

# BARG COFFIN LEWIS & TRAPP LLP

ATTORNEYS

350 California Street, 22nd Floor, San Francisco, CA 94104 -1435  
Tel (415) 228-5400 Fax (415) 228-5450  
www.bcltlaw.com

Alameda County

JUN 23 2014

June 20, 2014

Environmental Health

## VIA E-MAIL AND US MAIL

Mr. Mark E. Detterman, PG, CEG  
Senior Hazardous Materials Specialist  
Environmental Health Services, Alameda County  
Environmental Protection  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94502-6577  
mark.detterman@acgov.org

**Re: 969 San Pablo Boulevard, Albany, California  
Fuel Leak Case No. RO0000119 (Global ID # TO600101674), Firestone #3655**

Dear Mr. Detterman:

I am responding to your letter concerning the property at 969 San Pablo Boulevard, Albany, California (the "Site"), dated May 23, 2014 and transmitted to Mr. Robert Stetson of Kelly-Moore Paint Company, Inc. ("Kelly-Moore"). We represent Kelly-Moore in connection with legal issues relevant to the environmental remediation and closure of the Site.

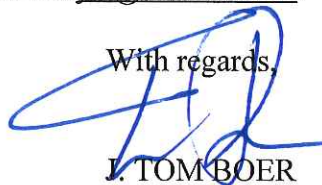
As you are certainly aware, Kelly-Moore did not contribute to any environmental contamination at the Site. Kelly-Moore, however, is the current property owner and has been working diligently to remediate the Site and reach closure. Remediation of the Site began nearly twenty-five years ago, in 1990, with the removal of the former, on-Site underground storage tank and an accompanying soil excavation. Given the extended period of remedial activities, Kelly-Moore certainly shares the County's interest in finding an efficient path to closure.

Kelly-Moore is currently working with its environmental consultant and counsel to evaluate the multiple issues raised in your letter. In response to your request, we propose meeting in the early afternoon of Wednesday, August 6, at your office, to discuss the status of the Site and a reasonable path towards reaching final Site closure. Our schedules in late July and early August are flexible, so if that time does not work for you, we can certainly accommodate a different date.

Mr. Mark E. Detterman, PG, CEG  
June 20, 2014  
Page 2

Please feel free to contact me with any questions and to confirm a meeting date. I can be reached at (415) 228-5400 or via e-mail at [jtb@bcltlaw.com](mailto:jtb@bcltlaw.com).

With regards,

A handwritten signature in blue ink, appearing to read 'J. Tomboer', is written over the text 'With regards,'.

J. TOMBOER

cc: Sherwood Lovejoy, Jr., TCG/Protech (394 Cecilia Way, Tiburon, CA 94920)  
Robert Stetson, Kelly-Moore  
Estie Kus, Barg Coffin Lewis & Trapp, LLP