

202949



**Pacific Gas and
Electric Company.**

Environmental Services
Site Remediation
3400 Crow Canyon Road
San Ramon, CA 94583

December 13, 2007

Ariu Levi, Director
Contract Project Director
Alameda County Health Services Agency
Environmental Health Services, Environmental Protection
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

Re: Notice of Responsibility, Fuel Leak Case No. RO0002949, Markus Supply Hardware,
632-638 2nd Street, Oakland, CA 94607

Dear Mr. Levi:

This is Pacific Gas and Electric Company's ("PG&E") response to the Notice of Responsibility, dated November 28, 2007, issued by the Alameda County Health Care Services Agency, Environmental Health Services, Environmental Protection Unit ("County") for the subject site. PG&E understands that the current owner of the fee title to the property in question is Cardanal Properties, LLC, which is also a responsible party identified by the County in its Notice of Responsibility dated November 28, 2007.

PG&E requests that the County reconsider its designation of PG&E as the "primary or active responsible party" for the subject site. It is unnecessary in this case for the County to designate a single responsible party among the multiple responsible parties as a "primary" responsible party, insofar as tank closure and site investigation work has been actively underway since 2006. Further, to date tank closure activities and site investigation activities have been performed by or on behalf of the current landowner, which, as noted above, the County has identified as a responsible party. The designation of PG&E as a primary or active responsible party is both unnecessary and inconsistent with site history, including work performed to date.

To the extent PG&E is named as a primary or active responsible party, PG&E requests that this designation be limited to the two tanks for which there is credible and reasonable evidence of PG&E's past operation, namely those tanks designated by the landowner's consultant as Tank II and Tank III. There is no credible and reasonable evidence of PG&E's ownership or operation of any tanks other than the two tanks PG&E installed and operated during its tenancy at the subject site between 1952 and 1963.

Consistent with Health and Safety Code section 25297.15, to the extent PG&E submits any cleanup or site closure proposals, either on its own with respect to Tank II or Tank III, or in conjunction with other responsible parties, PG&E certifies that it will first comply with the requirement to notify all current record owners of the fee title, specifically, Cardanal Properties, LLC.

RECEIVED

DEC 14 2007

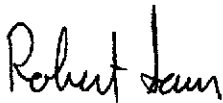
ENVIRONMENTAL HEALTH SERVICES

Mr. Ariu Levi
December 13, 2007
Page 2

Finally, PG&E requests that the County update the contact information used by the County with respect to PG&E in connection with the subject site. Please send future communication to PG&E at the following address:

Pacific Gas and Electric Company
3400 Crow Canyon Road
San Ramon, CA 94583
Attn: Robert Saur
Phone: (925) 866-5888

Sincerely,

A handwritten signature in black ink that reads "Robert Saur". The signature is written in a cursive style with a large initial "R".

Robert Saur
Environmental Geologist

cc: Jerry Wickham, Alameda County Health Care Services Agency, Environmental Health Services,
Environmental Protection Unit
Mari Snyder, PG&E
Malcolm Leader-Picone, Bartlett, Leader-Picone & Young, LLP