

Wickham, Jerry, Env. Health

From: John Jay [johnjay@jayphares.com]
Sent: Tuesday, April 06, 2010 12:53 PM
To: Wickham, Jerry, Env. Health
Cc: alecmerriam@aol.com; 'Guillaume Crete'; 'Peter McIntyre'; Hkp
Subject: RE: Identification of Proper Responsible Parties In ACEH Correspondence for RO232 - Foothill Square, Oakland CA

Mr. Wickam: You may send correspondence, notices, etc., for MacArthur Boulevard Associates to me , John Jay, as Management Agent.

John Jay, Executive Vice President
Jay-Phares Corporation
10700 MacArthur Blvd., Ste. 200
Oakland, Ca. 94605-5213
(510) 562-9500
FAX 562-9505
email: johnjay@jayphares.com

From: Wickham, Jerry, Env. Health [mailto:jerry.wickham@acgov.org]
Sent: Tuesday, April 06, 2010 10:22 AM
To: 'Ken Phares'
Cc: John Jay; Peter McIntyre
Subject: RE: Identification of Proper Responsible Parties In ACEH Correspondence for RO232 - Foothill Square, Oakland CA

Ken,

Where corporations are responsible parties, we send correspondence to representatives of the responsible party who can act upon the correspondence. Just as we send correspondence for the case to Chuck Miller, who is a representative of Moller Investment Group, we addressed correspondence for MacArthur Boulevard Associates to you. Since you do not wish to be the contact for MacArthur Boulevard Associates, please provide an individual contact who is able to act on behalf of MacArthur Boulevard Associates. No correction to responsible party identification is required for case RO0232.

Regards,

Jerry Wickham

Alameda County Environmental Health
1131 Harbor Bay Parkway
Alameda, CA 94502
510-567-6791
jerry.wickham@acgov.org

From: Ken Phares [mailto:kphares@ix.netcom.com]
Sent: Wednesday, March 31, 2010 12:04 PM
To: Wickham, Jerry, Env. Health
Cc: John Jay; Peter McIntyre
Subject: Identification of Proper Responsible Parties In ACEH Correspondence for RO232 - Foothill Square, Oakland CA

Hello Jerry -

I note that your March 30, 2010 letter is addressed to me personally ("Ken Phares") as a Responsible Party for this location. I am an officer of Jay-Phares Corporation, a California licensed real estate brokerage firm (JPC). JPC is the property manager who manages the Foothill Square center on behalf of its owner, MacArthur Boulevard Associates, a California limited partnership ("MBA"). Drake Builders sold Foothill Square to MBA in 1998. JPC had managed the center for Drake, and simply became the new property manager for MBA.

However, as ACEH has been notified on past occasions, neither JPC, nor I personally, have ever held title. It has always been owned by others. JPC has simply performed property management functions (such as leasing and collecting rent) on behalf of the owner.

Therefore, please correct your records to delete both Jay-Phares Corporation and me as "responsible party" not only for this case (R0232) as well as the former Young's Cleaners and Exxon cases at Foothill Square. **This should be done for all three (3) of the following cases:**

Former Exxon 10605 Foothill:

http://www.geotracker.waterboards.ca.gov/profile_report.asp?global_id=T0600120383

USA Gas 10700 MacArthur:

http://www.geotracker.waterboards.ca.gov/profile_report.asp?global_id=T0600101808

Former Young's Cleaner 10700 MacArthur:

http://www.geotracker.waterboards.ca.gov/profile_report.asp?global_id=SL18344764

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Please advise me immediately if you contest this requested correction in any way, or if you have any questions or require further information. Otherwise, kindly perform the requested correction. Thank you.

Regards,

Ken Phares

Hugh K. Phares, III ("Ken")
Jay-Phares Corporation
10700 MacArthur Blvd., #200
Oakland, CA 94605-5260
[510-523-0450 \(Direct\)](tel:510-523-0450)
[510-374-2522 \(Cellular\)](tel:510-374-2522)
[510-523-5686 \(Fax\)](tel:510-523-5686)
[510-562-9500 \(JPC Office\)](tel:510-562-9500)
hkp@jayphares.com
www.jayphares.com

Please add our e-mail address to your address book to prevent future e-mails from being filtered as spam.

Sincerely,

