



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

NOV 24 2009

U.S. Environmental Protection Agency
Clerk of the Board
Environmental Appeals Board
1341 G Street, N.W., Suite 600
Washington, D.C. 20005

RE: Southern Iowa Mechanical Site
Titan Tire Corporation and Dico, Inc. Petitioners
Petition No. CERCLA 106(b) 09-01

Dear Ms. Durr:

In accordance with your letter dated October 27, 2009, to Cecilia Tapia, Director, Superfund Division, U.S. Environmental Protection Agency Region 7, I have enclosed for filing in this matter the original and one copy of a Motion to Dismiss the Petition of Titan Tire Corporation and Dico, Inc., with an Exhibit, a copy of the Environmental Appeal Board's Order Dismissing Petition In the Matter of Cyprus Amax Mineral Co., Docket No. CERCLA 106(b) Petition 95-4, and a certified copy of the Administrative Record for the Southern Iowa Mechanical Site. In addition, I am making an Electronic Submission of the referenced documents using the link on the Board's website.

Please file the original and stamp and return the copy to me as follows:

Daniel J. Shiel
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 7
901 North 5th Street
Kansas City, Kansas 66101.

Thank you for your assistance in this matter.

A handwritten signature in blue ink that reads "Daniel J. Shiel".

Daniel J. Shiel
Assistant Regional Counsel

Enclosures

cc (w/encl.): Mark Johnson
Stinson Morrison Hecker LLP
1201 Walnut, Suite 2900
Kansas City, Missouri 64106-2150

