

20209

April 4, 2008

RECEIVED

APR - 7 2008

ENVIRONMENTAL HEALTH SERVICES

VIP Service Station
C/O L.B. Patel.
385 Century Circle
Danville, CA 94526

Ms. Donna Drogos
Alameda County Department of Environmental Health
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502

Subject: REQUEST TO EXPEDITE WORK PLAN DATED APRIL 2, 2005
VIP Service Station
3889 3885 Castro Valley Blvd.
Castro Valley, CA 94547

Dear Ms. Drogos

We submitted to your department on May 18, 2005 for your review and approval "Remedial Investigation/Feasibility Study Work Plan" dated May 17, 2005 as directed by The Alameda County Health Care Services (ACHS) for the subject site. We again wrote a letter dated August 26, 2007 but we have not received any response.

We are reluctant to implement the work plan without county approval based on concerns regarding eligibility for the UST Fund. We are also deeply concerned regarding the State Water Resources Control Board UST Fund cutting the funding with the sunset of the UST Fund program.

It is our understanding that Paul King of P&D (our consultant) met with Steven Plunkett regarding this case in 2006 and spoke with him about it on several occasions in 2007. However, even though P&D submitted a work plan addendum dated August 13, 2007 as a result of conversations with Mr. Plunkett, it was subsequently determined that the case had not been assigned to Mr. Plunkett. It is our understanding that the case is currently unassigned. It is also our understanding that Mr. King has also discussed this case briefly with Mr. Wickham.

As we discussed in our letter dated August 7, 2007, we are very anxious to take the next step to move this case towards closure. In addition, we are concerned regarding potential liability associated with offsite down gradient sensitive receptors. As discussed in the 2005 work plan, soil gas samples collected from beneath the offsite down gradient residence showed elevated concentrations of petroleum hydrocarbons.

It has now been nearly three years since the work plan was delivered by Mr. King to you at your offices. Please assign this case and have the new caseworker call Paul King with P&D Environmental, Inc. at 510-658-6916 or contact me at 510-622-5973 to obtain any necessary orientation or information to complete the review of the work plan.

Ms. Donna Drogos
Page 2
April 4, 2008

We highly appreciate your urgent action in this matter.

Should you have any questions, please call me at 510-622-5973 or our consultant Mr. Paul King at 510-658-6916.

Sincerely,

A handwritten signature in cursive script, appearing to read "L.B. Patel".

L.B. Patel

cc: Steven Plunkett (ACHS)
Paul King (P&D Environmental, Inc.), 55 Santa Clara, Suite 240, Oakland, CA 94610.