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November 9, 2004

Ms. Margaret Brunette
Wisconsin Department of Natural Resources
P.O. Box 12436
Milwaukee, WI 53212

RE: FALK CORPORATION, 3001 WEST CANAL STREET, MILWAUKEE, WISCONSIN
NATURAL GAS/FIRE SUPPRESSION UTILITY TRENCH AREAS
FID 241008240
BRRTS 02-41-529293

Dear Margaret:

This correspondence is prepared by ENSR Corporation (ENSR) on behalf of Falk Corporation (Falk) in response to the Wisconsin Department of Natural Resources' (WDNR) letter of October 6, 2004. This letter also serves as a status report, as requested in the WDNR letter. Falk has retained ENSR to conduct the necessary work associated with the Utility Areas at the facility.

Falk and ENSR have conducted appropriate response actions within an aggressive schedule. The following steps have already been completed:

- Upon discovery of potential impacts to soils and groundwater in the trench excavations, WDNR was consulted regarding immediate actions taken to allow resumption of the construction activities in the three Utility Trench Areas. These actions included staging and characterizing impacted soil for disposal, removal of water and accumulated oil from the excavations and collection and analysis of soil samples from the excavations to establish the nature of the impacts. Based on these findings, it is appropriate that the WDNR retain authority over this case rather than transfer authority to the Department of Commerce.
- The initial data generated as part of the immediate action were compiled and a soil and groundwater investigation plan was implemented, consisting of soil borings and groundwater monitoring wells near the location of discovery and 10 to 20 feet from those locations in an attempt to define the boundaries of impact. Data summaries and well-location figures are attached for you review.

Reports of findings are being prepared for submission to WDNR. Based on the results, a performance-based closure is appropriate at Utility Area 2 and will be requested as part of the reporting process. Additional monitoring will be recommended for Utility Areas 3 and 4 prior to requesting performance-based closures. The specific scopes of monitoring will be discussed with you prior to implementation.

Given the degree to which the response work has progressed, we respectfully recommend that Step 2 outlined in the October 6 WDNR correspondence be waived. Further, it is our intention to continue conducting required response actions in a timely manner and communicate the findings of those actions to WDNR as they occur. Therefore, we recommend that status reports be submitted as appropriate to the site activities, rather than on a fixed schedule.

If you do not concur with these recommendations or require additional information, please contact Kristine Casper at 262-523-2040 ext. 232. Thank you for your continued assistance in guiding this case toward closure.

Sincerely,

ENSR Corporation

Kristine M. Casper, P.G.
Program Manager

Rick Smith
Client Service Manager

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cc: Mr. Donald Paulus
Mr. Scott Moyer
Mr. Mark Citroni
Ms. Tori Haines