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April 22, 1998

State Water Resources Control Board
Division of Clean Water Programs
2014 "T" Street, Suite 130
Sacramento, CA 95814

**Petition to Remove Victor Adelson, formerly doing
business as Vic Adelson Drayage as a Responsible Party**

Dear Sir/Madam:

This office has been retained by Victor Adelson concerning the claims by both the Port of Oakland and the Alameda County Health Care Service for alleged hydrocarbon contamination at 271 Eighth Avenue, Oakland, California (Site ID #6895). This petition to the State Water Resources Control Board requests review of the action by the Alameda County Health Care Services Agency which, on March 19, 1998, named Victor Adelson as a responsible party for this site. The Notice of Responsibility is enclosed herewith.

Mr. Adelson's petition is made on the grounds that there is insufficient evidence that Mr. Adelson ever utilized deisel on the site and that any leakage occurred in the 1-1/2 year period that Mr. Adelson occupied Building H209. Accordingly, Mr. Adelson respectively requests the State Water Resources Control Board to remove Adelson from the list of responsible parties.

As you are probably aware, Mr. Adelson, along with several other individuals, is involved in litigation regarding this site entitled "Port of Oakland v. Keep On Trucking, U. S. District Court Case No. C-95-03721-CRB". The parties are in the process of resolving this matter and the State Water Resources Control Board may wish to hold the petition in abeyance until the parties have had an opportunity to resolve the litigation. It is anticipated that the settlement will become final in mid-May of this year.

April 22, 1998
Page 2

As required by the regulations, a copy of this letter is being sent to the individuals listed in Exhibit A attached hereto.

Very truly yours,



CRAIG S. FOX

CSF:sma
Enclosures

Exhibit A

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