

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY
ALEX BRISCOE, Acting Director



ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

October 1, 2009

Mr. James Kendall
Bank of the West
Legal Department – South (SC-CAL-06-D)
300 South Grand Avenue, 6th Floor
Los Angeles, CA 90071

Subject: Fuel Leak Case No. RO0002949 and Geotracker Global ID T0619758441, Markus Supply Hardware, 632-638 2nd Street, Oakland, CA 94607 – Responsible Party Identification

Dear Mr. Kendall:

In a Notice of Responsibility dated November 28, 2007, United California Bank and its successors were identified as a responsible party for the above referenced fuel leak case because United California Bank owned the property at 632-638 2nd Street in Oakland from sometime after 1961 until January 28, 1964. Alameda County Environmental Health (ACEH) sent the most recent directive letter dated September 18, 2009 to Bank of the West because Bank of the West is a successor to United California Bank. However, review of additional information regarding the history of succession for United California Bank, including certificates of merger, indicates that Bank of the West is not the correct successor to the United California Bank that owned the property in the 1960s. Bank of the West is a successor to a different financial institution that also had the corporate name United California Bank but was not related to this fuel leak case. Therefore, Bank of the West is not a responsible party for this fuel leak case and will be removed from future correspondence. You may disregard the directive letter dated September 18, 2009.

If you have any questions, please call me at 510-567-6791 or send me an electronic mail message at jerry.wickham@acgov.org.

Sincerely,

A handwritten signature in black ink that reads "Jerry Wickham".

Jerry Wickham, California PG 3766, CEG 1177, and CHG 297
Senior Hazardous Materials Specialist

cc: Leroy Griffin, Oakland Fire Department, 250 Frank H. Ogawa Plaza, Ste. 3341, Oakland, CA 94612-2032

Mr. Daniel Altwarg, Cardanal Properties, LLC, C/o Bartlett, Leader-Picone & Young, LLP, 2201 Broadway, Suite 803, Oakland, CA 94612

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Ms. Betty Brunswick, PG&E, 77 Beal Street, Room 2439C, San Francisco, CA 94105

Mr. Richard Arnold, et al, Gamma Investments, 301 Jefferson Street, Oakland, CA 94607

Donna Drogos, ACEH
Jerry Wickham, ACEH
Geotracker, File