



pennsylvania

DEPARTMENT OF ENVIRONMENTAL PROTECTION
SOUTHEAST REGIONAL COUNSEL

March 8, 2016

Robert W. Thomson, Esquire
Babst, Calland, Clements and Zomnir, P.C.
Two Gateway Center
Pittsburgh, Pennsylvania 15222

PROGRAM ECB/HSCA
FAC NAME Bishop Tube Co.
COUNTY Chester
MUNICIPALITY E. Whiteland Twp
FILE ID # 407011
FILE TYPE # 100 - Legal

RE: Marcegaglia USA Inc.; Bishop Tube HSCA Site

Dear Mr. Thomson:

The Department of Environmental Protection ("Department") has previously sent correspondence (most recently, February 2008) requesting that your client, Marcegaglia USA, Inc., speak with the Department regarding a release of contamination or hazardous substance at the Bishop Tube HSCA site, in Frazier, East Whiteland Township, Chester County, Pennsylvania.

The Department is conducting response actions under the authority of Section 501 of the Pennsylvania Hazardous Sites Cleanup Act, 35 P.S. § 6020.501, including a remedial investigation of the contamination on the site. The Department will shortly be moving into a remedial action phase after it selects an appropriate remedy.

Department records indicate that Marcegaglia operated the site from a period of 1991 through 1999. As a former operator, Marcegaglia may be liable for any environmental investigation or cleanup at the Site. As part of its investigation, the Department continues to seek information concerning a release and/or threat of release of a contamination from the site, and welcomes your client's participation in the matter. Our February 2008 letter, in particular, discussed evidence of Marcegaglia's purchase of TCE while operating the site. To date, the Department has not received a response to the letter.

As mentioned, the Department will select a remedy for the site at some point this spring or summer, and would appreciate Marcegaglia's a response to the February 2008 letter and its active participation during the remediation phase. The Department looks forward to your

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response regarding Marcegaglia's involvement at the Bishop Tube site. Please contact me if you have any questions or concerns.

Sincerely,



Stephan Sinding
Regional Manager
Environmental Cleanup

cc: Mr. Schena
Mr. Hartzell
Mr. Patel