

Detterman, Mark, Env. Health

From: Abe Gupta [abegupta@gmail.com]
Sent: Monday, July 11, 2011 2:03 PM
To: Mitch Hajiaghai
Cc: Drogos, Donna, Env. Health; Detterman, Mark, Env. Health; paulkgarg@hotmail.com
Subject: Re: Letter Dated June 17, 2011

Categories: Red Category

Please send me the items which have been requested without further delay. I will be scrutinizing the financials and substantive matters in this file as previously described. When you say reports were filed on Mr. Garg's behalf what authority are you referring to?

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Abe Gupta | abegupta@gmail.com | t (925) 519-7956 | f (925) 269-2380

On Jul 11, 2011, at 1:57 PM, Mitch Hajiaghai <mitch@sierraenvironmentalinc.com> wrote:

Dear Abe, our point of contact representing ABE Petroleum has always been Mr. Pawan (Paul) Garg. All our correspondences have been addressed to Mr. Garg. The State Fund contact person has always been Mr. Garg. All State Fund correspondences have been addressed to Mr. Garg. Our works have been always reviewed and approved by the health department, before being completed. All our reports/work plans have been authorized and signed by Mr. Garg. Our invoice with required attachments have been submitted to the State Fund review unit, reviewed and approved for reimbursements. The checks, which we have received for our work have been issued by ABE Petroleum signed by Mr. Paul Garg.

If the point of contact for the site is changed, please provide the new contact information together with Mr. Garg's authorizing the change. Additionally, you may need to provide your client's personal and financial information to the State Underground Storage Tank Fund for making the claimant changes. As I mentioned before, documents for all the work performed at the Site could be accessed at Geotracker and ACEH's websites. I recommend you contacting Mr. Garg for accounting informations. Please call me at 408-971-6758 if you have any questions.

Warm Regards
Mitch Hajiaghai
Sierra Environmental, Inc.
408-971-6758

Please note my new email address:

Mitch Hajiaghai
mitch@sierraenvironmentalinc.com

On Jul 11, 2011, at 11:04 AM, Abe wrote:

Dear Mr. Hajiaghai,

Thank you for your email of this morning. As you may know, I received a letter dated June 17, 2011 from Mr. Detterman's office. As already stated, I am deeply concerned about the amount of money being spent at this site and the lack of communication of any kind regarding how that money has been spent. As you know, I wrote to Mr. Detterman's office ten days ago (and again have cc'd him on this communication). As of this writing, I have received no response.

While I appreciate your email, this type of cursory response written in broad strokes is not very helpful. Please send me a full accounting of how all monies have been spent until now. Your office has an affirmative obligation to notice my client and, until now, as far as I can tell has not done so. Please mail me hard copies of all such documents to my address of record.

In addition, I would like to put out that, as far as I am aware, your office may have been submitting reports on my client's behalf without even their knowledge of the content of such reports. Mr. Detterman wrote in his letter, "The reports were prepared and submitted on [my client's behalf] by Sierra Environmental, Inc (Sierra)." This is a very serious concern. Please clarify immediately what has been taking place.

Regards,

Abe Gupta | abegupta@gmail.com | t (925) 519-7956 | f (925) 269-2380



On Mon, Jul 11, 2011 at 10:11 AM, Mitch Hajiaghai <mitch@sierraenvironmentalinc.com> wrote:

Hi Abe, I hope all is well. I did not know that Som was not aware of the scope of work being done at ABE petroleum site in Hayward. You could visit Geotracker web site at geotracker.swrcb.ca.gov to obtain all environmental-related documents for the site. As of now, approximately \$200,000 has been spent for all environmental compliance requirements for the Site, which included subsurface assessment, groundwater monitoring, off-site soil and groundwater investigation, and remedial investigation and feasibility study. The proposed work is to perform a dual phase extraction test using high vacuum liquid ring pump to evaluate contaminant mass removal capability from soil and groundwater at the site. This remediation method would not be intrusive to the operation of the station, and have proven to be effective in removing contaminant mass from similar project sites. From now on we will communicate with you directly. Please contact me if you have questions.

Mitch Hajiaghai
Sierra Environmental, Inc.
[408-971-6758](tel:408-971-6758)

Please note my new email address:

Mitch Hajiaghai
mitch@sierraenvironmentalinc.com

On Jul 1, 2011, at 4:49 PM, Abe wrote:

Dear Mr. Detterman,

I am in receipt of a letter dated June 17, 2011 which bears the subject line, "Request for DPE Pilot Text Work Plan; Fuel Leak Case No. RO00000257 (Global ID: #TO600102154), ABE Petroleum, 17715 Mission Blvd., Hayward, CA 94544."

Please note, this office represents the addressees of that letter. Please refrain from contact with my clients and address all correspondence to the undersigned. I will ask the same of Sierra Environmental.

I have completed an initial review of the correspondence and likely will need to review your office's file on this matter. Please note, I am concerned by what has been communicated to me thus far. As you know the state allocates resources for environmental cleanup; however, such monies are precious. I am unclear how monies are being spent, including by Sierra Environmental.

Your telephone number provided in the letter does not appear to work. Please contact me to discuss your letter. I look forward to hearing from you and addressing this matter fully.

Regards,

Abe Gupta | abegupta@gmail.com | t (925) 519-7956 | f (925) 269-2380

