



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

May 10, 2021

**VIA EMAIL**

Mark Van Loon, Esq.  
Rosenn Jenkins & Greenwald, LLP  
15 South Franklin Street  
Wilkes-Barre, PA 18711-0075  
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**Re: Effective Date of Settlement Agreement with Consolidated Lands, LLC  
Docket No. CERC-03-2021-0009CR  
Transportation Drive Superfund Site**

Dear Mr. Van Loon,

Pursuant to Section XVII of the Settlement Agreement, EPA published the final Settlement Agreement (“Agreement”) in the Federal Register on April 7, 2021, for a period of thirty days. The thirty-day comment period ended on May 7, 2021, and EPA received no comments.

Pursuant to Section XVII, the Effective Date of the Settlement Agreement is the date upon which EPA issues written notice that the comment period has closed and no comments were received. Therefore, in accordance with Section XVII, the Effective Date of the Settlement Agreement is today, **May 10, 2021**. Enclosed is a date-stamped, fully executed copy of the Settlement Agreement for your records. Payment, pursuant to Section V of the Settlement Agreement, is due 30 days from the Effective Date of the Agreement.

Please note that EPA did not sign the draft environmental covenant, which was attached to the Settlement Agreement as Appendix B. Ms. Schiavo may have mistakenly signed it when she signed the Settlement Agreement. Please see the requirements in Section XI of the Settlement Agreement for next steps before EPA’s signature and filing. EPA will provide you with a final copy of the environmental covenant for your review and approval before signature.

Sincerely,

Robin E. Eiseman  
Senior Assistant Regional Counsel  
EPA Region III

Enclosure



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