

March 30, 2010

Mr. Chris Collins Ochi  
Metroplex Auto Sales LLC  
PO Box 100399  
Milwaukee WI 53210

**Comm. #: 53210-253102**  
**Brrts #: 03-41-184166**  
**Site: Autoquip (Former Glen's**  
**Service Station) Now Metroplex Auto**  
**Sales Milwaukee, Milwaukee Co**

Dear Mr. Ochi:

Thank you for contacting the Department regarding a reduction of the Petroleum Environmental Cleanup Fund (PECFA) reimbursement deductible under Wisconsin Administrative Code for the Department of Commerce, Comm 47.34.

Your request for a reduction of the deductible on your PECFA site has been reviewed. We have made the decision to **approve** your request for a reduction of deductible to **\$8,905.88**. This approval is based upon the documents that you submitted that support your inability to pay additional deductible.

If you would like to have a waiver of deductible that is also possible. The Wisconsin Statutes, Section 101.143(4)(ee), provides the following:

*Waiver of deductible.* Notwithstanding par. (d)2., (dm)2. or (e)2., the department may waive the requirement that an owner or operator pay the deductible amount if the department determines that the owner or operator is unable to pay. If the department waives the requirement that an owner or operator pay the deductible, the department shall record a statement of lien with the register of deeds of the county in which the petroleum product storage system is located. If the department records the statement of lien, the department has a lien on the property on which the petroleum product storage system is located in the amount of the deductible that was waived. The property remains subject to the lien until that amount is paid in full.

Due to the fact that you already qualify for a reduction of deductible in the amount of \$8,905.88, the waiver would be for the same amount. The lien will be put on your property for said amount of \$8,905.88. The lien will stay on the property until it is paid either by you paying the amount or as part of a sale of the property. This is not an interest accruing lien.

As the statute referenced above indicates, a lien will be placed on the property with the register of deeds of Milwaukee County in which this property is located. As soon as the lien is processed and recorded with the county, a notice of lien will be mailed to you.

If you are interested in the Waiver of Deductible, I will need a copy of the current deed with the legal description of the property and the Waiver of Deductible form filled out and signed by you.

I have signed the Application for Reduction of Deductible as "**approved**" and have attached the form for your information. If you want to put the lien on the property, the Waiver of Deductible form will be signed as approved, as soon as I receive the requested information.

I have provided a return envelope for the above information. Instead of mailing, if you'd like, you can either fax or email the information to me. **Please provide this information within 15 business days of the date of this letter, by April 20<sup>th</sup>, 2010.**

If I can be of further assistance, please contact me by phone or mail.

Sincerely,

Tanya Herranz  
Department of Commerce  
PECFA Program Specialist  
(608) 266-6796 (voice)  
(608) 267-1381 (fax)  
[Tanya.herranz@wisconsin.gov](mailto:Tanya.herranz@wisconsin.gov)

cc: Monica Weis