



Pennsylvania Department of Environmental Protection

2 East Main Street  
Norristown, PA 19401

March 18, 2008

Southeast Regional Office

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

Mr. Jack Thorn  
Brenntag Northeast, Inc.  
P.O. Box 13788  
Reading, PA 19612-3788

RE: Bishop Tube HSCA Site Request for Information

Dear Mr. Thorn:

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 former Bishop Tube Company in Frazier, East Whiteland Township, Chester County, now known as (n/k/a) the Bishop Tube Hazardous Sites Cleanup Act site (Site). The Site is located on Malin Road just south of U.S. Route 30, Frazer, PA.

The Department's investigation into the Site has identified a March 26, 1993 purchase order for Trichloroethylene, marked received March 30, 1993 and paid May 13, 1993, from The New Bishop Tube Company to the East Falls Corporation. The Pennsylvania Department of State's records indicate that on June 4, 2001 Brenntag Northeast, Inc. (Brenntag) officially merged with the East Falls Corporation.<sup>1</sup>

Because the East Falls Corporation provided chemical supplies to the aforementioned company at the Site, the East Falls Corporation, n/k/a Brenntag, 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,

<sup>1</sup> The business located on Malin Road just south of U.S. Route 30, Frazer, PA was, at all relevant times to the Department's investigation, known by the following names:

Bishop Tube Co.

Damascus - Bishop Tube Co. - Damascus Division

Damascus - Bishop Tube Company, Inc.

The "New" Bishop Tube Company - A Member of the Marcegaglia Group

Bishop Tube Company - A Division of the Marcegaglia Group

Bishop Tube Company - A Member of the Marcegaglia Group

Bishop Tube Company - A Marcegaglia Group Company

The "New" Bishop Tube Company

Marcegaglia SpA



custody or control of the officers, employees or agents of the East Falls Corporation, n/k/a Brenntag, 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 any of the entities listed on page one of this letter.

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.

March 18, 2008

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 Dustin A. Armstrong, Environmental Protection Specialist, within 30 days of receipt of this letter.

**Dustin A. 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, Dustin A. Armstrong, Environmental Protection Specialist at 484-250-5723 or Lauren G. Rosen, Assistant Counsel at 484-250-5871.

Sincerely,



Stephan B. Sinding  
Regional Manager  
Environmental Cleanup Program

cc: D. Wheat, Esquire  
Brenntag Northeast, Inc.  
P.O. Box 13786  
Reading, PA 19612

D. Armstrong, Environmental Protection Specialist, HSCA, ECP  
R. Patel, HSCA Section Chief, ECP  
L. Rosen, OCC