

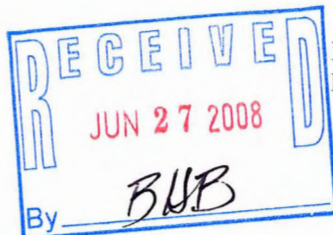


Reinhart Boerner Van Deuren s.c.
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June 24, 2008



Donald P. Gallo, Esq., P.E.
Direct Dial: 262-951-4555
dgallo@reinhartlaw.com

Ms. Victoria Stovall
Wisconsin Dept. of Natural Resources
2300 N. Dr. Martin Luther King Jr. Drive
Milwaukee, WI 53212-3128

Dear Victoria:

Re: Notification for Hazardous Substance
Discharge (Non-Emergency Only) at
13405 Watertown Plank Road, Elm
Grove, WI (the "Property")

On behalf of our client, OHM Holdings, LLC, we are notifying WDNR of a hazardous substance discharge (see attached Notification form) which was discovered as a result of a Site Investigation on March 28, 2006 (see attached "*Results of Site Investigation Scoping Activities*").

Please contact me at 262-951-4555 if you need further clarification.

Yours very truly,

Donald P. Gallo

REINHART2356736MLW:TMS

Encs.

cc Mr. Brian Cass (w/enc. – Notification only)

FID# 268104540
 BRRTS# 02-68-552102

Emergency Discharges / Spills should be reported via the 24-Hour Hotline: 1-800-943-0003

Notice: Hazardous substance discharges must be reported immediately according to s. 292.11 Wis. Stats. Non-emergency hazardous substance discharges may be reported by telefaxing or e-mailing a completed report to the Department, or calling or visiting a Department office in person. If you choose to notify the Department by telefax or by email, you should use this form to be sure that all necessary information is included. However, use of this form is not mandatory. Under s. 292.99, Wis. Stats., the penalty for violating the reporting requirements of ch. 292 Wis. Stats., shall be no less than \$10 nor more than \$5000 for each violation. Each day of continued violation is a separate offense. It is not the Department's intention to use any personally identifiable information from this form for any purpose other than program administration. However, information submitted on this form may also be made available to requesters under Wisconsin's Open Records Law (ss. 19.31 - 19.39, Wis. Stats.).

Confirmatory laboratory data should be included with this form, to assist the DNR in processing this Hazardous Substance Release Notification.

Complete this form. **TYPE or PRINT LEGIBLY.** NOTIFY appropriate DNR region (see next page) **IMMEDIATELY** upon discovery of a potential release from (check one):

- Underground Petroleum Storage Tank System
- Aboveground Petroleum Storage Tank System
- Dry Cleaner Facility (DERP eligibility based on: Facility owner/operator Property owner of licensed facility)
- Other - Describe: _____

ATTN DNR: **R & R Program Associate** Date DNR Notified: _____

1. Discharge Reported By

Name	Firm	(Area Code) Phone Number
Donald P. Gallo	Reinhart Boerner Van Deuren	262-951-4500
Mailing Address	E-mail Address	
116 W 23250 W. Stoneridge Dr. Waukesha, WI		

2. Site Information

Name of site at which discharge occurred. Include local name of site/business, not responsible party name, unless a residence/vacant property.
 OHM Holdings - Elm Grove

Location: Include street address, not PO Box. If no street address, describe as precisely as possible, i.e., 1/4 mile NW of CTHs 60 & 123 on E side of CTH 60.
 13405 Watertown Plank Road

Municipality: (City, Village, Township) Specify municipality in which the site is located, not mailing address/city.
 Elm Grove zip = 53122

County:	Legal Description:	CE	WTM:
Waukesha	1/4 1/4 Sec Tn Range	W	X Y

3. Responsible Party (RP) and/or RP Representative

Responsible Party Name: Business or owner name that is responsible for cleanup. If more than one, list all. Attach additional pages as necessary.
 OHM Holdings, LLC - Elm Grove

Reported in compliance with s. 292.11(2), Wis. Stats., by a local government exempt from liability under s. 292.11(9)(e), Wis. Stats. For more information see http://dnr.wi.gov/org/aw/rr/liability/muni_1.html.

Contact Person Name (if different)	Phone Number	E-mail Address	
Brian Cass			
Mailing Address	City	State	ZIP Code
W 223 N 798 Saratoga Drive	Waukesha	WI	53186

**Notification For Hazardous Substance Discharge
 (Non-Emergency Only)**

4. Hazardous Substance Impact Information

Identify hazardous substance discharged (check all that apply):

- | | | |
|---|---|---|
| <input type="checkbox"/> VOC's | <input type="checkbox"/> Diesel | <input checked="" type="checkbox"/> PERC (Dry Cleaners) |
| <input type="checkbox"/> PAH's | <input type="checkbox"/> Fuel Oil | <input type="checkbox"/> RCRA Hazardous Waste |
| <input type="checkbox"/> Metals (specify) _____ | <input type="checkbox"/> Gasoline | <input type="checkbox"/> Leachate |
| <input type="checkbox"/> Arsenic | <input type="checkbox"/> Hydraulic Oil | <input type="checkbox"/> Fertilizer |
| <input type="checkbox"/> Chromium | <input type="checkbox"/> Jet Fuel | <input type="checkbox"/> Pesticide/Herbicide/Insecticide(s) |
| <input type="checkbox"/> Cyanide | <input type="checkbox"/> Mineral Oil | <input type="checkbox"/> Other (specify): _____ |
| <input type="checkbox"/> Lead | <input type="checkbox"/> Waste Oil | <input type="checkbox"/> Unknown |
| <input type="checkbox"/> PCB's | <input type="checkbox"/> Petroleum-Unknown Type | |

5. Impacts to the Environment Information

Enter "K" for known/confirmed or "P" for potential for all that apply.

- | | | |
|--|---|--|
| <input type="checkbox"/> Air Contamination | <input type="checkbox"/> Contamination in Right of Way | <input type="checkbox"/> Sanitary Sewer Contamination |
| <input type="checkbox"/> Co-Contamination | <input type="checkbox"/> Direct Contact | <input checked="" type="checkbox"/> Soil Contamination |
| <input type="checkbox"/> Concrete/Asphalt | <input type="checkbox"/> Expanding Plume | <input type="checkbox"/> Storm Sewer Contamination |
| <input type="checkbox"/> Contained/Recovered | <input type="checkbox"/> Fire Explosion Threat | <input type="checkbox"/> Surface Water Contamination |
| <input type="checkbox"/> Contamination Within 1 Meter of Bedrock | <input type="checkbox"/> Free Product | <input type="checkbox"/> Within 100 ft of Private Well |
| <input type="checkbox"/> Contaminated Private Well | <input checked="" type="checkbox"/> Groundwater Contamination | <input type="checkbox"/> Within 1000 ft of Public Well |
| <input type="checkbox"/> Contaminated Public Well | <input type="checkbox"/> Off-Site Contamination | |
| <input type="checkbox"/> Contamination in Fractured Bedrock | <input type="checkbox"/> Other (specify): _____ | |

Contamination was discovered as a result of:

- | | | |
|--|---|---|
| <input type="checkbox"/> Tank closure assessment | <input checked="" type="checkbox"/> Site assessment | <input type="checkbox"/> Other - Describe _____ |
| Date _____ | Date 3/28/2006 | Date _____ |

6. Federal Energy Act Requirements (Section 9002(d) of the Solid Waste Disposal Act (SWDA))

For all UST's please provide the following information:

Quantity	Source	Quantity	Cause
___	Tank	___	Spill
___	Piping	___	Overfill
___	Dispenser	___	Corrosion
___	Submersible Turbine Pump	___	Physical or Mechanical Damage
___	Delivery Problem	___	Installation Problem
___	Other (specify): _____	___	Other (does not fit any of above)
		___	Unknown

Lab results: Lab results will be faxed upon receipt Lab results are attached

Additional Comments: Include a brief description of immediate actions taken to halt the release and contain or cleanup hazardous substances that have been discharged.

Contact information to report non-emergency releases in DNR's five regions are as follows:

- Northeast Region (FAX: 920-662-5197); Attention -- R&R Program Associate: DNRRRNER@wisconsin.gov**
 Brown, Calumet, Door, Fond du Lac (except City of Waupun - see South Central Region), Green Lake, Kewaunee, Manitowoc, Marinette, Marquette, Menominee, Oconto, Outagamie, Shawano, Waupaca, Waushara, Winnebago counties
- Northern Region (FAX: 715-623-6773); Attention -- R&R Program Associate: DNRRRNOR@wisconsin.gov**
 Ashland, Barron, Bayfield, Burnett, Douglas, Forest, Florence, Iron, Langlade, Lincoln, Oneida, Polk, Price, Rusk, Sawyer, Taylor, Vilas, Washburn counties
- South Central Region (FAX: 608-275-3338); Attention -- R&R Program Associate: DNRRRSCR@wisconsin.gov**
 Columbia, Dane, Dodge, Fond du Lac (City of Waupun only), Grant, Green, Iowa, Jefferson, Lafayette, Richland, Rock, Sauk counties
- Southeast Region (FAX: 414-263-8550); Attention -- R&R Program Associate: DNRRRSER@wisconsin.gov**
 Kenosha, Milwaukee, Ozaukee, Racine, Sheboygan, Walworth, Washington, Waukesha counties
- West Central Region (FAX: 715-839-6076); Attention -- R&R Program Associate: DNRRRWCR@wisconsin.gov**
 Adams, Buffalo, Chippewa, Clark, Crawford, Dunn, Eau Claire, Jackson, Juneau, LaCrosse, Marathon, Monroe, Pepin, Pierce, Portage, St. Croix, Trempealeau, Vernon, Wood counties