

BY U.S. MAIL X FAX

Alameda County

120278

510-337-9335

MAY 07 2007

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Environmental Health

MS. DONNA L. DRAGOS P.E.
L.O.P. PROGRAM MANAGER,
ALAMEDA COUNTY ENV. HEALTH
1131 HARBOR BAY PARKWAY,
SUITE 230 ALAMEDA
CA - 94502-6577

BALAJI ANGILO BBA
B+C GAS MINIMART,
2008 FIRST ST. LIVERMORE
CA 94530.
PH: - 510 552 4622
FX: - 510 742 5924
Dated 5/3/07

DEAR MS. DRAGOS

FUEL LEAK CASE R 0000278, DESERT
PETROLEUM 2008 F. ST LIVERMORE

MANY THANKS FOR YOUR TELEPHONE CALL ON
MONDAY 30th APRIL 07 EXPRESSING YOUR
DISAPPOINTMENT ON THE QUALITY AND CONTENTS
OF REMEDIATION PLAN ADDENDUM OF 4-27-07
SUBMITTED TO YOU BY GOLDER TO MEET YOUR
DEADLINE OF 4-30-07

IT WAS QUITE EVIDENT FROM TONE OF YOUR
DISCUSSIONS THAT YOU CONSIDERED THE REPORT
NOT CONFORMING TO YOUR DIRECTIVES AND THAT
YOU HAD DECIDED TO FLATLY REFUTE IT. YOU ALSO
SAID THAT YOU HAD CALLED IN WATER RESOURCES
BOARD AND CITY OF LIVERMORE IN THE MATTER.
I REQUESTED YOU - AND YOU KINDLY AGREED -
NOT TO PRECIPITATE THE ISSUE AS IT WILL
NOT ACHIEVE OUR MUTUAL GOAL. I SUGGESTED
THAT I, MY CONTRACTORS AND YOU MEET IN YOUR
OFFICE AT MUTUALLY ACCEPTABLE TIME & DATE
TO ALL CONCERNED THIS WEEK. YOU KINDLY
AGREED TO THIS REQUEST AND SAID YOU WILL
CALL ME WHEN YOU RETURN TO OFFICE NEXT
WEEK. I AM AWAITING YOUR CALL. I REQUEST
THAT YOU ALSO HELP ME IN ARRANGING FOR
YOUR BOSS TO BE PRESENT FOR THIS MEETING
SO THAT ANY DECISIONS REQUIRING HIS APPROVAL,

IF ANY, CAN BE HAD RIGHT ON THE SPOT RATHER THAN EXCHANGING WRITTEN COMMUNICATIONS, FOR SLEEDY RESULTS.

IT HURT ME WHEN YOU ENQUIRED WHETHER I WAS DIRECTING MY CONTRACTORS TO SUBMIT THE REPORTS IN THE QUALITY & CONTENTS NOW AND IN THE PAST. THEREBY IMPLYING THAT I WAS NOT COOPERATING. I WISH TO CLARIFY THAT THE WHOLE PROCESS OF CLEAN UP THE TERMINOLOGY, PROJECT METHODS CONCLUSIONS & YOUR DIRECTIVES & THEIR COMPLIANCE BY MY CONTRACTORS WAS ALL LATIN & ^{HAVE} ~~BEEN~~ ^{TO ME.} HAD IT NOT BEEN SO I WOULD NOT ENAGED THEM AND PAID CONSIDERABLE FEES. AS SUCH, I HAVE TO RELY ON THEIR EXPERTISE AND RECOMMENDATIONS LIKE ANY OTHER LAY PERSON SIMILARLY PLACED. YOU SHOULD REALLY SYMPATHISE WITH ME IN THIS REGARD PARTICULARLY ALL MY PAST ACTIONS WILL EVIDENCE MY BONAFIDES, HONESTY & RESPONSIBILITY AS A RESPONSIBLE SMALL BUSINESSMAN AND CITIZEN.

BY WAY OF BACKGROUND:— YOU WILL PL. OBSERVE FROM YOUR FILES THAT THIS SITE HAD CONTAMINATION 10 YEARS BEFORE I BOUGHT. NEITHER THE COUNTY NOR THE THEN OWNER HAD DONE EXTENSIVE INVESTIGATION DURING THAT PERIOD SAVE FOR PERIODICAL G.R. WATER MONITORING. IT WAS NOT TESTED FOR M.T.B.E & OTHER IMPORTANT CONSTITUENTS OF ENV. TILL 1994 WHEN I INSTANTLY REPORTED LEAK DURING MY FIRST TANK INTEGRITY TEST. AT COUNTY'S DIRECTIVES, I IMMEDIATELY STOPPED ENTIRE BUSINESS UNTIL I PLACED NEW TANKS, PIPINGS & PUMPS LEAK DETECTION SYSTEM AND ENTIRE UNDERGROU

PIPING WITH DOUBLE WALL FIBERGLASS. THIS COST ME A SIZEABLE FINANCIAL OUTLAY AND TOP OF BUSINESS INCOME LOSS FOR A LONG TIME. BUT I CONSIDERED IT MY RESPONSIBILITY TO STOP THE SOURCE OF THE LEAK. DURING ALL THIS TRAVAIL THE SELLER EXHIBITED A HOSTILE ATTITUDE TOWARDS ME FOR FEAR OF RETALIATION. THEY EVEN REFUSED TO COSIGN CLAIM PAPERS TO LEAK CLEAN UP FUND FOR MONTHS THUS DELAYING THE CLEAN UP PROCESS. I MUCH TO REGRET OF AND AGAINST MY ATTORNEY'S ADVICE, I TOOK THE LEAD AND RESPONSIBILITY OF CLEAN UP PROCESS. THE SOLE GOAL WAS EXPEDITE THE GOAL. THERE ARE LOT OF OTHER RELATED PROBLEMS RELATIVE TO THIS ISSUE INCLUDING THE SPILL BY OTHER BUSINESSES IN AND AROUND WHICH GOT RELEGATED TO BACKGROUND BECAUSE OF THIS LEAK. I DON'T WANT TO DREW LAMORE ON THIS BUT SUFFICE IT TO SAY THAT I AM NOT A SHIRKER OF MY RESPONSIBILITY.

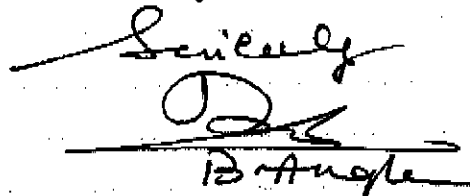
SO WHEN I MENTIONED IN PASSING THAT WE WERE IN A WAY DIVERTED FROM ORIGINAL & MORE IMPORTANT GOAL OF ENV. CLEANUP DUE TO LIVERMORE CITY'S DEADLINES FOR REDEVELOPING DOWNTOWN, I DID NOT EVEN BY STRETCH OF IMAGINATION QUESTION YOUR ROLE AS LEAD AGENCY. IF THIS IS WHAT YOU INTERPRETED I APOLOGISE. IN FACT, I ~~THE~~ PLACE ON RECORD THAT IN DOING YOUR JOB AND WITH THE PRESSURE YOU HAVE, YOU HAVE BEEN QUITE PROFESSIONAL & HELPFUL AT LEAST TO ME AND I EXPRESS

MY GRATITUDE FOR THAT. I DO REALISE THAT THERE CAN BE DIFFERENCES OF INTERPRETATIONS CONCLUSIONS AND METHODS IN ACHIEVING THE SAME GOAL BETWEEN SET OF PROFESSIONAL TECHNICAL EXPERTS — IN THIS CASE — YOU & GOLDBER. BUT THIS CAN BE RESOLVED BY FACE TO FACE DISCUSSIONS HAVING REGARD TO THE COMMON GOAL COST — BENEFIT & TIME FRAME WITHIN WHICH THIS CAN BE ATTAINED.

I HOPE I DID NOT BORE YOU BUT I DID WANT TO CLARIFY MY STAND. I DO NOT KNOW TYPING & I'M NOT QUITE COMPUTER LITERATE. HENCE THIS HAND WRITTEN NOTE. HOPE YOUR EYES DON'T GET HURT.

I WAIT FOR YOUR CALL AS TO MUTUALLY ACCEPTABLE, TIME, & DATE OF THE MEETING.

AS ALWAYS,
many thanks,

Sincerely

 B. Angelo