UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
2890 WOODBRIDGE AVENUE
EDISON, NEW JERSEY 08837-3679

APR 12 2007

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Mr. Joseph Simeone.
Vice President/General Manager
OMG Fidelity, Inc.
400 Corporate Court, Suite A
South Plainfield, New Jersey 07080

Re: OMG Fidelity, Inc., Newark, New Jersey
Modification of Approval for Cleanup and Disposal of PCB Remediation Waste Under 40 CFR §761.61(a)

Dear Mr. Simeone:

This letter is in response to correspondence dated April 10, 2007, prepared by Environment & Safety Solutions, Inc. (ES&S), regarding the January 18, 2007 PCB self-implementing disposal approval issued by the U.S. Environmental Protection Agency (EPA). ES&S's correspondence requests approval of a change to the PCB cleanup plan for the OMG Fidelity, Inc. Site, regarding the handling of water removed from excavations. ES&S is proposing that the water be treated through mechanical filtration, oil/water separation, and carbon, with subsequent transportation to Clean Water of Staten Island for disposal. The separated oil, bag filters, spent carbon and hoses will be disposed of as TSCA waste. ES&S's initial plan was to ship the oily water to Port Arthur, Texas for incineration.

Please be advised that EPA hereby approves ES&S's proposed change to the January 18th disposal approval, provided that the treated water meets the PCB decontamination standards of 40 CFR §761.79. If you have any questions, please contact James S. Haklar, Ph.D., P.E., of my staff, at 732-906-6817.

Sincerely yours,

Kenneth S. Stoller, P.E., QEP, DEE
Chief
Pesticides and Toxic Substances Branch

cc: Jamie Camargo, New Jersey Department of Environmental Protection

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

JAN 18 2007

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Joseph Simeone
Vice President/General Manager
OMG Fidelity, Inc.
400 Corporate Court, Suite A
South Plainfield, New Jersey 07080

Re: Approval for Cleanup and Disposal of PCB Remediation Waste under 40 CFR §761.61(a), and approval for characterization and verification sampling under 40 CFR §761.61(c)

Dear Mr. Simeone:

This is in response to the submission prepared by Environment & Safety Solutions, Inc. (ESS), dated October 3, 2006, on behalf of OMG Fidelity, Inc. (OMG). The submission concerns the proposed remediation plan to address polychlorinated biphenyl (PCB) contamination at OMG's facility (also referred to as the "Site") located at 470 Frelinghuysen Avenue in Newark, New Jersey. The proposed remediation plan was amended through submittal of additional information during a meeting with the U.S. Environmental Protection Agency (EPA) on October 31, 2006, as well as in ESS correspondence dated November 2, 2006 and November 22, 2006. Collectively, these documents will be referred to as the "Application". The Site contains PCB remediation waste that exceeds the cleanup levels under the federal PCB regulations at 40 CFR §761.61(a)(4).

With the exception of the characterization and verification sampling requirements under Subparts N and O of 40 CFR Part 761, the proposed removal of the PCB-remediation waste meets the self-implementing cleanup and disposal requirements under 40 CFR §761.61(a). Based on the characterization sampling previously conducted at the Site, EPA finds that this sampling is acceptable for delineating areas of PCB remediation waste to be removed. EPA also finds that the ESS plan for verification sampling is acceptable for purposes of determining compliance with the PCB cleanup standard for low occupancy areas of 100 parts per million (with implementation of a cap and deed restriction meeting the requirements of 40 CFR §761.61(a)(7) and (a)(8), respectively). EPA is approving OMG's Application, and it may proceed with the cleanup and disposal under 40 CFR §§761.61(a) and (c) and its Application, subject to this approval.

Should you have any questions concerning this matter, please contact James S. Haklar, Ph.D., P.E., of my staff, at (732) 906-6817.

Sincerely yours,

Dore LaPosta, Director
Division of Enforcement and Compliance Assistance

cc: Jamie Camargo, New Jersey Department of Environmental Protection