



Linda S. Adams
Secretary for
Environmental Protection

State Water Resources Control Board

Division of Financial Assistance

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(916) 341-5760 • FAX (916) 341-5806 • www.waterboards.ca.gov/water_issues/programs/ustcf/



Arnold Schwarzenegger
Governor

August 24, 2010

Equilon Enterprises LLC, Assignee
Attn: Deborah Pryor
20945 S. Wilmington Avenue
Carson, CA 90810-1039

UNDERGROUND STORAGE TANK CLEANUP FUND (FUND) COMMINGLED PLUME ACCOUNT PROGRAM, NOTICE OF COMMINGLED PLUME PRIORITY LIST ACCEPTANCE FOR CLAIM NO: CP0062, FOR SITE LOCATION: 4255, 4276 MACARTHUR BLVD., OAKLAND

Your claim has been reviewed and considered complete for placement on the Cleanup Fund Commingled Plume Account (CPA) Priority List. Your application was deemed complete on 8/12/2010. Due to the demand for CPA funds, funding for this CPA claim may not occur for several more years. Funding is based on availability of funds and your CPA Priority List ranking. A compliance review of the CPA claim will be the next step in the process.

Compliance Review: Staff reviews, verifies, and processes claims based on priority. Staff will conduct an extensive Compliance Review at the local regulatory agency or Regional Water Quality Control Board. During this Compliance Review, staff may request additional information needed to verify eligibility. Once the Compliance Review is completed, staff will determine if the claim is valid or must be rejected. If the claim is valid, a Letter of Commitment will be issued obligating funds toward the cleanup. If staff determine that you have not complied with regulations governing site cleanup, you have not supplied necessary information or documentation, or your claim application contains a material error, the claim will be rejected. In such event, you will be issued a Notice of Intended Removal from the Priority List, informed of the basis for the proposed removal of your claim, and provided an opportunity to correct the condition that is the basis for the proposed removal. Your claim will be barred from further participation in the Fund, if the claim application contains a material error resulting from fraud or intentional or negligent misrepresentation.

Record keeping: During your cleanup project you should keep complete and well organized records of all corrective action activity and payment transactions. If you are eventually issued a Letter of Commitment, you will be required to submit: (1) copies of detailed invoices for all corrective action activity performed (including subcontractor invoices), (2) copies of canceled checks used to pay for work shown on the invoices, (3) copies of technical documents (bids, narrative work description, reports), and (4) evidence that the claimant paid for the work performed (not paid by another party). These documents are necessary for reimbursement and failure to submit them could impact the amount of reimbursement made by the Fund. ***It is not necessary to submit these documents at this time; however, they will definitely be required prior to reimbursement.***

California Environmental Protection Agency



Compliance with Corrective Action Requirements:

In order to be reimbursed for your eligible costs of cleanup incurred after December 2, 1991, you must have complied with corrective action requirements of Article 11, Chapter 16, Division 3, Title 23, California Code of Regulations. Further, joint claimants to CP0062, must coordinate corrective action as soon as practicable (if they have not done so already) as identified in Article 11, Chapter 6.75 of the California Health and Safety Code.

Three bids: Only corrective action costs required by the regulatory agency to protect human health, safety and the environment can be claimed for reimbursement. You must comply with all regulatory agency time schedules and requirements and you must obtain three bids for any required corrective action. . ***If you do not obtain three bids or a waiver of the three bid requirement, reimbursement is not assured and costs may be rejected as ineligible.***

Preapproval:

Joint claimants are required to obtain preapproval of costs for all future joint corrective action work as identified in Article 11, Chapter 6.75 of the California Health and Safety Code.

If there are any questions, please telephone me at (916) 341-5760.

Sincerely,



Judy Reid, Manager
Commingled Plume Account
Underground Storage Tank
Cleanup Fund

cc: ✓ Alameda County Health Care Services
Mr. Jerry Wickham
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