

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

ABC Coke  
P.O. Box 1549  
Jasper, AL 35502

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that ABC Coke (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 900 Huntsville Ave. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

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**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Alabama Gas Corp.  
605 Richard Arrington Jr Blvd  
Birmingham, AL 35203

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Alabama Gas Corp. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 2333 FL Shuttlesworth Dr. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

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Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

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Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

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3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
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Alabama Power Co.  
P.O. Box 2671  
Birmingham, AL 35291

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Alabama Power Co. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3100, 3445 and 3529 35th Ave. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

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Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions



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Alabama Trolling Motors  
4340 Vanderbilt Road B  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Alabama Trolling Motors (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

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Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

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Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

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Alabama Warrior Railway  
f/k/a Jefferson Warrior Railway  
4200 FL Shuttlesworth Drive  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Alabama Warrior Railway (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Jefferson Warrior Railway operated in Birmingham, Alabama at 3500 35th Ave. and 4200 FL Shuttlesworth Dr. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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U.S. Environmental Protection Agency  
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Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

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Alco Machine Co., Inc.  
P.O. Box 170430  
Birmingham, AL 35217

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Alco Machine Co., Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

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6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

American Cast Iron Pipe Company  
f/k/a American Company  
P.O. Box 2727  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that American Cast Iron Pipe Company (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The American Company operated in Birmingham, Alabama at 1501 31st Ave. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

American Radiator Co.  
n/k/a Rheem  
1100 Abernathy Road  
Suite 1400  
Atlanta, GA 30328

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Rheem (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The American Radiator Co. operated in Birmingham, Alabama at 3201 and 3400 35th Ave. and 4305 Vanderbilt Rd. (Facility) which are located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.



June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

American-Marietta Co  
n/k/a Martin Marietta Materials  
P.O. Box 30013  
Raleigh, NC 27622

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Martin-Marietta Materials (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The American-Marietta Co operated in Birmingham, Alabama at 3431 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

APAC  
APAC Mid-South  
500 Riverhills Park Suite 590  
Birmingham, AL 35242

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that APAC Mid-South (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. APAC operated in Birmingham, Alabama at 3300 Ball St. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Ashland Distribution  
n/k/a Nexeo Solutions, LLC  
3300 Ball Street  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Nexeo Solutions, LLC (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Ashland Distribution operated in Birmingham, Alabama at 3300 Ball St. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions



## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Barry Pattern & Foundry Co., Inc.  
3333 35th Avenue N.  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Barry Pattern & Foundry Co., Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3333 35th Avenue N. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Becker Iron and Metal Company  
P.O. Box 5333  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Becker Iron and Metal Company (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 2700 25th St. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Beloit Corp  
c/o Metso Paper  
2900 Courtyards Dr.  
Norcross, GA 30071

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Metso Paper (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Beloit Corporation operated in Birmingham, Alabama at 2901 and 2936 35th Ave. (Facility) which are located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.



This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Birmingham Iron & Metal Co.  
n/k/a KGS Steel, Inc.  
P.O. Box 43009  
Birmingham, AL 35243

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that KGS Steel, Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Birmingham Iron & Metal Co. operated in Birmingham, Alabama at 3333 and 3353 35<sup>th</sup> Ave. (Facility) which are located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Birmingham Rail & Locomotive Co. Inc.  
5205 5th Avenue N  
Lipsomb, AL 35020

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Birmingham Rail & Locomotive Co. Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 5205 5th Avenue N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(c) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

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The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Birmingham Steel Corp.  
n/k/a Nucor Steel  
1915 Rexford Road  
#400  
Charlotte, NC 28211

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Nucor Steel (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Birmingham Steel Corp. operated in Birmingham, Alabama at 2301 FL Shuttlesworth Dr. and 2850 35th Ave.N (Facility) which are located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Birmingham Steel Erectors  
P.O. Box 5563  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Birmingham Steel Erectors (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

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While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Brockway Standard Inc.  
n/k/a Brockway Corp.  
8607 Roberts Drive  
Suite 250  
Atlanta, GA 30350

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Brockway Corp. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Brockway Standard Inc. operated in Birmingham, Alabama at 3055 35th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions



## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
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5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Brown Minneapolis Tank Co.  
8301 Broadway Blvd, SE  
Albuquerque, NM 87105

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Brown Minneapolis Tank Co. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegetown, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3017 35th St. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Cats Carbon, Inc.  
P.O. Box 100  
Warrior, AL 35180

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Cats Carbon, Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3401 38th St. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Ceco Steel Products Corp  
c/o Robertson-Ceco  
10943 N. Sam Houston Pkwy  
Houston, TX 77064

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Robertson-Ceco (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Ceco Steel Products Corp. operated in Birmingham, Alabama at 3431 and 3500 27th Ave. N (Facility) which are located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

CEMEX  
4700 FL Shuttlesworth Drive  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CEMEX (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 4700 FL Shuttlesworth Dr. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

CEMEX  
P.O. Box 1500  
Houston, TX 77251

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CEMEX (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 4700 FL Shuttlesworth Dr. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.



June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Citadel Cement Corp  
n/k/a LaFarge North America, Inc.  
12735 Morris Road Ext  
Suite 300  
Alpharetta, GA 30004

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that LaFarge North America, Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Citadel Cement Corp. operated in Birmingham, Alabama at 4700 and 4712 FL Shuttlesworth Dr. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Clow Ductile Iron Pipe Co.  
n/k/a Clow Water Systems Co.  
2266 South Sixth Street  
Coshocton, OH 43812

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Clow Water Systems Co. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Clow Ductile Iron Pipe Co. operated in Birmingham, Alabama at 3513 11th Ave. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
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  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
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6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

CMC Recycling  
3431 27th Avenue N.  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CMC Recycling (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3431 27th Avenue N. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions



## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Craig Batteries Inc.  
401 Houston Street  
Athens, AL 35611

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Craig Batteries Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 4300 Vanderbilt Rd. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
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6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

CSX  
500 Waters Street  
Jacksonville, FL 32202

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CSX (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3945, 4100 and 4223 Vanderbilt Rd. (Facility) which are located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Curtis Machine Company  
P.O. Box 1255  
Gardensdale, AL 35071

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Curtis Machine Company (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 2821 29th Ave. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.



This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Dancing Bear Minerals  
3103 27th Avenue N.  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Dancing Bear Minerals (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3103 27th Avenue N. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Direct Rail Head  
3101 27th Avenue N.  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Direct Rail Head (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3101 27th Avenue N. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.



June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Diversified Supply  
121 Cloverdale Drive  
Alabaster, AL 35007

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Diversified Supply (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3433 35th St. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
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  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Exide Corp.  
13000 Deerfield Parkway  
Suite 200  
Milton, GA 30004

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Exide Corp. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 4300 Vanderbilt Rd. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Family Lines Rail Systems  
n/k/a CSX  
500 Waters Street  
Jacksonville, FL 32202

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CSX (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Family Lines Rail Systems operated in Birmingham, Alabama at 4100 Vanderbilt Rd. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions



## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Gate City Steel  
3601 Mary Taylor Road  
Birmingham, AL 35235

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Gate City Steel (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3500 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
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  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Georgia-Pacific Corp.  
133 Peachtree St., NE  
Atlanta, GA 30303

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Georgia-Pacific Corp. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3725 Vanderbilt Rd. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Gerdau Ameristeel  
3601 Mary Taylor Road  
Birmingham, AL 35235

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Gerdau Ameristeel (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3500 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.



This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Good Hope Contracting Co., Inc.  
3100 35th Avenue N.  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Good Hope Contracting Co., Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegetown, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3100 35th Avenue N. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Hackney Steel Co., Inc.  
n/k/a Contractors Material Co., Inc.  
P.O. Box 6137  
Pearl, MS 39288

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Contractors Material Co., Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegetown, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Hackney Steel Co., Inc. operated in Birmingham, Alabama at 3329 37th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Hickory Springs Manufacturing Co.  
P.O. Box 128  
Hickory, NC 28603

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Hickory Springs Manufacturing Co. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3925 29th St. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Tube City IMS  
2301 F.L. Shuttlesworth Drive  
Birmingham, AL 35234

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Tube City IMS (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 2301 F.L. Shuttlesworth Drive (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Industrial Tool & Engineering Co.  
315 4th Street N  
Birmingham, AL 35204

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Industrial Tool & Engineering Co. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegetown, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3333 35th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions



## Questions

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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Iron Unlimited  
1100 D Pinson Street  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Iron Unlimited (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegetown, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 1100 D Pinson Street (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

KGS Steel, Inc.  
P.O. Box 43009  
Birmingham, AL 35243

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that KGS Steel, Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3333 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

KMAC Foundry  
2631 F.L. Shuttlesworth Drive  
Birmingham, AL 35234

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that the KMAC Foundry (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

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Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

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Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

L&N RR Co.  
n/k/a CSX  
500 Water Street, 15th Floor  
Jacksonville, FL 32202

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CSX (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The L&N RR Co. operated in Birmingham, Alabama at 4100 Vanderbilt Rd. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Martin Marietta Corp.  
6801 Rockledge Drive  
Bethesda, MD 20817

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Martin Marietta Corp. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3431 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.



June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

McWane Cast Iron Pipe Co.  
1201 Vanderbilt Road  
Birmingham, AL 35234

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that McWane Cast Iron Pipe Co. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3700 11th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Medusa Citadel Cements Birmingham  
n/k/a CEMEX  
P.O. Box 1500  
Houston, TX 77251

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CEMEX (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Medusa Citadel Cements Birmingham operated in Birmingham, Alabama at 4700 FL Shuttlesworth Dr. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Metal Management Alabama Inc.  
n/k/a SIMS Metal Management  
2020 Vanderbilt Road  
Birmingham, AL 35234

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that SIMS Metal Management (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Metal Management Alabama Inc. operated in Birmingham, Alabama at 2020 Vanderbilt Road (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions



## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
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5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
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6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Nasco, Inc., n/k/a ORS NASCO  
c/o United Stationers, Inc.  
One Parkway North Blvd., Suite 100  
Deerfield, IL 60015

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that United Stationers, Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. NASCO Inc. operated in Birmingham, Alabama at 4330 Florence Street (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
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  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Natco Corp.  
n/k/a Fuqua Industries  
3350 Riverwood Parkway  
Suite 700  
Atlanta, GA 30339

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Fuqua Industries (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Natco Corp. operated in Birmingham, Alabama at 3900 28th Way N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Nelson-Brantley Glass Co.  
f/k/a Nels-Bran Glass LLC  
4132 2nd Avenue S  
Birmingham, AL 35222

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Nelson-Brantley Glass Co. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Nels-Bran Glass LLC operated in Birmingham, Alabama at 3350 Ball St. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.



This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Nucor Steel  
P.O. Box 2764  
Birmingham, AL 35202

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Nucor Steel (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 2301 FL Shuttlesworth Dr. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
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  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Oxylance Corp.  
n/k/a Oxylance Inc.  
2501 27<sup>th</sup> St. N  
Birmingham, AL 35231

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Oxylance, Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Oxylance Corp. operated in Birmingham, Alabama at 3925 29<sup>th</sup> St. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.



June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Philip Services  
n/k/a PSC Metal, Inc.  
5875 Landerbrook Dr.  
Suite 200  
Mayfield Heights, OH 44124

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that PSC Metal Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Philip Services operated in Birmingham, Alabama at 3353 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

-  
Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

PSC Metal Inc.  
5875 Landerbrook Dr.  
Suite 200  
Mayfield Heights, OH 44124

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that PSC Metal Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

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While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

P.V. Salazar Corp.  
2714 Cone Drive  
Birmingham, AL 35217

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that P.V. Salazar Corp. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 2901 35th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions



## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Sims Metal Management  
2020 Vanderbilt Road  
Birmingham, AL 35234

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Sims Metal Management (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 2020 Vanderbilt Road (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(c) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

SMI Steel Inc.  
n/k/a CMC Steel  
101 S. 50th Street  
Birmingham, AL 35212

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CMC Steel (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. SMI Steel Inc. operated in Birmingham, Alabama at 3431 27th Avenue N. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

SMI Steel Inc.  
n/k/a CMC Steel  
3431 27th Avenue N.  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that CMC Steel (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. SMI Steel Inc. operated in Birmingham, Alabama at 3431 27th Avenue N. (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.



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The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

South Steel  
n/k/a KGS Steel  
P.O. Box 43009  
Birmingham, AL 35243

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that KGS Steel (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. South Steel operated in Birmingham, Alabama at 3101 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Southeastern Steel Container Co. Inc.  
n/k/a Self Industries  
3491 Mary Taylor Rd.  
Birmingham, AL 35235

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Self Industries (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Southeastern Steel Container Co. Inc. operated in Birmingham, Alabama at 3055 35th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

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The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.



June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Standard Container Co.  
n/k/a Brockway Standard  
8607 Roberts Drive  
Suite 250  
Atlanta, GA 30305

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Brockway Standard (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Standard Container Co. operated in Birmingham, Alabama at 3055 35th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
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  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Superior Metal Products  
116 Citation Court  
Birmingham, AL 35209

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Superior Metal Products (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 2938 35<sup>th</sup> Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Superrock Block Co. Inc.  
3017 35th Street N.  
Birmingham, AL 35207

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Superrock Block Co. Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3301 27th Ave. N and 3017 35th St. (Facility) which are located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions



## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Thomasson Coal & Coke  
n/k/a AFT Corp.  
3900 Montclair Road  
Suite 200  
Birmingham, AL 35213

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that AFT Corp. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Thomasson Coal & Coke operated in Birmingham, Alabama at 3100 35th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Thompson Fabricating LLC  
f/k/a Thompson Fabricating Co., Inc.  
1411 Commerce Place  
Tarrant, AL 35217

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Thompson Fabricating LLC (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Thompson Fabricating Co., Inc. operated in Birmingham, Alabama at 1411 Commerce Place (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
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June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Vulcan Materials Co.  
n/k/a Legacy Vulcan  
1200 Urban Center Drive  
Birmingham, AL 35242

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Legacy Vulcan (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Vulcan Materials Co. operated in Birmingham, Alabama at 3431 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.



This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Waste Away, Inc.  
333 Clay Street  
Houston, TX 77002

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Waste Away, Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3510 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures –Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Wedron Silica Company  
P.O. Box 119  
Wedron, IL 60557

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Wedron Silica Company (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. The Company operated in Birmingham, Alabama at 3433 35<sup>th</sup> St. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
  - c. any root cause investigation that occurred during the year and resulting in maintenance or operational changes, or physical modification to the unit/system done to reduce by-pass or malfunction events.
6. For all emergency by-pass and malfunction events identified in response to question 5 above, provide records of all unit parameters monitored for the system during the emergency bypass or malfunction event in a graphical format (i.e., graphs, tables, charts, etc.). Such documents include, but are not limited to, the unit continuous emissions monitoring data, emergency bypass event reports, waste analysis sampling sheets, maintenance and repair records, daily inspections, system programmable logic controller records for all monitoring parameters, plume and opacity visual records, and quality assurance/quality control reports. If no such documents exist, state that no documents exist relating to monitoring of the units' operational state.
7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.



June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Wilson Scrap Metal Inc.  
n/k/a PSC Metals, Inc.  
441 Vine Street  
Cincinnati, OH 45202

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that PSC Metals, Inc. (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Wilson Scrap Metal Inc. operated in Birmingham, Alabama at 3353 27th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

While the EPA seeks the Company's cooperation in this investigation, compliance with the Information Request is required by law. **Failure to respond fully and truthfully to the Information Request within 60 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by the EPA pursuant to Section 104(e) of CERCLA, as amended.** This statute, as modified by the Debt Collection Improvement Act of 1996, 40 C.F.R. Part 19, permits the EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500.00) for each day of continued non-compliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations to the Information Request may subject the Company to criminal penalties under 18 U.S.C. §1001.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501, et seq.

The Company's response to this Information Request should be mailed to:

Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

Due to the seriousness of the problem at the Site and the legal ramifications of the Company's failure to respond properly, the EPA strongly encourages the Company to give this matter immediate attention and to respond to this Information Request within the time specified below. To assist you in understanding why you received this letter, a list of Frequently Asked Questions has been included. If you have any specific legal or technical questions relating to this Information Request, you may consult with the EPA prior to the time specified above. **Please direct all questions to 1-888-550-8406 regarding any legal or technical questions. Provide your name and contact number and you will receive a return call within 48 hours.**

Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

1. Identify the person(s) responding to these questions on behalf of the Respondent.
2. For every question contained herein, identify all persons consulted in the preparation of responses.
3. For every question contained herein, identify all documents consulted, examined, or referred to in the preparation of the response that contain information responsive to the question, and provide true and accurate copies of all such documents.
4. Provide the name, title, address, and phone number of the individual to whom any future correspondence regarding this matter should be directed.
5. Provide a summary of all emergency by-pass or malfunction events from January 1, 1998, to the present for all furnaces, boilers, and combustion and/or thermal units. For these events include the following:
  - a. the total number and the accumulative duration for each year (annually) for all emergency by-pass events or malfunctions during which time the company continued to operate the unit, during that year;
  - b. the type and duration of each emission that was visually observed for events during that year; and
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7. For all documents produced in response to question 6, please explain the meaning of all codes used; explain the parameter operating ranges and indicate these on graphical presentations of the monitoring measurements; the amount of each parameter emissions exceedance.

June 28, 2012

**SUPPLEMENTAL INFORMATION REQUEST LETTER**  
**URGENT LEGAL MATTER**  
**PROMPT REPLY REQUESTED WITHIN 60 DAYS**  
**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Zucon, Inc.  
n/k/a Self Industries  
3491 Mary Taylor Rd.  
Birmingham, AL 35235

Re: Supplemental Request for Information Pursuant to Section 104 of CERCLA for the 35<sup>th</sup> Avenue Superfund Site (Site) in and around Birmingham, Jefferson County, Alabama.

Dear Sir/Madam:

The purpose of this letter is to request that Self Industries (the Company) respond to the enclosed Information Request. The U.S. Environmental Protection Agency is currently investigating the release or threatened release of hazardous substances, pollutants or contaminants or hazardous wastes on or about the above-referenced Site. This investigation requires inquiry into the identification, nature and quantity of materials generated, treated, stored or disposed of at, or transported to the Site and the nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from the Site.

The 35<sup>th</sup> Avenue Superfund Site is comprised of portions of the Fairmont, Collegeville, and Harriman Park communities (Residential Properties), Five Mile Creek and the 34<sup>th</sup> Street North Ditch, all of which are located in and around Birmingham, Jefferson County, Alabama. Zucon, Inc. operated in Birmingham, Alabama at 3055 35th Ave. N (Facility) which is located in or around the 35<sup>th</sup> Avenue Superfund Site. The EPA believes that the Company may have information about the operations of the Facility that may assist the Agency in its investigation of the Site. Pursuant to the authority of Section 104 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §9604, as amended, the Company is hereby requested to respond to the Information Request set forth in Enclosure A hereto.

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Carolyn McCall  
U.S. Environmental Protection Agency  
SEIMB 11<sup>th</sup> Floor  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

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Thank you for your cooperation in this matter.

Sincerely,

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division

Enclosures – Questions

## Questions

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