



JENNIFER M. GRANHOLM  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
LANSING DISTRICT OFFICE



STEVEN E. CHESTER  
DIRECTOR

September 18, 2006

SEP 22 RECD

Mr. David Worrell, P.E.  
Remediation and Liability Management Company, Inc.  
PCC Central  
Mail Code 483-520-190  
2000 Center Point Parkway  
Pontiac, Michigan 48341-3147

Dear Mr. Worrell:

SUBJECT: Hemphill Landfill, a.k.a. The Burton Parcel, Genesee County  
Facility ID 25000686

The Department of Environmental Quality (DEQ) has completed a review of your August 16, 2006, correspondence.

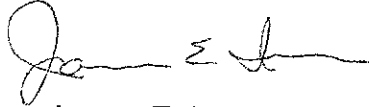
The DEQ looks forward to receipt of your work plan for assessing groundwater.

Feel free to forward information you have concerning other potentially responsible parties. Any documentation that assists the DEQ in determining liability will be greatly appreciated. Please note, however, that under Section 29 of Part 201 of the Natural Resources and Environmental Protection Act, Act 451 of 1994, as amended, it is the responsibility of the party asserting a division of harm to prove it is divisible. If measurable divisibility is beyond proof then, by statute, the State may hold a liable party responsible for the entirety of the harm. Liability in this matter is joint and severable, so any decision by the DEQ to hold one party responsible does not preclude that party from seeking compensation from other parties that may also have liability.

In regard to the leaking underground storage tank site, ID# 18528, located at G-3311 S. Saginaw, the Remediation and Liability Management Company, Inc. is not responsible for contamination migrating onto its property from an off site source. The DEQ project manager for this site is Mr. Dwight Cummings. For further information regarding site #18528 please contact Mr. Cummings at 517-335-6242.

Please submit the work plan for groundwater assessment at the Burton Parcel to my attention at the address below. Feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "James E. Innes". The signature is fluid and cursive, with a large initial "J" and a long horizontal stroke at the end.

James E. Innes  
Lansing District Office  
Remediation and Redevelopment Division  
517-335-6241

JEI:JJM

cc: Mr. Anthony Finch, O'Brien & Gere  
Mr. Dwight Cummings, DEQ