

JOSEPH J. MARAZITI, JR.  
CHRISTOPHER H. FALCON  
DAVID ALEXANDER†  
ROBERT L. TELSEY†  
BRENT T. CARNEY  
SHARON L. COLE

OF COUNSEL  
LEAH C. HEALEY\*  
\*ALSO MEMBER PA BAR  
\*ALSO MEMBER NY BAR

MARAZITI  
& FALCON  
HEALEY  
L.L.P.  
ATTORNEYS AT LAW

150 JOHN F. KENNEDY PARKWAY  
SHORT HILLS, NEW JERSEY 07078

PHONE: (973) 912-9008  
FAX: (973) 912-9007  
EMAIL:  
MFH@MFHENVLAW.COM  
WWW.MFHLAW.COM

Direct Dial Number: (973) 912-6801

October 12, 2005

Regular Mail and Telecopy (202) 637-2201  
David Hayes, Esq.  
Latham & Watkins  
555 Eleventh Street, N.W.  
Suite 1000  
Washington, D.C. 20004-1304

Re: Administrative Order  
**CERCLA Docket No. 02-2005-2003 to Borough of Ringwood  
Ringwood Mines/Landfill Superfund Site**

Dear Mr. Hayes,

We are in receipt of the referenced Administrative Order (AO), which requires that the Borough undertake a good faith effort to coordinate with Ford with regard to the work Ford is doing at the site pursuant to Ford's Administrative Order on Consent (ACO).

Paragraph 43 of the Ringwood AO states that the Borough shall notify Ford in writing by October 13, 2005 to indicate its desire to comply with the AO and to participate in the performance of the work set forth in the AO or, in lieu of performance, to pay for some of the work.

It is with this letter that we inform you that the Borough will provide a good faith offer of participation.

Ford has been engaged in work at the site for over a year without the Borough's involvement. In order for the Borough to make a reasonable good faith offer of cooperation and participation Ford must provide us with information about the work it has done so far and the work Ford plans to do so that the Borough and its consultants can understand the full scope of the project. Once we have had an opportunity to review this information, we can then make a good faith offer of participation.

As such, please provide me with the following documents:

1. Copies of all correspondence, reports, plans, field notes, lab data, photos, logs, maps and deliverables ("Documents") submitted by Ford and Arcadis to EPA with regard to its most recent reinvestigation of the site beginning January 2003 to the present, including all documents related to the Field Reconnaissance Survey (FRS) and any draft or final Technical Memoranda, field notes and disposal documentation related to the FRS.
2. Copies of all Documents Ford and Arcadis received from EPA with regard to Ford's most recent reinvestigation of the site beginning January 2003 to the present.
3. Copies of all draft Documents which may be submitted to EPA with regard to the upcoming stages of the work, including documents related to the draft site investigation modules for (a) stream sediment/surface water sampling, (b) Peters Mine Pit Area, (c) Cannon Mine Pit Area, (d) O'Connor Disposal Area, and (e) any other areas identified in the FRS.
4. All Documents related to proposed remediation planning and scope of work for each area of concern.
5. All Documents related to the estimated cost of the investigation and remediation for each area of environmental concern to be addressed by Ford at the site.

I await your response. Thank you.

Sincerely,

  
Albert I. Telsey

Cc: George Pavlou, Director  
EPA Emergency and Remedial Response Division  
Virginia Curry, Esq., EPA  
Joseph Gowers, EPA Project Manager  
Mayor and Council, Borough of Ringwood  
Kenneth Hetrick, Borough Manager  
Joseph J. Maraziti, Jr., Esq.  
Sui Leong, H2M Group, Inc.