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*Received
Nov 13-2003*

November 10, 2003

Ms. Barbara Grundl
Wisconsin Department of Natural Resources
2300 North Dr. Martin Luther King Drive
Milwaukee, Wisconsin 53212

RE: Former Key Products Site
8627-8633 West Lynx Street
Milwaukee, Wisconsin
WDNR FID #2411437790 ERP

*~~241143~~ 241437790
FID#*

Dear Ms. Grundl,

I am writing on behalf of our client, Key Products, in an effort to bring closure to the above-referenced matter.

As you may recall, for three years now, we have taken the position that Key Products is not responsible for the investigation and clean up of contamination at the above-referenced site. We have consistently maintained that Key Products is not a responsible party under the Spill Statute. First, Key Products did not cause the discharge of the chlorinated solvents detected on and around the site as evidenced by, among other items, MSDSs and solid and hazardous waste disposal records that we submitted to WDNR in November 2000 (MSDSs) and March 2001 (disposal records). Furthermore, Key Products is also not liable for the reason that it vacated the premises in 1994; the Spill Statute does not apply to past property owners and tenants.

You might further recall that we last met with WDNR on April 24, 2001. At that meeting, WDNR agreed to turn its attention away from Key Products toward other parties, who might be responsible for the contamination. Based on our review of WDNR files, it appears that WDNR sent responsible party letters to at least one owner of nearby property. It does not appear, however, that additional investigation or remediation measures have been undertaken.

It's now been two and one-half years since we last met, and my client would like this matter laid to rest. To that end, we are requesting that the WDNR issue a liability exemption or clarification letter informing Key Products that it is not a responsible party.

*Adv. so work require
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There should already be more than sufficient information in your files to support issuance of such a letter.

We would appreciate your acknowledgement of this request at your earliest convenience. Please call me at 262-754-2852.

Very truly yours,

DeWitt Ross & Stevens



Karen M. Schapiro

KMS/kb

cc: Mr. Dick Meinburg