

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
New England Office – Region I
5 Post Office Square, Suite 100
Boston, Massachusetts 02109-3912**

February 25, 2010

Mr. Andrew T. Silfer, P.E.
General Electric Company
319 Great Oaks Boulevard
Albany, NY 12203

Sent via US Mail and Electronic Mail

Re: GE's Dispute of EPA's January 15, 2010 Conditional Approval Letter

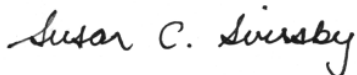
Dear Mr. Silfer:

In its letter dated January 29, 2010, GE, pursuant to Special Condition II.N.1 of the Reissued RCRA Corrective Action Permit ("Permit"), notified EPA that GE was invoking dispute resolution under the Permit with respect to two conditions from EPA's January 15, 2010, Conditional Approval letter for GE's Work Plan for Evaluation of Additional Remedial Alternatives. The two conditions disputed by GE relate to alternative SED 9 of GE's Work Plan for Evaluation of Additional Remedial Alternatives.

In an exchange of emails on February 11, 2010, EPA and GE agreed to continue discussion on the dispute until and including February 22, 2010. In an email from you to me on February 22, 2010, GE informed EPA of its belief that that the dispute could not be resolved informally, and of its intent to submit its position to EPA by March 4, 2010 as outlined in Special Condition II.N.3 of the Reissued RCRA Permit.

Accordingly, pursuant to Special Condition II.N.4 of the Reissued RCRA Permit, EPA is directing GE to proceed to take any action required in implementing the Work Plan, as conditionally approved, for all items not substantially affected by the dispute. Specifically, except for the analysis of SED 9, GE shall proceed in implementing the Work Plan as conditionally approved.

Sincerely,



Susan C. Svirsky
Project Manager, Rest of River

cc: Mike Carroll, GE
Rod McLaren, GE

Mike Gorski, MassDEP
Eva Tor, MassDEP
Dale Young, MAEOEEA
Jack Looney, CT AG
Susan Peterson, CTDEP
Traci Iott, CTDEP
Kenneth Munney, USFWS
Mark Barash, US DOI
Ken Finkelstein, NOAA
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