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ENVIRONMENTAL PROTECTION  
AGENCY-REGION VII  
REGIONAL HEARING CLERK

October 5, 2006

Julie Murray, Esq.  
Assistant Regional Counsel  
United States Environmental Protection Agency, Region VII  
901 North 5<sup>th</sup> Street  
Kansas City, Kansas 66101

RE: Docket No. CAA-07-2006-255

Dear Ms. Murray:

On behalf of O'Reilly Automotive, Inc., (O'Reilly), I would like to memorialize and acknowledge our agreement reached with you and Ms. Law in regard to the above-referenced matter. During our phone conference of September 21, 2006, you agreed to a 60-day extension from the original answer date of September 30, 2006. Per my calculations, the new response date is November 29, 2006.

O'Reilly has agreed to investigate possible actions that could be taken to lessen the risk of unrestricted sale of Freon products, and is in the process of that evaluation now. In so doing, O'Reilly will follow the outline prescribed by the United States Environmental Protection Agency, and Supplemental Environmental Projects Policy (SEP's) issued April 10, 1998, as you have suggested.

I would appreciate your confirmation of our agreement for extension and of the extended date for response. We are also anxious to discuss with you some of our ideas for Supplemental Environmental Projects. Please forward a few dates, if available, before the end of October so that we might conference with you further. Finally, as we discussed during our call, would you be so kind as to forward a copy of your standard agreement so that our counsel may review it in preparation of meeting a substantive agreement with EPA.

I appreciate your assistance.

Very truly yours,

O'REILLY AUTOMOTIVE, INC.

Robert Gillespie  
Regulatory and Compliance Manager  
Direct Line: (417) 874-7257  
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RG:lms

cc: Alice Law - US EPA, Kansas City Regional Office  
Jeffery Groves - O'Reilly Automotive, Corporate General Counsel  
Wayne Price - O'Reilly Automotive, VP Risk Management  
Emmitt Barina - O'Reilly Automotive, Director of Safety, Environmental & Regulatory Compliance