



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 1 - NEW ENGLAND  
5 POST OFFICE SQUARE, SUITE 100  
BOSTON, MASSACHUSETTS 02109-3912**

**Via Hand Delivery**

July 20, 2012

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Office of Regional Hearing Clerk

Wanda Santiago  
Regional Hearing Clerk  
EPA Region 1

Re: New Bedford Harbor Superfund Site—Filing of Second Modification of Effective Date of Unilateral Administrative Order for Remedial Design, Remedial Action, and Operation and Maintenance; U.S. EPA Docket No. CERCLA-01-2012- 0045

Dear Ms. Santiago:

Enclosed please find for filing the original and one copy of the Second Modification of Effective Date of Unilateral Administrative Order that was signed by OSRR Director James T. Owens, III on July 18, 2012.

Thank you for your attention to this matter.

Sincerely yours,

Man Chak Ng  
Senior Enforcement Counsel  
OES

Enclosures

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
Region 1 – EPA New England  
5 Post Office Square, Suite 100  
Boston, MA 02109

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In the Matter of: )

New Bedford Harbor Superfund Site, )  
Upper and Lower Harbor Operable Unit )

AVX Corporation, )  
Respondent )

Proceeding Under Section 106(a) of the Comprehensive )  
Environmental Response, Compensation, and Liability Act )  
of 1980, as amended (42 U.S.C. § 9606(a)) )  
\_\_\_\_\_ )

U.S. EPA Docket No.  
CERCLA-01-2012-0045

SECOND MODIFICATION OF EFFECTIVE DATE OF  
UNILATERAL ADMINISTRATIVE ORDER  
FOR REMEDIAL DESIGN, REMEDIAL ACTION, AND OPERATION AND  
MAINTENANCE

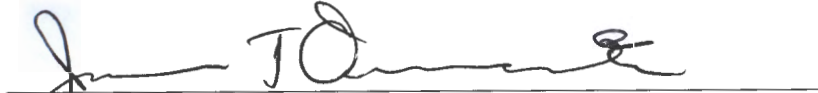
On June 18, 2012, the Unilateral Administrative Order for Remedial Design, Remedial Action, and Operation and Maintenance (“Order”), issued by EPA on April 18, 2012 (CERCLA 01-2012-0045), was modified to change the effective date of the Order from sixty (60) days from the date of signature to July 17, 2012 (see “Modification of the Effective Date of the Unilateral Administrative Order for Remedial Design, Remedial Action, and Operation and Maintenance” signed by the Director of the Office of Site Remediation and Restoration on June 18, 2012).

Pursuant to Paragraph 183 of the Unilateral Administrative Order for Remedial Design, Remedial Action, and Operation and Maintenance (“Order”), issued by EPA on April 18, 2012 (CERCLA 01-2012-0045), and consistent with the delegations specified in Paragraph 1 of the Order, Paragraph 192 in Section XXXIV (Effective Date and Computation of Time) of the Order is hereby modified to change the effective date as specified below. Specifically, Paragraph 192 of the Order is stricken in its entirety and replaced with the following:

192. This Order shall be effective on July 27, 2012. All times for performance of obligations under this Order shall be calculated from that effective date, unless the Order (including the SOW) specifies otherwise.

This modification is hereby incorporated into the Order and enforceable under it. All other provisions of the Order are unchanged.

So Ordered, this 18<sup>th</sup> day of July, 2012.



By:  
James T. Owens, III, Director  
Office of Site Remediation and Restoration  
U.S. Environmental Protection Agency  
Region 1