SUBJECT: Letters to Woodlawn PRPs re: Alternative Dispute Resolution
FROM: Pat Hilsinger
TO: Debbie Rossi

DATE: 12-14-93

Attached is a copy of a letter which I have today sent to all of the representatives of PRPs (except the Navy) on the enclosed list, encouraging them to consider the use of an Alternative Dispute Resolution (ADR) professional to assist in their cost allocation discussions. I sent the Navy a modified version which is also attached.
December 14, 1993

Deborah E. Jennings, Esquire
Piper & Marbury
Charles Center South
36 South Charles Street
Baltimore, Maryland 21201-3010

Re: The Woodlawn Landfill Superfund Site

Dear Ms. Jennings:

Your clients, Air Products and Chemicals, Inc., and The BOC Group, are two of the organizations which have received General Notice Letters from EPA informing them that they are potentially responsible parties ("PRPs") at the above-referenced Superfund site. EPA plans to issue a Special Notice Letter to each PRP early in 1994. The Special Notice Letter will include, among other things: (1) a demand that the PRP reimburse the Agency for past costs incurred for response activities related to the site; and (2) an invitation to the PRP to submit a good faith proposal to conduct and/or finance remedial action at the site and to negotiate a consent decree under which it will perform such work.

The United States encourages the PRPs to initiate private discussions among themselves regarding allocation of responsibility for the site as soon as possible. It is the experience of the Agency that the use of an Alternate Dispute Resolution professional can be of great benefit to private parties in these efforts.

The Agency is interested in assisting your efforts to use Alternate Dispute Resolution. Therefore, we have asked Mr. David C. Batson, Alternate Dispute Resolution Liaison located at EPA Headquarters, a neutral convener, to contact you to discuss the possible use of a mediator to assist in these efforts. You may expect a call from Mr. Batson within the next two weeks.

If you have any questions, Mr. Batson’s telephone number is (202) 260-8173. His fax number is (202) 260-3069.

Sincerely,

Patricia D. Hilsinger
Senior Assistant Regional Counsel

Enclosure (list of PRP representatives)
WOODLAWN LANDFILL SUPERFUND SITE

Representatives of Potentially Responsible Parties

Air Products and Chemicals, Inc., and The BOC Group:

Deborah E. Jennings, Esquire
Piper & Marbury
Charles Center South
36 South Charles Street
Baltimore, Maryland 21201-3010

Telephone No.: (410) 576-1603
Fax No.: (410) 539-0489

The Board of County Commissioners, Cecil County, MD.:

Kevin A. Gaynor, Esquire
Venable, Baetjer, Howard and Civiletti
Suite 1000
1201 New York Avenue, N.W.
Washington, D.C. 20005-3914

Telephone No.: (202) 962-4850
Fax No.: (202) 962-8300

Bridgestone/Firestone, Inc.:

Victoria H. Roberts, Esquire
Rawle & Henderson
The Widener Building
One South Penn Square
Philadelphia, Pennsylvania 19107

Telephone No.: (215) 575-4358
Fax No.: (215) 563-2583

Gary Garfield, Esquire
Bridgestone/Firestone, Inc.
50 Century Boulevard
Nashville, Tennessee 37214

Telephone No.: (615) 872-1486
Fax No.: (615) 872-1490

AR000222
Elkton Sparkler Company, Inc.:

Paul J. Mráz, Esquire
204 South Street
Elkton, Maryland 21921

Telephone No.: (410) 398-3200
Fax No.: (410) 398-4115

GenCorp, Inc.:

William A. Simon, Jr.
Assistant General Counsel
GenCorp, Inc.
175 Ghent Road
Fairlawn, Ohio 44333-3300

Telephone No.: (216) 869-4253
Fax No.: (216) 869-4272

Harford Sanitation Services, Inc.:

Michael C. Powell, Esquire
Gordon, Feinblatt, Rothman, Hoffberger & Hollander
233 E. Redwood St.
Baltimore, Maryland 21202

Telephone No.: (410) 576-4175
Fax No.: (410) 576-4167

Occidental Chemical Corporation

Joseph T. Cain
Assistant General Counsel
Occidental Chemical Corporation
Corporate Office - Legal Department
Occidental Tower, 5005 LBJ Freeway
P.O. Box 809050
Dallas, Texas 75380-9050

Telephone No.: (214) 404-3339
Fax No.: (214) 404-3359
United Dominion Industries, Inc.

Thomas M. Hoban, Esquire
8 West Wheelock Street
Hanover, New Hampshire 03755

Telephone No.: (603) 643-6906
Fax No.: (603) 643-5922

U.S. Department of Defense, Department of the Navy:

Patricia Chalfant, Esquire
Legal Counsel, Environmental, Code 09C
Department of the Navy
Chesapeake Division
Naval Facilities Engineering Command
Building 212
Washington Navy Yard
Washington, DC 20374-2121

Telephone No.: (202) 433-3636
Fax No.:
December 14, 1993

Patricia Chalfant, Esquire
Legal Counsel, Environmental, Code 09C
Department of the Navy
Chesapeake Division
Naval Facilities Engineering Command
Building 212
Washington Navy Yard
Washington, D.C. 20374-2121

Re: The Woodlawn Landfill Superfund Site

Dear Ms. Chalfant:

Your client, the Department of the Navy, Chesapeake Division, is one of the organizations which have received General Notice Letters from EPA informing them that they are potentially responsible parties ("PRPs") at the above-referenced Superfund site. EPA plans to issue a Special Notice Letter to each PRP early in 1994. The Special Notice Letter for the non-federal PRPs will include, among other things: (1) a demand that the PRP reimburse the Agency for past costs incurred for response activities related to the site; and (2) an invitation to the PRP to submit a good faith proposal to conduct and/or finance remedial action at the site and to negotiate a consent decree under which it will perform such work. We understand that it is standard practice for EPA and the Navy to enter into two-party agreements when the Navy’s status as a PRP is established.

EPA encourages all of the PRPs to initiate private discussions among themselves regarding allocation of responsibility for the site as soon as possible. It is the experience of the Agency that the use of an Alternate Dispute Resolution professional can be of great benefit to PRPs in these efforts.

The Agency is interested in assisting your efforts to use Alternate Dispute Resolution. Therefore, we have asked Mr. David C. Batson, Alternate Dispute Resolution Liaison located at EPA Headquarters, a neutral convener, to contact you to discuss the possible use of a mediator to assist in these efforts. You may expect a call from Mr. Batson within the next two weeks.

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Patricia D. Hilsinger
Senior Assistant Regional Counsel

Enclosure (list of PRP representatives)