

LAW OFFICES OF
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October 13, 2008

Sent by E-mail

Original by Regular Mail

Mr. Steven Plunkett
Alameda County
Environmental Health Services
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

Re: Crow Canyon Cleaners, 7242 San Ramon Rd., Dublin, CA 94568

Dear Steven:

This responds on behalf of my clients, Bruce Burrows and Jim Roessler, to the letter dated October 1, 2008, signed by Mr. Ariu Levi, on the subject of spills, leaks, investigations and cleanup at the above site, but with address 7272 San Ramon Road, SLIC Case No. RO0002863. The letter was addressed only to Mr. Burrows. Mr. Levi's letter requested payment of \$8,000 on deposit to an oversight cost account regarding the above site.

As you know, a number of other parties are responsible under the law for issues at that site. I am only responding directly on behalf of my clients, not any other parties. My clients themselves are responsible only insofar as they are in a contractual relationship with the current owner of the property. For this reason, I would like to request that this letter be re-issued, addressed to the responsible parties under the law, with a copy to me and my clients. In addition, I would like to request that a copy of the ordinance authority, rather than simply a citation, be included with the letter. Unfortunately, this is necessary because when I tried to look up Alameda County Ordinance Code Section 6.92.040L, which was cited in the letter, I could not find it on-line.

My clients have been waiting patiently for months for Alameda County review and action on the proposed work plan for a pilot study at the site, but despite promises, no review or action has been communicated as I write this letter. In addition, my clients have been waiting for a letter regarding DTSC cooperation in public participation, etc., but no such letter has been received. Please complete your review and action as soon as possible and forward the expected letter.

Sincerely,



Karl R. Morthole

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CC: (by e-mail only)
Mr. Bruce Burrows
Mr. James Roessler
Thomas Downey, Esq.
Derek Lim, Esq.
Jan Greben, Esq.
Martin Deutsch, Esq.
Edward Polson, Esq.
Mr. Mark Malinowski, DTSC
Mr. Bud Duke, DTSC