

29

FIELD INSPECTION REPORT USEPA - REGION 5

Class 1 Wells - Underground Injection Control Program

(Fill out one report for each well inspected)

Date of last inspection _____

Inspection Date 3-21-2007

OPERATOR

WELL DATA

Name	E D S, INC.	Well Name	EDS # 1-12
Address	199 W. BROWN ST. STE 200	USEPA #	ML-163-121-0007
City, State, ZIP	BIRMINGHAM, MI. 48009	State #	MI-482
Phone/Mail Contact	Doug Wicklund	County / State	DETROIT, MI.
On-site Contact (signing below)	PAUL WONSACK	Locational Information	T ____; R ____; Sec. ____ Qtr. Section ____
Phone # (313) 946-1000	248-642-4344	Latitude	Longitude
Fax # (313) 946-1002	248-642-7122	Completion Date	

Inspection Type (check one) ROUTINE COMPLAINT COMPLIANCE
 Notification (check one) UNANNOUNCED ANNOUNCED (date scheduled 3-21-2007)

PERMIT LIMITATIONS

Characteristic	Limitation	Monitoring Frequency (e.g. Continuous, Monthly, etc.)
Injection Pressure	917 PSI.	CONTINUOUS
Annulus Pressure	366 PSI.	CONTINUOUS
Min. Annulus/Injection Differential	100 PSI.	CONTINUOUS
Specific Gravity		
Flow Rate		
Cumulative Volume		
Annulus Fluid Loss		
pH		

(NOTE: Write in NA if value is Not Applicable to the situation.)

TALIB SYED & ASSOCIATES, INC.(TSA)		CONTRACT FIELD INSPECTION
INSPECTOR	SIGNATURE	DATE
CHARLES E. BROWN	<i>Charles E. Brown</i>	3-21-2007

COMPANY REPRESENTATIVE	3-21-2007
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OPERATING CONDITIONS	Gauge Reading	Recorder Reading	WELL STATUS
TUBING PRESSURE (psi)		77.13 PSI.	Active <input type="checkbox"/>
ANNULUS PRESSURE (psi)		287.43 PSI.	Shut In <input checked="" type="checkbox"/>
FLOW RATE (show units used)	-0-	-0-	
CUMULATIVE VOLUME (show units used)	-0-	-0-	
SIGHT GLASS LEVEL	22.71"		
INJ. TEMPERATURE	---	---	
PH	---	---	
OTHER	---	---	

EDS # 1-12

(NOTE: Write in NA if value is Not Applicable to the situation)

MONITORING SYSTEMS			COMMENTS
ALARM SYSTEM PRESENT	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
ALARM SYSTEM TEST RESULTS	<input type="checkbox"/> PASS	<input type="checkbox"/> FAIL	
PRESSURES AT WHICH ALARM SYSTEM TRIPPED (INJ/ANNULUS)	LOW LEVEL OF		222 PSI - LOW PSI. 17.18" ANNULUS TANK
AUTOMATIC SHUT-OFF SYSTEM PRESENT?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	700 PSI 107"
AUTOMATIC SHUT-OFF TESTED?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
PRESSURES AT WHICH SHUT-OFF SYSTEM TRIPPED (INJ / ANNULUS)	1	1	SAME AS ABOVE
HIGHEST INJECTION PRESSURE NOTED ON CHARTS (psi)	77 PSI		
ARE RECORDS RETAINED ON SITE?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
ANY ANOMALIES OR SPIKES NOTED ON CHARTS?	<input type="checkbox"/> YES	<input type="checkbox"/> NO	
RECORDS REVIEWED DURING INSPECTION?	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	

RESULTS OF RECORD REVIEW:

WELL TESTING

EDS # 1-12

<input type="checkbox"/> Part I (SAPT) Date/Time	<input type="checkbox"/> Part II
<input type="checkbox"/> RTS	<input type="checkbox"/> Oxygen Activation
<input type="checkbox"/> Temperature	<input type="checkbox"/> Noise
<input type="checkbox"/> Ambient Reservoir Monitoring	<input type="checkbox"/> Frac /Microfrac
<input type="checkbox"/> Casing Inspection	<input type="checkbox"/> Cement Bond Log

Other (specify)

SITE CONDITIONS (Remember to record any changes since last inspection)

Well Head Appearance _____

Annulus Tank System _____
 (tank volume, tank setup, etc) _____

Monitoring Equipment _____

Holding Tanks _____
 (e.g., # of volumes, signs, etc.) _____

Piping _____
 (e.g., coming from ?, leaks ?) _____

Injection Equipment _____
 (e.g., pump types, etc.) _____

Photo's Taken? No Yes (How many ?)

Pg 3 of 1 insp

FIELD INSPECTION REPORT USEPA - REGION 5

Class 1 Wells - Underground Injection Control Program

(Fill out one report for each well inspected)

Date of last inspection _____

Inspection Date 3-21-2007

OPERATOR

WELL DATA

Name	EDS, Inc.	Well Name	EDS # 2-12
Address	199 W. BROWN ST. STE 200	USEPA #	M1-163-1W-0008
City, State, ZIP	BIRMINGHAM, MI. 48009	State #	M-453
Phone/Mail Contact	BOUY WICKLUND	County / State	DETROIT, MI.
On-site Contact (signing below)	PAUL WONSARK	Locational Information	T. ___; R. ___; Sec. ___ Qtr. Section ___
Phone # (734) 946-1000	(248) 642-4214	Latitude	Longitude
Fax # (734) 946-1002	(248) 642-7122	Completion Date	

Inspection Type (check one) ROUTINE COMPLAINT COMPLIANCE
 Notification (check one) UNANNOUNCED ANNOUNCED (date scheduled 3-21-2007)

PERMIT LIMITATIONS

Characteristic	Limitation	Monitoring Frequency (e.g. Continuous, Monthly, etc.)
Injection Pressure	917 PSI	CONTINUOUS
Annulus Pressure	367 PSI	CONTINUOUS
Min. Annulus/Injection Differential	100 PSI	CONTINUOUS
Specific Gravity		
Flow Rate		
Cumulative Volume		
Annulus Fluid Loss		
pH		

(NOTE: Write in NA if value is Not Applicable to the situation.)

TALIB SYED & ASSOCIATES, INC. (TSA)		CONTRACT FIELD INSPECTION	
INSPECTOR	SIGNATURE	DATE	
<u>CHARLES E. BROWN</u>	<u>Charles E. Brown</u>	<u>3-21-2007</u>	
COMPANY REPRESENTATIVE	<u>3-21-2007</u>		

OPERATING CONDITIONS	Gauge Reading	Recorder Reading	WELL STATUS
TUBING PRESSURE (psi)		* —	Active <input type="checkbox"/>
ANNULUS PRESSURE (psi)		143 psi	Shut In <input checked="" type="checkbox"/>
FLOW RATE (show units used)	— 0 —		
CUMULATIVE VOLUME (show units used)	— 0 —		
SIGHT GLASS LEVEL	13.4"		
INJ. TEMPERATURE	—	—	
PH	—	—	
OTHER	—	—	* NEEDS NEW TRANSDUCER

FD9 # 2-12

(NOTE: Write in NA if value is Not Applicable to the situation)

MONITORING SYSTEMS			COMMENTS
ALARM SYSTEM PRESENT	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
ALARM SYSTEM TEST RESULTS	<input type="checkbox"/> PASS	<input type="checkbox"/> FAIL	
PRESSURES AT WHICH ALARM SYSTEM TRIPPED (INJ/ANNULUS)	LOW LEVEL OF		140 psi (20) 200 psi SHUT-DOWN 13.18" ANNULUS TANK.
AUTOMATIC SHUT-OFF SYSTEM PRESENT?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	700 psi inj
AUTOMATIC SHUT-OFF TESTED?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
PRESSURES AT WHICH SHUT-OFF SYSTEM TRIPPED (INJ/ANNULUS)	/	/	ANNULUS - SAME AS ABOVE;
HIGHEST INJECTION PRESSURE NOTED ON CHARTS (psi)	— 0 —		
ARE RECORDS RETAINED ON SITE?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
ANY ANOMALIES OR SPIKES NOTED ON CHARTS?	<input type="checkbox"/> YES	<input type="checkbox"/> NO	
RECORDS REVIEWED DURING INSPECTION?	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	

RESULTS OF RECORD REVIEW:

WELL TESTING

EOS # 2-12

<input type="checkbox"/> Part I (SART) Date/Time	<input type="checkbox"/> Part II
<input type="checkbox"/> RTS	<input type="checkbox"/> Oxygen Activation
<input type="checkbox"/> Temperature	<input type="checkbox"/> Noise
<input type="checkbox"/> Ambient Reservoir Monitoring	<input type="checkbox"/> Frac/Microfrac
<input type="checkbox"/> Casing Inspection	<input type="checkbox"/> Cement Bond Log

Other (specify)

SITE CONDITIONS (Remember to record any changes since last inspection)

Well Head Appearance _____

Annulus Tank System _____

(tank volume, tank setup, etc.) _____

Monitoring Equipment _____

Holding Tanks _____

(e.g., # of, volumes, signs, etc.) _____

Piping _____

(e.g., coming from ?, leaks ?) _____

Injection Equipment _____

(e.g., pump types, etc.) _____

Photo's Taken? No Yes (How many ?)

Pg 3 of 1 insp

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STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



JENNIFER M. GRANHOLM
GOVERNOR

STEVEN E. CHESTER
DIRECTOR

March 27, 2007

RECEIVED

MAR 30 2007

CLARK HILL PLC

CERTIFIED MAIL

Mr. Ronald A. King
Clark Hill PLC
212 East Grand River Avenue
Lansing, Michigan 48906

Dear Mr. King:

SUBJECT: Environmental Disposal Systems, Inc. (EDS), Facility, 28470 Citrin Drive,
Romulus, Michigan; MIR 000 016 055

On February 15, 2007, you, Mr. Austin Marshall, Mr. Jim Curran, and Mr. Henry Brennan met with Michigan Department of Environmental Quality (MDEQ) and U.S. Environmental Protection Agency (U.S. EPA) staff to discuss the Notice of Violation (NOV) for the above-referenced EDS facility (Facility). The NOV was issued in accordance with Part 111, Hazardous Waste Management, and Part 625, Mineral Wells, of Michigan's Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451), and the administrative rules promulgated pursuant thereto.

At the meeting, MDEQ staff explained that the violations cited in the NOV must be resolved and the Facility brought into compliance with Part 111 and Part 625 before a transfer of the Part 111 operating license from EDS to a new owner and operator and the transfer of the Part 625 permits to a new entity can occur. Staff also indicated that resolution of the violations would require entry of an administrative consent order including, but not limited to, penalties and enforcement costs for past violations at the Facility.

Since our meeting, RDD Investment Corporation (RDD) and/or Environmental Geo-Technologies, LLC (EGT), have made the following submittals:

1. On or about February 18, 2007, the MDEQ received a formal request to the U.S. EPA for the transfer of federal Underground Injection Control Permit numbers MI-163-1W-C007 and MI-163-1W-C008, including an updated cost estimate, abandonment plan, alternative financial assurance instruments, and the environmental qualifications of the new owner and operator, among other things. It is our understanding that this request is currently under review.
2. As part of the above submittal, the MDEQ received documentation of the authority of Mr. Douglas Wicklund to execute the Acknowledgement and Assignment dated November 7, 2006, for each of the entities listed (EDS, Romulus Deep Disposal

Limited Partnership, and Remus Joint Venture). Based on currently available information, it appears that Mr. Wicklund has the authority to act on behalf of the above entities.

3. On March 9, 2007, the MDEQ received a draft written request to transfer the operating license from EDS to EGT in accordance with R 299.9519(3)(e) and R 299.9522 of the Part 111 Rules. This draft request is currently being reviewed.

The following issues set forth in the NOV still need to be addressed:

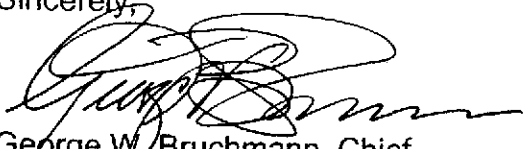
4. The submittal to the Chief of the Waste and Hazardous Materials Division (WHMD) of documentation verifying compliance with the financial requirements of Part 7 of the Part 111 Rules. **Please be advised that acceptable financial assurance must be provided by the owner or operator 60 days prior to expiration of the current financial instrument or the WHMD may access the funds to commence closure of the Facility.**
5. The submittal of a formal request to the Chief of the Office of Geological Survey (OGS) to transfer the Part 625 permits, as well as updated financial assurance and other items detailed in the NOV. **Please be advised that the request must be signed by an authorized representative of EDS, the current permit holder.**
6. The submittal to the Chief of the WHMD of a written certification of the Facility's construction and capability for managing hazardous waste. The certification shall be prepared and sealed by a registered professional engineer and signed in accordance with Title 40 of the Code of Federal Regulations, Section 270.11(d), which is adopted by reference in the Part 111 Rules. **Please be advised that due to concerns that the waste currently stored on-site may be incompatible with the tank(s) being used for storage and as a condition of the transfer of the Part 111 operating license, recertification of all equipment and operations at the Facility is necessary. Said recertification requires complete inspection and integrity testing of, but not limited to, tanks, piping, pumps, ancillary equipment, structures, containment system, etc. The compatibility concerns and the complete inspection and recertification of the Facility require the characterization, removal, and disposal of all on-site hazardous wastes. Also required is the decontamination and triple rinsing of all tanks, piping, pumps, ancillary equipment, structures, containment systems, etc. The waste removal is to be accomplished within 30 days after receipt of this letter. The decontamination is to be accomplished within 45 days after receipt of this letter. A work plan and a schedule for the removal and decontamination must be provided to the MDEQ within 10 days of receipt of this letter. The hazardous waste must be removed and disposed of off-site, in full compliance with Part 111, including any notice to generators or manifest changes that may entail.**

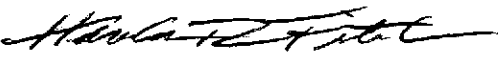
7. The submittal to the Chief of the WHMD of a request to transfer the operating license, including all of the necessary revisions, as outlined in R 299.9519 and R 299.9520 of the Part 111 Rules. **Please be advised that the request must be signed by an authorized representative of EDS, as licensee, and RDD, as apparent property owner.**
8. Provide to the Chief of the WHMD written verification of the necessary transfer of the federal Underground Injection Control Permits.
9. Enter an administrative consent order with the MDEQ to resolve the outstanding violations set forth in this NOV and any continuing or additional violations identified before the transfer of the Part 111 operating license, the Part 625 permits, and any other permits issued pursuant to Act 451.

The failure by RDD and/or EGT to respond to this letter may result in further escalated enforcement, including termination of the Facility license.

Questions regarding the aboveground hazardous waste treatment and storage facility may be directed to Ms. Ronda L. Blayer, Hazardous Waste Section, WHMD, at 517-373-9548, or you may contact Mr. George W. Bruchmann. Questions regarding the hazardous waste underground injection wells may be directed to Mr. Raymond Vugrinovich, Minerals and Mapping Unit, OGS, at 517-241-1532, or you may contact Mr. Harold R. Fitch.

Sincerely,


George W. Bruchmann, Chief
Waste and Hazardous Materials Division
517-373-9523


Harold R. Fitch, Chief
Office of Geological Survey
517-241-1548

cc: Mr. Paul Wonsack, RDD
Mr. Henry Brennan, Howard and Howard
Mr. Austin Marshall, EGT
Mr. Jim Curran, Karoub Associates
Mr. Larry Scott
Mr. Douglas Wicklund
Ms. Dana Rzeznik, U.S. EPA, Region 5
Mr. James Stropkai, Michigan Department of Attorney General
Mr. Stanley F. Pruss, Deputy Director, MDEQ
Mr. Jim Sygo, Deputy Director, MDEQ
Ms. Ronda L. Blayer, MDEQ
Mr. Gary Tuma, MDEQ
Mr. Raymond Vugrinovich, MDEQ

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RDD Operations, LLC
28470 Citrin Drive
Romulus, MI 48116

Friday, April 06, 2007

Tom Sampson
Waste and Hazardous Material Division
Southeast Michigan District Office
Department of Environmental Quality

RE: Waste Removal, Decontamination and Re-Certification of the EDS Facility

Dear Mr. Sampson

In response to the MDEQ letter dated March 27, 2007, and in reference to item #6, RDD would like to submit the follow work plan and schedule for your review.

Phase I – Characterization and Liquids Removal

- Sample all storage tanks. *(Complete by 4-1-07)*
- “RFP” to Clean Harbors, EQ, Veoila, Chemtron. *(Complete by 4-1-07)*
- Review Pricing and TSD Capabilities. *(Complete by 4-10-07)*
- Set up profiles (based on compatibility) at the designated TSD.
- Written and/or verbal notification to generators that their material will be disposed of at an alternate TSD. *(Complete by 4-13-07)*
- Upon MDEQ approval, begin removing the waste liquids from the tanks, sumps and lines. *(Complete by 5-4-07)*
- The liquid waste will continue to be removed tank-by-tank until solids are reached in each tank.
- The solids will be removed and disposed of separately from the liquids.

Phase II – Solids and Decontamination

- Take core samples of the remaining solids and identify the appropriate TSD for disposal. *(Complete by 5-7-07)*
- Set up “Solids” profile at the appropriate TSD. *(Complete by 5-11-07)*
- Schedule industrial cleaning company to remove solids into a Vac-Box or Totes (based on volume and transportation schedule) and transport to the end TSD. *(Complete by 5-14-07)*
- Additional water will be used to move the heavy solids and to flush the lines.
- Each tank will be triple rinsed using a 4,000+ psi pressure washer. *(Complete by 5-21-07)*
- A high pressure sewer jet will be used to clean the piping throughout the facility.
- All rinse water will be transferred to the rinse water vault and then removed for disposal. The current profile to EQ will be used.

Phase III – Recertification Process *(Completed by 5-21-07)*

- Stantec will be contracted to re-certify the integrity of the facility
- Stantec has already toured our facility in anticipation of this process, and has provided us with the following information:
 - Visually check all containment areas and note deficiencies
 - Visually check piping joints
 - Through the PLC operate process valves to ensure operation

Hydraulic Testing

- Establish a checklist of all tanks, pumps, valves in the system with time checked, system approval, and any follow up action items required.
- Fill tanker with clean water and off load with transfer pumps into 1 of the receiving tanks. Use each pump in sequence to verify satisfactory operation.
- Set up temporary piping for transferring water from Secondary Storage tank to suction side of transfer pumps.
- Check containment areas for cracks or deterioration of any kind
- Add dye to the receiving tank contents
- Process Water through one of the trains for the wet stream consisting of: Receiving Tank, Oil Water Separators, Primary Settling Tank, Flocculation Tanks, Inclined Plate Settler, Cartridge Filter, Secondary Storage Tank
- Recirculation of water back through the system for several hours., while this water is flowing the automatic valve actuators of each system will be checked.
- Physically and systematically check all tanks, piping connections, containment areas for any leaks.
- Repeat back to item 7 until half of the receiving tank have been confirmed
- Repeat back to item 6 the hydraulic testing on the second wet train

- Repair, fix replace appropriate piping, gaskets as required and retest until all systems pass leak test.
- Retain tested water in one of the Receiving Tanks until operation permit has been transferred and then dispose of the water through the deep injection wells

- Sludge Treatment Areas

- Fill one of the sludge tanks with water and hydro test the tank.
- Transfer water to the other tank and repeat.
- Check the operation of the feed pumps
- Visually check plates and filter cloth of the filter press and simulate the operation of the plate and frame press without sludge

- Other Systems

- Check operation of Nitrogen Blanket System
- Hydrostatic Testing of Caustic and Acid Tanks
- Hydraulic or pressure testing of chemical feed lines
- Isolate piping between cartridge filter and suction end of pump and pressure test at 50 psig for two hours

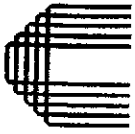
The size and complexity of this project is such that the completion dates are merely an estimate. Profiling, waste approval, logistics and volume capacity at the TSDF's will play a major roll in the overall timing for this project.

RDD will work to remove the EDS waste as fast as possible, keeping in mind the safety of our employees and the environment.

Sincerely,

Paul Wonsack
RDD Operations, LLC

cc. Ronda Blayer
Larry AuBuchon



**Chemtron Corporation
Field Service Division**

April 10, 2007

Environmental Disposal Systems
28470 Citrin Drive
Romulus, MI 48174
Attention: Mr. Paul Wonsack

Re. Proposal No. CH-9293 (Environmental Disposal Systems, Inc. – Tank Cleaning)

Dear Mr. Wonsack,

Thank you for allowing Chemtron Corporation (Chemtron) the opportunity to offer this proposal for the interior surface cleaning of Environmental Disposal Systems, Inc. (EDS) facility in Romulus, Michigan. Information provided in this quote has been based on a site meeting held with you recently at your facility.

Chemtron Corporation is a fully permitted hazardous waste processing facility located near Cleveland in Avon, Ohio. We provide total environmental services to thousands of waste generators serviced throughout the United States. We pride ourselves in forging long-term business relationships with our clients. Chemtron will work hard to earn your business and even harder to maintain it.

Chemtron Corporation maintains a fleet of specially permitted trucks to provide waste transportation to our facility. With over 500 acceptable waste codes on our permit, we accept and process most waste types.

We also provide consumer commodity management, industrial outsourcing solutions, lab pack management and more. Our state-of-the-art, on-site, analytical lab is available for waste identification and quality control purposes as well as for our clients to utilize when undergoing waste characterization as required by the EPA.

Chemtron carries full insurance on all our operations including \$11 million in pollution liability and additional coverage for all off-site facilities we do business with. We aim to consistently provide our clients with some of the best insurance coverage in the industry.

Service Offering

Chemtron Corporation will supply all labor and equipment to complete removal, transportation and disposal of liquid and sludge from process tanks located at the subject site. Once emptied each tank will be pressure washed using a 3,000 psi power washer. The subject vessels include the following.

- Nineteen (19) AGSTs containing liquids with approximately 5% to 10% sludge; and
- Two (2) above ground storage tanks (AGSTs) holding pumpable sludge;

33565 Pin Oak Parkway, Avon Lake, Ohio 44012
Phone: 440.933.6348 800.676.5091 Fax: 440.933.3201
E-Mail: jozimek@chemtron-corp.com

► Proposal (Assumes Weekday Rates)

• Labor (includes 1 supervisor & 2 technicians) ¹	\$165.00/hour
• Spot Charge for (2) 20 cu yd Vacuum Box ²	\$1,750.00
• Box Rental per Day per Box	\$67.00
• Vacuum Truck – Turbo (w/Operator) ¹	\$97.50/hour
• Support Field Vehicles (include 1)	\$100.00/day
• Equipment (washers, hand tools) ¹	\$290.00/day
• Safety Equipment (ppe & monitoring)	\$5,700.00 (lump sum)
• Transportation Charges per Loaded Box ³	\$1,650.00/load
• Transportation Charges per Vacuum Tanker	\$975.00/load
• Demurrage Charges ⁴	\$85.00 per hour one hour free
• Disposal - Sludge per Ton	\$395.00 per Ton
• Disposal - Fluid per Gallon	\$0.40 per Gallon
• Solids Surcharge ⁶	\$0.055/gallon/% solids

Notes:

- (1) Estimate 40 days for project completion.
- (2) Should additional boxes be required and the boxes are supplied at the time of loading a full box for disposal, additional spot charges may not apply.
- (3) Box estimated at 20 cubic yard capacity.
- (4) One (1) hour loading and one (1) hour unloading free, \$85.00/hour thereafter.
- (5) Disposal prices contingent upon final waste profiling and approval by Chemtron Corporation
- (6) Solids as determined by centrifuge

To proceed with the above-described project, please sign and fax this Agreement with a Purchase Order to Chemtron.

CHEMTRON IS PROVIDING SERVICES IN ACCORDANCE WITH THE ATTACHED TERMS AND CONDITIONS.

- This proposal is valid for thirty days.
- An environmental and recovery fee of 5% of the total invoice will apply.
- Current fuel surcharge rates will apply for vacuum truck and transportation services. Transportation services are based on a portal-to-portal rate.

Thank you for allowing Chemtron Corporation this opportunity to service your company. If you have any questions regarding the above referenced information, please call me directly. Otherwise, please check our website for more information by logging on at www.chemtron-corp.com.

By signing below, Client agrees to the attached terms and conditions as well as the terms and conditions stated within this proposal.

Client Signature

Date

Purchase Order Number

Joe Ozimek
Chemtron Corporation
Project Manager

Date

33565 Pin Oak Parkway, Avon Lake, Ohio 44012
Phone: 440.933.6348 800.676.5091 Fax: 440.933.3201
E-Mail: jozimek@chemtron-corp.com

TERMS AND CONDITIONS

CUSTOMER WARRANTIES - CUSTOMER warrants that it will disclose all hazards or risks known to the CUSTOMER which are related to the performance of the Services to CHEMTRON at the time the Services are requested. CUSTOMER shall designate a representative who shall be fully acquainted with the Services to be provided hereunder and who shall be authorized to approve changes in the Services, render decisions promptly, authorize commitments and expenditures on behalf of CUSTOMER, approve CHEMTRON'S daily worksheets and to accept, verify and approve CHEMTRON'S invoices. CUSTOMER shall be responsible for repairs to all roadways, structures and rights-of-way resulting from CHEMTRON'S reasonable use thereof. CUSTOMER shall communicate to CHEMTRON all special hazards or risks known to the CUSTOMER which are related to the performance of Services pursuant to this Agreement.

PAYMENT - CUSTOMER agrees to pay CHEMTRON in accordance with the rates provided in the Proposal including but not limited to response or standby activities, and including the mobilization/demobilization of resources. CUSTOMER agrees to pay CHEMTRON 0% or \$ 0 as a deposit. The deposit shall be credited against payment of the final invoice submitted by CHEMTRON to CUSTOMER. CUSTOMER agrees to pay the full amount of each invoice amount within thirty (30) days of the date of receipt of said invoice by CUSTOMER. CUSTOMER agrees that interest shall accrue and will be paid to CHEMTRON on any unpaid balance of any invoice after thirty (30) calendar days of receipt of invoice by CUSTOMER at the rate of one and one half percent (1.5%) per month or the maximum amount allowed by law, whichever is greater. In the event that legal or other action is required to collect unpaid balances of invoices due CHEMTRON, CUSTOMER agrees to pay all costs of collection, litigation or settlement incurred by CHEMTRON, including any reasonable attorneys fees. In the event that work is suspended or terminated for any reason prior to the completion of the services, CUSTOMER agrees to pay for labor, equipment, materials, disposal and other costs incurred by CHEMTRON at the agreed Rates. CUSTOMER acknowledges that by providing Services hereunder, CHEMTRON has forgone profits it would have gained from providing Services to another customer.

PURCHASE ORDERS - CUSTOMER'S purchase order shall be used for tracking purposes only. THE TERMS AND CONDITIONS OF CUSTOMER'S PURCHASE ORDER ARE HEREBY REJECTED BY CUSTOMER AND CHEMTRON.

CHANGES IN WORK - Modifications, including assignments, to this Agreement shall be effective only if in writing and signed by the CUSTOMER and CHEMTRON. CUSTOMER agrees to pay CHEMTRON at agreed upon rates for any costs incurred or delays resulting from CHEMTRON'S response to an emergency condition which threatens the safety of persons, property or the environment during the performance of the Services. If project, site or other conditions not reasonably contemplated by either party at the execution of this Agreement are discovered during performance, CHEMTRON shall submit a proposed revision in writing to CUSTOMER explaining such conditions which shall detail a request for an extension in time or a change in price. CUSTOMER and CHEMTRON shall negotiate the proposed revision in good faith. In the event that such agreement cannot be reached, CUSTOMER or CHEMTRON shall have the right to terminate this Agreement immediately upon written notice to the other party. If any change occurs during the term of this Agreement with respect to any laws, rules, regulations or ordinances which affect the rights or obligations of CUSTOMER or CHEMTRON under this Agreement, or the applicability of any taxes or fees, or the cost of handling waste materials, CUSTOMER and CHEMTRON shall negotiate in good faith to bring this Agreement into conformance with such change or changes. In the event that such agreement cannot be reached, CUSTOMER or CHEMTRON shall have the right to terminate this Agreement immediately upon written notice to the other party.

SEVERABILITY - If any section, subsection, sentence or clause of this Agreement shall be deemed to be illegal, invalid or unenforceable for any reason, such illegality, invalidity or unenforceability shall not affect the legality, validity or enforceability of this Agreement or other sections of this Agreement.

APPLICABLE LAW - This Agreement shall be interpreted and enforced according to the Laws of the State of Ohio.

JURISDICTION AND VENUE - All disputes arising under this Agreement (other than disputes for which specific performance or other injunctive relief may be sought because monetary damages are inadequate) shall be filed exclusively in the United States District Court of the Northern District of Ohio, Eastern Division, or the Court of Common Pleas for Lorain County, Ohio, or Avon Lake Municipal Court, Avon, Ohio. Each of the parties agrees to voluntarily submit to, and irrevocably consent to, the exclusive jurisdiction of such courts and to waive and agree not to assert any defense of lack of personal jurisdiction, improper venue or forum non-conveniens.

33565 Pin Oak Parkway, Avon Lake, Ohio 44012
Phone: 440.933.6348 800.676.5091 Fax: 440.933.3201
E-Mail: jozimek@chemtron-corp.com



Paul Wonsack <pwonsack@gmail.com>

quote for disposal of liquids

1 message

Theresa.DeLong@veoliaes.com <Theresa.DeLong@veoliaes.com>

Mon, Apr 9, 2007 at 10:10 AM

To: pwonsack@gmail.com

Cc: jmouton@onyxes.com


Please note that this does not include transportation. I am still seeking a transporter that has the lined tankers for this project, that can have the tankers sitting at the disposal site while they are unloaded.

(See attached file: rdd.cover.doc)(See attached file: rdd.doc)(See attached file: processcodes.eds.xls)

3 attachments

 rdd.cover.doc
183K

 rdd.doc
35K

 processcodes.eds.xls
19K



ENVIRONMENTAL SERVICES

4/3/2007

Mr. PAUL WONSACK
RDD OPERATIONS, LLC
EDS PROJECT
ROMULUS, MI
248-534-9134

Quote Number: Q569001076.

Dear PAUL:

VEOLIA Environmental Services is pleased to submit an itemized estimate for disposal of the hazardous materials located at your facility.

Based upon our understanding of the scope of work as presented by RDD OPERATIONS, LLC, the following is a summary of the proposed VEOLIA products and services:

This quotation includes the following activities:

- Completion of associated documentation, manifests and shipping documents.
- Ultimate disposal at a customer approved Licensed Class I-A Secure Chemical Landfill, incinerator or Chemical Treatment Facility.

All work performed will be in strict compliance with all federal, state and local regulations and laws.

RDD OPERATIONS, LLC must also comply with all applicable laws and regulations pertaining to generators of hazardous waste. VEOLIA will not accept improperly identified or unidentified materials.

Some of the chemicals may not avail themselves for disposal in this manner. Due to their highly reactive nature (chemical explosives, organic peroxides, peroxide formers, pyrophorics, flammable solids, dangerous when wet and other controversial items), innovative disposal technologies have been developed to specifically address these areas.

Should such reactive materials be encountered during the scope of this project, VEOLIA will identify these and prepare an inventory. This inventory will serve as the basis for a quotation from VEOLIA's Highly Reactive and Explosive materials specialists. The ensuing quotation will cover all aspects of handling, labor, packaging, transportation and disposal.

Dependent upon the method of disposal and the location of the facility, applicable hazardous waste taxes and/or surcharges imposed by the state will be charged.

VEOLIA's Payment Terms: Net ten (10) days.

The foregoing is an estimate only. Actual costs are contingent upon total material removed, freight and manpower hours. This estimate is valid for thirty (30) days. If you require additional time for evaluation or have any questions regarding the above, please feel free to call.



VEOLIA

ENVIRONMENTAL SERVICES

In all correspondence regarding this quotation, please refer to VEOLIA Reference Number: Q569001076.

Sincerely,

ACCEPTED:

JILL MOUTON,
VEOLIA ENVIRONMENTAL SERVICES

RDD OPERATIONS, LLC

BY: _____

TITLE: _____

DATE: _____

Please complete section A or B:

A. Purchase Order Number _____

The purchase order must contain the following:

- 1) **Services, pricing, and conditions-per letter dated April 9, 2007.**
- 2) **Terms and conditions of Service Agreement between RDD OPERATIONS, LLC and VEOLIA shall apply.**
- 3) **Any preprinted terms on this Purchase Order are null and void.**

B. A Purchase Order is not required for payment. _____ (initial)

Bulk Liquids

	DI 1
BTU/LB of each layer	N/A
Layers	N/A
Karl Fisher Moisture (PTA only)	N/A
Free Water	N/A
Solids	<10%
Viscosity (cps)	<200
Total Hg**	<5 ppm
Chlorine	<25%
Fluorine	<5%
Sulfur	<5%
Bromine / Iodine* (combined)	<1%
Total CL,F,S,I,Br	<30%
Potassium / Sodium (combined)	<2%
Reactivity / Oxidizer	none
pH	1-14
Odor (see qualifiers)	excludes mercapta
Silicone Oil (PTA only)	ns
Boiling Point	N/A

**See Hg Surcharge Price Schedule

Bulk Liquid Qualifiers:

Sulfur	Contingent upon being organic or inorganic sulfur. Call before quoting.
Sodium / Potassium	>1% contact facility for pricing guidance.
Chlorine	>50% contact facility for pricing guidance.
Odorous material and mercaptans	Subject to management approval
DI 1	Requires feed line preparation and 2-3 day feed time.



MANIFEST FROM ROD OPERATIONS, LLC EDS PROJECT ROMULUS, MI	RETURN MANIFEST TO *** Same Address ***	CERTIFICATE TO *** Same Address ***
CONTACT: MR. PAUL WONSACK	QUOTE DATE: 04/02/07	TERRITORY: 070
PHONE: 248-534-9134	FAX: 734-946-1002	SALES REP: JILL MOUTON

Line	Service	Description	Quantity	Price	Unit	Estimate
	Waste Stream: Technology: Facility: UOW/Container:	CAUSTIC MATERIAL & SODIUM PHENOLATE PROCESSING LIQUIDS Incineration thermal destrud VEOLIA ES TECHNICAL SOLUTIONS POUNDS	1.00	0.65	EA	\$0.65
	Waste Stream: Technology: Facility: UOW/Container:	MULTI-SOURCE/LEACHATE LIQUIDS Incineration thermal destrud VEOLIA ES TECHNICAL SOLUTIONS POUNDS	1.00	0.65	EA	\$0.65
	Waste Stream: Technology: Facility: UOW/Container:	SPENT PICKLE LIQUOR & SODIUM PHENOLATE PROCESSING LIQUIDS Incineration thermal destrud VEOLIA ES TECHNICAL SOLUTIONS POUNDS	1.00	0.65	EA	\$0.65
	Waste Stream: Technology: Facility: UOW/Container:	SILICOE & SODIUM PHENOLATE PROCESSING LIQUIDS Incineration thermal destrud VEOLIA ES TECHNICAL SOLUTIONS POUNDS	1.00	0.65	EA	\$0.65

Quote Notes:
 All wastes subject to approval and acceptance at disposal site. Please see attached list of specifications; assumes Sodium and PCRA metal concentrations are within acceptable limits.
 All ONYX Terms and Conditions described in the previous pages will apply.

ET-5 / 16,475
 95-3 / 6,129
 -4 / 4,775
 5 / 5,525

\$0.65/lb. x 28lbs/gallon = \$5.20/gallon
 + Trans of 2 4,500/Load of 4,800 gallons
 ~\$29,460/Load



Paul Wonsack <pwonsack@gmail.com>

Tank Waste

1 message

Tim Lane <Tim.Lane@eqonline.com>

To: pwonsack@gmail.com

Mon, Apr 9, 2007 at 9:31 AM

Paul,

Attached is the quote. There is a couple of issues to be noted pertaining to completing this task.

1) The pricing submitted is for the liquid waste only. The sludge will need to be re-evaluated because of the concern a different constituents and higher concentrations of existing constituents. Also there is different treatment process for the sludges/solids.

2) EQ is currently looking into different outlets/treatment methods for the waste streams not priced. EQ is doing further treat studies on these waste and will be able to provide pricing later this week.

3) As explained in the quote EQ will be removing waste material from the tanks and placing the waste material in Frac tanks while we do analysis (24 hr. turnaround) to assure wastewater treatment is acceptable for the waste.

Paul this task is time consuming but necessary. We need to make sure that waste materials are being handled properly. What we have priced is waste we should be able to start profiling and start disposing waste by next week, if proposal is accepted by RDD. Also, I am not sure if you want to set up the credit line now or continue the COD Process. If you have any questions please feel free to contact me....Thanks for the opportunity..Tim

Timothy G. Lane
Senior Account Executive
EQ-The Environmental Quality Company
Cell 313-590-8098

 **RDD2.doc**
44K

EQ – The Environmental Quality Company

36255 Michigan Avenue – Wayne, MI 48184 ~ tel 734-329-8000 ~ fax 734-329-8011 ~ www.eqonline.com

April 9, 2007

Mr. Paul Wonsack
RDD Operations
28470 Citrin Operations
Romulus, MI 48174

RE: Waste Removal and Cleaning Time and Materials

Quote # 04052007tlssme

Dear Mr. Wonsack

Thank you for the opportunity to provide this quotation for the transportation and disposal of estimate 300,000 gallons of miscellaneous waste from the receiving tanks and sump pits.

The **scope of services** to be provided is as follows:

Phase 1

EQ Industrial Services, Inc. (EQIS) will provide a Stainless Steel Vacuum Tankers with Operator, Supervisor and 2 Technicians in level C Personnel Protection Gear. EQ personnel will remove liquids from the tank through the top into the Stainless Steel Tanker. EQIS will stage frac tanks on site for the transfer of waste materials removed from tanks. EQ will need to test for metals and 8260 and D-coded 8270 parameters. Results will determine the disposal facility and method of disposal. Any solids remaining in the tanks will be pressure washed and removed and transported EQ-Detroit.

Our price to provide the above-described services is as follows:

Waste Removal

<u>Personnel/Equipment</u>	<u>Unit Rate</u>
Supervisor	\$51.00/hr ST \$77.00/hr OT
Technician (2)	\$34.00/hr TH \$49.00/hr OT

Stainless Steel Tankers W/Operator	\$94.00/hr ST \$113.00/hr OT
Frac Tank Mobilization (Carbon Steel)	\$1600.00/total
Frac Tanks Rental (Carbon Steel)	\$40.00/day
Frac Tank Mobilization	\$2400.00
Frac Tank Rental (Stainless Steel)	\$150.00/day
Frac Tank Cleaning	\$2100.00 (all at one Time) \$1200.00/day (Individually)
PPE	\$25.00/day/man

Phase 2

EQIS will provide equipment listed below for the removal and cleaning of waste materials from the waste tanks. The removal of solids may require confine space entry in tanks where solids cannot be removed by pressure washing. The solids/rinse waters from the cleaning of tanks also need to be analyzed for proper disposal treatment method. Pricing for disposal of waste materials will be different from the liquid materials in phase 1. Therefore pricing for disposal of solids will be provided once material has been analyzed.

Solids Removal and Rinsing

<u>Personnel/Equipment</u>	<u>Unit Rate</u>
6,000 Gallon Vacuum Tanker W/Operator	\$94.00/hr ST \$113.00/hr OT
Supervisor	\$51.00/hr ST \$77.00/hr OT
Technicians (3)	\$34.00/hr ST \$49.00/hr OT
Stake Truck	\$15.00/hr

Solids Removal and Rinsing Continued

Hotsy Pressure Washer \$47.00/hr
 Confine Space Equipment \$250.00/day
 PPE \$25.00/day/man

Waste Disposal for Liquids

Sample ID	Waste Type	Gallons	Price Per Gallon
RT-1	Multi Source	15,478	\$ 0.59*
RT-2	Envirosafe	14,376	\$ 0.59*
RT-3	Envirosafe/Harold Marcus truck wash	16,425	-
RT-4	Envirosafe/Acids	16,473	-
RT-5	Multi Source/ Detroit Edison Phenols	17,724	-
RT-6	Rinse Water	17,557	-
RT-7	Detroit Edison/Envirosafe	15,285	-
RT-8	Electrolytic WW	13,512	-
RT-9	Envirosafe	17,150	\$ 0.59*
RT-10	Rinse Water	6,087	\$ 0.59*
PST-1	Envirosafe	6,061	\$ 0.59*
PST-2	Envirosafe	7,000	\$ 0.59*
PST-3	Harold Marcus?	6,129	-
PST-4	Envirosafe	6,775	-
PST-5	Virginia Galvanizing	5,525	-
PST-6	Detroit Edison/Envirosafe	5,542	-
SST	City Water Acidic	15,835	-
ST-1	Sludge Water	17,969	-
ST-2	Phenols	18,031	-
H2504	City Water	1,218	\$ 0.59*
NAOH	Water	4018	\$ 0.59*
Sump Tank 1	Truck Rinse	10,000	-
Sump Tank 2	Truck Rinse	10,000	-
Sump Tank 3	Truck Rinse	10,000	\$ 0.59*
Sump Tank 4	Truck Rinse	10,000	-
Sump Tank 5	Truck Rinse	10,000	\$ 0.59*
Sump Tank 6	Truck Rinse	10,000	\$ 0.59*

A surcharge of cost plus 20% will be applied if the waste filter cake produced from above mentioned waste does not meet the standard treatment and landfill criteria. Proper disposal will result in extra handling/ treatment options.

EQ is concerned with Phenols being attached to each waste stream, because the phenols discharge levels are so low for waste water treatment, EQ may need to redirect the waste to a different TSDF outlet.

*Pricing is based on material being accepted at an EQ Facility.

TERMS & CONDITIONS

1. This quotation is valid for 30 days unless extended in writing by EQIS. Payment is net 30 days unless otherwise agreed in writing elsewhere.
2. Prices and services are contingent upon approval from the disposal facility. A Generator Waste Characterization Report must be completed and approvals received prior to providing services.
3. Improperly classified and/or rejected loads will be returned to the customer at their expense at EQIS Standard Hourly Rates.
4. For equipment and personnel not detailed in this quote, but which become necessary to perform the work shall be charged at EQIS Standard Rates. Non-reusable materials and supplies not specified above, but required to perform the above services shall be charged at listed rates in the EQIS Standard Rate sheet or at cost plus 15% if not listed.
5. Fuel Surcharge will be applied to the invoice according to the federal fuel index percentage. This applies to power equipment only.
6. Insurance surcharge of 1.5% will be applied to the total amount of invoice.
7. All waste will be disposed onsite.
8. Tanker Cleanout is cost plus 15%.

EQ Industrial Services appreciates your interest in our services and we welcome the opportunity to provide them for you. I believe this quotation meets your specifications. Please contact me at 313-590-8098 if you have any questions pertaining to this quotation or any of our other Industrial Maintenance, Cleaning, Environmental Remediation, Lab Pack, Emergency Response or Disposal/Recycling Services.

We are prepared to proceed with the above described work upon issuance of your purchase order or by signing this quotation, at which time the above quote number will serve as the purchase order number.

Sincerely,
Timothy G. Lane
Senior Account Executive
EQ Industrial Services, Inc.

ACCEPTANCE OF QUOTATION

By: _____
Name and Title-Authorized Representative

Date: _____

RDD Sample Results for Constituents and Treatability

Sample ID	\$/Gal	Profile	Lab ID	Waste Type	Gallons	Phenol	Treatability	pH	Zinc	Chrom	NaOH	Pass Bench
RT-1		247410	DD29152	Multi Source	15,478	None	Easy	2.99	24,000		5%	Fail - Many
RT-2		247422	DD29164	Envirosafe	14,376	None	TBD	9.54	11	1		TBD
RT-3		247412	DD29154	Envirosafe/Harold Marcus truck wash	16,425	None	TBD	0.80	10	890		TBD
RT-4		247413	DD29155	Envirosafe/Acids	16,473	None	Hard-Violent	<1			NA	Not Submitted
RT-5		247414	DD29156	Multi Source/ Detroit Edison Phenols	17,724	High	TBD	<1				Metals OK
RT-6		247415	DD29157	Rinse Water	17,557	27	Easy	1.00			1%	Metals OK
RT-7		247416	DD29158	Detroit Edison/Envirosafe	15,285	44	Easy	2.07			0.20%	Metals OK
RT-8		247417	DD29159	Electrolytic MW	13,512	37	Medium	1.45	1,400		0.10%	Metals OK
RT-9		247418	DD29160	Envirosafe	17,150	None	Easy	6.24			0	Fail Cu 16
RT-10		247419	DD29161	Rinse Water	6,087	None	Easy	11.60			0	Pass
PST-1		247420	DD29162	Envirosafe	6,061	None	Easy	8.31			0	Pass
PST-2		247421	DD29163	Envirosafe	7,000	None	Easy	5.59			0	Pass
PST-3		247411	DD29164	Harold Marcus?	6,129	High	Medium	13.17			2.5% Acid	Fail - Cr 1.4
PST-4		247423	DD29165	Envirosafe	6,775	High	Medium	0.26	610	910	11%	Fail
PST-5		247424	DD29166	Virginia Galvanizing	5,525	Very High	Hard	13.08			10% Acid	Not Submitted
PST-6		247425	DD29167	Detroit Edison/Envirosafe	5,542	44	TBD	0.50	210	290		Not Submitted
SST		247426	DD29168	City Water Acidic	15,835	19	Easy	1.56	46	9	0.20%	Fail
ST-1		247427	DD29169	Sludge Water	17,969	Very High	TBD	3.14	1,900	1,700		Not Submitted
ST-2		247428	DD29170	Phenols	18,031	Very High	TBD	7.89	1,400	110		Not Submitted
H2504		247420	DD29171	City Water	1,218	None	Easy	8.23				Not Submitted
NAOH		247430	DD29172	Water	4018	None	Easy	8.10			0	Pass
Sumpp Tank 1		247431	DD29173	Truck Rinse	10,000	61	Medium	1.32	240	45	20%	Fail Cu 2.04
Sumpp Tank 2		247432	DD29174	Truck Rinse	10,000	29	Medium	1.01	110	43	25%	Fail

RDD Sample Results for Constituents and Treatability

<u>Sample ID</u>	<u>\$ / Gal</u>	<u>Profile</u>	<u>Lab ID</u>	<u>Waste Type</u>	<u>Gallons</u>	<u>Phenol</u>	<u>Treatability</u>	<u>pH</u>	<u>Zinc</u>	<u>Chrome</u>	<u>NaOH</u>	<u>Pass Bench</u>
Sump Tank 3		247433	DD29175	Truck Rinse	10,000	None	Medium	1.34	210	100	25%	Fail Cu 0.62
Sump Tank 4		247434	DD29176	Truck Rinse	10,000	14	Medium	0.79	3,000	170	45%	Fail
Sump Tank 5		247435	DD29177	Truck Rinse	10,000	None	Medium	5.03	1,300	1,200	0	Fail - Zn, Ni
Sump Tank 6		247436	DD29178	Truck Rinse	10,000	None	Medium	4.20	260	13	0	Pass
					304,170							
				Untreatable	16,473							
				Phenol Contaminated	169,884							
				Phenol < 100 ppm	97,731							
				Phenol > 100	72,153							
				Possible	117,813							

TANK and Sample ID

Liquid Volume (Sample)

Material

Sample Date

Sample Return Date

Sample Costs

RT #	Volume	Material	Sample Date	Sample Return Date	Sample Costs	EQ	Unit Disposal Pricing	Chertron	Wells	Operational Costs	Transportation Costs	Total T & O Per Load
RT-1	15,478	Mud Source Landfill Leachate Material	3/26/2007			\$0.59	\$9,140.88	\$1,257.59	\$1,440.08	\$9,140.88	\$1,257.59	\$7,248.79
RT-2	14,376	Waste Gumbo Material	3/26/2007			\$0.59	\$8,449.31	\$1,166.05	\$1,241.91	\$8,449.31	\$1,166.05	\$6,078.45
RT-3	16,425	Mud Source Landfill Leachate Material & Non-Haz Waste	3/26/2007			\$0.59	\$7,022.80	\$1,166.05	\$1,241.91	\$7,022.80	\$1,166.05	\$5,700.47
RT-4	16,473	Landfill Leachate & Waste Generating Material	3/26/2007			\$0.59	\$8,114.00	\$1,166.05	\$1,241.91	\$8,114.00	\$1,166.05	\$6,682.94
RT-5	17,724	Waste Acid Material	3/26/2007			\$0.59	\$5,404.80	\$1,166.05	\$1,241.91	\$5,404.80	\$1,166.05	\$4,238.44
RT-6	17,557	Rinse Water & Mineral Acid Mixture	3/26/2007			\$0.59	\$5,860.00	\$1,166.05	\$1,241.91	\$5,860.00	\$1,166.05	\$4,693.94
RT-7	15,285	Landfill Leachate & Waste Sodium Phenolate	3/26/2007			\$0.59	\$2,424.40	\$1,166.05	\$1,241.91	\$2,424.40	\$1,166.05	\$2,258.44
RT-8	13,512	Biocytone Waste Water	3/26/2007			\$0.59	\$2,000.00	\$1,166.05	\$1,241.91	\$2,000.00	\$1,166.05	\$1,833.94
RT-9	17,150	Mud Source Landfill Leachate Material	3/26/2007			\$0.59	\$2,424.40	\$1,166.05	\$1,241.91	\$2,424.40	\$1,166.05	\$2,258.44
RT-10	6,987	Rinse Water (City Water)	3/26/2007			\$0.59	\$1,000.00	\$1,166.05	\$1,241.91	\$1,000.00	\$1,166.05	\$983.94
PST-1	6,381	Mud Source Landfill Leachate Material	3/26/2007			\$0.59	\$2,424.40	\$1,166.05	\$1,241.91	\$2,424.40	\$1,166.05	\$2,258.44
PST-2	7,002	Mud Source Landfill Leachate Material & Non-Haz Waste	3/26/2007			\$0.59	\$2,000.00	\$1,166.05	\$1,241.91	\$2,000.00	\$1,166.05	\$1,833.94
PST-3	8,128	Mud Source Landfill Leachate Material & Non-Haz Waste	3/26/2007			\$0.59	\$2,424.40	\$1,166.05	\$1,241.91	\$2,424.40	\$1,166.05	\$2,258.44
PST-4	6,175	Mud Source Landfill Leachate Material	3/26/2007			\$0.59	\$2,000.00	\$1,166.05	\$1,241.91	\$2,000.00	\$1,166.05	\$1,833.94
PST-5	5,525	Spent Pickle Liquor	3/26/2007			\$0.59	\$1,000.00	\$1,166.05	\$1,241.91	\$1,000.00	\$1,166.05	\$983.94
PST-6	5,542	Waste Sodium Phenolate	3/26/2007			\$0.59	\$1,000.00	\$1,166.05	\$1,241.91	\$1,000.00	\$1,166.05	\$983.94
SST-1	15,835	Mud Source Landfill Leachate Material	3/26/2007			\$0.59	\$2,424.40	\$1,166.05	\$1,241.91	\$2,424.40	\$1,166.05	\$2,258.44
ST-1	17,969	White Sludge / Sludge from EDS Process	3/26/2007			\$0.59	\$2,000.00	\$1,166.05	\$1,241.91	\$2,000.00	\$1,166.05	\$1,833.94
ST-2	19,031	White Sludge / Sludge from EDS Process	3/26/2007			\$0.59	\$2,424.40	\$1,166.05	\$1,241.91	\$2,424.40	\$1,166.05	\$2,258.44
MSO4 Tank	1,218	Water	3/26/2007			\$0.59	\$1,000.00	\$1,166.05	\$1,241.91	\$1,000.00	\$1,166.05	\$983.94
NH0H Tank	4,018	Water	3/26/2007			\$0.59	\$2,000.00	\$1,166.05	\$1,241.91	\$2,000.00	\$1,166.05	\$1,833.94
Sub Total Tanks	244,170						\$1,007.20	\$328.46	\$328.46	\$1,007.20	\$328.46	\$748.28

Receiving Sumps

Estimated Volume	Estimated Volume	EQ	Unit Disposal Pricing	Chertron	Wells	Operational Costs	Transportation Costs	Total T & O Per Load
10,000	10,000	\$0.59	\$4,000.00	\$1,166.05	\$1,241.91	\$4,000.00	\$1,166.05	\$4,812.50
10,000	10,000	\$0.59	\$4,000.00	\$1,166.05	\$1,241.91	\$4,000.00	\$1,166.05	\$4,812.50
10,000	10,000	\$0.59	\$4,000.00	\$1,166.05	\$1,241.91	\$4,000.00	\$1,166.05	\$4,812.50
10,000	10,000	\$0.59	\$4,000.00	\$1,166.05	\$1,241.91	\$4,000.00	\$1,166.05	\$4,812.50
90,000	90,000	\$0.59	\$4,000.00	\$1,166.05	\$1,241.91	\$4,000.00	\$1,166.05	\$4,812.50

Volume in Pumps and Lines

Estimated Volume	Estimated Volume	EQ	Unit Disposal Pricing	Chertron	Wells	Operational Costs	Transportation Costs	Total T & O Per Load
20,000	20,000	\$0.59	\$4,000.00	\$1,166.05	\$1,241.91	\$4,000.00	\$1,166.05	\$4,812.50

Total Estimated Liquid Volume

Estimated Volume	Estimated Volume	EQ	Unit Disposal Pricing	Chertron	Wells	Operational Costs	Transportation Costs	Total T & O Per Load
324,170	324,170	\$0.59	\$448,292.40	\$20,303.97	\$20,303.97	\$448,292.40	\$20,303.97	\$488,596.37

Costs Totals



Paul Wonsack <pwonsack@gmail.com>

Wells Drain project

1 message

Yaser Mahmoud <yasermahm@gmail.com>

Mon, Apr 2, 2007 at 10:41 AM

To: Gilbert Goode <gcgoode@comcast.net>, Paul Wonsack <pwonsack@gmail.com>

Gentlemen

the wells project will start tomorrow, it will take 1 week to finish it. the work on the level switch and the containment will follow.

thanks

--

Yaser Mahmoud

We propose the following:

1. Build a 3 inch height curb around the wells building to contain more than the volume needed to shut off the injection to the wells. The calculation of the height of the curb is based on:

Volume of the liquid in the cellars at the shut off level = 120 gallons

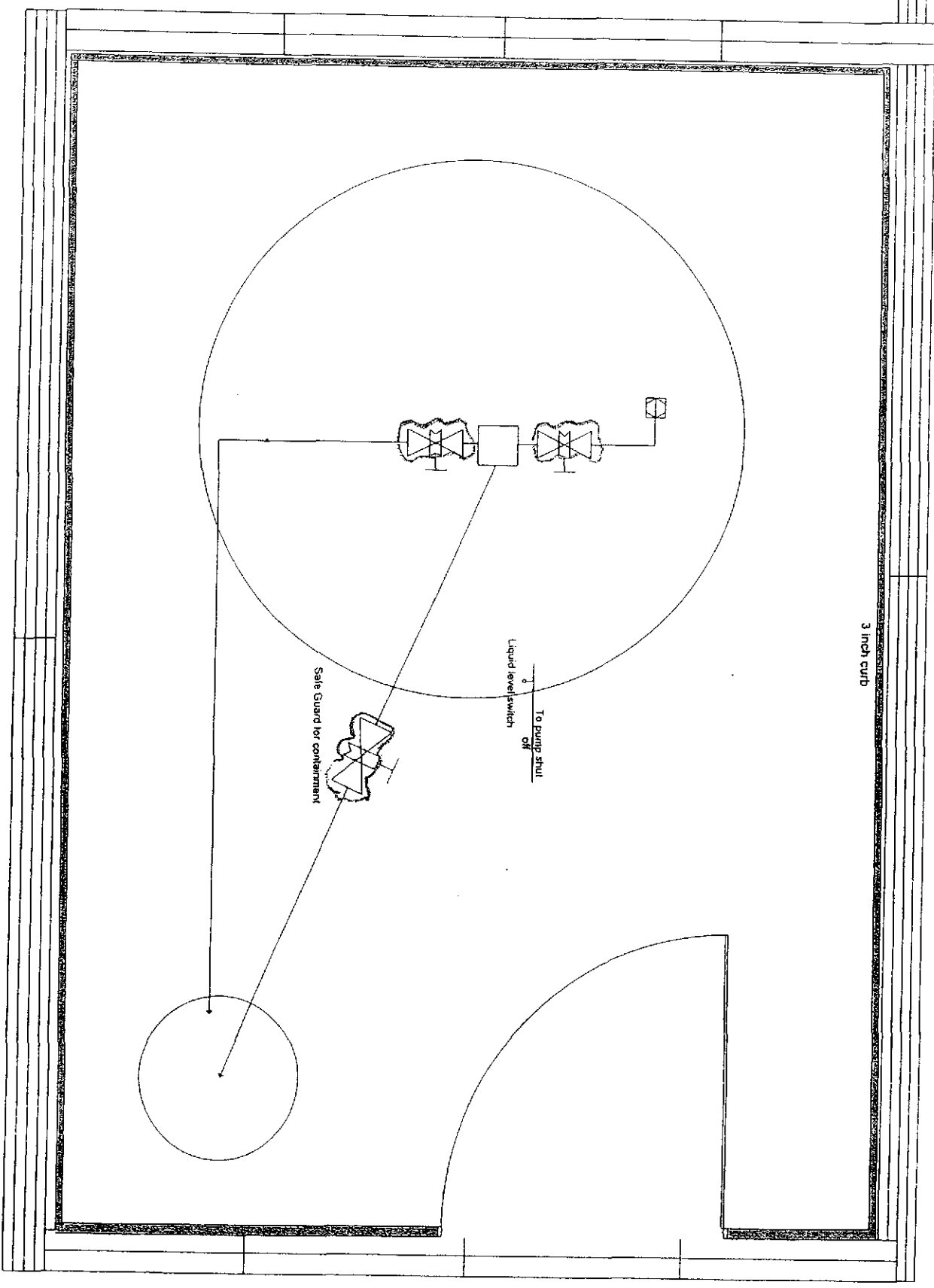
Volume of the containment in the building at 3 inches height = 249 gallons

2. Apply ceilmate lining system the floor, curb and the cellars. This coating system will prevent any acid leak into the ground and the surrounding area
3. Install safety shields that permit easy identification and inspection of all pipe joints, including flanges, valves, and expansion joints. This shield is constructed of a clear film (ECTFE). This application withstand temp up to 300°F (150°C) and pressures to 1000 psi. It is also rated for different acids at high concentrations.

Catch Basin

Drain to a catch Basin

3 inch curb



Liquid level switch
To pump shut
off

Safe Guard for containment

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King, Ronald A.

From: Gary Tuma [tumag@mlchigan.gov]
Sent: Tuesday, April 17, 2007 2:40 PM
To: King, Ronald A.
Cc: hbrennan@howardand howard.com; Lawrence AuBuchon; Ronda Blayer; George Bruchmann; Steve Buda; John Craig; Peg McComb-Elowski; Harold Fitch; Thomas Godbold; Lonnie Lee; Delores Montgomery; Thomas Sampson; Liane Shekter Smith; James Stropkai; Jim Sygo; Raymond Vugrinovich; tralee01@msn.com
Subject: Summary of Meeting on April 11, 2007
Attachments: eds meeting signin 4-11-07.pdf

Hi Ron:

To recap the agreements reached in the meeting on April 11, 2007 regarding the items in the March 27, 2007 letter:

1. The MDEQ and RDD/EGT agreed to keep each other apprised of any news regarding the request to the EPA to transfer the federal UIC permits.
2. The issue of Doug Wickland's authority appears to be resolved.
3. The MDEQ is continuing to review the draft request to transfer the hazardous waste operating license. Any final request should incorporate the comments on the draft request.
4. In a letter dated April 12, 2007, the MDEQ received notification that the EDS Surety Bond will continue in full force and effect. RDD must still provide for an increase in the amount of FA based on the inflation adjustment formula as provided for in Part 7 of the Part 111 rules.

RDD must also provide an amendatory insurance endorsement for sudden and accidental occurrences as provided for in Rule 710.

5. You indicated that Mr. Wickland had signed the request for transfer of the Part 625 permits and that you would obtain Mr. Austin's signature and submit the requests to the OGS along with the required FA.

OGS staff indicated that no transfer could take place until the facility was in compliance. Outstanding compliance items include missing operating logs, temperature logs, investigation reports on the cause of the well leaks, certification of the sealing of the well cellars, and the installation of alarms.

6. For a variety of reasons, including the approaching one year anniversary of waste in storage dates, the sedimentation and phase separation in the tanks, incompatibility concerns, and the requirements of the recertification process for the facility, the MDEQ reaffirms its requirement that RDD remove the existing waste offsite for treatment and the decontamination of the tanks and piping. You suggested a phased approach to help determine final costs and to allow for selection of suitable disposal facilities and adequate

transport and treatment capacity. The MDEQ does not object to a phased approach providing that the process begins as soon as possible and proceeds, first, to eliminate any incompatibility of the waste in storage with its storage tank and, secondly, to remove the waste on a first-in, first-out basis to minimize the risk of illegal storage.

In accordance with this understanding, Mr. Wonsack will submit, by April 20th, a revised timetable and work plan to accomplish the waste disposal and facility recertification.

7. The submittal of a request to transfer the Part 111 operating license will occur after a commitment on the part of the EPA to process the transfer of (or to reissue) the federal UIC permits and after RDD/EGT has revised the draft request to take into account MDEQ comments.
8. Verification of the transfer of the federal UIC permits - See numbers 1 and 7 above.
9. A draft consent order will be provided to you, for discussion purposes only, on or about April 20th along with the proposed penalty as of that date. It should be understood that the draft consent order is subject to change prior to its final approval by MDEQ management. In addition, please be advised that penalties continue to accrue along with the departments costs up to final resolution of this matter. On or about April 27th, you agreed to provide to the MDEQ those elements that you wanted addressed in the proposed consent order.

I believe that the above items capture the major items addressed and agreed to during the meeting. Please find attached the sign-in sheet from the meeting. If you have additional items or corrections, please contact me at your earliest possible convenience.

This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

Gary S. Tuma, Enforcement Specialist
Michigan Department of Environmental Quality
Waste and Hazardous Materials Division
Enforcement Section
tumag@michigan.gov
www.michigan.gov

Phone 517.335.4689 Fax 517.373.4797

Mail: PO Box 30241, Lansing, MI 48909

Delivery: 525 W. Allegan St., Constitution Hall, Atrium North
Lansing, MI

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

RECEIVED

APR 16 2007

CLARK HILL PLC

REPLY TO THE ATTENTION OF:

W-15J

April 12, 2007

RDD Investment Corp.
c/o Ronald A. King
Clark Hill PLC
212 East Grand River Avenue
Lansing, MI 48906

Austin Marshall
Environmental Geo-Technologies, LLC
1216 Beaubien
Detroit, MI 48226

Re: Environmental Disposal Systems (EDS)
Romulus, Michigan

Dear Mr. King and Mr. Marshall,

You have requested transfer of the underground injection permits from EDS to EGT and have provided supplemental documentation in support of that request as suggested by U.S. EPA in a letter dated March 13, 2007.

At this time, however, U.S. EPA has decided to propose that the EDS permits be terminated under 40 C.F.R. §144.40. As you know, there are outstanding historical permit violations stemming from EDS's operation of the facility which are cause for termination under that provision.

Because the proposed terminations would render your permit transfer request moot, U.S. EPA will retain the information you provided, but will not consider or process your request at the present time. Pursuant to 40 C.F.R. §144.31, you may reapply in the event that U.S. EPA does ultimately terminate EDS's permits.

Sincerely,

Lynn Traub, Director
Water Division

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
 REGION 5
 77 WEST JACKSON BOULEVARD
 CHICAGO, IL 60604-3590

April 12, 2007

REPLY TO THE ATTENTION OF:

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Environmental Disposal Systems, Inc.
 Douglas F. Wicklund, President
 199 West Brown Street, Suite 200
 Birmingham, Michigan 48009

OPTIONAL FORM 99 (7-99)
FAX TRANSMITTAL # of pages **10**

To <i>Lawrence Scott</i>	From <i>EPA</i>
Dept/Agency <i>O'Reilly Romulus, MI</i>	Phone #
Fax # <i>586-726-1560</i>	Fax #

NSN 7540-01-317-7368 5099-101 GENERAL SERVICES ADMINISTRATION

**RE: Notice of Intent to Terminate Permit # MI-163-1W-C007 and Permit # MI-163-1W-C008
 Environmental Disposal Systems, Inc., Romulus, Michigan**

Dear Mr. Wicklund:

In accordance with Federal Underground Injection Control Program permitting procedures the United States Environmental Protection Agency (U.S. EPA) is issuing its notice of intent to terminate Permit # MI-163-1W-C007 and Permit # MI-163-1W-C008. These permits were issued on September 6, 2005, under the Underground Injection Control program to Environmental Disposal Systems, Inc. (EDS) of Birmingham, Michigan to operate two Class I commercial injection wells located on Citrin Drive in Romulus, Wayne County, Michigan.

U.S. EPA's notice of intent to terminate is provided pursuant to 40 CFR §§ 144.40 and 124.5(d)(1). As provided in 40 CFR § 144.40(a) and in condition I.B.1 of the permits, U.S. EPA intends to terminate the permits due to EDS's noncompliance with numerous provisions of the permits. The specific permit violations are described in detail in the accompanying fact sheet and are supported by an administrative record.

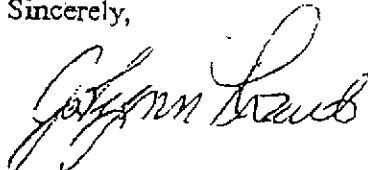
To preserve your right to appeal any final permit decisions that may be made in this matter under Title 40 of the Code of Federal Regulations (40 CFR §124.19), you must either participate in a public hearing or send in written comments on the notice of intent to terminate. Following such participation, the first appeal for review of any condition of the final permit decisions must be made to the Environmental Appeals Board of the U.S. EPA. Such a petition must include a statement of the reasons supporting review of the decision, including a demonstration that the issue(s) being raised for review were raised during the public comment period (including any public hearing). The petition should, when appropriate, show that each condition being appealed is based on either, (1) a finding of fact or conclusion of law which is clearly erroneous, or (2) an exercise of discretion or an important policy demonstration which the Environmental Appeals Board should, in its discretion, review. If you wish to request an administrative review, you must submit such a request by regular mail to the U.S. EPA Environmental Appeals Board,

(MC 1103B), Ariel Rios Building, N.W., Washington, D.C. 20460. Requests sent by express mail or hand delivered must be sent to the U.S. EPA Environmental Appeals Board, 607 14th Street, N.W., Suite 500, Washington, D.C. 20005.

The request must arrive at the Board's office within 30 days of the receipt of the notice of decisions. The request will be timely if received within this time period. For this request to be valid, it must conform to the requirements of 40 CFR §124.19.

According to Title 40 of the Code of Federal Regulations (40 CFR §124.10(b)), a public notice of the tentative decision to terminate the permits shall allow a public comment period. The public comment period will run from Monday, April 23, 2007, to Friday, June 22, 2007. A public meeting and public hearing are scheduled for Wednesday, May 23, 2007, beginning at 6:00 pm at the Crowne Plaza Detroit Hotel, 8000 Merriman Road, Romulus, Michigan. At the end of the public comment period you will be notified of U.S. EPA's final decision on the permits.

Sincerely,



Jo-Lynn Traub, Director
Water Division

Enclosure

- cc: Steven Chester, Michigan Department of Environmental Quality
Michael Chezik, U.S. Department of the Interior
Michigan State Historic Preservation Office
Advisory Council on Historic Preservation
Lawrence Scott, Esq., O'Reilly Rancilio PC, 12900 Hall Road, Suite 350, Sterling Heights, MI 48313-1151 (by Certified Mail)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
 REGION 5
 77 WEST JACKSON BOULEVARD
 CHICAGO, IL 60604-3590

UNDERGROUND INJECTION CONTROL (UIC) PROGRAM
 PERMITS #MI-163-1W-C007 and #MI-163-1W-C008
 FACT SHEET

Environmental Disposal Systems, Inc.,
 Class I Commercial Hazardous Wells #1-12 and #2-12 in Wayne County, Michigan

Introduction

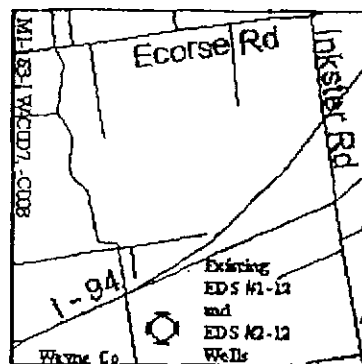
The United States Environmental Protection Agency (U.S. EPA) has tentatively decided to terminate the permits issued to Environmental Disposal Systems, Inc., (EDS) of Birmingham, Michigan to operate two Class I commercial injection wells located on Citrin Drive in Romulus, Wayne County, Michigan for the disposal of hazardous liquid waste. U.S. EPA's notice of intent to terminate is provided pursuant to 40 C.F.R. §§ 144.40 and 124.5(d)(1).

Facility Background and Operation

Under permits issued by U.S. EPA on September 6, 2005, EDS has used these Class I commercial hazardous waste injection wells for the disposal of hazardous waste waters from a variety of sources. These waste waters have included dilute acids, spent solvents, and landfill leachates, as well as a variety of non-hazardous wastes. The construction of the wells was completed in March of 2002 and meets the regulatory criteria of 40 Code of Federal Regulations (CFR) § 146.12. On March 16, 2004, U.S. EPA granted EDS an exemption from the Resource Conservation and Recovery Act (RCRA) land disposal restrictions for injection of hazardous wastes. On [date] U.S. EPA provided written authorization for EDS to inject waste into the wells, based in part on a determination that EDS has obtained all necessary federal and state permits to operate the wells. The permits extended for a ten (10) year period, unless terminated.

On October 23, 2006, while witnessing a mechanical integrity test, a Michigan Department of Environmental Quality (MDEQ) inspector noticed a leak in the surface piping of one of the wells. On October 25, 2006, MDEQ required the facility to shut down due to the leak. U.S. EPA conducted an inspection on November 2 and 3, 2006, and identified numerous violations of the conditions of the permits. U.S. EPA conducted a second inspection on December 14-15, 2006.

On November 7, 2006, without notice to U.S. EPA, EDS signed agreements transferring ownership of the facility. As of that date, EDS abandoned all interest in, and operations at, the wells.



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Intent to Terminate a Permit:

In accordance with the provisions of the Safe Drinking Water Act, as amended (42 U.S.C. § 300f *et seq.*, commonly known as the SDWA) and its implementing regulations, the U.S. EPA proposes to terminate EDS's permits for the injection wells. As provided in 40 C.F.R. § 44.40(a) and in condition I.B.1 of the permits, U.S. EPA intends to terminate the permits due to EDS's noncompliance with numerous provisions of the permits. The violations include noncompliance with the following conditions (which appear in both permits):

- 1) I.E.7. Duty to Provide Information - The permittee shall furnish to the Director, within a time specified, any information which the Director may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also furnish to the Director, upon request within a time specified, copies of records required to be kept by this permit.

U.S. EPA issued a written request for information to EDS on January 12, 2007, in order to determine, among other things, whether cause exists for modifying, revoking and reissuing, or terminating the permits, or to determine compliance with the permits. EDS's response was due by March 4, 2007, but EDS has not responded. EDS's lack of cooperation severely handicaps U.S. EPA's ability to carry out its regulatory responsibilities.

- 2) I.E.8. Inspection and Entry - The permittee shall allow the Director or an authorized representative, upon the presentation of credentials and other documents as may be required by law, to:

- (b) Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;

I.E.9. Records

- (a) The permittee shall retain records of all monitoring information, including all calibration and maintenance records and all original chart recordings for continuous monitoring instrumentation and copies of all reports required by this permit for a period of at least five years from the date of the sample, measurement or report.

At the time of the U.S. EPA inspection on November 2-3, 2006, a U.S. EPA inspector asked to review calibration and continuous monitoring records for the wells. EDS did not provide the requested records to the U.S. EPA inspector. EDS's lack of cooperation severely handicaps U.S. EPA's ability to carry out its regulatory responsibilities.

- 3 -

3) I.E.9. Records

- (a) The permittee shall retain records of all monitoring information, including all calibration and maintenance records and all original chart recordings for continuous monitoring instrumentation and copies of all reports required by this permit for a period of at least five years from the date of the sample, measurement or report.

During the U.S. EPA inspection on December 14-15, 2006, U.S. EPA inspectors were provided with some continuous monitoring records for Well #1-12 and Well #2-12. Several weeks of continuous monitoring records were not provided to the U.S. EPA inspectors and were not retained by EDS. This lack of cooperation severely handicaps U.S. EPA's ability to carry out its regulatory responsibilities.

4) I.I.1. Financial Responsibility - The permittee shall maintain financial responsibility and resources to comply with closure and post-closure requirements of this permit, in a manner consistent with 40 C.F.R. §§ 144.52 (a)(7), 144.60 through 144.70, and 146.73. A copy of the approved financial assurance mechanism for closure costs is in Part III(B) of this permit. The permittee shall update this mechanism to include post-closure costs before injection commences.

- (b) Pursuant to 40 C.F.R. §§ 144.62(b) and 146.73, the permittee must adjust the cost estimate of closure and post-closure for inflation within 30 calendar days after each anniversary of the first estimate. The permittee shall follow the method described in 40 C.F.R. §144.62(b) or other method approved by the Director.

EDS provided the first cost estimate for closure on May 5, 2004, and the first cost estimate for post closure on January 21, 2003. The adjusted cost estimates were due on June 4, 2005, and February 20, 2004, respectively. EDS did not adjust either cost estimate. EDS's failure to adjust the cost estimates for closure and post-closure for inflation compromises the assurance that funds will be available for the proper plugging, abandonment, and post-closure care of the wells.

5) II.B.4. Warning and Shut-off System - The permittee shall install an automatic warning and automatic shut-off system prior to the commencement of injection....

A trained operator must be on site at all times during operation of the well.

On October 22-23, 2006, EDS injected overnight with no trained deep well operator on site. This conduct circumvents the safety precautions that are required by the permits.

- 4 -

- 6) II.B.4. Warning and Shut-off System - The permittee shall install an automatic warning and automatic shut-off system prior to the commencement of injection...

The permittee must test the warning system and shut-off system prior to receiving authorization to inject, and at least once every twelfth month after the last approved demonstration. These tests must involve subjecting the system to simulated failure conditions and must be witnessed by the Director or his or her representative.

U.S. EPA inspectors observed a successful demonstration of the automatic warning and shut-off system on June 30, 2004. The next demonstration was on June 8, 2006. EDS did not test the system within 12 months of the June 30, 2004 demonstration. This conduct circumvents the safety precautions that are required by the permits.

- 7) II.C.4. Ambient Monitoring - At least every twelfth month, the permittee shall, pursuant to 40 C.F.R. §146.68(e), monitor the pressure buildup in the injection interval, including, at a minimum, a shut down of the well for a time sufficient to conduct a valid observation of the pressure fall-off curve. The permittee shall submit plans for this testing at least 30 days before the testing is planned, and is prohibited from performing the testing unless the Director has given written approval.

The first 12-month period after the issuance of the permits ended on September 5, 2006. EDS did not conduct an ambient reservoir pressure test, nor submit testing procedures to U.S. EPA for approval, within 12 months of the issuance of the permits. EDS's failure to test for reservoir pressure prevents U.S. EPA from anticipating the initiation or propagation of fractures in the confining formations that, if present, may act as conduits for waste to migrate to and contaminate an underground source of drinking water.

8) II.D. REPORTING REQUIREMENTS (and III.A and III.E)

The permittee shall submit all required reports to the Director at the following address no later than the end of the month following the reporting period. Monitoring reports under Part II(D)(1), (2), and (3) are not required until the initial authorization to inject has been granted or otherwise required by the Director.

United States Environmental Protection Agency
Region 5, WU-16J
77 West Jackson Blvd.
Chicago, Illinois 60604-3590
ATTN: UIC Branch, DI Section

- 5 -

2. Quarterly Reports - The permittee shall report the following at least every quarter. Quarterly reporting periods shall begin on the first day of January, April, July, and October of each year:
- (a) Results of the injection fluid analyses specified in Parts III(A) and (E) of this permit, if applicable. In reporting fluid analyses, the permittee shall identify the waste components of the waste stream by their common name, chemical name, structure and concentration, or as approved by the Director. Laboratory reports shall be submitted with the first monthly monitoring report following the close of the quarterly reporting period;
 - (b) The results of the continuous corrosion monitoring as stipulated in Part II(C)(5) of this permit;
 - (c) Any quarterly analyses of ground water monitoring wells at this facility; and
 - (d) Any other monitoring required on a quarterly basis.
3. Annual Reports - The permittee shall report the following at least every twelfth month from the effective date of this permit:
- (a) Results of the injection fluid analyses specified in Part III(A) and (E) of this permit, and the approved Waste Analysis Plan as recorded in the permit file for this permit. In reporting fluid analyses, the permittee shall identify the waste components of the waste stream by their common name, chemical name, structure and concentration, or as approved by the Director. This report must include statements showing that the permittee has met the requirements of Part I(E)(10), Part II(B)(2), and Part II(C)(3) of this permit.
 - (b) Results of pressure fall-off testing required by 40 C.F.R. §146.68(e) and of other annual requirements of the Groundwater Monitoring Plan which is a part of the permit file for this permit.

EDS was late in submitting a quarterly report for the quarter ending March 31, 2006 and did not submit a quarterly report for the quarter ending September 30, 2006. In addition, EDS did not submit an annual report for the period of September 6, 2005, through September 5, 2006, which was due October 6, 2006. EDS's lack of cooperation severely handicaps U.S. EPA's ability to carry out its regulatory functions.

- 6 -

Public Comments

Copies of the notice of intent to terminate and administrative record for this permit action are available for public review between 9 a.m. and 4 p.m. at the address listed below. It is recommended that you telephone the permit writer, Dana Rzeznik, at (312) 353-6492 before visiting the Region 5 office:

U.S. Environmental Protection Agency (WU-16J)
UIC Branch (Attn: Dana Rzeznik)
77 West Jackson Blvd.
Chicago, Illinois 60604-3590

The public comment period for the notice of intent to terminate permits runs from April 23, 2007 to June 8, 2007. A public meeting and a hearing have been scheduled for May 23, 2007 at the Crowne Plaza Hotel 8000 Merriman Road, Romulus, Michigan. The informational meeting will take place from 6 pm until 7 pm. and will be followed by the public hearing from 7 pm. until 9 pm. You may make your comments during the public hearing or directly to Ms. Rzeznik during the comment period.

Part C of the SDWA specifically mandates regulation of the underground injection of fluids through wells to assure that the quality of the underground sources of drinking water is protected. Section 1422 of the SDWA requires the U.S. EPA to administer underground injection control (UIC) programs in the states which do not have approved UIC programs. Michigan has not acquired primacy over the UIC program for Class I injection wells, therefore U.S. EPA is administering the permit program pursuant to 40 CFR §147.1151.

In accordance with 40 CFR §124.19, any person who files comment on the notice of intent to terminate permits or participated in the public hearing may petition the Environmental Appeals Board to review any condition of the final decision on termination of the permits.

Such a petition must include a statement of the reasons supporting review of the decision, including a demonstration that the issue(s) being raised for review were raised during the public comment period (including the public hearing) to the extent required by these regulations. The petition should, when appropriate, show that each condition being appealed is based upon either, (1) a finding of fact or conclusion of law which is clearly erroneous, or (2) an exercise of discretion or an important policy consideration which the Board should, in its discretion review.

EDS Permit Termination Decision Administrative Record

1. UIC permit MI-163-1W-C007
2. UIC permit MI-163-1W-C008
3. UIC permit MI-163-1W-0006
4. Letter from Jo Lynn Traub to Douglas Wicklund Re. Conditional Authorization to Inject dated Oct. 18, 2004
5. Letter from Jo Lynn Traub to Douglas Wicklund Re. Confirmation of Authorization to Inject dated Sept. 8, 2005
6. Federal Register Notice granting EDS exemption from land ban restrictions dated March 16, 2004
7. Second Amendment to Standby Trust Agreement for Additional Wells
8. Surety Bond Rider
9. Post closure plan and cost submitted by EDS to U.S. EPA, dated Jan. 21, 2003
10. E-mail note from Dana Rzeznik to Paul McConnell of EDS, dated May 4, 2004 itemizing EDS's financial assurance available
11. EDS inspection report prepared by Charles Brown, dated June 8, 2006
12. Quarterly report submitted by EDS to U.S. EPA, dated Aug. 01, 2006
13. Letter from MDEQ to Douglas Wicklund describing deficiencies at the facility, dated Oct. 20, 2006
14. Statement from Charles Brown re leaks at well #2-12 on Oct. 23, 2006
15. EDS monitoring report for October 23, 2006
16. Letter from MDEQ to Douglas Wicklund regarding well leak, dated Oct. 25, 2006
17. Letter from MDEQ to Douglas Wicklund regarding well leak, dated Oct. 27, 2006
18. Letter from MDEQ to Douglas Wicklund containing Letter of Warning, dated Nov. 2, 2006
19. E-mail letter from Ronda Blayer of MDEQ to Dana Rzeznik re compliance issues at the Romulus facility, dated Nov. 9, 2006
20. U.S. EPA inspection report dated Nov. 15, 2006
21. Notice of Noncompliance from U.S. EPA to Douglas Wicklund of EDS dated Nov. 20, 2006
22. Request for Information from U.S. EPA to Douglas Wicklund of EDS dated Nov. 20, 2006
23. Letter from Paul Wonsack of RDD informing U.S. EPA and MDEQ about computer malfunction, dated Nov. 28, 2006
24. Letter from MDEQ to Douglas Wicklund containing Notice of Noncompliance, dated Nov. 28, 2006
25. Fax letter from RDD to Leslie Paterson, dated Dec. 7, 2006 in response to Notice of Noncompliance
26. Letter from Ronald King to Ronda Blayer of the MDEQ and Leslie Patterson submitting various documents, dated Dec. 14, 2006
27. U.S. EPA inspection report dated Jan 8, 2007
28. Letter from Ronald King to Ronda Blayer of MDEQ providing status report, dated Jan. 8, 2007
29. Fax from Neil Silver to Steve Chester of the MDEQ, dated Jan. 9, 2007 containing correspondence and copies EDS's assignments of property and

permits

30. Request for Information from U.S. EPA to Douglas Wicklund, dated Jan.12, 2007
31. Letter from Ronald King to Leslie Patterson transmitting documents transferring EDS property to RDD, dated Jan 22, 2007
32. Letter from Rep. Dingell to Mary Gade re EDS facility, dated Jan. 23, 2007
33. NOV from MDEQ to EDS, dated Jan. 26, 2007
34. Letter from RDD to Leslie Patterson re response to NOV, dated Jan. 30, 2007
35. Letter from Mary Gade to Rep. Dingell re status of EDS facility, dated Feb. 8, 2007
36. E-mail note from Leslie Patterson to Ronald King re complianccc issues dated Feb. 15, 2007
37. Memorandum from Jo Lynn Traub to Mary Gade re options for EDS facility, dated Feb. 15, 2007
38. Notice of Intent to File letter sent to EDS by U.S. EPA on Feb. 22, 2007 and returned
39. Notice of Intent to File letter sent to EDS by U.S. EPA on Feb. 22, 2007, accepted, green card present
40. Letter from Neil Silver to U.S. EPA re permit revocation, dated March 8, 2007
41. Letter from Robert Ficano to Rebecca Harvey re permit revocation, dated March 16, 2007
42. Penalty Complaint against EDS filed on March 22, 2007
43. Letter from George Bruchmann of MDEQ to Ronald King regarding the status of violations at the Romulus facility dated March 27, 2007
44. Letter from Neil Silver to U.S. EPA requesting to participate in proceeding, dated March 28, 2007
45. Note to file from Leslie Patterson and Dana Rzeznik describing records not in the U.S. EPA's possession, dated April 10, 2007
46. Calendar entry for Robert Kaplan showing conference call with EDS representatives on April 10, 2007
47. E-mail note from Leslie Patterson to Erik Olson documenting April 10, 2007, conference call with EDS representatives, dated April 11, 2007
48. Fact sheet



United States
Environmental Protection
Agency, Region 5
Water Division

77 West Jackson Boulevard
Chicago, Illinois 60604-3590
Mail Code WU-16J

Underground Injection Control Branch

PUBLIC NOTICE

United States Environmental Protection Agency (U.S. EPA), Region 5, intends to terminate the permits issued to Environmental Disposal Systems, Inc. (EDS) to operate two Class I commercial injection wells located at 28470 Citrim Drive, Romulus, Michigan. U.S. EPA'S notice of intent to terminate is provided pursuant to 40 C.F.R. Sections 144.40 and 124.5(d)(1).

As provided in 40 C.F.R. Section 144.40(a) and in condition LB.1 of the permits U.S. EPA intends to terminate the permits due to EDS's non-compliance with numerous provisions of the permits. These violations are described in the Fact Sheet that is a part of the administrative record for this decision.

You may see the draft decision to terminate the permits and the Fact Sheet for these wells at: Romulus Public Library, 11121 Wayne Road, Mon.-Thurs. 10 am-8 pm, Sat noon - 5 pm; Taylor Community Library, 12303 Fardee Road, Mon.-Thurs. 10 am-8 pm, Fri.-Sat. 10 am-5 pm; Eshleman Library, Henry Ford Community College, 5101 Evergreen Road, Dearborn, Mon.-Thurs. 7:30 am-9:30 pm.

Send your written comments on this proposed decision to terminate the permits to:

U.S. Environmental Protection Agency, Region 5
Underground Injection Control Branch (Attn: Dana Rzeznik)
77 W. Jackson Blvd. (WU-16J)
Chicago, IL 60604-3590

The public comment period for the notice of intent to terminate permits runs from April 23, 2007 to June 8, 2007. A public meeting and a hearing have been scheduled for May 23, 2007 at the Crowne Plaza Hotel, 8000 Merriman Road, Romulus, Michigan. The informational meeting will take place from 6 pm until 7 pm and will be followed by the public hearing from 7 pm until 9 pm. You may make your comments during the public hearing or directly to Ms. Rzeznik during the comment period. The hearing will be open to all interested parties. In order to ensure that all who attend have the opportunity to comment, each commentator should register at the door and expect to have three minutes to comment. We will consider all comments received, in writing or at the hearing, and then issue a final decision.

You may view the administrative record, including all documents supporting this decision, at the Region 5 office. If you wish to visit the Region 5 office or need additional information, please call Ms. Rzeznik at (312) 886-6492. The office is at the address listed above, and is open between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.

35

Michigan Department of Labor & Economic Growth

Filing Endorsement

This is to Certify that the CERTIFICATE OF DISSOLUTION

for

ENVIRONMENTAL DISPOSAL SYSTEMS, INC.

ID NUMBER: 471073

received by facsimile transmission on April 25, 2007 is hereby endorsed

Filed on April 25, 2007 by the Administrator.

The document is effective on the date filed, unless a subsequent effective date within 90 days after received date is stated in the document.



In testimony whereof, I have hereunto set my hand and affixed the Seal of the Department, in the City of Lansing, this 25TH day of April, 2007.

A handwritten signature in black ink, appearing to read 'Andrew J. Mitchell'.

, Director

Bureau of Commercial Services