prior to pick-up/delivery;
  - g. A description of how Respondent disposed of any emptied materials and/or rinse water; and
  - h. Any documentation or additional information related to these transactions.

### **Compliance with this Request**

Note: All questions in this section refer to the present time unless otherwise indicated.

1. Describe all sources reviewed or consulted in responding to this request and all individuals who have any knowledge of, or information about, the subject matter of any of the foregoing questions, including but not limited to:
  - a. The name of each individual;
  - b. The current job title and job description of each individual;
  - c. The job title and job description during the period being investigated of each individual;
  - d. Whether each individual is a current or past employee of Respondent;
  - e. A description of the types of information the individual possesses (i.e., specific information on company operations, wastes generated, and/or waste disposal practices);
  - f. The names of all divisions or offices of Respondent for which records were reviewed;
  - g. The nature of all documents reviewed;
  - h. The locations where those documents reviewed were kept prior to review; and

- i. The location where those documents reviewed are currently kept.