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Certified Mail #: 7002 2030 0006 9574 1501

June 16, 2008

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

**NOTICE OF RESPONSIBILITY**

**Site Name & Address:**

**UNOCAL #3072 / CONOCOPHILLIPS  
2445 CASTRO VALLEY BLVD  
CASTRO VALLEY, CA 94546**

**Local ID: RO0002968  
Related ID: NA  
RWQCB ID: NA  
Global ID: T0619794453**

**Responsible Party:**

**JAGDISH M & JANKI J MOORJANI TRUS  
2445 CASTRO VALLEY BLVD  
CASTRO VALLEY CA 94546-5119**

**Date First Reported: 3/17/2006**

**Substance: 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded**

**Funding for Oversight: LOPS - LOP State Fund**

**Multiple RPs?: Yes**

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified CONOCOPHILLIPS as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5650.

Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker JAKUB, BARBARA, at this office at (510)639-1287 if you have questions regarding your site.

  
\_\_\_\_\_  
ARIELLE LEVI, Director  
Contract Project Director

Date: 6/23/08

Action: Add  
Reason: New Case

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

June 20, 2008

**Site Name & Address:**  
**UNOCAL #3072 / CONOCOPHILLIPS**  
**2445 CASTRO VALLEY BLVD**  
**CASTRO VALLEY, CA 94546**

**Local ID: RO0002968**  
**Related ID: NA**  
**RWQCB ID: NA**  
**Global ID: T0619794453**

**All Responsible Parties**

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**RP has been named a Primary RP - BILL BORGH**  
**CONOCOPHILLIPS**  
76 BROADWAY | SACRAMENTO, CA 95818 | Phone (916) 558-7612

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**RP has been named a RP - JAGDISH M & JANKI J MOORJANI TRUST**  
2445 CASTRO VALLEY BLVD | CASTRO VALLEY, CA 94546-5119 | Phone No Phone Number Listed

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**Responsible Party Identification Background**

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R. Sec. 2720. Section 2720 defines a responsible party 4 ways. An RP can be:

1. "Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
2. "In the case of any underground storage tank no longer in use, any person who owned or operated the underground storage tank immediately before the discontinuation of its use."
3. "Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
4. "Any person who had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance."

ACEH has named the responsible parties for this site as detailed below.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

June 20, 2008

**Responsible Party Identification**

RO 2968, 2445 Castro Valley Boulevard

**Existence of Unauthorized Release**

Three 10,000-gallon underground storage tanks (USTs) (two gasoline and one diesel) and one 550-gallon waste-oil UST were excavated and removed from the site between November 1989 and February 1990. The condition of the USTs was not described in the reports that are in the ACEH files.

Maximum petroleum hydrocarbon concentrations of 1,900 milligrams per kilogram (mg/Kg) total petroleum hydrocarbons as gasoline (TPHg) and 24 mg/Kg total petroleum hydrocarbons as diesel (TPHd) were detected in initial sidewall soil samples collected during the tank removal.

A baseline site assessment conducted in 2005 revealed maximum concentrations of 480 mg/Kg TPHg and 0.11 mg/Kg MTBE in soil. MTBE was detected in groundwater samples at a maximum concentration of 87 micrograms per liter (ug/L).

**Responsible Party Identification**

Unocal (currently ConocoPhillips) was the business owner, tank owner and property owner at the time of and following the release(s). Unocal is a responsible party for the site because they owned and operated the underground storage tanks (Definition 1), formerly owned the property where an unauthorized release occurred, (Definition 3), and had control of an underground storage tank at the time of an unauthorized release (Definition 4).

Tosco purchased the portion of Unocal which included this property in April 1997. Tosco meets the definition of a responsible party for the site because they formerly owned the property where an unauthorized release occurred (Definition 3).

Conoco Phillips purchased TOSCO and all assets including this property were absorbed by them in December 2005. Conoco Phillips as a successor to Unocal is a responsible party for the site because they owned and operated the underground storage tanks (Definition 1), formerly owned the property where an unauthorized release occurred, (Definition 3), and had control of an underground storage tank at the time of an unauthorized release (Definition 4).

Jagdish M. and Janki J. Moorjani purchased the property in December 2005 and are the business owners, tank owners and property owners following an unauthorized petroleum hydrocarbon release(s). Jagdish M. and Janki J. Moorjani meet the definition of a responsible party for the site because they own the property where an unauthorized release occurred, (Definition 3).

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Sent To	<b>Jagdish M &amp; Jank J Moorjani</b>
Street, Apt. No. or PO Box No.	<b>Trust</b>
City, State, ZIP	<b>2445 Castro Valley Boulevard</b>
	<b>Castro Valley, CA 94546-5119</b>
PS Form 3800, June 2002	
See Reverse for Instructions	

Postmark Here



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CASTRO VALLEY, CA 94546**

Local ID: RO0002968  
Related ID: NA  
RWQCB ID: NA  
Global ID: T0619794453

Responsible Party:

**BILL BORGH  
CONOCOPHILLIPS  
76 BROADWAY  
SACRAMENTO CA 95818**

Date First Reported: 3/17/2006

Substance: 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded

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76 BROADWAY | SACRAMENTO, CA 95818 | Phone (916) 558-7612

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Sent To	<b>Bill Borgh</b>
Street, Apt. No., or PO Box No.	<b>ConocoPhillips</b>
City, State, ZIP+	<b>76 Broadway</b>
	<b>Sacramento, CA 95818</b>

PS Form 3800, June 2002 See Reverse for Instructions