



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

March 8, 2010

Via E-mail

Mr. Robert E. Pounds
Tronox LLC
P.O. Box 268859
Oklahoma City, Oklahoma 73126

Re: Administrative Settlement Agreement and Order on Consent for RI/FS
Kerr-McGee Chemical Corp – Navassa Site, Partial Work Takeover

Dear Robert:

As we discussed on February 24, 2010, the U.S. Environmental Protection Agency (EPA) hereby notifies Tronox LLC (Tronox) of EPA's intent to assume a portion of the Work at the the Kerr-McGee Chemical Corp-Navassa Site in Navassa, Brunswick County, North Carolina (the Site) pursuant to Paragraph 84 of the Administrative Settlement Agreement and Order on Consent for RI/FS (AOC), Docket No. CERCLA-04-2006-3772. Due to Tronox's January 2009 bankruptcy filing, Tronox has been unable to perform certain sampling work required for the Remedial Investigation (RI) at the Site. Tronox, to date, has been unable to inform EPA as to if/when such work will proceed. As a result, EPA is performing a Work Takeover of certain sampling activities required to be performed for the RI. These sampling activities include, but are not limited to: (1) sampling of the marsh areas, including toxicity testing; (2) sampling of off-property residential areas; and (3) certain groundwater sampling. EPA plans to commence these activities in March 2010.

Pursuant to Paragraph 84 of the AOC, Tronox may invoke Dispute Resolution under the AOC to dispute EPA's determination that this partial Work Takeover is warranted. Such objection must be made within 30 days.

Because this is only a partial Work Takeover, Tronox LLC remains liable for completion of all remaining Work required under the AOC. If you have any questions, do not hesitate to contact me at 404-562-8938, or Colleen Michuda, Associate Regional Counsel, at 404-562-9685.

Sincerely,

A handwritten signature in black ink, appearing to read "Erik Spalvins".

Erik Spalvins
Remedial Project Manager

cc: Michel Gielazyn, NOAA
Dave Mattison, NCDENR
Sara Ward, U.S. Fish & Wildlife Services