

# Hostess Brands



LEGAL DEPARTMENT  
Monica Berry  
Senior Attorney

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monica.berry@hostessbrands.com

March 8, 2011

Via UPS delivery and Via email: [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org)

Mr. Pares C. Khatri  
Sr. Hazardous Materials Specialist  
Alameda County Environmental Health Department  
1131 Harbor Bay Parkway, Suite 250  
Alameda, California 94502-6577

Via email: [donna.drogos@acgov.org](mailto:donna.drogos@acgov.org)

Ms. Donna Drogos  
Alameda County Environmental Health Department

Re: Notice of Violation Letter dated February 25, 2011 (Case No. RO0000490)

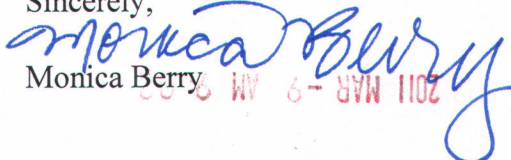
Dear Mr. Khatri and Ms. Drogos:

Our company, Hostess Brands, Inc. ("Hostess") is in receipt of your Notice of Violation dated February 25, 2011. Hostess never owned the property located at 3924 Market Street, Oakland, California 94607 and thus cannot be a Responsible Party to Case No. RO0000490.

Hostess explained how it was not a Responsible Party in its letter dated October 5, 2010. That letter was sent to you in response to the Notice Comply letter dated September 10, 2010. A copy of that October 5, 2010 letter is enclosed herein.

The information in that October 5, 2010 letter should be sufficient for you to close your file as it relates to Hostess. We would appreciate confirmation on or before March 18, 2011 that Hostess is no longer considered a Responsible Party to Case No. RO0000490. If you require additional information in order to close your file, please contact me at (972) 532-4528.

Sincerely,

  
Monica Berry

Enclosures

cc: K. Magill sent via email  
D. Davis sent via email  
D. Graves sent via email

# Hostess Brands

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COPY

Monica Berry  
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October 5, 2010

Mr. Paresch C. Khatri  
Hazardous Materials Specialist  
Alameda County Environmental Health Department  
1131 Harbor Bay Parkway, Suite 250  
Alameda, California 94502-6577

Re: Notice to Comply Letter dated September 10, 2010 (Case No. RO0000490)

Dear Mr. Khatri:

Our company, Hostess Brands, Inc. ("Hostess") is in receipt of your Notice to Comply letter dated September 10, 2010 (the "Letter"). In the Letter you referred to Hostess as a Responsible Party to Case No. RO0000490 as it relates to property located at 3924 Market Street, Oakland, California 94607 (the "Subject Property").

Hostess (d/b/a Interstate Brands Corporation) entered into an Asset Purchase Agreement on February 28, 1997 with Metz Baking Company; SFFB Holdings, Inc.; San Francisco French bread Co.; San Francisco Bay Area Equipment and Supply; San Francisco Sourdough Bakeries, Inc.; San Francisco Baking Cultures; San Francisco Sourdough Company; Larraburu Bakery; and Parisian Bakeries, Inc., whereby Hostess purchased the business and certain assets of the sellers, including certain real property (the "Sale"). The Subject Property was not included in the assets purchased in the Sale. After a thorough review of our records, we have confirmed that Hostess has never owned nor leased the Subject Property.

In light of the above, Hostess cannot be a Responsible Party for Site Characterization and/or Cleanup.