

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

JANUARY 11, 1989

Ms. Nancy Garvey
Supervisor of Environmental Control
Stauffer Chemical Company
11th Arnold Street
Chicago, Illinois 60411

Dear Ms. Garvey:

This letter responds to your request for clarification of the Environmental Protection Agency's letter of April 29, 1988. Specifically, you questioned whether neutralized phosphoric acid filter cake, which is not prohibited from land disposal at the point of disposal because the waste meets the applicable prohibitions in Section 268.32 or RCRA Section 3004(d), must be tracked in accordance with Section 268.7. This waste is a restricted waste since it did not meet the applicable prohibitions cited in the above sections at the point of generation and, thus, must be tracked in accordance with Section 268.7

If you have additional questions, you may call me at (202)382-4770.

Sincerely,

Stephen R. Well, Chief
Land Disposal Restrictions Branch