



Pennsylvania Department of Environmental Protection

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

February 9, 2007

Southeast Regional Office

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

George M. Pavia, Esquire  
Pavia & Harcourt, LLP  
600 Madison Avenue  
New York, New York 10022

RE: Christiana Metals Corporation Bishop Tube Facility

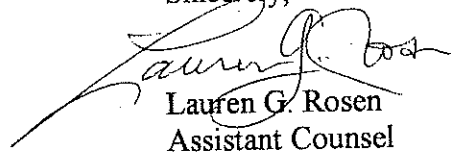
Dear Mr. Pavia:

I want to thank you for taking the time to speak with me yesterday, Thursday, February 8, 2007, about the Christiana Metals Corporation. According to the Pennsylvania Department of State, you are listed as a Corporate Officer and Secretary of the Christiana Metals Corporation (see enclosed). In your capacity as a corporate officer of the Christiana Metals Corporation, the Department hopes you will be able to provide a response to the enclosed Request for Information.

In addition, as we discussed, the Department would like any and all information you may have regarding Christiana Metals Corporation's ownership and operation at the Bishop Tube facility in Frazier, East Whiteland Township, Chester County, Pennsylvania from 1974 through 2004.

Understandably you will need some time to look into this matter. The Department anticipates your response regarding the Christiana Metals Corporation and its involvement at the Bishop Tube facility by March 12, 2007. Please contact me if you have any questions or concerns. I look forward to hearing from you.

Sincerely,

  
Lauren G. Rosen  
Assistant Counsel

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

PROGRAM ECP/HSCA  
FAC NAME Bishop Tube Company  
COUNTY 15  
MUNICIPALITY 925  
FILE ID # 407011  
FILE TYPE # 100





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New York, New York 10022

RE: Christiana Metals Corporation Bishop Tube Facility

Dear Mr. Pavia:

The Department of Environmental Protection ("Department") is seeking information concerning a release and/or threat of release of hazardous substances into the environment from the Bishop Tube Hazardous Sites Cleanup Act site ("Site"), in Frazier, East Whiteland Township, Chester County, Pennsylvania.

The Department's records indicate that your client, Christiana Metals Corporation, was an owner of the Site from approximately 1974 through 2004 and operated at the Site from approximately 1974 through 1988. If so, you may have information relevant to the release of hazardous substances at the Site. Therefore, pursuant to Section 503 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. § 6020.503, the Department requests that you furnish all the information and documents in your possession, custody or control, or in the possession, custody or control of the officers, employees or agents of Christiana Metals Corporation, which concern, refer to or relate to hazardous substances, as that term is defined by Section 103 of HSCA, 35 P.S. Section 6020.103, which were generated, treated, stored, disposed, transported to, or released at the Site.



This request includes, but is not limited to, information and documents in your possession, custody or control, or in the possession, custody or control of the officers, employees or agents of Christiana Metals Corporation, which concern, refer to or relate to hazardous substances, as that term is defined by Section 103 of HSCA, 35 P.S. Section 6020.103, which were generated, treated, stored, disposed, transported to, or released at the Site.

Specifically, your response to this request should include, but not be limited to, the following:

1. Documentation regarding the types and quantities of hazardous substances, or materials containing hazardous substances which were disposed of, stored, treated, spilled or released into the soil, groundwater or surface water at the Site. Please use specific chemical names rather than generic terms, such as "solvents" or "liquid wastes." Please also describe the manner and the location in which any of the above materials were disposed of, stored, treated, spilled or released into the soil, groundwater or surface waters at the Site.
2. Documentation regarding the approximate dates such hazardous substances or materials containing hazardous substances, were disposed of, stored, treated, spilled or released at the Site.
3. Documentation concerning how such hazardous substances or materials containing hazardous substances were treated, transported to, stored or disposed of at the Site.
4. Documentation regarding the identity and address of any other person or company which generated, treated, stored, transported or disposed of hazardous substances or materials containing hazardous substances at the Site.
5. Documentation regarding the assets and liabilities of Christiana Metals Corporation.

As used herein, the term "documents" includes, but is not limited to, writings (handwritten, typed, or otherwise produced or reproduced), any invoices, checks, receipts, bills of lading, weight receipts, toll receipts, correspondence, offers, contracts, agreements, deeds, leases, manifests, licenses, permits, bids, proposals, logs, books of original entry, minutes of meetings, memoranda, notes, calendar or diary entries, agendas, bulletins, notices, announcements, charts, maps, photographs, drawings, manuals, brochures, reports of scientific study or investigations, schedules, price lists, telegrams, teletypes, phone-records, magnetic voice or video records, tapes, summaries, magnetic tapes, punch cards, recordings, disks, computer printouts, or data compilations from which information can be obtained or translated.

Please be advised that, except as provided in Section 503(h) of HSCA, 35 P.S. § 6020.503(h), records, reports, or other information obtained under the Act may be made available to the public for inspection or copying during regular business hours. The Department may, upon request, designate records, reports or information as confidential, when the person providing such information demonstrates the need for confidentiality pursuant to the requirements under Section 503(h) of HSCA, 35 P.S. § 6020.503(h).

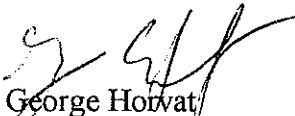
The above-requested information should be sent directly to Mr. Dustin A. Armstrong, Environmental Protection Specialist, within 30 days of receipt of this letter.

**Dustin Armstrong, Environmental Protection Specialist  
Hazardous Sites Cleanup Program  
Pennsylvania Department of Environmental Protection  
2 East Main Street  
Norristown, PA 19401**

This letter, issued under the Department's authority to obtain information, is neither a final action nor an order, and gives you no right of appeal. If you do not provide the requested information, however, the Department has the authority to issue an order against you or to take other appropriate legal action. Any destruction or alteration of the documents requested in this letter may subject you to criminal penalties under Section 1105(c) of HSCA, 35 P.S. § 6021.1105(c).

If you have any questions regarding the above, please contact either the project officer, Mr. Dustin A. Armstrong, Environmental Protection Specialist at 484-250-5723 or Lauren G. Rosen, Assistant Counsel at 484-250-5871.

Sincerely,

  
George Horvat  
HSCA Section Chief  
Environmental Cleanup Program

cc: D. Armstrong, Environmental Protection Specialist  
L. Rosen, OCC