



Pennsylvania Department of Environmental Protection

---

Office of Chief Counsel  
2 East Main Street  
Norristown, PA 19401

May 24, 2006

Southeast Regional Office

Telephone: (484) 250 - 5871  
Facsimile: (484) 250 - 5931

Johnson Matthey Plc  
40-42 Hatton Garden  
London EC1N 8EE  
United Kingdom

**TRANSMITTED VIA CERTIFIED MAIL**  
**#7001 2510 0005 8146 9788**  
**RETURN RECEIPT REQUESTED**

RE: Bishop Tube Cost Recovery

Dear Sir or Madam:

In a letter dated May 5, 2000, the Department of Environmental Protection ("Department") notified Johnson Matthey, Inc. ("Johnson Matthey") that there was a release of a contaminant or hazardous substances at the site of the Bishop Tube Company ("Bishop Tube"), Frazier, East Whiteland Township, Chester County, now known as the Bishop Tube Hazardous Sites Cleanup Act site ("Site").

The May 5, 2000 letter informed Johnson Matthey that the Department had determined that further response action and investigation at the Site were necessary and as a former owner and operator of Bishop Tube, Johnson Matthey may be responsible for any environmental investigations or cleanup actions necessary at the Site.

Section 701 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P.L. 756, 35 P.S. §§ 6020.101-6020.1305 ("HSCA"), 35 P.S. § 6020.701(a)(1)(iii), states that a person shall be responsible for a release or threatened release of hazardous substances from a site if that person owns or operates the site during the time of the release or threatened release of hazardous substances. Such responsibility includes liability for reasonable and necessary or appropriate costs of remedial response incurred by the Department. The Department's information indicates Johnson Matthey owned and operated at the Site from approximately 1951 through 1969, during which time a release of hazardous substances occurred.



To date, the Department has incurred approximately one million and sixty thousand dollars (\$1,060,000.00) in response costs and future response costs are anticipated. In light of Johnson Matthey's status as a potentially responsible party, the Department invites Johnson Matthey to the Southeast Regional Office in Norristown, Pennsylvania for a meeting to discuss the cleanup action and to give Johnson Matthey an opportunity to become an active participant in the process associated with implementing and financing remediation at the Site.

Please contact me if you have any questions regarding this matter. We would appreciate a response to this invitation within ten (10) days of receipt of this letter. I look forward to hearing from you.

Sincerely,



Lauren G. Rosen  
Assistant Counsel

cc: D. Armstrong, Environmental Protection Specialist  
G. Horvat, HSCA Section Chief, ECP  
A. Hartzell, OCC  
Re 30

2006 MAY 25 AM 10:10  
RECEIVED  
DEP-SERO  
ECP/WASTE MGMT.



Pennsylvania Department of Environmental Protection

Office of Chief Counsel  
2 East Main Street  
Norristown, PA 19401

May 24, 2006

Southeast Regional Office

Telephone: (484) 250 - 5871  
Facsimile: (484) 250 - 5931

Johnson Matthey, Inc.  
435 Devon Park Drive  
Suite 600  
Wayne, Pennsylvania 19087

**TRANSMITTED VIA CERTIFIED MAIL**  
**#7001 2510 0005 8146 9795**  
**RETURN RECEIPT REQUESTED**

RE: Bishop Tube Cost Recovery

Dear Sir or Madam:

In a letter dated May 5, 2000, the Department of Environmental Protection ("Department") notified Johnson Matthey, Inc. ("Johnson Matthey") that there was a release of a contaminant or hazardous substances at the site of the Bishop Tube Company ("Bishop Tube"), Frazier, East Whiteland Township, Chester County, now known as the Bishop Tube Hazardous Sites Cleanup Act site ("Site").

The May 5, 2000 letter informed Johnson Matthey that the Department had determined that further response action and investigation at the Site were necessary and as a former owner and operator of Bishop Tube, Johnson Matthey may be responsible for any environmental investigations or cleanup actions necessary at the Site.

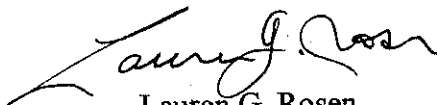
Section 701 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P.L. 756, 35 P.S. §§ 6020.101-6020.1305 ("HSCA"), 35 P.S. § 6020.701(a)(1)(iii), states that a person shall be responsible for a release or threatened release of hazardous substances from a site if that person owns or operates the site during the time of the release or threatened release of hazardous substances. Such responsibility includes liability for reasonable and necessary or appropriate costs of remedial response incurred by the Department. The Department's information indicates Johnson Matthey owned and operated at the Site from approximately 1951 through 1969, during which time a release of hazardous substances occurred.



To date, the Department has incurred approximately one million and sixty thousand dollars (\$1,060,000.00) in response costs and future response costs are anticipated. In light of Johnson Matthey's status as a potentially responsible party, the Department invites Johnson Matthey to the Southeast Regional Office in Norristown, Pennsylvania for a meeting to discuss the cleanup action and to give Johnson Matthey an opportunity to become an active participant in the process associated with implementing and financing remediation at the Site.

Please contact me if you have any questions regarding this matter. We would appreciate a response to this invitation within ten (10) days of receipt of this letter. I look forward to hearing from you.

Sincerely,



Lauren G. Rosen  
Assistant Counsel

cc: D. Armstrong, Environmental Protection Specialist  
G. Horvat, HSCA Section Chief, ECP  
A. Hartzell, OCC  
Re 30