

WENDEL
ROSEN
BLACK
DEAN &
LEVITAN

LOO
HAZMAT
MAY 19 PM 12 51

ATTORNEYS AT LAW
Twentieth Floor Clorox Building
Oakland City Center
1221 Broadway
Oakland, California 94612

Please Reply To:
Post Office Box 2047
Oakland, California 94604-2047
Telephone: (510) 834-6600
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May 18, 1994

Mr. Scott Seery
Alameda County Health Department
80 Swan Way, Room 200
Oakland, CA 94621

Re: Petroleum Spill
Tien's Unocal
20405 Redwood Road
Castro Valley, California

Dear Mr. Seery:

As you know, this office represents R. T. Nahas Company, the owners of real property located at 20405 Redwood Road, Castro Valley, California. Frank Tien operates a Unocal franchise at the site. Recently, we were able to obtain documentation of a 150 to 200 gallons gasoline spill by Unocal. Enclosed is the documentation.

We request that Alameda County name Unocal as the primary responsible party in its site investigation and clean up order with respect to Frank Tien's Unocal Station.

Very truly yours,

WENDEL, ROSEN, BLACK, DEAN & LEVITAN


Christine K. Noma

CKN:rg

Enclosure

cc: Mr. Lester Feldman
Mr. Randy Nahas
Lois Allen Gold,
Unocal Assistant Counsel

REPORT ACCIDENTS COMPLETELY AND PROMPTLY.
 REPORT OF BODILY INJURY TO DIRECTOR OF SAFETY
 REPORT IMMEDIATELY.

Service Station Accident Report
 Union Oil Company of California



DATE OF ACCIDENT 3/27/87	TIME 9 AM	SERVICE STA. NO. 1201	ADDRESS 20401 Redwood Rd. Metro Valley, CA 94526	CITY	
DESCRIBE DAMAGE IN SPECIFIC DETAIL UNION GAS TRUCKS spill 10-200 Gallons Gasoline while Filling Tank				ESTIMATED COST OF REPAIR OR REPLACEMENT \$	
FORMS 3-3B02W ISSUED FOR REPAIRS		SPECIFY WORK COVERED			
NO.	TO:	FOR:			
NO.	TO:	FOR:			
(1) CAUSE OF DAMAGE	<input type="checkbox"/> OTHER THAN VEHICLE (DESCRIBE)			DRIVERS LICENSE NO.	
	<input type="checkbox"/> VEHICLE	NAME	YEAR	BODY STYLE	
	DRIVER'S NAME		ADDRESS		CITY
	REGISTERED OWNER'S NAME		PHONE NO.	ADDRESS	CITY
	VEHICLE INSURED BY		POLICY OR ACCOUNT NO.	ADDRESS	CITY
(2) BODILY INJURY	NAME	ADDRESS	CITY	AGE	
INJURED TAKEN TO		BY			
NAME OF DOCTOR CALLED		ADDRESS		CITY	
(3) DAMAGE OR THEFT OF VEHICLE IN OUR CARE AND CUSTODY	MAKE	YEAR	BODY STYLE	LICENSE NUMBER	
	DRIVER'S NAME		ADDRESS		CITY
	REGISTERED OWNER'S NAME		PHONE NO.	ADDRESS	CITY
	DESCRIPTION OF DAMAGE			ESTIMATED COST OF REPAIR OR REPLACEMENT \$	
	LIST ALL ARTICLES STOLEN FROM CAR, OR IN CAR AT TIME OF LOSS, WITH VALUE OF EACH, IF KNOWN.				
WITNESSES	NAME Frank Tien	ADDRESS 20401 Redwood Rd. Metro Valley		CITY	
	NAME	ADDRESS		CITY	

DESCRIBE IN DETAIL HOW ACCIDENT OCCURRED. IF DURING HOURS STATION CLOSED, GIVE ALL EVIDENCE AVAILABLE TO INDICATE CAUSE. ALSO USE SPACE BELOW TO ELABORATE DETAILS-REFERENCE BACK TO APPROPRIATE SEC. 10 (1),(2),(3).

3/27/87 (FRI) 9-9:30 PM. UNION GAS TRUCKS spill 10-200 Gallons Gasoline while Filling Tank. DRIVER pull off THE HOSE TOO EARLY Gasoline (UNLEADED REG) spill all over THE TANK AREA. ABOUT 25 SQUARE FT. STICK READINGER SHOWED THE REG. 1/2 GASoline SPILL 200 GALLONS IN INVENTORY.

DATE OF REPORT 3/1/87	NAME AND TITLE OF PERSON REPORTING ACCIDENT Frank Tien. (DEALER)	RETAIL SALES SUPERVISOR
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GASOLINE DELIVERY DATE: 2/27/87

INVOICE NO: 69755

DRIVER: KIM WENNER BERG

ACCIDENT HAPPENED: 2/27/87 9-9:30 PM

3/1/87 (MON) PM "Tony Jones" (UNLEAD REP.)

REPORT THIS ACCIDENT.

446
Tank
TO
CITY
CITY
CITY

(2) BODILY INJURY	NAME	ADDRESS	CITY	AGE	SEX M F	INJURY
	INJURED TAKEN TO		BY			
	NAME OF DOCTOR CALLED		ADDRESS		CITY	
(3) DAMAGE OR THEFT OF VEHICLE IN OUR CARE AND CUSTODY	MAKE	YEAR	BODY STYLE	LICENSE NUMBER		
	DRIVER'S NAME		ADDRESS		CITY	
	REGISTERED OWNER'S NAME		PHONE NO.	ADDRESS		CITY
	DESCRIPTION OF DAMAGE				ESTIMATED COST OF REPAIR OR REPLACEMENT \$	
	LIST ALL ARTICLES STOLEN FROM CAR, OR IN CAR AT TIME OF LOSS, WITH VALUE OF EACH, IF KNOWN.					
WITNESSES	NAME	ADDRESS	CITY			
	NAME	ADDRESS	CITY			

DESCRIBE IN DETAIL HOW ACCIDENT OCCURRED. IF DURING HOURS STATION CLOSED, GIVE ALL EVIDENCE AVAILABLE TO INDICATE CAUSE. ALSO USE SPACE BELOW TO ELABORATE DETAILS-REFERENCE BACK TO APPROPRIATE SEC. 1a(1),(2),(3).

2/27/87 (FRI) 9-9:30 PM UNLEAD GAS TRUCKS spill gas into gas line while filling tank. DRIVER pull off the hose too early GASOLINE (UNLEADED REP) spill all over the tank area. About 25 square ft. stick readings shown the Reg. 4/1 GASOLINE spill into gallons in inventory.

DATE OF REPORT	NAME AND TITLE OF PERSON REPORTING ACCIDENT	RETAIL SALES SUPERVISOR
3/1/87	Frank Jones (DRIVER)	

FORM 3-102W (REV 4-75) PRINTED IN U.S.A. (USE OTHER SIDE OF FORM IF MORE SPACE NEEDED)

Loading Ticket, Bill of Lading, Delivery Invoice, Stock Transfer

Unocal Refining & Marketing Division

UNOCAL 76

UNOCAL APPLICABLE TO MOTOR VEHICLES AND FUEL OIL, AS IMPOSED BY TERRITORY IN WHICH PAYMENT OF WHICH IS AS UNOCAL

PLEASE PRESERVE. THIS IS THE ONLY INVOICE GOOD TO SUPPORT CLAIM FOR TAX REFUND.

**CUSTOMER:
SEE REVERSE
SIDE FOR
HAZARD
WARNING**

TANK RECORD								
PRODUCT	76 SUPER	WATER CUT	76 UNLEADED	WATER CUT		WATER CUT		WATER CUT
BEFORE GAUGE	21 IN.	0 IN.	24 IN.	0 IN.		IN.	IN.	IN.
AFTER GAUGE	39 IN.	0 IN.	72 IN.	0 IN.		IN.	IN.	IN.
BEFORE GAUGE						IN.	IN.	IN.
AFTER GAUGE						IN.	IN.	IN.

CARRIER CERTIFIES THAT THE CARGO TANK SUPPLIED FOR THIS SHIPMENT IS A PROPER CONTAINER FOR THE TRANSPORTATION OF THIS COMMODITY AS DESCRIBED BY THE SHIPPER.		RETAINS		NET / GROSS QUANTITY LOADED →		SUPER		UNLEADED		OTHER	
IF THE SHIPMENT MOVES IN OTHER THAN THE SHIPPER'S VEHICLE, THE TERMS WILL BE THOSE (A) OF THE CONTRACT BETWEEN THE SHIPPER AND CARRIER OR (B) THE TERM OF THE LAWFULLY APPLICABLE TARIFFS IF THE CARRIER IS A COMMON CARRIER.		COMP. NO.		1	2	3	4	5	6	SUPER UNLEADED OTHER	
		NET / GROSS RETAIN THIS TRIP								() () ()	
		RETAIN PREVIOUS TRIP									
		TOTAL DELIVERY NET / GROSS									
CARRIER AGENT'S SIGNATURE <i>Koon W</i>		DATE 2/27/87		SHIPMENT RECEIVED BY <i>Frank Tien</i>						DATE	
LOADER'S SIGNATURE <i>KIM WENNERBERG</i>		DATE		TRUCK SEAL NUMBERS: <i>1237</i>							
DOCUMENT NO. 697535	DATE 02/27/87	DRIVER NO. 1031	KF	TM 3	BRANCH 0535	SUP.	PTRX CUST./DEST.		PERMIT	SCAC UOCC	
CARRIER NO. 7601	BATCH NO. 096	TIME IN 18:51	TIME OUT 19:00	SPOT	SH. PT. 0644	SHIPPED FROM RICHMOND TERM		CUST. NO. 68231703	CODE 03		
CARRIER UNION	TRUCK 06686	F.O.B.	PURCHASE ORDER NO.		CONTRACT NO.		ITEM NO.	C/P	PAY		
SOLD TO 20405 REDWOOD ROAD CASTRO VALLEY CA 94546				SHIP TO FRANK TIEN'S 76 FRANK M F TICH RS201 20405 REDWOOD ROAD CASTRO VALLEY CA 94546							
PRODUCT DESCRIPTION AND MATERIAL LABEL		GROSS QUANTITY	API	TEMP.	NET QUANTITY	METER I.D.	BILLED QUANTITY	PRICE PER UNIT	AMOUNT		
UNION 76 UNLEADED GASOLINE FLAMMABLE LIQUID UN 1203		6140		55	6158		6158	83100	5117 30		
UNOCAL SUPER 76 UNL GASOLINE FLAMMABLE LIQUID UN 1203		2180		56	2185		2185	90100	1968 69		
SGAA77000029 SLS TAX								04000	333 72		
DEL FED SUPRFUND CHG								00200	16 69		
REMARKS		E ⊕ CC - ②		GASOLINE spill all over the ground !!		LAST MONTH		REP.			
		DIESEL RENT		DIESEL RESERVE		NOTE ACCOUNT		GASOLINE RENT			
		GASOLINE RESERVE		SALES TAXABLE DOLLARS		SALES OR USE TAX @		TOTAL →		7519 89	

DATE	PRODUCTS	OPEN INV	SIZES	Receipts	CLOSE INV	INV BAL	STUK READIN	OVER SHORT	WATER
2/24/87 Tue	R S	5163 3264	676 367		4987 2897	4892 2897	3'10 1/4 2'6 3/4	-1 0	tb
2/25/87 Wed	R S	4987 2897	884 181		4103 2702	4079 2700	3'3 1/4 2'5"	-24 -2	tb
2/26/87 Thu	R S	4103 2702	217 401		3386 2301	3388 2295	2'10 1/2 2'2"	+2 -6	tb
① 2/27/87 FRI	R S	② 3386 2301	③ 241 488	④ 6158 2185	8303 3998	8240 3996	5'9" 3'3"	⑤ -163 -2	tb
2/28/87 Sat	R S	8303 3998	1085 435		7208 3563	7010 3520	5'1" 2'11 3/4	-17 -43	tb
3/1/87 Sun	R S	7010 3520	819 189		6191 3331	6202 3324	4'7" 2'10"	+11 -7	tb
3/2/87 Mon	R S	6191 3331	1053 342		5138 2989	5167 2993	2'11 1/2" 2'7 1/2"	+29 +4	tb
3/3/87 Tue	R S	5138 2989	842 245		4296 2744	4304 2736	3'5 1/4" 2'5 1/2"	+8 -8	tb
3/4/87 Wed	R S	4296 2744	909 316		3387 2428	3422 2418	2'10 3/4" 2'3"	+37 -10	tb
3/5/87 Thu	R S	3387 2428	953 416		2424 2012	2449 2019	2'3 1/4" 1'11 3/4"	+15 +7	tb
2/6/87 Fri	R S	2424 2012	1110 329		1324 1683	1324 1669	1'5 3/4" 1'8 3/4"	+10 -14	tb
3/7/87 Sat	R S	1324 1683	958 337	6417 1900	6783 3246	6846 3324	4'4 3/4" 2'10"	+63 +78	tb
3/8/87 Sun	R S	6783 3246	892 314		5891 2932	5928 2929	4'5" 2'2"	+37 -3	tb

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REVISION OF PREVIOUSLY PUBLISHED MATERIAL

DAILY SALES SHEET
MOTOR FUEL - METER READINGS

NAME

2/28

DATE

SAT

PUMP NO.	LEADED		UNLEADED		GALLONS	MONEY	PUMP NO.	LEADED		UNLEADED		GALLONS	MONEY
	GALLONS	MONEY	GALLONS	MONEY				GALLONS	MONEY	GALLONS	MONEY		
1	1032326		8084204				1	3962370		865701			
2	3139107						2	6352163					
3							3						
4							4						
5							5						
6							6						
TOTAL CLOSE								3124533		865701			
OPEN								305170		865500			
SALES							①	1582		1149			
SALES PRICE													
AMOUNT RETAIL							①	18968		14926			

MOTOR FUEL - INVENTORY CONTROL

FORWARD	LEADED	UNLEADED	OPEN INV.
	8303	3998	12301
ADDITIONS			
TOTAL			
LESS SALES	1095	435	1530
INVENTORY SHOULD BE	7208	3563	10771
ACTUAL/TICK READINGS	5'1"	2'11/2"	
OVER/SHORT	7010	320	

MOTOR OILS & ATF - INVENTORY

UNION 20W/50	UNION SUPER	UNION PREM.	UNION CUSTOM	UNION A.T.F.	OPEN INV.
					2 - 2150 940 135 - 75 -
TOTAL					
CLOSE INV.					
GONE					①
SALES PRICE					
AMOUNT RETAIL					②

76 AUTO CARE

TOTAL	050
TOTAL - AUTO CARE	①
LABOR	

UNION 76 TIRES

OPEN	ADD	SALES	CLOSE	
TOTAL - TIRES				①

76 ACCESSORIES & PARTS

TOTAL - ACCESSORIES & PARTS	①
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TOTAL - LABOR SALES

TOTAL - LABOR SALES	①
---------------------	---

UNION 76 BATTERIES

OPEN	ADD	SALES	CLOSE	
TOTAL - BATTERIES				①

TOTAL - ACCESSORIES & PARTS

TOTAL - ACCESSORIES & PARTS	①
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TOTAL - VENDING & MISC.

TOTAL - VENDING & MISC.	①
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*2/27/81 9:30 PM
406 lbs spill
MINT 200 gallons
F.*

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DAILY SALES SHEET
MOTOR FUEL - METER READINGS

NAME *JRI* DATE *7/27*

PUMP NO.	LEADED		UNLEADED		PUMP NO.	LEADED		UNLEADED	
	UNITS	MONEY	UNITS	MONEY		UNITS	MONEY	UNITS	MONEY
1	1032336		808305		1	3961699		862500	
2	2137525				2	6243471			
3					3				
4					4				
5					5				
6					6				
TOTAL CLOSE	4127861		808305		TOTAL CLOSE	305170		862500	
OPEN	4167395		8081805		OPEN	285230		858869	
SALES	2466		1250		SALES	9940		13631	
SALES PRICE					SALES PRICE				
AMOUNT RETAIL	29567		16238		AMOUNT RETAIL	86379		38452	

MOTOR FUEL - INVENTORY CONTROL			MOTOR OILS & ATF - INVENTORY					
FORWARD	LEADED	UNLEADED	UNION L.D. PURPLE	UNION 20W/50	UNION SUPER	UNION PREM.	UNION CUSTOM	UNION A.T.F.
	3386	2301						
ADDITIONS	6158	2185	2	2200	945	137	78	
TOTAL	9544	4486						
LESS SALES	1241	488						
INVENTORY SHOULD BE	8303	3998						
ACTUAL/STICK READINGS								
OVER/SHORT								

76 AUTO CARE	
TOTAL	7
TOTAL - AUTO CARE	7
LABOR	17
TOTAL - LABOR SALES	14

UNION 76 TIRES			
OPEN	ADD	SALES	CLOSE
TOTAL - TIRES			

UNION 76 BATTERIES			
OPEN	ADD	SALES	CLOSE
TOTAL - BATTERIES			

*UNION 76 TRUCK DRIVE
SPILL GAS*

*7/27/87
JRI 9:30 PM
GREENLINE SPILL ALL OVER TANK AREA*

*INVOICE NO. 657735
DRIVER: KIM WENZELBERG
UNION 76 TRUCK*

76 ACCESSORIES & PARTS	
TOTAL - ACCESSORIES & PARTS	9
TOTAL - VENDING & MISC.	9